

## CHAP. 154

An Act to authorize the heirs of Alexander Fraser to alienate property situate in certain seigniories

[Assented to 29th May, 1909]

**W**HEREAS Malcolm Fraser, of the town of Fraserville, Preamble. and Dame Joséphine Buckley, of the town of Fraserville, wife and curatrix of Archibald Andrew Fraser, two of the heirs who have become indisputable and undivided owners of the estate of the late Alexander Fraser, in his lifetime seignior of the seigniories now known under the names of Rivière du Loup, Verbois, Le Parc and Villeray, have, by their petition, represented :

That Alexander Fraser, seignior of Rivière du Loup and other places, died on the fourteenth of June, 1837, having by his authentic will dated the eleventh of February, 1833, substituted his property comprising the seigniories above mentioned, making his four sons Malcolm, Elliot, William and Edward institutes and the children or grand-children substitutes in the said substitution ;

That the said Malcolm, Elliot and Edward Fraser died many years ago without children, William Fraser alone having children at his death ;

That the substitution was finally opened on the twenty-first of June, 1908, through the death of the said William Fraser, who died at Fraserville, leaving two sons, Malcolm Fraser and Archibald Andrew Fraser; a daughter, Dame Alice Fraser, and a grand-daughter, Marie Yvonne Henriette Fraser, daughter of the late Joseph William Fraser ;

That Archibald Andrew Fraser was interdicted on the eighth of February, 1909, and his wife, Dame Josephine Buckley, was appointed his curatrix on the same day ;

That Marie Yvonne Fraser is a minor child to whom Arthur C. Sutherland and Dame Marie-Anne Brunelle, his wife and mother of the said Marie Yvonne Henriette Fraser, were appointed joint tutors ;

That, among the property of Alexander Fraser, are the seigniories of Rivière du Loup, Verbois, Le Parc and Villeray, and that the town of Fraserville, in the county of Temiscouata, is situate in the seigniory of Rivière du Loup ;

That if the concessions and sales of lots and portions of the lands of the said seigniories continue to be suspended by the interdiction and minority aforesaid, public interests, as well as the private interests of the heirs of Alexander Fraser will suffer by the stoppage of the progress and advancement of the region in which the four seigniories aforesaid are situated ;

And whereas the said petitioners have prayed for an act to authorize the said Josephine Buckley *es-qualité*, the curatrix to Archibald Fraser, and Arthur C. Sutherland, of the town of Fraserville, and his wife, Dame Marie Anne Brunelle, as joint tutors to Marie Yvonne Henriette Fraser, minor daughter of the late Joseph William Fraser and the said Dame Marie Anne Brunelle, to sell the lands of the said seigniories, and it is desirable that they be authorized also to proceed to the partition by mutual agreement of the said property and it is expedient to grant their prayer ;

Therefore, His Majesty, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

Certain sales, &c., authorized.

**1.** The said tutors and curatrix *es-qualité* are hereby authorized to concede and sell by lots and portions, or otherwise, or to exchange for shares of any company specially incorporated to develop the resources of the Fraser estate, notwithstanding the interdiction of the said Archibald Andrew Fraser and the minority of the said Marie Yvonne Henriette Fraser, the lands, buildings, leases, water-powers, islands and fishing rights, etc., in the said seigniories of Rivière du Loup, Verbois, Le Parc and Villeray, as well as to proceed to the partition by mutual agreement with such other persons as may be interested therein of the whole or any part of the said property and to agree to pay or receive any balance.

And alienation of certain lands for streets, &c.

**2.** They are further authorized to sell, give, or otherwise, alienate all lots of land or lands in the town of Fraserville, in the seigniory of Rivière du Loup, for the opening of streets or lanes or for all such public objects or purposes as they may deem expedient and which might, in their opinion, increase the value of the lots and lands of the aforesaid seigniories.

Powers of curator and tutor to heirs.

**3.** And for the same purposes, every curator and every tutor appointed to the said Archibald Andrew Fraser and Marie Yvonne Henriette Fraser shall have the rights conferred by this act in the place of those already constituted and so long as such curatorship and minority shall last.

Investment of moneys.

The said tutors and curators shall invest under the provisions of the law all capital sums, purchase prices, rents and money which they may receive and are authorized to receive, under this act.

Powers exercisable jointly, &c.

The powers hereby conferred shall be exercised jointly with all interested parties before the partition and may be exercised

alone after the partition as regards such of the property as has been divided.

4. This act shall come into force on the day of its sanction. Coming into force.

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CHAP. 155

An Act respecting the estate of the late Margaret Ewing,  
widow of William Galt

[Assented to 27th April, 1909]

**W**HEREAS, Margaret Ewing Hill, wife of George Miller Preamble.

Paterson, gentleman, both formerly of Montreal, now of Cleveland, Ohio, as well in her own right as having acquired the rights of the estate of her brother William Galt Hill, deceased, and also being in the rights of the estate of the late Adolphus James Hill, intestate, deceased; Adelaide Hill, wife contractually separated as to property of Samuel P. Wigg, gentleman, both formerly of Montreal, aforesaid, and now of Lakefield, in Ontario; Jean Elizabeth Steele Hill, wife of Edward A. Hilton, organist, of Montreal aforesaid; Helena Augusta Bourne Hill, spinster, of Montreal aforesaid; and Lillian Galt Adams, spinster, and Ethel Muriel Adams, wife separate as to property of Christopher Severs, agent, and William Lisle Adams, gentleman, all three children issue of the marriage of the late Emma Louise Hill and the late Albert A. Adams, gentleman, both deceased, and all of Montreal, have by their petition, represented;

That the petitioners are the sole surviving children, (the said three Adams children as representing their said mother) issue of the marriage of the late Charles Gideon Hill, in his lifetime of Montreal aforesaid, gentleman, and of the late Dame Margaret Jane Galt, his wife, and at the time of her death, were, together with Adolphus J. Hill, (who has since died a major, unmarried and intestate) her sole surviving children and all (except the said Adolphus J. Hill) were then majors, her said death having taken place at Montreal, aforesaid the twenty-fourth day of May, 1882, she having been the usufructuary universal legatee, and her said children, her issue, substitutes and beneficiaries, under the last will and testament of the late Dame Margaret Ewing, widow of the late William Galt, merchant, both of Montreal, aforesaid, deceased, hereinafter referred to.

That the said late Margaret Ewing, widow Galt, executed her last will and testament before James Smith and his col-