

C H A P. 162

[Assented to 7th May, 1909]

An Act to ratify the title of the Montreal Trust and Deposit Company to a certain part of lot No. 3600 of the cadastre of the parish of Montreal

WHEREAS the Montreal Trust and Deposit Company, now known as the Montreal Trust Company has, by its petition, represented : Preamble.

That by deed of the twenty-third of April, 1903, before G. R. Lighthall, notary, duly registered, it bought from M. B. Atkinson, W. M. Kerr, C. McArthur and W. F. Lighthall a lot of land of irregular shape situate in the parish of Côte St. Paul, being the greater portion of lot No. 3600 of the official plan and book of reference of the parish of Montreal ; bounded in front to the south, partly by the Côte St. Paul road, leading to the bridge across the Lachine canal at that spot and partly by the land of the said canal ; on the east by another portion of the said lot No. 3600 belonging to The Montreal Gas Company ; on the north partly by lot No. 3414 of the said cadastre and partly by the middle of the bed of the former river St. Peter ; on the other side to the southwest by lots Nos. 3920, 3921, 3922, 3923, 3924, 3925, 3926, 3928, 3601 and 3602 of the said cadastre ;

That the said W. M. Kerr, C. McArthur and W. F. Lighthall had by deed of the 7th March, 1901, before the same notary, duly registered, purchased undivided parts of the said lot from M. B. Atkinson who had acquired the whole of such lot at a sale by the sheriff of the district of Montreal, the adjudication having taken place on the fifteenth of June, 1900, and the title deed having been signed on the eighth of January, 1901, and duly registered ;

Whereas doubts have been expressed by certain persons to whom the property was offered for sale by the petitioner with regard to the validity of the latter's title because the description of the said property in the sale by the sheriff is irregular and because the petitioner has held the property in its name but as trustee for other persons and it had not the power to thus acquire, hold and alienate in its name properties held as trustee for others ;

That it has therefore become difficult for the petitioner to alienate the said property ;

Whereas the petitioner prays that its title to the said property be confirmed in so far as the same may be necessary, subject to any trust it may have assumed and any right it may have consented in connection with such property ;

Therefore, His Majesty, with the advice and consent of the

Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

Title of company to certain property confirmed, &c.

1. Notwithstanding the pretended irregularity in the description of the said property in the sheriff's sale hereinabove mentioned, and the pretended want of power of the Montreal Trust and Deposit Company, now known as the Montreal Trust Company, to acquire, possess and alienate in its own name trust property held by it for others, the title of the said company to the said part of lot No. 3600 of the official plan and book of reference of the parish of Montreal, and the deed of sale of the twenty-third day of April, 1903, before George R. Lighthall, notary, are confirmed and ratified and declared legal and valid, and the said company is authorized to possess and alienate in its own name wholly or partly the said part of lot and to give a good title therefor to any acquirer thereof, as an absolute owner could do ; the whole without prejudice to any trust which the said company may have assumed, and to any right which it may have granted with respect to said property.

Coming into force.

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

CHAP. 163

An Act to define the powers of the testamentary executors and trustees acting under the last will and testament of the late William Murray, in his lifetime of the city of Montreal

[Assented to 7th May, 1909]

Preamble.

WHEREAS Annabella Murray, spinster ; William Alexander Murray, engineer ; and Alfred Polson Murray, salesman ; all of the city of Westmount, in the Province of Quebec, in their quality of executors and trustees of the will of the late William Murray, and the following beneficiaries of the estate of the late William Murray: Annabella Murray of the city of Westmount, spinster ; Walter Gow Murray, of Massawippi, an interdict, represented herein by Eliza F. Murray, his curatrix ; Dame Agnes Murray, wife of William Hall, of the city of Westmount ; Jane Macdonald Bridges, widow of the late Alexander Murray, of the city of Westmount ; William Alexander Murray, of the city of Montreal, engineer ; Katharine Grace Murray, wife of Alfred Polson Murray, of the city of Westmount ; Agnes Edith Murray, wife of Frederick James Capon, of the city of Toronto ; Alexander Murray, of Verdun, an interdict, represented by Walter H. Murray, of the