

C H A P . 140

An Act respecting the reconstruction of the church and sacristy of the parish of *Saint François d'Assise de la Longue Pointe*

[Assented to 25th April, 1908]

Preamble.

WHEREAS the *curé* and churchwardens of *l'œuvre et fabrique* of the parish of Saint François d'Assise de la Longue Pointe have, by their petition, represented :

That the Catholic church of that parish was totally destroyed by fire on the seventh of November last, and in consequence of such disaster the parishioners were and are under the necessity of rebuilding their church and sacristy as soon as possible ;

That on the ninth of February, 1908, at a meeting of the Catholic freehold proprietors of the parish, it was decided to at once rebuild the church and sacristy by means of assessments on the taxable immoveable property of the Catholic freehold proprietors of the parish, according to plans and for an amount approved by the Archbishop of Montreal ;

That at the same meeting, on the ninth of February, 1908, it was resolved to levy on the taxable immoveable property of the Catholic freehold proprietors a sum not exceeding two thousand dollars per annum and for a period of time not exceeding thirty years, to be applied to the payment of the interest and the sinking fund of the loan which is absolutely necessary ;

That the said sums so levied shall be employed in rebuilding the said church and sacristy provided the immoveables of the said freeholders be affected only for such time as they shall remain attached to the parish of Longue Pointe and they shall be bound only to the amount of the payments due on the said assessments ;

That, at the said meeting of the ninth of February 1908, the Reverend J. H. Lecourt, parish priest, Hector Vinet, churchwarden in office, Joseph Bernard, churchwarden ; Hormisdas Lapointe, senior, Gustave Vinet, Thomas Peltier, Henri Robert, Joseph Chevalier, Louis Caty, were appointed trustees for the purposes of the assessment :

That the said resolutions were approved by the Catholic ordinary, His Grace the Archbishop of Montreal.

Whereas, by the said petition, it is prayed that an act be passed for such purposes, and it is expedient to grant such prayer ,

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

1. The parish priest, churchwarden in office of the parish ; Persons in- Joseph Bernard, churchwarden ; Hoimisdas Lapointe, senior ; corporated. Gustave Vinet, Thomas Pelleter, Henri Robert, Joseph Che- valier, Louis Caty, are appointed trustees for the purposes of this act, who shall constitute a corporation, the quorum whereof shall be five, under the name of " The Trustees of the Name. parish of Longue Pointe " with the powers granted by law to corporations of trustees constituted under the Revised Statutes.

2. Vacancies occurring among the trustees who are not Vacancies. *ex-officio* members of the corporation shall be filled by the vote of a meeting of the trustees ; the trustees may appoint a secretary-treasurer who shall give the necessary security Secretary- and have charge of the collection of the annual taxes. treasurer, &c. Powers, rights, privileges and obligations similar to those Powers re of churchwardens are conferred and imposed on the said board collection of for the collection of moneys levied by the assessments, the moneys. works to be done, the suits to be taken out and generally everything connected with the purposes of this act.

3. The said trustees shall levy by assessment on the immoveables Assessment of the Catholic freehold proprietors of the said parish of Saint for payment François d'Assises, an annual sum not exceeding two thousand of loan. dollars for a period not exceeding thirty years, to provide for the payment of the principal and interest of the loan to be effected, and the proceeds thereof shall be employed in rebuilding the church and sacristy according to the plans and the amount approved by the ordinary His Grace the Archbishop of Montreal and for the costs and expenses connected there- Proviso. with, and provided that the immoveables of the said freehold proprietors shall be affected only in so far as they remain Further pro- attached to the parish of Longue Pointe and they shall be viso. bound only to the amount of the payments due in the event of a separation.

4. The act of assessment shall be based on the valuation Basis of roll of the parish, of the town, and of the village of Longue assessment. Pointe in force when the payment to be effected becomes due.

5. As soon as the act of annual assessment is prepared, the Notice of said trustees shall give public notice thereof at the door of the assessment. parish church during fifteen days, and during such delay any person who may deem himself aggrieved by the said assess- ment roll may appeal to the commissioners for the civil Appeal to erection of parishes by petition addressed to the said commis- commis- sioners and served within such delay of fifteen days upon the sioners said trustees ; in such case the commissioners for the civil

erection of parishes shall proceed in the manner provided by article 3408 of the Revised Statutes.

When assess-
ment be-
comes due. **6.** In the event of there being no contestation within the said delay, the said assessment roll shall become due and exigible without being subject to homologation by the civil commissioners.

Payment
thereof, &c. **7.** The sum to be levied every year shall be due and payable in annual and consecutive payments at the office of the secretary-treasurer of the trustees on the first of September of each year. Instalments shall bear interest after four months have expired from the date when they became due.

Loans there-
for, &c. **8.** The board of trustees so constituted a corporation may, on the security of the said assessment, effect the necessary loans for carrying out the said work, provided the sum borrowed shall not exceed what the assessment may meet by means of its annuities; such loans may be effected by contract, obligations or debentures with annuities, wholly or in part, according to requirements of the work done or to be done.

Application
of certain net
proceeds. **9.** The *fabrique* of the said parish shall hand over to the trustees for the purpose of assisting it when necessary, after having paid for the repairs to the presbytery, having built a temporary chapel and provided for certain expenses absolutely necessary under the circumstances, whatever may remain both of the moneys derived from the insurance on the old church, and from what it has or may have arising from the sale of *fabrique* lands.

Insurance of
buildings. **10.** It shall be lawful for the trustees to keep the buildings under construction insured against fire for their value.

Coming into
force. **11.** This act shall come into force on the day of its sanction.