

Whereas the curator to the said substitution has approved of the passing of this act and that a family council has advised it and their advice has been homologated by the prothonotary of the Superior Court, at Montreal, and that it is expedient to authorize the sale of said immoveable;

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

**F. Monette**  
authorized  
to sell certain  
property.

**1.** The said Francis Monette, institute under the terms of the will of the late Jeremie Monette, may, with the assistance of the curator to the substitution, sell, wholly or in part, subject to the rights of the Reverend Abbé Daignault, mentioned in the said will, for cash or on instalments, that part of lot number one hundred and thirty of the official plan and book of reference for the municipality of the parish of Montreal, which was bequeathed to him as institute under the said will, receive the money coming from such sale or sales and give good acquittances to the purchaser or purchasers, but nevertheless he shall upon receipt of such money deposit the same in trust in accordance with paragraph 5 of article 953a of the Civil Code of the Province of Quebec, or shall invest the same in accordance with the provisions of article 953a of the said Civil Code, and any purchaser shall be free of the obligation of seeing to such investment from the moment that it has been made in conformity with the provisions of paragraphs 3 and 4 of the said article 953a or that it has been deposited in the hands of the prothonotary of the Superior Court, at Montreal, in conformity with paragraph 5 of the same article.

**Coming into  
force.**

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

## CHAP. 171

An Act respecting a gift *inter vivos*, dated the 25th February, 1892, in favor of Joseph Menard and others by Joseph Maxwell and relieving the donees from the prohibition to alienate.

[Assented to 14th April, 1908]

**Preamble.**

**W**HEREAS, Joseph Menard, Dorimaine Maxwell his wife, and Joseph Octave Lionel Ménard, their son of age, all three of the parish of St. Gabriel de Brandon, in the district of Joliette, have by their petition represented : that they are the donees of a lot of land situated in the township of Brandon,

bearing the number 355 on the official plan and book of reference of the parish of St. Gabriel de Brandon ; that the deed of gift by Joseph Maxwell, in his life-time, farmer, of the parish of Saint Damien, then of the district of Richelieu, was passed on the 25th February, 1892, and registered on the 29th of February of the same year, in the registry office of the county of Berthier ;

Whereas the donees, Joseph Ménard and Dorimaine Maxwell his said wife, the donees both as regards the enjoyment and usufruct, and Joseph Octave Lionel Ménard, their son, the donee as to ownership, consent to sell and hypothecate or otherwise alienate the said lands to them given ;

Whereas they derive no benefit from the said lot and they even wish to leave that part of the Province to go and settle in a place where they can better ply their trade as plasterers ;

Whereas, they have also prayed for the passing of an act to relieve them, the donees, from the prohibition to alienate contained in the aforesaid deed, in order to give the purchaser or any other assignee of the said lot every possible warranty against eviction ; and

Whereas, it is expedient to grant the prayer contained in the said petition ;

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

1. Notwithstanding the prohibition to alienate contained in the deed of gift *inter vivos*, dated the 25th of February, 1892, and duly registered on the 29th February of the same year, by Joseph Maxwell in favor of Joseph Ménard, Dorimaine Maxwell and Joseph Octave Lionel Ménard, their son, as stated in the schedule to this act, the donees therein mentioned are authorized to sell, hypothecate or otherwise dispose of the land therein described and to give good and valid titles to the purchaser.

Alienation,  
&c., of cer-  
tain land  
permitted.

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

Coming into  
force.

## SCHEDULE

On the twenty-fifth day of the month of February in the year eighteen hundred and ninety-two ,

Before MR. HECTOR CHAMPAGNE, the undersigned notary public for the Province of Quebec, residing in the parish of Saint Gabriel de Brandon, in the district of Richelieu.

## CAME AND APPEARED :

MR. JOSEPH MAXWELL, farmer, of the parish of Saint Damien in the said district.

Who, by these presents, doth give, convey and make over by gift *inter vivos* and irrevocably to Joseph Ménard and Dorimaine Maxwell, his son-in-law and daughter, now residing in the United States, the enjoyment and usufruct, during their lives, and during the lifetime of the survivor of them, and to Joseph Octave Lionel Ménard, minor child of the said Joseph Ménard and Dorimaine Maxwell, the ownership from now and for ever and the enjoyment and usufruct, on the death of the survivor, of his father and mother and for ever, the following immoveable, to wit :

A lot of land situate and being in the said parish of St. Gabriel de Brandon, in the second range of the township of Brandon, containing two arpents in width by twenty-five arpents in depth, more or less ; bounded in front by the first range ; in rear by the third range of the said township ; on one side by Henri Martineau ; on the other side by Elisée Bellerose, with the buildings thereon erected, and moreover the right of way over the adjoining lot belonging to Elisée Bellerose to communicate from one part thereof to the other, which lot hereby given is known and designated under the number three hundred and fifty-five of the official plan and book of reference of the said parish.

As the whole now is, circumstances and dependencies.

The said donees to enjoy the said lot of land in usufruct during their life-time, without being able to sell, hypothecate or otherwise alienate the said usufruct which shall be inalienable and not be liable to seizure ; and the said donee Joseph Octave Lionel Ménard, to enjoy the said lot at the time above specified and to dispose of the same, but only after he has entered upon the enjoyment thereof.

The said gift is accepted by the said Joseph Ménard and Dorimaine Maxwell therein represented by the said Dorimaine Maxwell now here present and such acceptance is made both as to what is given to them and as to what is given to the said Joseph Octave Lionel Ménard, their minor child.

Subject to the obligation upon the said donees in usufruct to perform the public and *mitoyen* works, and to pay the taxes and assessments to which the said lot may be subject, to effect the necessary repairs and those required by law to the building erected on the said lot.

Whereof acte ; done and passed in the said parish of St. Damien under the number three thousand two hundred and fifty of the repertory of the undersigned notary. And after

the same was duly read, the said Joseph Maxwell having declared that he could not sign his name on being thereunto required by the said notary, he made his mark of a cross and the said Dorimaine Maxwell signed ; the whole in the presence of the said notary, who also signed.

his  
(Signed) JOSEPH x MAXWELL,  
mark  
" DORIMAINÉ MAXWELL,  
" HECTOR CHAMPAGNE. N. P.

True copy of the original hereof remaining of record in the office of the undersigned notary.

HECTOR CHAMPAGNE, N. P.

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CHAP. 172

An Act to authorize the Bar of the Province of Quebec to admit Louis Philippe Girard amongst its members, after examination

[Assented to 14th April, 1908]

**W**HEREAS Louis Philippe Girard has by petition represented :  
sented :

That he has followed a course of classical studies at the seminary of Chicoutimi, as far as rhetoric inclusively, and concluded the same at the seminary of Quebec ;

That he has obtained his degree of Bachelor of Letters, in June 1906 after having matriculated in science in June, 1905 ;

That on the 17th September 1905, he entered Laval University to follow the law course and will follow the same until June 1908 ;

That since he entered Laval University, he has always passed successful examinations ;

That on the first of September 1905, he was indentured to Messrs Fiset & Grenier, advocates, of the city of Quebec, which said indenture was transferred to Mr. Louis Philippe Grenier, when the partnership of Fiset & Grenier was dissolved, and afterwards to Messrs Gagné & Gagné, advocates of the city of Quebec ;

That since the 15th of September, 1905, he has regularly attended the offices above mentioned and the courts ;