

The said loan and the construction of the said house shall be under the joint control of the said Simon Lacombe and of the curator to the substitution, and the house to be built with the proceeds of the loan shall be subject to substitution like the land itself.

The said power to borrow and to build a house with the moneys so borrowed, shall replace the power given the said Simon Lacombe by the fourth clause of the will, to acquire a lot or any piece of land whether built upon or not, and to borrow upon hypothec for and on behalf of the substitution and the substitutes, the moneys required for such acquisition ; and the said power granted by the will shall cease to exist as soon as the loan hereby authorized shall have been effected.

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

CHAP. 145

An Act to authorize the testamentary executors of the estate of the late François-Xavier Beaudry to sell certain substituted property

[Assented to 25th February, 1907.]

WHEREAS James F. Strachan and William S. Strachan, bakers, of Montreal, have by their petition represented that, for the needs of their customers, it has become urgent that they should enlarge their establishment and that it is necessary that they should purchase from the estate of the late François-Xavier Beaudry the lot bearing the cadastral number three hundred and twenty eight (328) of St. Louis ward of the city of Montreal :

Whereas the said lot of land, which is substituted property, actually yields less revenue than would the price of sale thereof if invested to advantage : and whereas it is advisable to authorize the sale thereof by the testamentary executors of the said estate :

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

1. The said testamentary executors are authorized to sell as aforesaid, the lot of land bearing the cadastral number three hundred and twenty-eight (328) of St. Louis ward of the city of Montreal

Proceeds
how to be
invested.

2. The proceeds of the sale of the said immoveable shall be invested for the purposes of the substitution created by the said late François-Xavier Beaudry in accordance with the provisions of articles 981*o* and following of the Civil Code.

Coming
into force.

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

CHAP. 146

An Act respecting the substitution of Ferdinand David.

[Assented to 14th March, 1907]

Preamble.

WHEREAS Jean Ludger David ; Louisa T. David, widow of the late Edmond Aimé Mathieu ; Joseph Arthur David ; Reverend Emile David ; Joseph Horace David and Eugénie David, wife of Odilon Girard, and the latter to authorize his wife for the purposes hereof, the legatees who are institutes in the substitution of the late Ferdinand David under the terms of his solemn will received before M^{re} Ed. P. Fréchette and his colleague notaries, on the twenty-sixth of May, eighteen hundred and seventy-five and of the codicils to his said will, dated the twentieth of March, eighteen hundred and seventy-six, the twenty-eighth of August eighteen hundred and seventy-eight and of the twenty-seventh of November, eighteen hundred and seventy-nine respectively, have, with the concurrence of the testamentary executor appointed to the said will and the curator to the said substitution, represented by their petition ;

That experience has shown, since the death of the said Ferdinand David that investments in bank shares as imposed by his will, while not being very profitable, are often followed not only by complete loss, but by double liability attached to such shares, and that the investments provided by the Civil Code, article 981*o* and following are preferable ;

That the will has not attained the end which the testator had in view, namely, of securing for his children a suitable revenue, safe from the vicissitudes of fortune ;

Whereas they have prayed that an act as aforesaid be passed to enable them to change the said investments, and 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 :