

bound himself to pay as above set forth and discharges the said Jean-Baptiste Marion therefrom.

Thus was the whole agreed and stipulated between the said parties.

WHEREOF ACTE, done and passed in the said parish of Lanoraie, in the office of the said notary, under the number six thousand seven hundred and eight in the year eighteen hundred and eighty-five on the tenth day of the month of December, in the afternoon and the parties, with the exception of the undersigned, declared they could not sign on being thereunto required, but affixed their mark to these presents first duly read.

his

(Signed) JEAN-BAPTISTE X MARION,  
mark

“ JOSEPH MARION,

“ MARIE-ANNE AUREZ *dît* LAFERRIÈRE,  
his

“ LOUIS X SAINT PIERRE,  
mark

“ T. D. LATOUR, *N. P.*

A true copy of the original of these presents remaining in the office of the undersigned notary.

T. D. LATOUR, *N. P.*

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## CHAP. 151

An Act to ratify a certain deed of exchange made between the School Trustees for the municipality of the town of Beauharnois and the Reverend J. D. Anderson and E. A. Robert

[Assented to 14th March, 1907]

WHEREAS the School Trustees of the municipality of the town of Beauharnois, in the county of Beauharnois, a body politic and corporate, and the Reverend John Duncan Anderson, the incumbent of the Presbyterian Congregation of the town of Beauharnois, have, by their petition, represented :

That on the 26th day of October, 1843, by deed of donation passed before L. Hainault, notary public, of the county of Beauharnois, bearing number 735 of the minutes of the said notary, the original of which deed is now deposited amongst the archives of the Superior Court for Lower Canada in and for the said district of Beauharnois, Robert Orr Wilson and Francis Cowan, merchants, of the village of Beauharnois, in

the parish of St. Clement, county aforesaid, donated irrevocably and ceded, transferred and made over with warranty to the Reverend Walter Roach, minister of the Presbyterian Congregation of the said village in connection with the Church of Scotland, residing in the aforesaid village of Beauharnois, a certain piece of ground described in the said deed as forming part of the emplacement designated as number ninety-four of the village of Beauharnois aforesaid, in Annstown, in the seigniory of Annfield and there situated, containing forty-five feet in width by ninety feet in length and bounded in front by Richardson street, in rear by unceded land, on both sides by the remainder of the aforesaid emplacement, according to the *procès-verbal* of survey thereof made by Charles Archambault, Esquire, sworn land surveyor, which property is now known as lot number one hundred and eighty-five (185) of the official plan and book of reference of the said town of Beauharnois, having a frontage of forty-seven feet six inches English measure, on Richardson street, by a depth of ninety-six feet English measure ;

That the said donation or gift was made to the said Reverend Walter Roach and to his successors in office, for the purpose of erecting on the piece of ground hereby given, a school-house for the scriptural education of the Presbyterian children in connection with the Presbyterian Church of Scotland, and other educational purposes :

That the said property has been used for the education of Protestant children of the Presbyterian and other Protestant denominations, the whole in accordance with the conditions of the aforesaid deed of gift ;

That for some time past the Reverend J. D. Anderson, being the incumbent of the Presbyterian Congregation of the said town of Beauharnois and the successor in office of the said original donee, has been assisted by the said school trustees of the municipality of the town of Beauharnois for the purpose of better fulfilling the requirements of the said deed of donation ;

That a more convenient, advantageous and valuable property has been offered to the said school trustees of the municipality of the town of Beauharnois and the said Reverend J. D. Anderson, by Edmund Arthur Robert, of the town of Beauharnois, manufacturer, to wit : a portion of lot 184 of the official plan and book of reference of the town of Beauharnois, fronting on Richardson street in the said town, having a frontage of ninety feet on the said street and extending back ninety-nine feet, which property is, in the opinion of the school trustees of the municipality of the town of Beauharnois, much more suitable and preferable than the property at present used for educational purposes in fulfilment of the

conditions of the deed of donation passed on the 25th of October, 1843, hereinabove referred to ;

That the said Reverend J. D. Anderson, desires, for the purpose of better fulfilling the requirements of the said deed of donation, that the property lastly above described should be vested in the said school trustees of the municipality of the town of Beauharnois ;

That by an order in council dated the tenth of August, 1906, His Honour the Lieutenant-Governor in Council granted permission to the school trustees of the school municipality of the town of Beauharnois to dispose of their said former school site in order to obtain a more desirable site ;

That the said school trustees of the municipality of the town of Beauharnois and the said Reverend J. D. Anderson have in fact sold and disposed of the said former school site and acquired from the said Edmund Arthur Robert another school site in exchange therefor, the whole as appears by the deed of exchange passed before Mtre J. C. Trudeau, notary public, on the 29th day of December, 1906, but as in virtue of the aforementioned deed of donation there are doubts as to the power of the said school trustees and of the said Reverend J. D. Anderson as such trustee to make the said deed of exchange ;

And whereas the petitioners have prayed for the passing of an act to ratify, confirm and declare valid to all intents and purposes the deed of exchange passed before Mtre J. C. Trudeau, notary public, on the 29th day of December, 1906 ;

And whereas it is expedient to grant the prayer of 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. The deed of exchange, schedule to this act, of the property known as lot number one hundred and eighty-five (185) on the official plan and book of reference of the said town of Beauharnois, and the property known as a portion of lot number one hundred and eighty-four (184) on the official plan and book of reference of the said town of Beauharnois, having a frontage of ninety feet on Richardson street, by a depth of ninety-nine feet, the whole as described in the deed of exchange made before the aforesaid Trudeau, notary, on the 29th day of December, 1906, between the said school trustees of the municipality of the town of Beauharnois and the Reverend John Duncan Anderson and Edmund Arthur Robert, is hereby ratified, confirmed and declared valid to all intents and purposes.

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

Coming into force.

## SCHEDULE

On this twenty-ninth day of the month of December, in the year of Our Lord, one thousand nine hundred and six,

Before M<sup>re</sup> J. CLAVER TRUDEAU, the undersigned notary public for the Province of Quebec, residing in the town and district of Beauharnois,

## APPEARED :

THE REVEREND JOHN DUNCAN ANDERSON, of the town of Beauharnois, in said district of Beauharnois, minister of the Presbyterian Church of the said town of Beauharnois,

*Party of the first part :*

## AND

THE SCHOOL TRUSTEES for the municipality of the town of Beauharnois, in the county of Beauharnois, a body politic and corporate, herein acting and represented by James Wilson, Esquire, of the said town of Beauharnois, chairman of said School Trustees, and J. W. Kilgour, Esquire, of said town of Beauharnois, secretary-treasurer of said School Trustees, duly authorized to the effect hereof by virtue of a resolution of said School Trustees passed at a meeting thereof duly convened and held at the said town of Beauharnois on the nineteenth day of July, 1906, a true copy of which resolution is hereto annexed and signed by the said parties for identification,

*Parties of the second part :*

## AND

EDMUND ARTHUR ROBERT, of the said town of Beauharnois, manufacturer,

*Party of the third part.*

Which said parties have declared unto me, the said notary, as follows :

Whereas on the 26th day of October, 1843, by deed of donation passed before L. Hainault, notary public, of the county of Beauharnois, at Beauharnois, bearing number 735 of the minutes of the said notary, the original of which deed is now deposited amongst the archives of the Superior Court for Lower Canada in and for the said district of Beauharnois, Robert Orr Wilson and Francis Cowan, merchants, of the village of Beauharnois, in the parish of St. Clement, county aforesaid,

donated irrevocably and ceded, transferred and made over with warranty to the Reverend Walter Roach, minister of the Presbyterian Congregation of the said village in connection with the Church of Scotland, residing in the aforesaid village of Beauharnois, a certain piece of ground described in the said deed as forming part of the emplacement designated as number—of the village of Beauharnois aforesaid in Annstown in the seignior of Annfield and there situated, containing forty-five feet (45 ft.) in width by ninety feet (90 ft.) in length and bounded in front by Richardson street, in rear by unceded land, on both sides by the remainder of the aforesaid emplacement, according to the *procès-verbal* of survey thereof made by Charles Archambault, esquire, sworn land surveyor, which property is now known as lot number one hundred and eighty-five (185) of the official plan and book of reference of the said town of Beauharnois, having a frontage of forty-seven feet six inches (47 ft. 6 in.), English measure, on Richardson street, by a depth of ninety-six feet (96 ft.), English measure ;

And whereas the said donation or gift was made to the said Reverend Walter Roach and to his successors in office for the purpose of erecting, on the piece of ground hereby given, a school-house for the scriptural education of the Presbyterian children in connection with the Presbyterian Church of Scotland and other educational purposes ;

And whereas the said property has been used for the education of Protestant children of the Presbyterian and other Protestant denominations, the whole in accordance with the conditions of the aforesaid deed of gift ;

And whereas for some time past the party of the first part, being the incumbent of the Presbyterian Congregation of the said town of Beauharnois and the successor in office of the said original donee has been assisted by the parties of the second part for the purpose of better fulfilling the requirements of the said deed of donation ;

And whereas a more convenient, advantageous and valuable property has been offered to the party of the first part and the parties of the second part by the said party of the third part, to wit : a portion of lot 184 of the official plan and book of reference in the town of Beauharnois, fronting on Richardson street in the said town, having a frontage of ninety feet (90 feet) on the said street and extending back ninety-nine feet (99 ft.), which property is, in the opinion of the parties of the second part, much more suitable and much more preferable than the property at present used for educational purposes in fulfilment of the conditions of the deed of donation passed on the 26th of October, 1843, hereinabove referred to ;

And whereas the party of the first part desires for the purpose of better fulfilling the requirements of the said deed of donation that the property lastly above described should be vested in the parties of the second part ;

Now, therefore, these presents and I the said notary witness : that the Reverend John Duncan Anderson, party of the first part, and the School Trustees for the municipality of the town of Beauharnois, the said parties of the second part, hereby cede, convey and make over by way of exchange with legal warranty unto the said Edmund Arthur Robert, the said party of the third part, present, and hercof accepting, the said lot number 185 of the official plan and book of reference of the said town of Beauharnois ;

And in counter-exchange the said Edmund Arthur Robert, the said party of the third part, has hereby ceded, conveyed and made over with legal warranty unto the said the School Trustees for the municipality of the said town of Beauharnois, the said parties of the second part present and hercof accepting, a portion of lot number 184 of the official plan and book of reference for the said town of Beauharnois, bounded in front to the south-west by Richardson street, in rear by lot number 183, to the south-east by the residue of said lot number 184 and to the north-west by lot number 114 and part of lot number 115 of said official plan and book of reference for the town of Beauharnois, having a frontage of ninety feet (90 ft.) on said Richardson street by a depth of ninety-nine (99 ft.), the whole English measure, without any buildings, and with the rights, members and appurtenances to the said respective properties belonging, of all which the said purchasers declare to have a perfect knowledge and therewith to be content.

#### TITLE

The property herein ceded and conveyed in exchange by the said party of the first part and the said parties of the second part was acquired by them under the said deed of donation passed before L. Hainault, notary public, on the twenty-sixth day of October, eighteen hundred and forty-three ;

And the property hereby ceded and conveyed in counter-exchange by the said Edmund Arthur Robert, the said party of the third part was acquired by him by deed of sale from George E. Baker, executed before the undersigned notary on the seventh of August last, one thousand nine hundred and six, and registered in the registry office for the county of Beauharnois on the eighth day of August, one thousand nine hundred and six, under the number thirty-seven thousand and forty-six (37,046).

## POSSESSION

The said parties will be the absolute owners of the said respective properties from this date and will take possession thereof forthwith.

## CHARGES AND CONDITIONS

The present deed of exchange has been executed by the said parties subject to the following conditions to which they hereby bind and oblige themselves reciprocally one towards the other, to wit: to pay all taxes and assessments to which the said respective properties may be liable computed from the first day of September last, 1906;

The present exchange has been thus made without any boot or cash payment by either party to the other;

All costs and expenses in connection with this exchange, including copies of this deed, to be borne by said Edmund A. Robert.

DONE AND PASSED in the city of Montreal under number three thousand and thirty-eight.

And after lecture thereof the parties have signed with me said notary.

(Signed) JOHN DUNCAN ANDERSON,  
“ JAMES WILSON,  
“ JOHN W. KILGOUR, *Sec.-Treas.*  
“ E. A. ROBERT,  
“ J. C. TRUDEAU, *Notary.*

True copy of the original hereof remaining of record in my office.

J. C. TRUDEAU,  
*Notary.*

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