

of its officers, and for accomplishing the objects of the corporation.

5. It may also pass by-laws for determining the members' contribution and the payment thereof, and for defining the extent and exercise of the powers of the officers and directors of the said association. Power to pass certain by-laws.

6. The corporate seat of the corporation shall be in the city of Quebec. Corporate seat.

7. The quorum of meetings of the corporation shall be five members. Another quorum may be fixed by by-law of the corporation. Quorum of meetings.

The board of directors shall consist of five members. Numbers of directors.

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

CHAP. 107

An Act to ratify and confirm a certain deed of sale from Edmund William Tobin and Frank N. McCrea to the Lotbiniere Lumber Company

[Assented to 9th March, 1906]

WHEREAS The Lotbiniere Lumber Company has, by its petition, represented that, by deed passed before Edouard Honoré Bégin, notary public, on the first day of August, one thousand nine hundred and two, it acquired from Edmund William Tobin and Frank N. McCrea, all the unconceded land and all the interest, property and rights of the vendors in and to the seignior of St. Jean Des Chaillons, together with the constituted rents and capital thereof due by the *censitaires* of said seignior, and certain other lots of land, the whole as therein described; that, in addition to the general description of the seignior sold, the cadastral numbers of the lots are set out in the said deed, but that, by inadvertence, lots numbers one hundred and ten, five hundred and seventy and subdivision number forty-five of lot number seven hundred and twenty-three are left out, although included and intended to be included in the general terms of the description of the properties sold, and that the said Edmund William Tobin and Frank N. McCrea had acquired the same by purchase, from King Brothers; Preamble.

Whereas it has further represented that, through inadvertence in drafting the deed of sale by licitation from dame L. A.

King and others to the firm of King Brothers of the 25th September, 1877, passed before Strang, N. P., the interests of all the parties to the said deed were not clearly assigned to the said firm of King Brothers although the portion of the purchase price to them accruing was duly paid to the parties whose interests were not clearly assigned, and whereas doubts have arisen as to the rights of the said King Brothers and their assigns, the said Tobin and McCrea, to sell the said property; and whereas it has prayed that the said doubts be removed and the said deed be ratified and confirmed, and the said The Lotbiniere Lumber Company declared to be the sole owners and proprietors of the said property;

Whereas King Brothers have consented and agreed to the passing of an act ratifying and confirming the said deed of sale and transfer;

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:

Certain deed of sale of 1st August, 1902, ratified and confirmed.

Property sold thereby vested in Lotbiniere Lumber Company.

1. The deed of sale and transfer from Edmund William Tobin and Frank N. McCrea to The Lotbiniere Lumber Company, passed before Edouard Honoré Bégin, notary public, on the first day of August, nineteen hundred and two (copy whereof is annexed as a schedule to this act), is hereby ratified and confirmed, and the said The Lotbiniere Lumber Company are declared to be and to have been from the said day the sole owners and proprietors of the whole of the said unconceded portions of the said seigniory of St. Jean des Chaillons, constituted rents and the capital thereof due by the *censitaires* of the conceded portion, and the other immoveable property described in the said deed, and also of lots numbers one hundred and ten (110), five hundred and seventy (570) and subdivision forty-five (45) of lot number seven hundred and twenty-three (723) of the official cadastral plan of the parish of St. Jean Des Chaillons.

Coming into force.

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

SCHEDULE

BEFORE the undersigned, EDOUARD HONORÉ BEGIN, notary public for the Province of Quebec, residing and practising at the town of Richmond, in the district of Saint Francis,

CAME AND APPEARED:

MESSRS. EDMUND WILLIAM TOBIN, lumber merchant, of Brompton Falls, in the township of Brompton, in the county of Richmond, and FRANK N. McCREA, lumber merchant, of the city of Sherbrooke, both being hereinafter referred to as the "vendors,"

AND

THE LOTBINIERE LUMBER COMPANY, a body politic duly incorporated by letters patent of the Province of Quebec, having its head office and principal place of business at a place called Lyster, in the county of Megantic, and hereto represented and acting by and through the ministry of Joseph Alphonse Bégin, of the town of Windsor Mills, in the said Province, notary public, and the secretary-treasurer of the said company, duly authorized to the effect hereof by virtue of a resolution of the said company passed on the thirty-first day of July last, 1902, a copy whereof is hereunto annexed after having been signed *ne varietur* by the parties hereto and the undersigned notary, said The Lotbiniere Lumber Company being hereinafter referred to as the "purchasers."

Which said vendors do hereby sell, transfer, convey and assign in full ownership unto the said purchasers, accepting for themselves and assigns without any other warranty whatsoever, legal or otherwise, than what they have themselves received:

1. All the unconceded land and all the interest, property and rights generally whatsoever of the vendors at the date of these presents in and to the seigniory of St. Jean Deschaillons, Province of Quebec, described in the concession deeds, in the French language as follows:

" I. Deux lieues de terre de front le long du fleuve St. Laurent à commencer à quatre arpents en deca de la Rivière des Chênes en montant le long du dit fleuve, et deux lieues de profondeur dans les terres qui sont non concédées.

“ II. L'étendue de quatre lieues et demi de profondeur sur le front de la Rivière du Chêne, la dite profondeur à prendre au bout de la lieue et demi que contient la seigneurie de la dite Rivière du Chêne dont le Sr. Deschaillons est déjà en possession.”

The present sale including that part of the said seigniority now described as lot seven hundred and twenty-three, 723, with all the subdivisions of said lot 723, numbering consecutively from sixty-one to one hundred and sixty-eight, both inclusive, upon the official cadastral plans and in the books of reference thereto for the parish of St. Jean Deschaillons in the county of Lotbiniere, containing said lot number 723 and its said subdivisions, exclusive of lots Nos. one to sixty, both included, an area of fifty-nine thousand arpents, more or less, but without any warranty as to measurement, together with the mill thereon, with all its appurtenances and contents, including all the tools, machinery, vehicles and boats and everything in any way connected with all railway and lumbering operations, being and to be found on and within the limits of the aforesaid seigniority or any other property therewith herein conveyed and all other dependencies thereunto pertaining and belonging, without any reserve or exception whatsoever, as the vendors now hold the same.

2. All those certain lots of land situate in the county of Megantic being formerly known as the lots one, two, three, four, five, six and seven in the first range of the augmentation of Somerset, and as the lots one, two, three, four, five, six and seven in the second range of said augmentation and now described as lots Nos. one, two, three, four, five, six and seven upon the official cadastral plan and in the book of reference thereto for the first range of the said augmentation of Somerset, and as lots numbers twenty-eight, twenty-nine, thirty, thirty-one, thirty-two, thirty-three and thirty-four upon the official cadastral plan and in the book of reference thereto for the second range of the said augmentation of Somerset, containing altogether an area of thirteen hundred and eighty-five acres, more or less, without any warranty as to measurement.

3. All those certain lots of land situate in the county of Arthabaska, described under the numbers twenty-four, twenty-five, twenty-six, twenty-seven, twenty-eight and twenty-nine upon the official cadastral plan and in the book of reference thereto for the eighth range of the township of Blandford, and lots numbers nineteen, twenty, twenty-one, twenty-two, twenty-three, twenty-four, twenty-five, twenty-six, twenty-seven, twenty-eight and twenty-nine upon the official cadastral plan and in the book of reference thereto for the ninth range of the said township of Blandford, containing about three thousand five hundred and seventy acres, more or less, but without any warranty as to contents.

4. All those certain lots of land situate in the county of Nicolet, described as the lots numbers sixteen, seventeen and eighteen in the ninth range of the township of Blandford, containing altogether an area of six hundred and forty seven acres, more or less, without any warranty as to contents.

5. All the constituted rents whatsoever representing the *cens et rentes* of the seigniority of St. Jean Deschaillons according to the cadastre thereof made by Joseph Turcotte, seigniorial commissioner, on the fifteenth day of December, eighteen hundred and fifty-seven, including all that may be due presently, or may hereafter become due, and the capital thereof and all arrears of interest and rents and the capital thereof and all other claims generally whatsoever arising from the alienation or lease of land, property or rights of any kind whatsoever by King Bros. or their authors within the limits of the said seigniority of St. Jean Deschaillons or in any manner therewith connected, and further all reservations made and all rights acquired by the said King Bros., or their authors, in and by all and every deed of alienation, or lease or any other instrument within the limits of the said seigniority and of the other lands above described, the whole without any exception whatever, as the same is presently held by the vendors.

6. All the rights, title and vendors' interest in the line of railway extending from Lyster, on the Grand Trunk Railway, to St. Jean Deschaillons, known as The Lotbiniere and Megantic Railway, part of which road passes through the seigniority aforesaid, with all the land, rights, property, real and personal, extensions, siding, branches, stations, bridges, shops, inclined railway, wharves, rolling stock, plant, implements, tools, supplies, contracts, privileges, grants, subsidies, bonuses of every kind and description whatsoever and wherever situate and thereto belonging or in any manner pertaining and therewith connected, with all the profits, revenues and benefits therefrom deriving, and thereunder accruing, with, moreover, absolutely all stock and shares therein, the same all duly paid up, without any exception or reserve whatsoever.

7. More generally, all the rights, interests and property whatsoever, moveable and immoveable, held by or belonging to the said vendors, or which might be claimed by or appear to belong to the new company, King Brothers, and to the old partnership, King Brothers, now dissolved, or to any of the members of the said firm individually or their representatives, or in any manner to the estate of the late James King, and lying and situate between the St. Lawrence River and the Grand Trunk Railway track, in the seigniority of St. Jean Deschaillons, and the limits above described and therewith connected, and also in the said Lotbiniere and Megantic Railway and therewith connected.

The present sale and transfer are meant to include and comprise all the rights, property and interest which the said vendors have acquired and have a right to acquire from the new company, King Brothers, and the old partnership, King Brothers, now dissolved, or any of the members of the said firm individually or their representatives, from the estate of the late James King and The Lotbiniere and Megantic Railway Company, or have against the above-named companies, firms and persons under and by virtue of a certain deed of sale and transfer by the said King Brothers in favor of the said vendors hereto, executed before the undersigned notary, the fourth day of July, in the year nineteen hundred and two, under the number four hundred and ninety-three of his notarial minutes, and also by and in virtue of any other instrument in writing by the said firm, King Brothers, signed and executed in favor of the vendors hereto.

The said Edmund William Tobin and Frank N. McCrea have acquired the said property, rights and interest in their personal name with the only view of transferring the same to the purchasers hereto, the said The Lotbiniere Lumber Company, because at the time they bought, to wit: the fourth day of July, nineteen hundred and two, the said The Lotbiniere Lumber Company had not yet obtained their letters patent.

The present sale and transfer is so made for the price of fifty thousand dollars, which the said vendors, Edmund William Tobin and Frank N. McCrea, hereby acknowledge to have had and received from the said The Lotbiniere Lumber Company before the execution of these presents, whereof quit; and in consideration of these presents, the said the Lotbiniere Lumber Co. do hereby bind and oblige themselves to pay to the full discharge of the said Edmund William Tobin and Frank N. McCrea all sums of money, in principal and interest and otherwise due and payable by them, under and by virtue of the said deed of sale and transfer above cited and by and in virtue of all other instruments in writing executed before this date between the said Edmund William Tobin and Frank N. McCrea and the said King Brothers and their representatives, or by any of them, and furthermore the said purchasers do hereby bind and oblige themselves towards the said Edmund William Tobin and Frank N. McCrea, accepting, to fulfill for them and to their entire exoneration, all the obligations which the said Edmund William Tobin and Frank N. McCrea have contracted under and by virtue of the above-mentioned deed of sale and other instruments in writing, the whole without any exception whatever, and the purchasers hereto hereby acknowledge to have taken full cognizance of all of the said obligations to fulfill and to have ascertained the amount of money they will have to pay for the said Edmund William Tobin and Frank N. McCrea and the nature of the debts

to be satisfied as above-mentioned and more specially the balance of two hundred thousand dollars and the interest thereon at four per cent due to King Brothers thereunder.

WHEREOF ACTE.

Executed at the town of Windsor Mills, on the first day of August, in the year one thousand nine hundred and two, and after reading hereof the parties hereto have signed these presents with and in the presence of the undersigned notary, in faith and testimony whereof, under the number five hundred and ten of the minutes of the undersigned notary.

(Signed) E. W. TOBIN,

" F. N. McCREA,

" The Lotbiniere Lumber Company
per J. A. BEGIN, Sec.-Treas.

" E. H. BEGIN, N.P.

A true copy of the original hereof remaining of record in my office.

E. H. BEGIN, N.P.

CHAP. 108

An Act respecting the trustees of the estate James O'Brien

[Assented to 9th March, 1906]

WHEREAS Suzan M. Whitney, Sara O'Brien Amos, E. C. Amos, James O'Brien, Edward M. O'Brien, Anna Mary O'Brien, wife of Alexander Buchanan, and W. P. O'Brien, all the legatees of age of the late Honorable James O'Brien, senator, have, by their petition, represented:

That the remuneration granted by the latter's will and codicil to the three trustees, to whom his estate is bequeathed in trust and their successors in office, is, owing to the nature of the trust, inadequate and should, in the interest of the estate, be increased to the sum of five thousand dollars per annum for the three, and have prayed that such increase be allowed;

Whereas 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: