

## CHAP. 5

An Act respecting the contract entered into between the Government and *Les Missionnaires de la Compagnie de Marie*, respecting the maintenance of children sent to their industrial school at Notre Dame de Montfort, in the county of Argenteuil

[Assented to 11th May, 1905]

HIS MAJESTY, with the advice and consent of the Legislative Council and of the Legislative Assembly of Quebec, enacts as follows :

1. The contract, hereinafter set forth as Schedule A, <sup>Contract</sup> respecting the maintenance of children sent to the industrial <sup>ratified.</sup> school at Notre Dame de Montfort, in the county of Argenteuil, passed on the nineteenth day of January, nineteen hundred and five, before Charles Edmond Taschereau, notary, between the Government of the Province of Quebec and *Les Missionnaires de la Compagnie de Marie*, as approved by order of the Lieutenant-Governor in Council, dated the 3rd February, 1905, hereinafter set forth as Schedule B, is approved and ratified.

2. This act shall come into force on the day of its sanc- <sup>Coming into</sup> tion. <sup>force.</sup>

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SCHEDULE A

## CONTRACT

On the nineteenth day of January, in the year one thousand nine hundred and five,

Before CHARLES EDMOND TASCHEREAU, Notary Public for the Province of Quebec, residing and practising at Quebec,

CAME AND APPEARED :

HIS MAJESTY KING Edward the Seventh, herein represented by the Honorable AMÉDÉE ROBITAILLE, of the City of Quebec, Advocate, and King's Counsel, acting herein in his quality of Secretary and Registrar of the Province of Quebec, to the effect of these presents duly authorized by an order of the Lieutenant-Governor

of the Province of Quebec, in Council, a certified copy whereof is annexed to the original minute of these presents, after being signed by the parties and the said notary, *ne varietur*,

*Party of the first part,*

AND

LES MISSIONNAIRES DE LA COMPAGNIE DE MARIE, a body politic and corporate, having its chief place of business at Notre Dame de Montfort, in the county of Argenteuil, hereto represented by the Reverend Father Bouchet, Superior of the said community, duly authorized in virtue of a resolution of the council of administration of the said *Missionnaires de la Compagnie de Marie*, dated the fourteenth of January instant, copy of which resolution is hereto annexed, after having been signed and paraphed by the parties and the undersigned notary,

*Party of the second part.*

Which parties have entered into the following agreements and stipulations, that is to say :—

1. The said *Missionnaires de la Compagnie de Marie*, hereinafter called the "*Missionnaires*," represented as above stated by the hereunto annexed resolution, agree to receive, lodge, feed, clothe and teach all the children of the male sex who shall be sent to their industrial school, known as the "Industrial School of the Reverend Marist Fathers of Notre Dame de Montfort"; to give them all the necessary care, as well in health as in sickness, and, in case of death, to bury at their expense all the bodies which have not been claimed by their families; to teach them to work in accordance with their age, and, in general, to deal with the said children for the said industrial school and to require them to work so as to give perfect satisfaction, and to carry out the ends for which the said industrial schools have been established in this Province.

2. The said industrial school shall be submitted, and be subject to the laws in force in this province and to those which may in future be passed, as also to all the laws respecting government inspection and superintendence.

3. In case any of the children confided to them should desert, the said *Missionnaires* shall be obliged to have them arrested and brought back at their own expense.

4. The said *Missionnaires* shall be obliged to furnish to the Department of the Provincial Secretary a weekly report.

in which they shall give the date of entry, that of the desertion, that of the temporary discharge, that of the readmission, that of the final discharge, as well as that of the death of each of the said children. In default of the said *Missionnaires* furnishing the said weekly report, the Government shall have the right to retain a sum representing the board of the children whose places shall have remained vacant owing to the non-production of the report to the Department of the Provincial Secretary, in compliance with the provisions of this clause, during the time such places shall so remain vacant.

5. The said *Missionnaires* shall comply with the instructions which the inspectors of prisons and asylums and the Provincial Secretary may give them, from time to time, provided that the carrying out of such instructions shall not give occasion to a marked increase in the cost of maintenance of the children.

6. The said *Missionnaires* shall be further bound to furnish the Provincial Secretary with a copy of the deed of apprenticeship or of domestic service of each child placed out of the said industrial school ; and they shall keep the Secretary's Department as much as possible informed of the place to which the children have gone on leaving the school.

7. In addition to the persons authorized by law so to do, it shall be lawful for the judges of the sessions of the peace, members of the Legislative Council and of the Legislative Assembly of the Province of Quebec, members of the Executive Council, as well as the bishop of the diocese and his vicars general, at any time, to visit, at suitable hours, the said industrial school so kept by the said *Missionnaires*.

8. In default of the said *Missionnaires* carrying out the clauses and conditions hereinbefore stipulated, this contract shall become null and of no effect for all lawful purposes.

9. The present contract is for a term of ten years, computing from the fourth of March next, nineteen hundred and five, and expires on the fourth of March nineteen hundred and fifteen.

10. The Government of the Province of Quebec, undertakes on its part to pay the said *Missionnaires*, at the office of the Provincial Treasurer, a sum of six dollars per month for each of the said children for the time of his detention ; the payments to be made between the first and twelfth of each month, but the sum mentioned shall never be less than that fixed for the minimum number of children hereinafter established.

The Government of this Province binds itself and agrees with the said *Missionnaires* to confide to them a sufficient

number of children in the said school, so that, at the price of six dollars per month above fixed for each child, the said *Missionnaires* shall receive each year, under this contract, a sum of at least five thousand dollars.

11. It is finally understood that these presents shall have force and effect only in so far as they have been ratified and confirmed by order in council and by an act of the Legislature of the Province of Quebec.

DONE AND PASSED, at Quebec, on the day and year aforesaid, under the number two thousand, eight hundred and forty-nine of the minutes of the said C. E. Taschereau.

IN TESTIMONY WHEREOF, the parties have signed with the said notary, after the same has been duly read.

(Signed)      AMD. ROBITAILLE,

“      ARMAND BOUCHET, *Ptre, S. M.*,

“      C. E. TASCHEREAU, *N. P.*

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

C. E. TASCHEREAU, *N. P.*

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COPY of the report of a committee of the Honorable the Executive Council dated 4th January, 1905, approved by the Lieutenant-Governor 7th January, 1905

Respecting certain contracts with the Convents of the Good Shepherd of Quebec and Montreal, the Sisters of Charity of Levis and of Esquimaux Point, and the Marist Fathers of Montfort, for reformatory and industrial schools.

The Honorable the Provincial Secretary, in a report dated the third of January, 1905, sets forth :

That by a resolution of the Legislative Assembly of January, 1895, the Government was authorized to and in fact did pass contracts for the custody and maintenance of children sent to the reformatory and industrial schools, with the convents of the Good Shepherd of Quebec and Montreal, the Sisters of Charity of Levis and Esquimaux Point and the Marist Fathers of Montfort ;

That these contracts with the said communities expire this year, and it is in the public interest that they be renewed upon the same conditions or subject to the modifications deemed necessary by the Honorable Secretary ;

Wherefore the Honorable Secretary proposes that he be authorized to sign, subject to approval by the Lieutenant-Governor in Council, with the above mentioned communities, or any other, if any of them are not prepared to renew the existing contracts, contracts upon the conditions he may deem necessary, provided the total sum involved does not exceed the annual sum of twenty-seven thousand dollars, such contracts to be approved by the Legislature.

Certified.

(Signed) GUSTAVE GRENIER,  
Clerk, Executive Council.

This is the copy of the Order in Council referred to in the annexed contract, executed between the Government of Quebec and *Les Missionnaires de la Compagnie de Marie*, before C. E. Taschereau, the undersigned notary, the nineteenth day of January, nineteen hundred and five.

(Signed) AMD. ROBITAILLE,  
“ ARMAND BOUCHET, *Ptre, S. M.*,  
“ C. E. TASCHEREAU, *N. P.*

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

C. E. TASCHEREAU, *N. P.*

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EXTRACT from the Register of Deliberations of *Les Missionnaires de Marie* of Notre-Dame de Montfort, P. Q.

On the fourteenth of January, nineteen hundred and five, the Council of Administration of *Les Missionnaires de la Compagnie de Marie* of Notre-Dame de Montfort, P. Q., in session assembled, authorized and delegated the Reverend Armand Bouchet, its chairman, to renew with the Government of Quebec, the contract for the admission and maintenance of pupils at their industrial school of Notre-Dame de Montfort, and to perform all that is lawful concerning the said contract, as also to modify the same, if he deem it necessary.

Duly read :

(Signed) ARMAND BOUCHET, *Ptre, S. M., Presid.*  
“ JOSEPH DROUSSET, *Ptre, S. M., Secret.*

True copy

JOSEPH DROUSSET, *Ptre, Secrétaire.*

This is the copy of the resolution of the Council of Administration of *Les Missionnaires de la Compagnie de Marie*, referred to in the annexed contract, executed between the Government of Quebec and the said *Missionnaires de la Compagnie de Marie* before C. E. Taschereau, the undersigned notary, the nineteenth day of January, nineteen hundred and five.

(Signed)      AMD. ROBITAILLE,

“              ARMAND BOUCHET, *Ptre, S. M.*,

“              C. E. TASCHEREAU, *N. P.*

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

C. E. TASCHEREAU, *N. P.*

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#### SCHEDULE B

COPY of the Report of a Committee of the Honorable the Executive Council dated the 2nd February, 1905, approved by the Lieutenant-Governor on the 3rd February, 1905

No. 53.              Upon the approval of the contract for the maintenance of the Notre-Dame de Montfort Industrial School.

The Honorable the Provincial Secretary, in a memorandum dated the twenty-fourth of January, 1905, submits to the Council, for ratification, the contract passed before Mtre. C. E. Taschereau, notary public, of the city of Quebec, in virtue of an order in council dated the 7th January, 1905, with *Les Missionnaires de la Compagnie de Marie* at Notre-Dame de Montfort, county of Argenteuil, for the custody and maintenance of the children sent to the Industrial School.

Certified,

GUSTAVE GRENIER,

*Clerk, Executive Council.*

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