

amend the same, from time to time, observing always, however, such formalities as by such by-laws may be prescribed to that end, and generally shall have all the corporate powers necessary to the ends of this act.

5. The by-laws of the league, not being contrary to law, shall be the by-laws of the corporation hereby constituted, until they shall be repealed or altered as aforesaid. By-laws of league.

6. Until others shall be elected according to the by-laws of the corporation, the present officers of the league shall be those of the corporation. Officers of league.

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

## C H A P. 1 2 9

### An Act respecting the estates of Jacques Blanchard and Sarah Déry

[Assented to 25th April, 1903]

**W**HEREAS Elzéar Antoine Déry, recorder of the city of Quebec, in his quality of tutor to the minor children of the late Eugène Blanchard ; Arthur Déry, bookseller ; Eric Dorion, in his quality of tutor to his minor children born of his marriage with the late Dame Alice Déry ; Mathilde Déry, wife separated as to property of Charles Deguise, all of Quebec, and Sarah Déry, wife separated as to property of Adélaré Lanctot, of the village of Laprairie, have, by their petition, represented :

That Jacques Blanchard of Quebec, their grandfather, left on his death an immoveable situated in St. Peter's ward, Quebec, which immoveable forms part of the place of business or hotel now and for a long time known as Blanchard's Hotel ;

That the said immoveable at present belongs by succession for one undivided half to the heirs Déry, for the other undivided half to Juliette, Amédée and Henri Blanchard, minor children of the late Eugène Blanchard, represented by their duly appointed tutor Elzéar Antoine Déry ;

That the said heirs Dery, above mentioned, are also owners through their mother, Sarah Blanchard, wife of the late Isidore Pierre Déry, of an immoveable contiguous to and forming part of Blanchard's Hotel, and that these two properties together constitute the building known as Blanchard's Hotel ;

That the will of the late Jacques Blanchard contains, as regards his heirs, a formal prohibition to alienate the immoveable by him left at his death, and that it is doubtful whether the petitioners have the right to sell or otherwise dispose of the said immoveable ;

That the will of Dame Sarah Blanchard also contains a similar prohibition as regards her heirs ;

That the said two immoveables are both in great need of repairs ;

That the revenues from both immoveables barely suffice to pay the current repairs, the taxes and other charges whereby they are affected and burdened, and the petitioners are unable to make urgent repairs to put the said buildings in a condition to yield sufficient revenue to meet even the requirements of the minors in the succession ;

That the necessary and urgent repairs on the two immoveables would cost an amount almost equal to their value and that, through lack of such repairs, both immoveables are yearly decreasing in value ;

That it would be in the interest of all the heirs, both of full age and of minors, that power be granted them to sell, assign and alienate the said immoveables ;

That the heirs of full age and the two tutors aforesaid are unanimously of opinion that a judicial sale or licitation would be disadvantageous to the interested parties, inasmuch as it would entail considerable costs and disbursements ;

Whereas, it is prayed, by the said petition, that power be granted to sell the said immoveables without judicial formality and that 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 :

Sale, &c., of  
property  
authorized

1. The said Elzéar Antoine Déry, in his quality aforesaid, Eric Dorion, in his quality aforesaid, and Arthur, Mathilde and Sarah Déry, are authorized to sell, assign, transfer, or otherwise alienate, except by gratuitous title, the immoveables belonging to the estates of the late Jacques Blanchard and Dame Sarah Déry, (*née* Blanchard,) when they deem it advisable, without judicial formality or authorization, and to give acquittances therefor and valid titles ; and the said Elzéar Antoine Déry and Eric Dorion, respectively in their aforesaid qualities, are empowered to receive the share of the proceeds of sale or other consideration belonging to the minors aforesaid ; but such tutors shall re-invest the amounts received according to law.

**2.** On the death or resignation of either of the said tutors or of both of them, or when they or either of them shall have ceased to perform their or his duties for any reason whatsoever, the tutor or tutors appointed to replace either or both, shall have the same powers. Powers pass to successors of tutors.

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

## CHAP. 130

An Act to declare the partition of the property of the succession of the late Dame Angèle Appolline Delphine Cimon to be final and for other purposes

[Assented to 25th April, 1903]

**WHEREAS** Joseph Frenette, of Malbaie, physician, Jules Frenette, of the city of Quebec, insurance agent, *abbé* Eugène Frenette, of the town of Chicoutimi, priest, Dame Marie Adèle Frenette, wife of Aram Tremblay, of the town of Chicoutimi, veterinary surgeon, and Dame Angéline Frenette, wife of Simon Lapointe, of the town of Chicoutimi, advocate, have represented by their petition :

That, by his will made at Quebec on the 19th February, 1850, before J. Petitclerc, notary, and his codicil made at Baie St. Paul, on the 9th August, 1854, before O. Clément, notary, Hubert Cimon, of Malbaie, merchant, bequeathed his property to his wife, Dame Angèle Simard Longbrette, with substitution in favor of his children and grandchildren ;

That, on the 27th September, 1864, by her will made at Malbaie, before H. Hudon, notary, the said Dame Angèle Simard bequeathed her property to her children, with substitution in favor of her grandchildren ;

That Dame Angèle Appolline Delphine Cimon was born of the marriage of the said Hubert Cimon with the said Dame Angèle Simard ;

That the said Dame Angèle A. D. Cimon was married to François Xavier Frenette, of Malbaie, advocate, under the regime of community of property ;

That, by his will made at Malbaie on the 23rd October, 1874, before Elie Angers, notary, the said François Xavier Frenette bequeathed his property to his said wife, with substitution in favor of her child or children whom she might choose, dispensing her from making an inventory, and leaving her free to dispose of the property bequeathed to her ;