

CAP. XCVI.

An Act to quiet doubts as to the validity of the will of the late John Bryson, and the powers of the executors thereof, and to authorize them to sell the property of his estate *en bloc* or by parcels.

[Assented to 9th January, 1897.]

Preamble.

WHEREAS the persons hereinafter named, in their capacity of executors of the last will, testament and codicils of the late John Bryson, in his lifetime of Fort Coulonge, in the county of Pontiac, have, by their petition, prayed that all doubts respecting the validity of the said last will, testament and codicils, bearing date the eighteenth January, one thousand eight hundred and ninety-six, and particularly of clause number ten of the said will and the authority and power of the said executors to act, owing to the provisions thereof that the said executors should receive a sum of five thousand dollars to cover their trouble and expenses in administering such estate and succession, be quieted and set at rest, and the executors aforesaid authorized to act notwithstanding any provisions of the will, testament and codicils above stated ;

Whereas the said executors have renounced unto all benefits which might accrue to them personally under such will, testament and codicils ;

Whereas they have also prayed that they be authorized to sell the moveables and immoveables of the said estate, from time to time, *en bloc* or by parcels, for cash or on credit, as to them may be deemed advisable, with the consent of the tutor and subrogate tutor, and tutrix and subrogate tutor of the minor children interested, issue of the two marriages of the late John Bryson aforesaid with Dame Mary Christina Bryson, his first wife, now deceased, and Dame Mary Henrietta White, his second wife, surviving him, respectively, but without the assent of a family council or other formality, or the order of a court or judge, because the immoveables of the said estate consist of timber limits, village lots and other real property, which, by their nature and the manner in which they were held by the late John Bryson, could not, under the ordinary course of law, be sold to benefit the parties interested, without heavy expense and loss ;

And whereas it is expedient to grant the prayer of the said petition ;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Persons to act
as executors.

1. The Honourable George Bryson, a member of the Legislative Council of the Province of Quebec, Jennie Bry-

son and James W. Bryson, all of the village of Fort Coulonge, in the county of Pontiac, in their capacity of executors of the last will, testament and codicils thereto of the late John Bryson, in his lifetime of Fort Coulonge, aforesaid, of date the eighteenth January, one thousand eight hundred and ninety-six, are authorized to act as such executors and carry out the provisions thereof, notwithstanding anything contained in such last will, testament and codicils; and the said will, testament and codicils are hereby declared valid, and all doubts set at rest respecting the validity thereof, owing to clause number ten of the said will, which provides that a sum of five thousand dollars shall be paid to the said three executors, to cover their trouble and expenses in administering the said estate.

Will, &c. declared valid.

2. The said three executors are authorized, without the assent of a family council or other formality or order of a court or judge, to sell the moveables and immoveables of the said estate and succession, from time to time, *en bloc* or by parcels, for cash or on credit, as to them may be deemed advisable; provided the tutor and subrogate tutor, and the tutrix and subrogate tutor of the minor children interested, issue of the two marriages of the late John Bryson aforesaid, with Dame Mary Christina Bryson, his first wife, and Dame Mary Henrietta White, his second wife, respectively, be made parties and consent to such sales *en bloc* or by parcels.

Power of executors to sell real estate, &c., with consent of certain persons.

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

Coming into force.

C A P. X C V I I .

An Act to regulate the liquidation of the succession of Pierre Thomas Delvecchio and of his wife, Dame Elizabeth Olivier.

[Assented to 9th January, 1897.]

WHEREAS Alphonse Patrice Delvecchio, physician, George A. Morrison, advocate, Arthur A. Lanthier, Customs officer, all of the city of Montreal, and Pierre A. Delvecchio, farmer, of the parish of St. Antoine de Longueuil, all of the district of Montreal, in their capacity of representatives of the estate of Pierre Thomas Delvecchio, burgess, in his lifetime of the city of Montreal, and Marie Louise Delvecchio, and the said Alphonse Patrice Delvecchio and Pierre Delvecchio, representatives of the estate of Dame Elizabeth Olivier, wife common as to property of Pierre Thomas Delvecchio, have, by their petition, represented:

Preamble.