

CAP. XCIX.

An Act to authorize *Firmin Hudon* to sell certain substituted property.

[Assented to 12th January, 1895.]

WHEREAS, by her will received at Montreal, by L. N. Dumouchel and M. Garand, notaries, on the twenty-ninth of March, one thousand eight hundred and seventy-eight, Dame Justine Salomé Hurtubise, wife of Ephrem Hudon, senior, of the city of Montreal, gave the usufruct of her property to her said husband, and, after his death, to her five children, who are still living, and the ownership of the said property to the children born and to be born of each of her five children, by roots, with possession at the death of each of her said children ;

Whereas the said Dame Ephrem Hudon and her husband are both deceased ;

Whereas their five surviving children, to wit : Ephrem Hudon, ex-merchant ; Firmin Hudon, merchant ; Alphonse Hudon, excise officer ; Hyacinthe Hudon, insurance agent, and Antoine Hudon, clerk, all of the city of Montreal, with the exception of the said Ephrem Hudon, who resides at Brooklyn, in the State of New York, and the said Hyacinthe Hudon, who is absent from this Province, are the sole institutes in the substitution established by the said will ;

Whereas Alexandre Orsali, merchant, of the city of Montreal, has been appointed curator to the said substitution ;

Whereas the said Firmin Hudon is the sole survivor of the testamentary executors appointed by the said will ;

Whereas the only immoveable properties remaining in the estate and forming the object of the said substitution, are the following : (a) a lot of land, described in the official plan and book of reference of St. Louis ward, of the city of Montreal, under the number four hundred and eighty, with the dwelling house and other buildings thereon ; (b) five vacant lots, described under the numbers fifty-one, fifty-two and fifty-three of the official subdivision of the original lot number sixty-five, of the official plan and book of reference of the parish of Montreal ;

Whereas it has been represented and satisfactorily established, by the petition of the said Firmin Hudon and by the documents filed in support of the said petition, that it is in the interest of the institutes and substitutes in the said substitution, that the said lots be sold, and that the proceeds thereof be invested according to law and to the provisions of the said will and testament, and it is expedient to grant such prayer ;

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

Authority given to sell certain real estate.

1. Firmin Hudon, merchant, of the city of Montreal, in his capacity of testamentary executor of Dame Justine Salomé Hurtubise, in her lifetime wife of Ephrem Hudon, senior, is authorized, alone, to sell the lots described in the preamble of this act, in the same manner, on the same conditions and by observing the same formalities as the said Ephrem Hudon, senior, was authorized to do by the said will mentioned in the preamble of this act.

Conditions thereof.

Payment to discharge purchasers, &c.

2. The payment of the purchase price shall discharge the purchasers of all responsibility, and they shall not be obliged to see to the investment thereof.

Application of proceeds.

3. The proceeds of the sale of the said immoveables shall be employed in accordance with the provisions of article 981*o* of the Civil Code, and the provisions of article 981*p* and 981*q* of the said Code shall apply in such case.

Coming into force.

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

C A P . C .

An Act to authorize Dame Charlotte Feodore Louisa Augusta Guérout to sell or otherwise alienate certain substituted property.

[Assented to 12th January, 1895.]

Preamble.

WHEREAS Charlotte Feodore Louisa Augusta Guérout, widow of the late Matthew Bell Irvine, of the city of Quebec, has represented, by her petition, that under the will of the late Reverend Narcisse Guérout, her father, and the codicils thereto, she is at present proprietor and in possession of certain properties hereinafter described ;

Whereas the said Reverend Narcisse Guérout, by his will and the codicils thereto, substituted the said properties in favour of his grandson, W. C. H. Wood, and his children, and, in default of children, to the Anglican Bishop of the diocese of Montreal ;

Whereas the said Reverend Narcisse Guérout was proprietor, under the wills of his father and mother, of one undivided half and usufructuary of the other undivided half of the said property ;

Whereas, by the will of her grandmother, Marie Josephite Woolsey, the said Charlotte Feodore Louisa Augusta Gué-