

order and indebted to the city of Montreal for over eight hundred dollars for annual municipal taxes ;

That the revenues of the said immoveable are not sufficient to allow the institutes to make the necessary repairs and pay the aforesaid taxes ;

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

**1.** The persons above mentioned as institutes under the substitution established by the wills of the late François Guenette and the donation of Dame Aurélie Beaudry, and the curator to the said substitution, are authorized to sell the immoveable above described by private sale, with the permission of a judge of the Superior Court or of the prothonotary of the said court, granted on the advice of a family council duly convened for the purpose.

Sale of certain immoveables authorized.

**2.** The payment of the price of sale of the said immoveable by the purchaser shall be valid to all intents and purposes and shall relieve the purchaser from all responsibility as regards the investment of the proceeds of the sale of such immoveable.

Purchaser released on payment of purchase price.

**3.** The proceeds of the said sale shall be employed in paying the cost of this act and of the sale as well as the debts due on the said immoveable.

Application of proceeds of sale.

**4.** \* The balance of the price of sale shall, until the opening of the substitution, remain in the hands of the purchaser at six per cent interest, payable every three months to the said institutes, and shall be secured by hypothec upon the said immoveable, and by insurance against fire ; but, in all cases, the collection and distribution of the revenues and profits of the said substitution shall be in no way affected by the provisions of this act.

Balance to remain on property secured by hypothec.

#### CAP. XCVI.

An Act to amend the act of this session, chapter 95, intitled: "An act concerning the substitution established by François Guenette and Aurélie Beaudry, his wife."

[Assented to 8th January, 1894.]

**W**HEREAS there is a contradiction between sections 2 and 4 of the act of this session, chapter 95, and it is expedient to remedy the same ;

Preamble.

\* Replaced by the next chapter of these Statutes.

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

57 V., c. 95,  
s. 4, replaced.

1. Section 4 of the act of this session, chapter 95, is replaced by the following:

Application of  
balance of pur-  
chase price.

“4. The balance of the price of sale shall be employed in purchasing other immoveables or be invested in the manner provided by articles 9810 and following of the Civil Code; such investment shall be effected by the curator to the substitution, with the authorization of a judge of the Superior Court or of the prothonotary of the said court, on the advice of a family council, or the balance of the price shall remain in the hands of the purchaser, secured by mortgage on the property sold; provided that the distribution of the revenues and profits of the said substitution shall be in no way affected by the provisions of this act.”

#### CAP. XCVII.

An Act to ratify certain sales of real estate and certain transactions between Joseph Leveillé and his children.

[Assented to 8th January, 1894.]

Preamble.

WHEREAS doubts have recently arisen as to whether an immoveable, mentioned in a gift *inter vivos*, made at Montreal, before J. E. O. Labadie, notary, on the twenty-fifth of June, one thousand eight hundred and fifty-seven, by Dame Marie Anne Déséry, in favor of Joseph Leveillé, then pilot, of Montreal, did or did not enter into the continuation of the community of property which had existed between the said Joseph Leveillé and the minor children issue of his marriage with the late Dame Flavie Gauthier *dit* St. Germain;

Whereas the said immoveable was mentioned in the inventory made by J. Belle, notary, of Montreal, between the twenty-first of April and the thirtieth of July, one thousand eight hundred and fifty-seven, as not entering into the said continuation of community;

Whereas the said Joseph Leveillé has always, in good faith, considered himself and has always been publicly considered as the sole owner of such immoveable;

Whereas the said Joseph Leveillé has had a considerable portion of the said immoveable subdivided into a large number of building lots (which immoveable is known and designated, since the cadastre has been made, as being number fifty of the official plan and book of reference of