

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

C A P. C I .

An Act respecting the estate of the late James McCready.

[Assented to 30th December, 1890.]

WHEREAS Charles F. Smith, manufacturer, Frank J. Hart, merchant, and Cornelius Murphy, accountant, all of the city of Montreal, in the district of Montreal, in their quality of executors and trustees under the last will and testament of the late James McCready, and Jeremiah Fogarty, of the city of Montreal, manufacturer, in his quality of curator to the substitution created by the said last will and testament, have by their petition represented :

That the said late James McCready, in his lifetime of the city of Montreal, manufacturer, by his last will and testament executed before W. Fahey and colleague, notaries public, on the twenty-first day of July, one thousand eight hundred and ninety, appointed the petitioners Charles F. Smith and Cornelius Murphy, and the Revd. Pastor of St. Patrick's Church, in the city of Montreal, and their successor or successors named and appointed as in the will provided, as executors, trustees and administrators thereunder with the various powers as therein set forth ;

That the said Revd. Pastor of St. Patrick's Church, of the city of Montreal, refused to accept the said charge or office, and that the said two other executors, trustees and administrators, in accordance with the powers conferred upon them by the will, named and appointed the petitioner Frank J. Hart, as such executor, trustee and administrator, in the place and stead of the said Revd. Pastor of the said St. Patrick's Church ;

That, in effect, the said late James McCready, by his last will and testament, provided that his said executors, trustees and administrators were to take possession of his entire estate, and administer the same until the death of all the children born or to be born of the sisters of the said late James McCready, at which time the said estate should be equally divided between the grand-nephews and grand-nieces of the said late James McCready ;

That the trust created under the said will is one of very long duration, the nephews and nieces of the said late James McCready now living, children of the said sisters, being now very young ;

That, seeing the length of time it would take to conclude the provisions of the said will, seeing also the great value of the estate, and the responsibility thrown upon the said executors, trustees and administrators with reference to administration, they decided at first not to accept office under the provisions of the will, and only did so upon determining to petition the Quebec Legislature for an act to provide for payment of certain moneys for remuneration to the said executors, trustees and administrators ;

That the value of the said estate is about four hundred thousand dollars ;

That the revenues of such estate are much more than sufficient to pay the annuities bequeathed under the will ;

That the proper administration of the said estate will necessarily occupy a large portion of the time of the executors, trustees and administrators, and that as aforesaid they only accepted the said trust upon the condition that the parties interested should join with them in obtaining from the Legislature of this Province an act providing for their suitable remuneration ;

That moreover, in view of the great length of time during which the said trust will continue, and in view of the fact that it will inevitably become necessary before the expiry of the said trust that the present executors and trustees should be replaced by others, and that it is now and will in the future be impossible to procure suitable persons to act as such executors, trustees and administrators, unless such remuneration be provided, the petitioner, Jeremiah Fogarty, in his capacity of curator to the substitution created under the will, has been authorized by judgment of the Superior Court of the district of Montreal, homologating the advice of the family council composed of the relatives of the said late James McCreedy, and of the persons intended to be benefited by the said will to join the petitioners, the said trustees and executors in the present petition ;

That by reason of the premises, and to secure the services of proper executors, trustees and administrators, and a proper administration of the said trust, in the interest of the persons intended to be benefited thereby, it is desirable and necessary that an act be passed authorizing and empowering the said executors, trustees and administrators, and their successors lawfully appointed, to take out of the revenues of the said estate the sum of three thousand dollars per annum for the remuneration of the services of the said executors and trustees, to wit : the sum of one thousand dollars to be paid each year to each of the said executors, trustees and administrators for the time being ;

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

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

1. The said executors, trustees and administrators under the said last will and testament of the said late James McCready, and their successor or successors duly appointed hereafter, may and are hereby authorized and empowered to take out of the said estate the said sum of three thousand dollars, to wit: the sum of one thousand dollars to be paid each year to each of the said executors, trustees and administrators for the remuneration of the services of the said executors, trustees and administrators for the time being, provided always that the revenue of the estate be sufficient to pay the said remuneration in addition to the annuities bequeathed by the will.

Executors au-
thorized to
take out of
estate certain
sum annually
for their
remuneration,

Proviso.

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

Coming into
force.

C A P. C I I.

An Act to authorize the Bar of the Province of Quebec to admit Joseph Oscar Fournier amongst its members.

[Assented to 30th December, 1890.]

WHEREAS, Joseph Oscar Fournier, student and bachelor at law of the town of St. Johns, was compelled to complete his classical studies under masters of private schools, owing to ill health; whereas after three years study he obtained the degree of bachelor at law at the Laval University; whereas he has attained sufficient knowledge to be admitted to the study of Law; whereas it is advisable under the circumstances to exempt him from the examination for the admission to such study; whereas the Bar supports the application of the said petitioner; whereas it is right to grant to his prayer;

Preamble.

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

1. The Bar of the Province of Quebec is authorized to receive amongst its members Joseph Oscar Fournier, student and bachelor at law, of the town of St. Johns, and to allow him to practise the profession of advocate after having undergone the examination required for the practice of the profession, by the law respecting the Bar of the Province of Quebec.

Bar author-
ized to admit
J. O. Fournier
as an advocate
after examina-
tion.

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

Coming into
force.