

CAP. L.

An Act to legalize the proceedings respecting certain tutorships and curatorships taken by the clerk of the circuit court of the county of Chicoutimi.

[Assented to 2nd April, 1890.]

Preamble.

WHEREAS the clerk of the circuit court of the county of Chicoutimi has homologated tutorships and curatorships, considering that he was authorized in so doing by the Code of Civil Procedure, and more particularly by article 1059;

Whereas it is expedient that the proceedings so taken be ratified and legalized; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Certain homologations of acts of tutorships declared valid.

1. The homologation of acts of tutorship and of curatorship, up to this date, by the clerk of the circuit court of the county of Chicoutimi, is declared as valid as if by or before the prothonotary according to law.

Such acts &c., to be deposited in prothonotary's office, &c.

2. The acts and documents so homologated and made as aforesaid shall, within six weeks after the coming into force of this act, be remitted to the prothonotary of the Superior Court of the district in which is established the said circuit court, to be paraphed by the said prothonotary under this act, with mention of the date of their receipt, and shall remain of record in his office.

Certain pending cases not affected.

3. Nothing however in this act shall affect cases now pending before any court, in which the validity of such proceedings is contested.

CAP. LI.

An Act to correct and modify the official plans and books of reference of certain parts of the county of Beauce.

[Assented to 24th February, 1890.]

Preamble.

WHEREAS certain errors have occurred in the preparation of the official plans and books of reference of the parishes of Ste. Marie, St. Joseph, St. George, St. Frédéric, St. Elzéar, St. Séverin, St. Victor de Tring, St. Ephrem de Tring, and St. François, and of the townships of Aylmer, Broughton, Lambton, Forsyth and Shenley, situated in the registration division of the county of

Beauce ; and whereas, between the closing of the cadastre of these places and the date of its coming into force, numerous changes were made in the subdivision of properties to which it is necessary to assign new numbers and designations, insomuch that the present plans and books of reference have been found insufficient to indicate the different properties, and great confusion and uncertainty may be caused thereby.

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

1. The Commissioner of Crown Lands is authorized to cause to be prepared a new plan and a new book of reference for all or any of the said places, and to substitute the same for the present plans and books of reference, or any of them, which latter shall be cancelled so soon as the new ones shall be deposited in the registry office for the registration division of the county of Beauce.

New official plan &c., of certain places in Beauce may be prepared.

2. The said Commissioner is authorized to amend all or any of the said plans and books of reference, and to add thereto any additional numbers or new designations, as may be deemed necessary for perfecting the same.

Certain plans &c., may be amended.

3. The original numbering is to be preserved as much as possible, and no primitive number shall be cancelled if there exist any hypothec upon the same, and if it shall be found necessary to change the number of any lot, otherwise than as provided for by the preceding sections, the said Commissioner shall ascertain, by means of certificates to that effect, which the registrar shall furnish to him, whether there exist any charges and hypothecs upon the lots whose numbering is to be so changed.

Proviso as to original numbering, &c.

When certified copies of such new plans and books of reference, or amended plans and books of reference, as the case may be, shall have been deposited in the said registry office, the said Commissioner, upon the receipt of the registrar's certificate establishing such deposit, shall give notice thereof in the Quebec Official Gazette.

Publication required when copies &c., deposited.

4. In order to obviate all inconvenience, the delay of two years, granted by law for the renewal of the registration of real rights in all or any of the said places, is hereby extended and prolonged until the expiration of twelve months from the publication of the last mentioned notice.

Delay of two years extended for certain time.

The same legal provisions shall also apply to the numbers thus affected by the corrections and additions made as aforesaid.

Index to
immoveables
to be prepared
or amended.

5. So soon as certified copies of the official plans and books of reference, as aforesaid, shall have been deposited in the registry office, the registrar shall prepare or amend his index to immoveables in accordance with the changes effected.

Pending cases
not affected.

6. This act shall not affect pending cases.

Coming into
force.

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

C A P. L I I.

An Act respecting certain proceedings had before the Montreal District Magistrate's Court and the execution of the judgments of the said court.

[Assented to 2nd April, 1890.]

HER MAJESTY, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain pro-
ceedings to be
continued in
Circuit Court.
Montreal.

1. All proceedings had and commenced, in suits for fifty dollars and over, before the Montreal District Magistrate's Court, in virtue of the acts 51-52 Victoria, chapter 20, and 52 Victoria, chapter 30, shall be continued before the Circuit Court of Montreal.

Execution of
certain judg-
ments.

The judgments rendered by the said magistrate's court in suits for the same amount shall be executed by the said Circuit Court.

Certain pro-
ceedings to be
continued in
District Ma-
gistrates'
Court of
Montreal.

2. The proceedings had and commenced, in suits under fifty dollars, before the said District Magistrate's Court shall be continued and the judgments for the same amounts, shall be executed by the Magistrate's Court for the city of Montreal.

Transfer of
records, regis-
ters, docu-
ments, &c.

3. According to law, the records, registers, documents and archives of the Magistrates' Court of the district of Montreal, in cases for the amount mentioned in the first section of this act shall be transferred to the office of the Circuit Court in the district of Montreal; and those in cases for the amount mentioned in the second section shall be transferred to the office of the Magistrates' Court for the city of Montreal.

Coming into
force.

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