

Benefit of inventory when granted.

“ 1323. Benefit of inventory is only granted on condition of rendering an account and paying to such person as may be entitled thereto whatever monies may be received, and the beneficiary heir shall, if thereunto required, as provided by article 663 of the Civil Code, give security to the amount and in the manner fixed by the court or judge.”

C A P . X X V .

An Act to authorize prothonotaries of the Superior Court to deliver certified copies of the registers of civil status in their possession, when the other duplicate has been destroyed by fire or otherwise.

[Assented to 9th May, 1885.]

Preamble.

WHEREAS it is in the public interest that each parish should possess and preserve a copy of the registers of civil status intended to record births, marriages and burials ; and whereas, when the said registers of civil status of a parish or a portion thereof have been destroyed by fire, or in any other manner, it is expedient that such parish should be able to procure an authentic copy of such registers or the portion thereof so destroyed ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Certain duplicates of registers of civil status that are destroyed may be replaced.

1. When the registers of civil status of a parish or a portion thereof have been destroyed by fire or in any other manner, the priest and churchwardens of the *fabrique* of such parish may, after resolution to that effect establishing the loss and destruction of such registers or a portion thereof, cause to be delivered by the prothonotary of the district, in whose office are deposited the registers of civil status of such parish, or by the clerk of the circuit court, the depositary of, or having the custody of such registers, a copy of such registers or of any portion thereof which have been destroyed as aforesaid.

Duty of custodian to furnish copies.

2. Every prothonotary or clerk, having the custody of the registers of civil status of such parish, shall be bound to deliver, within a reasonable time, an authentic copy of all registers or any portion thereof required by any priest in charge or other person authorized upon resolution of the *fabrique* of such parish as aforesaid.

3. The priest and churchwardens of the *fabrique* of any parish, requiring, in virtue of this act, copies of certain registers or of portions thereof, shall furnish the registers and books necessary for such purpose, which shall be numbered and paraphed in the manner prescribed by law. Registers for such copies to be supplied by persons requiring same.

4. The fees of any prothonotary or clerk, for all copies of registers of civil status or of any portion thereof, required in virtue of this act, shall be as follows: six cents for a copy of each certificate of baptism or burial and eighteen cents for each certificate of marriage. Fees for copies.

5. The certificate of authenticity of the said copies of registers or portion thereof shall be delivered by the prothonotary or clerk of the said district and shall be inscribed after the last entry in each book or register. Entry of certificate of authenticity.

6. Every such copy of registers, authenticated and delivered as aforesaid, shall be considered as an original register; and the extracts, certified by the parish priests, curates, or priests in charge of the said parish, depositaries of the said registers, shall be authentic; but the said parish priest or priest in charge shall be bound to declare, in the said extracts which he shall deliver, that the said registers are copies, so certified, of the only existing duplicate of the said registers. Copy to be considered as original. Contents of certificate upon extracts therefrom.

7. The copy so made of the said registers shall be a *fac simile* of the sole existing duplicate, in so far as it must contain and reproduce all the words struck out, the marginal notes, lengthened lines or interlineations that may be in the latter, as well as the certificate which certifies as to the number thereof, strictly following the same spelling. How such registers are to be copied.

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

C A P. X X V I.

An Act to extend certain provisions of the act 38 Victoria, chapter 15, respecting the Cadastré.

[Assented to 9th May, 1885.]

WHEREAS, since the passing of the act 38 Victoria, chapter 15, certain proprietors have subdivided and sold, in lots, certain lands, without having previously pre-

pared a plan and book of reference, as required by article 2175 of the Civil Code, and whereas serious inconvenience has arisen to the actual holders of such lands; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Application of
act 38 V., c.
15, s. 2.

1. The provisions of the act 38 Victoria, chapter 15, section 2, are continued and apply to what has taken place previous to the passing of this act, but shall not be interpreted as permitting, for the future, the making of plans and books of reference, otherwise than in accordance with the provisions of the said article 2175 of the Civil Code and of the said act, 38 Victoria, chapter 15.

Coming into
force.

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

C A P . X X V I I .

An Act to amend the act 38 Victoria, chapter 34, for the better regulation of burials.

[Assented to 9th May, 1885.]

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

38 V., c. 34, s.
1, 2 and 15,
amended, to
apply to pri-
vate vaults.

1. Sections 1, 2 and 15 of the act 38 Victoria, chapter 34, are amended so as to render them applicable to private or family vaults.

38 V., c. 34,
amended, and
s. 4a added.
Special hearse
in times of epi-
demic.

2. The following section is added to the said act after section 4 thereof.

Hearse to be
disinfected be-
fore being used
after epidemic
disappears.

“4a. In every parish comprising one hundred families or more, the bodies of persons, who have died from epidemic disease, shall be transferred to the place of burial in a vehicle or hearse specially kept for that purpose; and after the epidemic has disappeared, no person shall be permitted to make use of such vehicle or hearse before it has been thoroughly disinfected.”

Burials in ce-
meteries.

3. In all burials in a cemetery, the coffin shall be covered with at least three feet of earth.