

Notice to be given to be accompanied by certificate of deposit for costs.

2. The notice, given to the Recorder and to the opposite party, of such application for *certiorari*, shall, in such case, be accompanied by a certificate from the prothonotary of the said Superior Court, establishing that the petitioner has deposited in the hands of the said prothonotary a sum of twenty five dollars, as security for the costs of the opposite party, in the event of the petition being refused or the writ of *certiorari* set aside with costs.

24 Vict., cap. 26, sec. 6, § 2, as in force by 34 Vict., cap. 11, sec. 4, is amended.

3. Sub-section 2 of section 6 of the act 24 Victoria, chapter 26, as again put into force by section 4 of the act 34 Victoria, chapter 11, is amended by replacing the words: "three hundred pounds nor more than five hundred pounds," by the words: "two thousand dollars."

Proceedings to be taken before Recorder to sell immovable hypothecated for taxes whose owner is unknown.

4. When the owner of an immovable property, situate within the city of Quebec and hypothecated in favor of the corporation of the city of Quebec for any taxes or assessments whatever, is unknown or uncertain, the said corporation of the city of Quebec may apply, by simple petition, to the Recorder's Court of the city of Quebec for the sale of such immovable, and for that purpose articles 901, 902, 903, 904, 905, 906, 907, 908, 909, 910 and 911 of the Code of Civil Procedure shall, *mutatis mutandis*, apply to the Recorder's Court of the city of Quebec, which shall have all the powers conferred upon the Superior Court by the said articles.

Act in force.

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

## C A P . X X V I I I .

An Act to authorize the catholic school commissioners of the town of Sorel to contract certain loans.

[Assented to 27th May, 1882.]

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

Power of school commissioners of Sorel to acquire immovable property for certain purposes.

1. Notwithstanding all provisions to the contrary contained in the laws at present in force in this Province respecting education, the school commissioners of the school municipality of the town of Sorel, in the county of Richelieu, may acquire immovable property within the limits of the municipality, for the purpose of building one or more educational houses, for the establishment of a

college or institution for higher education or transfer its immoveable property to some religious community for the purpose of education, as such school commissioners shall deem expedient, and raise an amount of not more than twenty five thousand dollars for such purpose.

2. The said Commissioners shall have the right, to borrow money, to issue debentures for an amount not exceeding the said amount of twenty five thousand dollars, or again to impose a special tax for the levying of such amount, which shall extend over such number of years, as said commissioners may deem expedient; provided such annual tax shall not exceed two thousand dollars.

3. The said special assessment shall be levied and collected in the same way as the annual assessments; the said commissioners shall have, for the purpose of levying and collecting such special assessment, the same powers as are granted by law for the levying and collecting of the annual assessment; and such assessment shall not be levied nor shall such obligations or debentures be issued, nor such loan contracted unless the following formalities have been fulfilled.

4. The said commissioners, after having passed a resolution to levy such assessment, to issue the said bonds or debentures or to effect such loan, shall cause a notice to be given by their secretary-treasurer of the day and place when and where such resolution shall be submitted for approval to the rate-payers, who have a right to vote at an election of school commissioners.

5. The said notice shall be read on a Sunday at the door of the Roman Catholic Church of the town of Sorel, at the conclusion of divine service, and a copy shall be posted on such Sunday at the door of the said church.

6. The meeting shall be held at the place indicated in the said notice, within the limits of the said municipality; it shall be opened at ten o'clock in the morning and the president or another school commissioner shall preside. The secretary treasurer of the said school commissioners shall act as secretary of the meeting and as poll-clerk.

7. At the place, and on the day and hour indicated, the president shall open the meeting, by stating, the object for which it was called and shall ask the rate-payers who are present if they object to the resolution.

If, during one hour, no one has objected, the said president shall declare the said resolution approved,

but if ten rate-payers, having a right as aforesaid to vote at an election for commissioners, object to the said resolution during the hour aforesaid, the president shall immediately open a poll to register the votes of the rate-payers. The said poll shall only be open till four o'clock in the afternoon.

Voting.

The votes of the rate payers in favor of the said resolution shall be entered under the word: "yea" and the votes against it shall be entered under the word: "nay."

If majority vote "yea" resolution is approved.

8. If, at the close of the said poll, the yeas are in the majority, the said resolution shall be considered as approved, and the said assessment may be levied and collected or the said loan or debentures may be contracted or

If "nay" resolution is "void."

issued. If the nays are in the majority, the said resolution shall be void.

Power of commissioners to re-submit resolutions and when.

Nevertheless, when the nays are in the majority, the said commissioners may again submit the said resolution at the end of one year, or any other resolution for the approval of the rate payers in the manner above-mentioned.

Conditions requisite to issue of debentures.

9. No debentures shall be issued, nor shall any loan be contracted, unless by the resolution which authorizes the same there be imposed, upon all the taxable property, belonging to Roman Catholics only, liable for the payment of such loan or debentures, an annual tax sufficient to pay the annual interest and to pay, over and above the said interest, such sinking fund as shall be deemed advisable by the school commissioners, until the extinction of the said debt.

Persons who have right to vote.

10. The rate payers, who are proprietors of such property, shall alone have the right the vote upon the approval or disapproval of such resolution. It shall not be necessary that such rate payers shall have paid their school taxes, in order to have the right to vote.

Delay to contest proceedings.

11. The delay within which the proceedings under such resolution may be contested shall be ten days.