

3. This act shall not affect pending cases and shall come into force on the day of its sanction.

Not to affect
pending cases.
Act in force.

CAP. LXXXII.

An Act to facilitate the payment of the debt contracted and of the expenses to be incurred in building the Catholic Church of the parish of St. Jean Baptiste de Montreal, and to amend the act, 43-44 Victoria, chapter 37.

[Assented to 30th June, 1881.]

WHEREAS there has been built, in the parish of St. Jean Baptiste de Montreal, in the diocese of Montreal, a church, presbytery and dependencies, the cost whereof has been partly paid by means of voluntary contributions and by the Fabrique of the said parish, and for the greater part by means of sums advanced by the Roman Catholic Episcopal corporation of Montreal or borrowed on the responsibility of the said corporation ;

Preamble.

Whereas such buildings have been for many years, used for purposes of Divine Worship by the Catholics of the said parish, who have hitherto contributed nothing towards such buildings ;

Whereas there remains due to the Roman Catholic Episcopal Corporation of Montreal on the cost of the said buildings, a sum of about sixty four thousand dollars ;

Whereas the Fabrique of the said parish is willing to undertake to pay sixteen thousand dollars on the amount of the said debt, but declares that it can pay no more, from and out of the revenues at its disposal ; and the said Roman Catholic Episcopal Corporation consents to accept thirty-two thousand dollars in payment of such debt and to cede to the Fabrique, upon payment of such sum, the church, presbytery and dependencies as well as the land upon which they are erected ;

Whereas the said church is not finished and certain work to its interior is urgently required ;

Whereas at a meeting of the free-holders of the said parish, duly convened and held on the twenty-seventh day of February, one thousand eight hundred and eighty-one, it was resolved that an assessment be levied on the catholic free-holders of the parish in order to raise : 1. a sum of sixteen thousand dollars to be employed in the partial payment of the debt already incurred in constructing the said buildings ; 2. another sum not exceeding twelve thousand dollars to pay for the cost of the work to be done in the interior of the said church ; 3. a sum sufficient to meet the costs to be incurred in having the present act passed and its provisions carried out, as well as the interest on the two sums above mentioned ;

Whereas the said resolution was adopted on certain conditions, and the said meeting asked that the fulfilment of such conditions be permitted and assured by an act of the Legislature of this province;

Whereas a petition has been presented to that effect and it is expedient to grant the same;

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

Fabrique of parish St. Jean Bte. de Montreal may levy an assessment.

1. The *Fabrique* of the parish of St. Jean Baptiste de Montreal, in the diocese of Montreal, may, in virtue of the authority given it by a meeting of the free-holders of the said parish, held on the twenty-seventh day of February one thousand eight hundred and eighty-one, apply to the commissioners, appointed and acting under the authority of chapter 18 of the Consolidated Statutes for Lower Canada, to obtain permission for the churchwardens to levy, by means of an act of assessment, on the Catholic free-holders of the parish: 1. a sum of sixteen thousand dollars to be employed in the partial payment of the debt already contracted in building the said church for Divine Worship by the Catholics of the said parish as well as the presbytery and dependencies; 2. a further sum not exceeding twelve thousand dollars to pay the cost of the work to be done in the interior of the church; 3. a sum sufficient to meet the expenses incurred in having the present act passed and in carrying out its provisions, as well as the interest on the two sums of sixteen thousand dollars and twelve thousand dollars above-mentioned.

How levied.

2. These various sums shall be united into one and be levied by one and the same act of assessment, and the proceedings for the whole shall be had, as in the cases provided for by section four of the act, 29 Victoria, chapter 52; but the number of terms or dates of payment may be extended to fifty years.

Fabrique may borrow money.

3. The *fabrique* may effect a loan in the manner required by law, for the purpose of paying the said sums in whole or in part; and thereupon the number, the terms or dates of payments of the assessment may be so fixed as to comply with the conditions of such loan, provided always that they shall not extend beyond fifty years.

Property of church, &c., to be transferred to fabrique upon certain payments being made.

4. The Roman Catholic Episcopal Corporation of Montreal, shall, when the *Fabrique* of the parish of St. Jean Baptiste of Montreal shall have paid it the sum of thirty two thousand dollars on the debt incurred for the construction of the said buildings, transfer the ownership thereof to it, as well as of the land on which they are built, free from all hypothecs and other charges.

5. For the purposes of the present act, three free-holders of the parish, eligible as church-wardens, shall be elected by the free-holders of the said parish, at a meeting duly convened; such election shall be held in the same manner as the elections of church-wardens in parishes where they are elected by a parish meeting.

Certain persons to act with church-wardens to carry out assessment.

The persons so elected shall act jointly with the church-wardens in office in such parish, and they shall have all their rights, powers, privileges and duties, but only in so far as relates to the act of assessment, the negotiation of the loan, the collection of the monies to be levied, their use and generally every thing connected with the present act.

In the event of a vacancy occurring, through the death of one of the persons so elected as aforesaid, or through any other cause, such vacancy shall be filled by another free-holder of the parish, eligible as a church-warden, who shall be elected in the manner above-mentioned.

6. The church-wardens in office and the three freehold inhabitants appointed to assist them, may, from time to time, but not oftener than once in every five years, on the authorization of the majority of a meeting of the catholic free-holders of the parish duly convened, make a new act of assessment, not to alter the total amount to be levied, but to apportion such amount more equitably, according to the actual value of each property.

How act of assessment may be made and when.

Each such new apportionment shall be made in the same manner as the first.

7. With the exception of the special provisions herein above contained, all proceedings connected with the assessment authorized by this act shall be subject to the laws governing such matters.

Subject to certain rules.

8. The preceding provisions of this act shall not affect, in any way, the rights of Messrs. Ferdinand David, Sévère Rivard, Michel Laurent and Gustave Adolphe Drolet, resulting from a deed of Donation *inter vivos* by them granted in favor of the Roman Catholic Episcopal corporation of Montreal, passed on the thirteenth day of June, one thousand eight hundred and seventy-two, before E. P. Fréchette, notary, and registered in the registration division of Montreal on the eleventh day of July, one thousand eight hundred and seventy-two, under the number 68,192.

Certain rights not affected.

9. Whereas it is desirable that the provisions of section six of this act be extended to the assessment which the Fabrique of the parish of St. Henri des Tanneries, diocese of Montreal, was authorized to levy by the act,

Provisions of section 6 extended to the assessment authorized to

be made by
fabrique of St.
Henri des
Tanneries.

43-44 Victoria, chapter 37, the church-wardens in office of the parish of St. Henri des Tanneries and the two citizens associated with them for the purposes of the act cited in this section, may from time to time, but not oftener than once in every five years, on the authorization of the majority of a meeting of the catholic free-holders of the parish duly convened, make a new assessment, not for the purpose of altering the total amount to be levied, but to apportion such amount more equitably, according to the actual value of each property.

Each such new assessment shall be made in the same manner as the first.

Act in force.

10. This act shall come into force on the days of its sanction.

C A P. L X X X I I I.

An Act to authorize the *Fabrique* of the parish of *Notre-Dame de Montréal* to issue debentures to a definite amount.

[Assented to 30th June, 1881.]

Preamble.

WHEREAS the *Fabrique* of the parish of *Notre-Dame de Montréal*, with the approval of his Lordship, Edouard Charles Fabre, Bishop of Montreal, has, by its petition, set forth that, for the purpose of gradually extinguishing the debt which it owes, it would be of great benefit to it to be authorized to issue debentures or bonds to a limited amount and payable to bearer within a definite delay, and to redeem the same by means of a sinking fund; and whereas it is expedient to grant the prayer of the said petition;

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

*Fabrique of
parish of Notre
Dame de
Montreal may
issue debentures.*

Of two kinds.

1. The *Fabrique* of the parish of *Notre-Dame de Montréal* is authorized to issue debentures, payable to bearer, to the amount of one hundred and sixty thousand dollars.

2. The said debentures may be of two kinds:

1. Those redeemable within a definite delay, not exceeding forty-five years from their respective dates;

2. Those redeemable within the same term, but at different determined periods, by means of a drawing of numbers.