

11th March last 1876, and approved by the shareholders of the said company at a general meeting duly convened for that purpose and held on the 29th of March last, 1876.

V. HUDON.

President.

F. C. CHARBONNEAU.

Secretary.

C A P . L V I I I .

An act to authorize the sale of immovable property substituted by the late Jean Baptiste Quesnel.

[Assented to 9th March, 1878.]

WHEREAS, in the parish of St. Michel de Lachine, Preamble.
in the county of Jacques-Cartier, on the thirtieth of November, eighteen hundred and sixty-one, by deed of donation, *inter vivos*, then and there passed before L. S. Martin, notary public, and witnesses, Jean-Baptiste Quesnel, in his lifetime, of Lachine aforesaid, farmer, and his wife, *commune en biens*, Dame Adélaïde Valois, did give and grant unto their two sons, Jean-Baptiste and Louis Amédée Quesnel, a farm each, situate in the said parish of Lachine, subject to substitution in favor of their children, and subject also to the payment of certain debts and other charges specified in the said deed, and more particularly to a certain *rente viagère* in favor of the said donors ;

Whereas, at the time of the said donation, the said farms had no other value than for agricultural purposes, and were worth about four thousand dollars each ;

Whereas, since that time the locality of Lachine has become a fashionable summer resort for Montreal families, and the property therein situated has considerably increased in value ;

Whereas the revenue of the said two farms is quite insufficient to provide for the support of the said Jean-Baptiste Quesnel and Louis Amédée Quesnel, and also for the education of their children, and for the satisfaction of the charges imposed upon them by the said donors ;

Whereas the said Jean-Baptiste Quesnel and Louis Amédée Quesnel could considerably increase their income by being authorized to sell the said farms, in lots or otherwise ;

Whereas there are still debts of the donors unsatisfied ;

Whereas the said authorization would be for the benefit of all concerned, as well the substitutes as the institutes to the said substitution ;

Whereas, by deed passed before the said L. S. Martin, on the twenty-first day of April, eighteen hundred and sixty-three, the said Jean-Baptiste Quesnel, senior, expressed his willingness to remove partly the said substitution ;

And whereas the said Dame Adélaïde Valois, the survivor of the said donors, by deed passed before L. Forest, notary public, at Lachine, on the twenty ninth day of October last past, has expressed her willingness to entirely remove the said substitution on the express condition, however, that such sales shall have been previously duly authorized, *en justice*, by and with the advice of a family council duly homologated by one of the judges of the Superior Court, sitting in and for the District of Montreal, as in the case of the sale of property belonging to minors, and that the monies arising from such sales be invested in such manner as the judge deems proper and most advantageous for the donee and the substitutes, either by purchasing immovable property or by leaving the monies at interest in the hands of the purchaser or purchasers on the security of the privilege of *baillieur de fonds* ;

And whereas it is reasonable and expedient to permit the sale of the two farms under the said restrictions ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

Authoriza-
tion to sell.

1. The said Jean-Baptiste Quesnel and Louis Amédée Quesnel, or either of them, assisted by the curator named to the said substitution duly authorized thereto by the family council duly homologated by one of the honorable judges of Her Majesty's Superior Court, are hereby duly authorized to absolutely sell and dispose of their respective farms or any portion thereof in lots or otherwise, and on the condition that the price of sale be invested as aforesaid. And in any case the donees or the curator to the said substitution shall have no right to receive the capital of the monies proceeding from the sale of the said property, but the said monies shall be deposited by the purchaser or purchasers in the place and manner hereinafter specified, until the judge shall have authorized the investment thereof as mentioned in the following section of the present act.

Deposit of
the proceeds
of the sale.

Investment
of the pro-
ceeds of the
sale.

2. The proceeds of the sale, after the debts and obligations of the donation shall have been satisfied, shall be invested by the donees and the curator to the substitu-

tion, in such manner as the judge deems proper and most advantageous for the donees and the substitutes, either by purchasing immovable property or by leaving the monies at interest in the hands of the purchaser or purchasers, on the security of the privilege of *baillieur de fonds*.

And in case the purchaser or purchasers should reimburse the purchase price, the monies shall be invested in the manner hereinabove prescribed. Until the judge shall have decided the manner in which such monies shall be invested, the purchaser or purchasers who may desire to pay the purchase price, shall deposit the amount of such price in accordance with the act 35 Vict, Cap. 5, namely the act respecting judicial and other deposits, and such monies shall remain so deposited until the said donees and the curator to the said substitution shall have established before the judge, the manner in which the monies are to be invested and shall have been authorized by the said judge to so invest the said monies. And it shall not be lawful for the said donees or for the curator to the said substitution to withdraw any portion of the capital of the monies so deposited under this act, but the said monies shall be paid over by the Treasurer of the Province of Quebec to the person or persons specified in the judgment authorizing the investment of the said monies.

Investment made in accordance with 35 V., c. 5.

The donees or the curator shall not withdraw any portion of monies.

3. The receipt of the treasurer for the payments made under the preceding section, shall have the same effect as those specified in section 12 of the act 35 Vict., Cap. 5.

Effect of receipt of treasurer.

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

Act in force.

C A P . L I X .

An act to authorize the executor of the wills of the late William Petry the elder and William Petry the younger and the curator to the substitution, created thereunder, to change certain investments now made.

[Assented to 9th March, 1878.]

WHEREAS by the last will and testament of the late William Petry, senior, in his lifetime of the city of Quebec, merchant, deceased, passed before Glackemeyer and colleague, notaries, at Quebec on the thirty-first day of October, one thousand eight hundred and fifty-five he did

Preamble.