

Agreement
between the
creditor and
employee.

6. Notwithstanding what precedes, it shall be lawful for any creditor of any public servant or employees before entering an action or issuing a writ of attachment by garnishment, to produce a sworn statement of his debt or a copy of judgment, at the office or department in which such public servant or employee receives his salary.

If such public servant or employee acknowledges himself to be indebted in the sum demanded, and, in writing, authorises the payment thereof out of the portion of his salary liable to seizure, the head or deputy-head of such office or department shall pay the creditor according to the authorization, at each period of payment of salaries.

If several creditors present themselves at the same time, they shall be paid concurrently, in proportion to their claims.

Proviso :

7. Nothing in the preceding section shall have the effect of preventing the attachment by garnishment of the part of the salary liable to seizure under section one of this act ; and in the event of such attachment, the authorization given under the preceding section shall become null and of no effect.

C A P . X I I I .

An Act to amend Articles 945 and 1336 of the Civil Code in relation to substitutions and community between consorts.

[Assented to 23rd February, 1875.]

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

Art. 945 C. C.
amended.

1. Articles 945 and 1336 of the civil code are amended, to read in the following manner :

“945. All substitutes, born and unborn, are represented in all inventories and partitions by a curator to the substitution, appointed in the manner established as regards tutors. The curator to the substitution attends to the interest of such substitutes in all such inventories and partitions, and represents them in all cases in which his intervention is requisite or proper.

The institute who neglects to demand this nomination may be declared to have forfeited in favor of the substitute the benefit of the disposition.

All persons who are competent to demand the appointment of a tutor to a minor of the same family, may also demand the nomination of a curator to the substitution.”

“ 1336. If the dissolution be demanded by the survivor, and some of the children be still minors, his demand must be preceded by an inventory, which he must make according to the form of that required to prevent the continuation of community, and for such purpose the subrogate tutor represents the minors, and stands as an adverse party.’ Art. 1336 C. C. amended.

C A P . X I V .

An Act relating to the notices and declarations to be given to Registrars.

[Assented to 23rd February, 1875.]

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

1. The notices and declarations mentioned in articles 2098, 2131 and 2172 of the civil code, may be given to registrars for those interested, by any person whomsoever, whether a relative or not. They may also be given by married women, interdicted persons, and the minors themselves. Notices and declarations, by whom given.

C A P . X V .

An Act to amend and extend article 2175 of the Civil Code, respecting the Cadastre.

[Assented to 23rd February, 1875.]

WHEREAS some doubts have arisen, respecting the legality of certain sub-divisions of lots marked on the official plan and book of reference of a registration division, or of a part of such division, and that it is expedient to remove these doubts; and whereas it is expedient to extend and to modify the provisions of article 2175 of the civil code; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Québec, enacts as follows : Preamble.

1. Any property designated by a single number on the plan and in the book of reference of any registration division, or part of such division, which has been sold in parts, or by lots, before the passing of this act, between the closing of any cadastre and the coming into operation of article 2168 of the civil code, in the said division or part of a division, might have been and may be sub-divided and Cadastration of a lot sub-divided between the preparation and closing of the Cadastre.