

claration in their favor or in favor of some or one of them as hereinafter mentioned.

7. It shall be lawful for any person insured, by writing endorsed upon or referring to any policy which may have been effected before the passing of this act, or upon any such policy as in the last section is mentioned, to declare that such policy of insurance shall be for the benefit of his wife, or his wife and children, or some or one of them, or of his children only, or some or one of them, and the several provisions of the said recited act, and of this act shall apply to such insurance as fully as if the said insurance had been effected in favor of such appointees under this act.

Any person insured may apply the policy to the benefit of his wife or children.

8. It shall be lawful for a party who has effected such assurance, or made such declaration as aforesaid, at any time or times thereafter, by any deed or writing notified to the company, or by his last will and testament, to revoke the direction as to any one or more of the parties originally intended to be benefited, and to declare in the manner above mentioned that such policy shall be for the benefit of one or more of the parties so originally named, to the exclusion of the other or others of them, and the insurance moneys shall be payable to or for the benefit of the parties so named in such writing, or will, instead of as originally intended; provided always, that this clause shall not apply to insurances made in favor of any wife under marriage settlement or to any policy already transferred to any third party.

Such application may be revoked and another made.

Provided it was not made in favor of a wife under a marriage contract, or the policy has not been transferred.

Persons insured with profits may apply them either to premium or to insurance money.

9. Any person insuring with profits may apply the same either in payment of premiums, or direct them to be added to the insurance money, payable at death.

10. The second section of the act of this province, thirty-second Victoria, chapter thirty-nine, is hereby repealed.

Sec. 2, of 32 V., c. 39, repealed.

C A P . X X I I .

An Act to amend the Act 27 Victoria, chap. 9, respecting the Sale of Lands by Municipalities.

[Assented to 1st February, 1870.]

WHEREAS it is expedient to amend the act 27th Victoria, chapter 9; Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

Preamble.

1. Section eleven of the said act is hereby amended by adding thereto the three following sub-sections, which shall be considered as forming part of the said act:

Sec. 11 of 27 Vic., c. 9, amended.

"1. No action to annul a sale made by any municipal council, under section sixty-one of the consolidated muni-

Limitation of action to annul or recover

damages for
municipal sales
of lands.

Denial of ac-
tion to extend
to pleas.

Case of lands
belonging to
the crown.

Pending suits
&c., not to be
affected.

cial act, or to recover damages from a municipality, by reason of the unlawfulness of such sale, shall be maintained unless the same shall have been instituted within two years from the date of the said adjudication."

2. The refusal of the right of action set forth in the preceding sub-section shall extend to all exceptions or pleas whatsoever which invoke the nullity of any such sale, or set up damages and claims of any kind, against any municipality or person whatsoever.

3. And every sale of any land belonging to the Crown shall be *pleno jure* null, and the purchaser, in such case, shall have no claim upon the local or county municipality, save for the moneys expended by him, with interest and costs."

2. The present act shall in no way affect suits actually pending, and shall not prejudice the rights of any person whose real estate may have been, or shall hereafter be sold for municipal or school taxes, assessments, apportionments, or other dues, paid before the sale of such real estate, nor further, shall it prejudice the rights of any person who has transacted or settled with any municipality respecting damages occasioned by a sale affected by illegality, or who has demanded any such transaction or settlement.

CAP. XXIII.

An Act to render valid certain Notarial Acts.

[Assented to 1st February, 1870.]

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

Certain nota-
rial acts not
countersigned
declared valid.

1. All minutes of notarial acts, except wills and codicils, which, at the time of the coming into force of the civil code, were not, or which since then have not been countersigned, shall, from and after the passing of this act, be held to be as valid and authentic as if they had been countersigned by a second notary, and the witnesses to the execution of the instrument therein named; provided always, that the validity or authenticity of the said acts is not affected by any other cause than that mentioned in this section.

Proviso.

Copies and re-
gistration of
such acts de-
clared valid.

2. All copies of such acts which have been delivered, and all registrations thereof which have been or may be made, shall be valid, and shall make proof of the said acts and of their registration, although the name of a second notary or of the witnesses to the execution of said acts, may be mentioned on such copies, whether they have been registered or not.

