

6. On the death, resignation or ceasing to act of any executor, trustee or administrator, for any cause whatsoever, another shall be appointed with like powers and duties by a judge of the Superior Court, after such notice as may be ordered. Appointment of successors to executors.

Such judge or court shall have the right to fix the remuneration of the executor so appointed at any sum not to exceed the remuneration fixed by the foregoing clause. Remuneration of such successor.

7. On the division of the estate when the youngest child comes of age, the remuneration of the executors, administrators and trustees shall be reduced in proportion. Reduction thereof in certain event.

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

C A P. X C V I I I.

An act to authorize the sale of property substituted by the last will and testament of Dame Emilie Henriette Helene Taché.

[Assented to 21st March, 1889.]

WHEREAS the late Dame Emilie Henriette Hélène Taché, wife separated as to property of the late Michel Charles Joseph Coursol, Esquire, in his lifetime a member of the House of Commons of Canada, by her last will and testament, duly executed in notarial form at the city of Montreal, on the first day of September eighteen hundred and eighty, before D. E. Papineau and his colleague, Notaries Public, and duly registered, the said testatrix gave and devised the usufruct of the whole of her property to the said Michel Charles Joseph Coursol, during his natural life, and at his death gave the usufruct thereof to her children, Marie Henriette Coursol, wife of Robert Kane, and Charles Joseph Quesnel Coursol; at their death the property to belong to their lawful children; Preamble.

And whereas the said Marie Henriette Coursol, wife of Robert Kane, the said Robert Kane, and the said Charles Joseph Quesnel Coursol, have, by their petition, represented, that there is certain immoveable property, belonging to the succession of the said Dame Emilie Henriette Helene Taché, which is so circumstanced as to render it unprofitable to the said succession, and that it is desirable in the interest of the usufructuaries, as well as of those who may hereafter become the owners of the said property, that the said property should be sold

and the proceeds of such sale invested in a manner conformable to the directions of the said will, for the benefit of the said estate; 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:

Heirs Coursol, authorized to sell certain property on compliance with certain formalities.

1. Marie Henriette Coursol, authorized by her husband, Charles Joseph Quesnel Coursol, and a curator to be appointed to the substitution created by the will of the said late Dame Emilie Henriette Helene Taché, shall, with the permission of a judge of the Superior Court, on the advice of a family council duly convened for the purpose, have full power to sell and convey the land so belonging to the said estate of the said Dame Emilie Henriette Helene Taché and to give as good and effectual title for the same as might have been given by the said Dame Emilie Henriette Helene Taché in her lifetime; the said land described as follows:

Property described.

"A lot of land situated in the town of Montmagny, containing a superficial area of fifty-seven thousand and sixty-three feet, bounded on the north by a private road, reserved upon the property of Louis Fournier, Esq., two hundred and ninety-one feet long by thirty in width, on the south by *la Rivière du Sud*, on the east by the representatives of Louis Fournier, and on the west by the Convent street, which immovable is designated on the official plan and book of reference of the cadastre of the town of Montmagny, as forming part of number two hundred and thirty-three (233)."

Investment of price of sale.

2. The price realized by such sale shall be invested by the said usufructuaries in such way as they and the said curator shall deem right, subject to the restrictions and directions for investment contained in the said will, and shall be by them employed in the same way and for the same purpose as the said will directs respecting the property belonging to the estate of the said Dame Emilie Henriette Helene Taché.

Coming into force.

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