

CAP. CIII.

An act ratifying and confirming the sale of a lot of land belonging to the substitution created by the gift *inter vivos* of Marie Anne Corbeil in favor of Pierre Picotte and *uxor*.

[Assented to 21st March, 1889.]

Preamble.

WHEREAS Joseph Onésime Dion, broker, of the city of Saint Hyacinthe, has, by his petition, represented : that, by a deed of gift *inter vivos*, passed at Montreal, before O. Marin, notary, on the 16th January, 1883, and registered in the registry office of the counties of Hochelaga and Jacques-Cartier, on the 20th January, 1883, Marie Anne Corbeil, widow of the late Louis Robin *dit* La-pointe gave to Pierre Picotte and Herménie Richer, his wife, all at that time residing in the parish of Saint Enfant-Jesus, and substituted in favor of the children born and to be born from their legitimate marriage, among other immovable properties, the lot of land hereinafter described, to wit :

A lot of land situated in the said parish of Saint Enfant-Jesus, in the village of La Côte Saint-Louis, county of Hochelaga, being the north-west part of the lot of land bearing number eighty-seven (No. 87) on the official plan and book of reference for the village of La Côte Saint-Louis, containing fifty-two feet in front, by eighty feet in depth, more or less, bounded in front, towards the north-east, by Saint Dominique street, on the south-east side and in rear, by other parts of said number 87, with the buildings thereon erected ;

Whereas the said Pierre Picotte and Herménie Richer, the institutes, Marie Anne Corbeil, the donor, Magloire Dumaine, the curator duly appointed to the said substitution, Louis Picotte and Herménie Picotte, both substitutes then of full age, all of the city of Saint Hyacinthe, have been authorized, for the reasons alleged in their petition, after having taken the advice of the family council of said substitutes, by a judge of the Superior Court in and for the district of Saint Hyacinthe, to proceed to the sale of said piece of land, by way of voluntary licitation ; and whereas the said piece of land has been twice offered at a public sale without having obtained a single bid, as appears by the documents annexed to the petition of said J. O. Dion ;

Whereas the said institutes, curator, donor and substitutes, relying upon the article 1277 of the Code of Civil Procedure, have sold by private sale to the said J. O. Dion, fulfilling the requirements of the said article, the

said lot of land herein above described, by deed of sale passed, at Saint Hyacinthe, before. Jos. C. Désautels, notary, on the 11th June, 1888, and registered in the aforesaid registry office, on the 16th June, 1888 ;

Whereas the orders of the court have been duly carried out and the proceeds of the sale of the said immoveable have been invested in real estate for the purposes of the said substitution ;

Whereas the said J. O. Dion prays for a confirmation and ratification of such deed of sale, and whereas it is just 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.

1. The deed of sale of the lot of land described in the preamble of this act, made by Pierre Picotie and Herménie Richer, institutes, Magloire Dumaine, curator, and others, in favor of the said J. O. Dion, before. Jos. C. Désautels, notary, on the 11th June, 1888, and registered in the registry office of the counties of Hochelaga and Jacques-Cartier, on the 16th June, 1888, is hereby confirmed and ratified and declared valid and lawful, notwithstanding the said substitution and any irregularity, and, therefore, the said J. O. Dion, shall remain the absolute owner of the said lot of land under and in virtue of the said deed of sale.

Certain deed of sale declared valid.

2. The said purchaser, J. O. Dion, shall not be responsible, as regards the said substitution, for the investment of the price of sale, and he shall be completely discharged by the acquittance given to him in the said deed of sale by the said institutes and curator.

Purchaser not responsible for investment of price.

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

Coming into force.

C A P. C I V .

An act to authorize the hypothecation of certain immoveables substituted in favour of the children of François Mandeville.

[Assented to 21st March, 1889]

WHEREAS there exists a deed of gift *inter vivos*, passed before M.L.A. Grenier, notary, on the 23rd March, 1885, duly registered in the office of the registration division of the counties of Hochelaga and Jacques-Cartier, on the 26th of the said month, by which the late François Xavier

Preamble.