

Borromée, to borrow money and transfer revenues of church as collateral security therefor.

act 46 Victoria, chapter 43, may contract loans to the amount of twenty-five thousand dollars for completing, decorating and furnishing the church and sacristy of the said parish, and for the security of such loan, the trustees may, with the authorization of the archbishop or administrator of the diocese of Montreal, hypothecate the immoveables belonging to the Roman Catholic corporation of Montreal in virtue of a donation of the late B. Joliette.

Act not to affect 46 V., c. 43, not formally repealed.
Application of certain sections of 46 V., c. 43, to this act.

5. This act shall in nowise affect the provisions of the act 46 Victoria, chapter 43, which are not formally repealed.

Section 8, respecting the authorized exemptions from taxation, and sections 10, 11, 12, 15 and 16 of the said act, shall apply to the additional assessment above-mentioned.

Coming into force.

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

CAP. CVI.

An Act to authorize the testamentary executors of the late Dame Geneviève Sophie Raymond to dispose of certain immoveable property.

[Assented to 21st March, 1889.]

Preamble.

WHEREAS the late Dame Marie Geneviève Sophie Raymond, heretofore of the town of Terrebonne, in the district of the same name, widow of the late Honorable Joseph Masson, by the second paragraph of the second clause of her will and testament, received in the city and district of Montreal, on the seventh day of May, one thousand eight hundred and eighty, before F. J. Durand, and his colleague, notaries, and duly registered in the registry office of the county of Terrebonne, on the sixteenth of March, one thousand eight hundred and eighty-three, bequeathed her establishment at Terrebonne, in the following terms :

“ Being desirous that the establishment which I now occupy, comprising my dwelling house, with the gardens, lawns, yards and buildings belonging to the same and the farm attached thereto, and which I at present cultivate, should subsist for ever without subdivision or partition, so that it may contribute to the embellishment of the locality of the said town of Terrebonne ;

“ Whereas the possession and maintenance of this establishment in a proper state of repair in keeping with its present appearance or even better still, will entail considerable expenditure which few private individuals in this county can meet without a strain upon their other business ;

“ Whereas by the disposition which I intend to make of the bulk of my property and revenues, the possession and maintenance of such an establishment would necessitate the taking of too considerable amounts from the annual revenues of my estate and would thereby, in my opinion, become, in the future, too heavy and onerous a burden upon the ordinary revenues of my children, on account of their other wants and those of their families, in view of the above and of my desire already expressed :

“ 1st. I give and bequeath the whole of my establishment at Terrebonne, with all its dependencies as well as the farm attached thereto, with the buildings belonging thereto, to the aforesaid corporation *Les Sœurs de l'asile de la Providence de Montréal*, an incorporated community, having its principal establishment in the city of Montreal, the whole to be employed and serve as an establishment in the said town of Terrebonne, to be always kept in good order under the direction and management of the sisters aforesaid, who may receive and board, at prices to be mutually agreed upon, respectable ladies who have means to board there and live quietly ; but they shall not use the said establishment for receiving sick, aged, infirm and poor persons, as they do in several of their establishments ;

“ 2nd. My establishment and the farm attached, by me hereinabove bequeathed to the said corporation of the *Sœurs de l'asile de la Providence de Montréal* are situated and bounded by the following limits as follows, to wit :

“ They are situated in the town and parish of Terrebonne aforesaid and consist of :

“ 1. Lot number one hundred and twenty seven (127) of the official plan and book of reference of the said parish of Terrebonne, made for registration purposes ;

“ 2. Lot number two hundred and eight (208), of the official plan and book of reference of the said town of Terrebonne.

“ 3. The greater portion of lot number two hundred and seven (207) of the official plan of the said town of Terrebonne, the whole bounded in front to the south partly by Saint Louis street, partly by lot number two hundred and ten (210), partly by lot number two hundred and eleven (211), and partly by lot number two hundred and twelve (212), of the said official plan

“ of the said town of Terrebonne and partly by that portion of lot two hundred and seven (207), which lies between the said lot two hundred and twelve (212) and the turnpike road leading to Saint Henri de Mascouche, and which I hereinafter bequeath to Joseph Depaty, in rear to the north by one Ratelle, on the south west by my said son the Honorable L. F. R. Masson, and on the north east side partly by the turnpike road which leads from Terrebonne to Saint Henri de Mascouche, and and partly by one Ouimet, on which lot presently described are my dwelling and all its dependencies, the farm house and other buildings belonging thereto.

“ The present legacy comprises all the gas-fixtures, pipes and gasaliers for lighting the house, the heating apparatus with all its accessories and the cistern with the water-works which supply the water, together with all tools, implements and articles generally used for repairing and keeping all the aforesaid apparatus in order ; all of which I bequeath with the immoveables themselves ; moreover, all oil-cloths cut and laid, used as carpets on the floors of the various rooms in my aforesaid dwelling at the time of my death, with also all prayer-books, furniture, effects and objects of a religious nature which furnish my oratory or chapel or may be therein at the time of my death or which I may have usually kept there or habitually used for my religious duties or devotional practices, which shall then be there or have been temporarily removed to other apartments in my house, the whole for the use of the persons employed in conducting and managing the establishment, in the performance of their religious duties ; ”

Whereas the said corporation, the legatee, accepted the said legacy and took possession of the said property of which it consists, but, afterwards, finding it more onerous than profitable, did, by deed passed at Montreal on the twelfth of May, one thousand eight hundred and eighty-eight, before O. Morin, notary, retrocede and abandon the said legacy and the property of which it consists to the estate of the said late Dame Marie G. S. Raymond ;

Whereas the preservation, possession and maintaining in proper order of the said establishment would necessitate considerable expense on the part of the said estate and be a burden upon it instead of a benefit ;

Whereas the testamentary executors and trustees appointed by the said will and their successors have the power and right to sell, abandon, transfer and dispose of the immoveables of the said estate when they deem it advisable, at such price and on such terms and conditions as they may deem most advantageous for the said estate ; but

whereas the retrocession of the said legacy and of the property of which it consists was not provided for by the said Dame Marie G. S. Raymond in her will, doubts may arise as to the powers and right of the said testamentary executors and trustees and their successors to sell, make over, transfer and dispose of the property constituting the said legacy ; and whereas it is expedient to grant the prayer of the said testamentary executors, asking for such rights and powers ; Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows :

1. The testamentary executors and trustees appointed by the will of the said late Dame Marie G. S. Raymond and their successors, are authorized to sell, abandon, transfer and dispose of each and every of the properties of which the said legacy consisted, when and in such manner as they may deem advisable, for the price and on the terms and conditions which they may deem most advantageous for the estate of the said late Dame Marie G. S. Raymond ; the price, proceeds and revenues of the said property to be managed, administered and employed by the said testamentary executors and trustees or their successors, according to the tenor and provisions of the said will.

Power to sell certain real estate granted to executors of estate M. G. S. Raymond.

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

Coming into force.

CAP. CVII.

An act to confirm the sale of certain property by Dame Elise Cloutier to Philippe Richard.

[Assented to 21st March, 1889.]

WHEREAS, by his last will and testament before Auguste Martin, notary, and witnesses, made at Saint Pascal in the district of Kamouraska on the 12th August, 1881, and duly registered in the 18th March, 1886, the late Wilbrod alias William Ouellet, engineer, of the said parish of Saint Pascal, gave and bequeathed in full and perpetual ownership to Dame Elise Cloutier his wife, now of the town of Fraserville, all his moveable and immoveable property, without reserve, appointing her his general and universal legatee as owner from the day of his death ;

Whereas such legacy was given subject to the condition of bringing up in a Christian manner the children issue of her marriage with the testator, until they respectively

Preamble.