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# NATIONAL ASSEMBLY

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FIRST SESSION

THIRTY-FOURTH LEGISLATURE

Bill 300  
(Private)

## **An Act respecting the succession of Gérard Morrissette**

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### **Introduction**

Introduced by  
**Mr Denis Perron**  
Member for Duplessis



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## Bill 300

(Private)

### **An Act respecting the succession of Gérard Morrisette**

WHEREAS Gérard Morrisette, who died on 16 May 1987, provided for the disposition of his property on his death in a holograph will dated 13 January 1982, probated on 16 June 1987 (number 650-14-000 041-874 in the records of the Superior Court of the district of Mingan) and registered at the registry office of the registration division of Saguenay, at Baie-Comeau, under number 147 597;

Whereas, by his will, Gérard Morrisette named his spouse, Helen Delaney, as universal legatee and appointed her as testamentary executor;

Whereas the will contains the clause reproduced in Schedule A;

Whereas the bequeathed property includes, in particular, Gérard Morrisette's share of the community in the immovable described in Schedule B, and whereas that immovable was the object of a declaration of transmission registered under number 147 598;

Whereas the four children of Gérard Morrisette and Helen Delaney, all of whom are of full age, have left the region of Port-Cartier;

Whereas Helen Delaney, who now lives alone, finds the house built on the immovable described in Schedule B too big for her, and whereas, in addition, she plans to leave the region of Port-Cartier;

Whereas, as a result, there is no interest for her to retain ownership of the immovable described in Schedule B, and whereas the prohibition to alienate arising out of the clause reproduced in Schedule A prevents her from selling it;

Whereas the four children of Gérard Morrisette and Helen Delaney have given their explicit consent in writing to the cancellation of the prohibition to alienate contained in their father's will;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

**1.** The prohibition to alienate the bequeathed property stipulated by Gérard Morrisette in the clause reproduced in Schedule A, contained in the will registered at the registry office of the registration division of Saguenay, at Baie-Comeau, under number 147 597, is hereby cancelled.

The said prohibition to alienate affects, among other property, the immovable described in Schedule B.

**2.** Registration of a certified copy of this Act shall be made by deposit.

**3.** This Act comes into force on (*insert here the date of assent to this Act*).

#### SCHEDULE A (Section 1)

"All property bequeathed by me in this will shall be private property and shall not enter into any community of property, and in addition, being bequeathed as support, cannot be assigned or seized."  
[Translation]

#### SCHEDULE B (Section 1)

Lot G-448-2 of the subdivision of block G of the cadastre for the township of Babel, with the buildings constructed thereon, and in particular a residence bearing the civic number 8, 6<sup>e</sup> Rue, at Port-Cartier. [Translation]