

1986, chapter 126

**AN ACT RESPECTING CERTAIN IMMOVABLES OF THE
CADASTRE OF THE PARISH OF
SAINTE-THÉRÈSE-DE-BLAINVILLE**

Bill 250

Introduced by Madam Madeleine Bleau, Member for Groulx

Introduced 4 December 1986

Passage in principle 19 December 1986

Passage 19 December 1986

Assented to 19 December 1986

Coming into force: 19 December 1986

Act amended: None





CHAPTER 126

An Act respecting certain immovables of the cadastre of the parish of Sainte-Thérèse-de-Blainville

[Assented to 19 December 1986]

Preamble

WHEREAS, on 15 June 1961, Morris Feinstein and others, by a deed registered at the registry office of the registration division of Terrebonne, at Saint-Jérôme, under number 254 281, bought part of lot 236 of the cadastre of the parish of Sainte-Thérèse-de-Blainville;

Whereas, in 1968, a notice of sale for taxes of such parcel of land was given by the town of Rosemère and registered at the registry office of the same registration division under number 291, and was published in the *Gazette officielle du Québec* as well as in a French and an English newspaper;

Whereas, on 29 May 1968, that parcel of land was adjudicated to Otto Horner;

Whereas neither the notice of sale for taxes nor the deed of adjudication contained a description by metes and bounds of the parcel of land;

Whereas Landevel Inc., realtor, has acquired the greater part of the said parcel of land together with adjacent lands and has caused the cadastral operations contemplated in articles 2174*b* and 2175 of the Civil Code to be carried out, and whereas it declares that the part of lot 236 acquired by him is the part described in the schedule to this Act;

Whereas Landevel Inc. caused houses to be built on several of the immovables described in the schedule and whereas the irregularities mentioned above delay the sale of the houses and the development of the area where the houses are situated;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

Contestation
of title

1. In no case may the title of Landevel Inc. or its assigns to the immovables described in the schedule be contested on the ground that, at the time of the sale for taxes, in 1968, of a parcel of land comprising the said immovables and on the adjudication of such parcel of land on 29 May 1968, the parcel of land was described in the notice of sale for taxes, in the deed of adjudication and in the list of immovables sold for taxes as being part of lot 236 of the cadastre of the parish of Sainte-Thérèse-de-Blainville, without indicating the metes and bounds of that part of lot.

Personal
rights

2. Real rights cancelled by this Act are replaced by personal rights exercisable against the town of Rosemère; the value of such personal rights is equal to the value they had immediately before 19 December 1986.

Registration

3. The registration of the purview of this Act and the schedule thereto is effected by deposit.

Coming into
force

4. This Act comes into force on 19 December 1986.

SCHEDULE

(Section 1)

Description of subdivisions and parts of subdivisions of lot 979 of the cadastre of the parish of Sainte-Thérèse-de-Blainville and of a part of the unsubdivided part of lot 979.

A. Whole subdivisions

Subdivisions 1, 2, 8, 9, 10, 11, 12, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 36 and 63.

B. Parts of subdivisions

1. A part of subdivision 3, belonging to Landevel Inc., of irregular shape, bounded on the northeast by subdivision 2, on the southeast by subdivision 34, on the southwest by the other part of subdivision 3, and on the northwest by subdivision 32;

2. A part of subdivision 7, belonging to Landevel Inc., of quadrangular shape, bounded on the northeast by subdivision 8, on the southeast by subdivision 13, on the southwest by the other part of subdivision 7 and on the northwest by subdivision 34;

3. A part of subdivision 13, belonging to Landevel Inc., of triangular shape, bounded on the northeast by subdivision 12, on the southwest by the other part of subdivision 13 and on the northwest by subdivision 7;

4. A part of subdivision 20, belonging to Pierre Giroud and Lucie Plouffe, of irregular shape, bounded on the northeast by subdivision 21, on the southeast by the unsubdivided part of lot 979, on the southwest by the other part of subdivision 20 and on the northwest by subdivision 35;

5. A part of subdivision 32, belonging to Landevel Inc., of irregular shape, bounded on the northeast by a part of subdivision 1 of lot 237, on the southeast by subdivisions 1, 2 and 3 of lot 979, on the southwest by the other part of subdivision 32 and on the northwest by part of lot 236 occupied by the right of way of Autoroute 640;

6. A part of subdivision 34, belonging to Landevel Inc., in the shape of the parallelogram, bounded on the northeast by subdivision 1 and 1-2 of lot 237, on the southeast by subdivisions 7, 8, 9 and 36, on the southwest by the other part of subdivision 34 and on the northwest by subdivisions 1, 2 and 3;

7. A part of subdivision 35, belonging to Landevel Inc., of irregular shape, bounded on the northeast by subdivision 36, on the south and southeast by subdivisions 20, 21 and 22, on the southwest by the other part of subdivision 35 and on the northwest and west by subdivisions 11 and 12;

8. A part of subdivision 60, belonging to Landevel Inc., of triangular shape, bounded on the north by subdivision 79, on the east by subdivision 61 and on the southwest by the other part of subdivision 60;

9. A part of subdivision 61, belonging to Landevel Inc., of trapezoidal shape, bounded on the north by subdivision 79, on the east by subdivision 62, on the southwest by the other part of subdivision 61 and on the west by subdivision 60;

10. A part of subdivision 62, belonging to Sylvie Bilodeau and Suzanne Taillon, of irregular shape, bounded on the north by subdivision 79, on the northeast by subdivision 31, on the south by lot 947 (Canadian Pacific railway), on the southwest by the other part of subdivision 62 and on the west by subdivision 61;

11. A part of subdivision 64, belonging to Landevel Inc., of triangular shape, bounded on the east by subdivision 63, on the southwest by the other part of subdivision 64 and on the northwest by the unsubdivided part of lot 979;

12. A part of subdivision 79, belonging to Landevel Inc., of irregular shape, bounded on the northeast by subdivision 36, on the south and southeast by subdivisions 31, 60, 61 and 62, on the southwest by the other part of subdivision 79 and on the north and northwest by subdivisions 30 and 63.

C. Part of unsubdivided part

A part of lot 979, belonging to Landevel Inc., of irregular shape, bounded on the northeast by subdivisions 23, 24, 25, 26, 27 and 28, on the southeast by subdivision 64, on the southwest by another part of lot 979 and on the northwest by subdivisions 20 and 21.

All such parcels of land as shown on the plan drawn up on 25 August 1986 by André Ladouceur, land surveyor, under number 21 574 of his minutes.