



CHAPTER 108

An Act respecting the Charles Frenette estate

[Assented to 22 June 1979]

Preamble. WHEREAS Charles Frenette, deceased 27 November 1941, disposed of his property by a will executed 13 February 1941 and a codicil thereto executed 1 November 1941;

Whereas a clause of the will prescribes that "As to the four immoveables (...) I own in the village of Saint-Charles de Bellechasse, (...) I order that my testamentary executors shall not be empowered to sell or otherwise alienate them as long as any of the children issued of my marriage with my wife (...) is living and, that, meanwhile one or the other of those immoveables be leased on an annual basis only by preference to that child or those children (...) who will wish to lease it and I hereby authorize my testamentary executors to fix a preferential price, the elder or eldest having precedence, the whole subject, as to one of such immoveables, to the usufruct bequeathed to my wife."; [translation]

Whereas a certain time may elapse before the conditions prescribed for the partition of the residue of the estate are met;

Whereas it is expedient, in the interest both of the beneficiaries of the revenue and of the beneficiaries of the capital, that the property be administered in such a manner as to ensure the highest possible return;

Therefore, Her Majesty, with the advice and consent of the Assemblée nationale du Québec, enacts as follows:

Author-
ization to
alienate.

1. Notwithstanding the will of Charles Frenette, made on 13 February 1941, before Henri Guénette, notary, under number 5480 of his minutes and registered in the registry office of the registration division of Québec under number 272348, the testamentary executors and the administrators of the property of the

Charles Frenette estate may sell the immoveables of the estate situated in the village of Saint-Charles de Bellechasse.

Costs.

2. The costs incurred for the passing of this act shall be borne in equal shares by the revenue of the property of the estate and by the capital of the property of the estate. The testamentary executors and the administrators are authorized to pay such costs.

Coming
into force.

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