

No. 157.

4th Session, 8th Parliament, 29th Victoria, 1865.

BILL.

An Act to facilitate the winding up of the
Estate of the late Grace Russel.

[*PRIVATE BILL.*]

Received and read, first time, Tuesday, 22nd
August, 1865.

Second reading, Wednesday, 23rd August,
1865.

Hon. J. S. MACDONALD.

QUEBEC :

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An Act to facilitate the winding up of the Estate of the late
Grace Russel.

WHEREAS Grace Russel, late of Ainster, in the County of Caithness, in that part of Great Britain and Ireland called Scotland, Spinster, departed this life intestate, leaving Hector Russel, of Trinity near Edinburgh in Scotland, aforesaid, Esquire, and Catherine Russel, of the same place, Spinster, her brother and sister, her lawful heir and heiress at law, and the said Grace Russel was possessed at the time of her death of considerable real estate and personal property in Upper and Lower Canada; and whereas it has been made to appear that it is necessary for the preservation of the said real estate as well as to facilitate the speedy collection of certain outstanding debts due to the said intestate at the time of her death, and for other purposes, that special power should be given to some one person in Canada, to wind up and dispose of the said real estate to the best advantage, and to collect the outstanding claims and debts aforesaid; and whereas the said Hector Russel, and Catherine Russel have by their Petition prayed that Thomas Robert Johnson, of the City of Montreal, in the Province of Canada, Accountant, should be empowered to do all things necessary for the purposes aforesaid; Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

1. The said Thomas Robert Johnson shall be and he is hereby empowered to sell, lease or otherwise dispose of the lands, either in Upper or Lower Canada, remaining unsold or undisposed of, of the late Grace Russel at the time of her death, and to convey or otherwise assure the said lands to any person or persons who may be or may become entitled thereto, and with regard to such lands as have been sold by the said Grace Russel, on which any sum or sums of money or interest may yet remain due and unpaid upon Mortgage, Bonds or other securities, the said Thomas Robert Johnson shall be also, and he is hereby empowered to collect the same, and to grant such releases and acquittances as may be necessary in the premises, and further, to manage and wind up the said estate, and in relation thereto to do and perform all such acts and things as in his discretion he may think necessary.

2. The said Thomas Robert Johnson shall, when and so often as shall be required by the said Hector Russel and Catherine Russel, account to and pay to them all moneys which may be in his hands, arising from the sale of such lands, as aforesaid, or from the collection of the said outstanding claims.

3. Nothing in this Act contained shall affect or prejudice the legal claim or title of any person or persons, to or against the lands or Estate of the said Grace Russel.

Preamble.

T. R. Johnson
appointed
agent for the
management
of the estate
of the late
Grace Russel.

Agent to ac-
count to
heirs.

Claims on
estate not
affected.

Application
of purchase
money, &c.
Public Act.

4. No Mortgagee, purchaser, alienee, or lessee shall be required to see to the application of the purchase money, rent or other consideration in respect of any sale, mortgage, lease or other disposition or collection of moneys under this Act.

5. This Act shall be deemed a Public Act.

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