

in the Provincial Court in 1714, *Clayland's Lessee v. Pearce*, 1 Harris & McHenry, 29, in which a will of land executed two and a half years after the enactment of the Statute of Frauds, 29 Charles II, c. 3, but not in compliance with that statute, was upheld nevertheless because it had been executed before publication or notice of the statute in the province, and before the passage of an act of assembly on the pleading of laws of England in the probate court, "and also in the infancy of the country, when evidences were harder to come by than now."