

prescribed shall be run out, and from the end of that Line shall be drawn a Line revert to the next Course, which is to be run till it intersect the said Creek or Cove, and by that intersection it shall be described how far that Tract shall be bounded by the Creek, &c.

XII. In all Cases where positive Eye-witness cannot be had, there Traditional Evidence *viva voce*, agreeing with Record, shall be accounted good Proof. And where the first markt Tree is wanting, and the beginning cannot reasonably be proved, but yet a second or third markt Tree is found, the Tree so found shall rule the Bounds of the whole Tract, according to the Rules in this Act mentioned. Where a Man holds a Peninsula or Neck of Land, and have several markt Trees upon the Points or Capes of his Tract, which do not exactly agree in course or distance, and yet by good Evidence can prove his Exterior Bounds, and the whole Neck to be granted to him, there all things shall be favourably Interpreted to his holding the whole against any later taker up, although he hath built and improved.

XIII. If any Tract of Land be described to begin at the uppermost or lowermost Tree of another Tract, in all such cases the second Tract shall begin where the first terminates, unless it can positively be proved, that the Surveyor did at the taking up, mark a Tree for the beginning of the second Tract, &c.

XIV. If a Tract described to lye on a certain side of a River, Creek, &c. and at the last by general Bounds is described to be bounded by the said River, Creek, &c. and the first Line be drawn from the River, &c. into the Woods, &c. and their other courses are prescribed, which at last come to the River, &c. the courses shall there determine and be bounded by the Water, and not pass over, and the Owner shall be contented with what Land is between such Lines and the Water, be it never so little.

XV. If a Tract of Land be described to begin at a certain Tree, and run a certain course, expressing no number of Perches, till it intersect another Tract of Land, and no determinate number of Perches to limit the Lines, tis a void Survey, and shall be deemed to include nothing.