

to another whereby the Estate of Inheritance of Freehold or any Estate for above seven years shall be made to take effect in any person or persons or any use or trust except the Deed or Conveyance by which the same shall be intended to pass alter or change the same be made by writing indented & sealed and the same to be acknowledged in the Provincial Court or before one Justice thereof or in the County Court or before two Justices of the same where such Mannors Lands Tenements or Hereditaments do lye & inrolled within six Months after the date of such Writing indented as aforesaid, and for the caption of such acknowledgment there shall be paid to the party or partys taking the same one shilling and no more, and the Clerk shall well and truly inroll such Deed or Conveyance in a good sufficient Book in Folio to remain in the custody of the Clerk of the same Court for the time being among the Records of the same Court and that the same Clerk shall on the back of every such Deed in a full legible hand make an Endorsment of such inrollment and also of the Folio of the Book in which the same shall be inrolled and shall to such indorsment set his hand.

Provided always, And be it further Enacted by the Authority aforesaid, that when the Grantor or Grantors Bargainor or Bargainors of such Lands Tenements or Hereditaments shall live remote from either the Provincial Court or County Court where the Land lieth, it shall & may be lawful for such grantor or bargainor to acknowledge the same in the County where such bargainors liveth and a certificate of such acknowledgment under the hand of the County Clerk and under the Seal of the same County of such acknowledgment shall be taken deemed reputed and be as good and valid as if the same had been acknowledged either in the Provincial or County Court where such Land lieth and be a sufficient Warrant for such County Clerk where the Land lieth to inroll the same, and if any such grantor or bargainor of any Lands or Tenements as aforesaid shall happen to be out of this Province within any of her Majestys Dominions at the time of the enscaling such Writing or Writings indented so as the same can not be acknowledged as is before directed or inrolled within the time for that purpose herein before limited, that in every such case such Lands or Tenements as aforesaid shall be acknowledged by a Letter of Attorney well & sufficiently proved either in the Provincial or County Court where such Lands or Tenements lie, or before one Justice of the Provincial Court or two Justices of the County Court as aforesaid and be inrolled as aforesaid, any thing herein before contain'd to the contrary thereof notwithstanding.

And be it further Enacted by the Authority aforesaid, that every such Writing indented to be acknowledged and inrolled as aforesaid shall have relation as to the passing & conveying of the premises and the Estate & Estates thereby pass'd or intended to be pass'd & conveyed by & from the day of the inrollment of the same and not from the day of the date thereof and shall at all times be construed & taken more favourably & beneficially for the benefit & advantage of the grantee or grantees and more strongly for the barring the grantors therein to be named and according to such intents as by the words thereof shall appear to have been the true intent of the partys thereunto, altho' the same be not so firmly drawn as is used in *E g' and* where the advice of Council learned in the Law may be easily had.

Provided allways, that if any Feme Covert be named a party grantor in any such Writing indented, the same shall not be in force to debar her or her heirs except upon her acknowledgment of the same, and the person or persons taking such her acknowledgment shall examin her privately out of the hearing of her husband whether she doth make her acknowledgment of the same willingly & freely and without being induced thereto by Fear or Threats of or used by her Husband or fear of his Displeasure, and the person or persons so examining her shall in a Note or Certificate of the said caption of the said acknowledgment certify her examination & acknowledgment thereupon and that such certificate be likewise inrolled upon Record, in which case and by such acknowledgments & certificates Feme Coverts shall be barr'd & not otherwise, any thing herein contain'd to the contrary notwithstanding.

Provided allways, and Be it further Enacted by the Authority aforesaid by & with the Advice & Consent aforesaid, that where any acknowledgment or acknowledgments of any Deed or Deeds Conveyance or Conveyances by them that right had to grant bargain and sell any Mannors Lands Tenements or Hereditaments within this Province have been made during the continuance of any the former recited Acts of Assembly before one Justice of the Provincial Court or before one or two of the Council and inrolled according to the direction of the former Acts shall be good & effectual in the Law to all intents constructions & purposes whatsoever, any thing in this Act contained to the contrary thereof in any wise notwithstanding.