

granted any Land *Ex mero Motu de Gratia Especialia* -
And whereas by this Act is provided that if any man hold
fifty or more acres above his number of perches betwixt his known
bounds he shall maintain the same against any later taker
up to. and will not survey his Land in due time, but that
the Lord Proprietor grant the Surplusage to another yet
if the first Taker up have seated his plantation and made
his Improvement after the certain number of perches is
determined yet the Surplusage shall not be said to be there
only after such determination of such number of perches
because after the Surveyor hath once by description as it
were map'd the Land it is then all granted at once una-
ltered and the Surplusage shall be assigned by a Jury
entirely to the first grantee but to the least detriment of
the first grantee: and if a certain number of perches
in any case be prescribed to run by a Creek River or
Branch Side and no mark tree nor certain course
express the said number of perches shall not be spent
away by the several windings of the River Creek or
Cove but brought to a straight line of that length or
less to regulate by the other courses, as in other cases
is provided. If Land be bounded by a Creek or Cove running
a certain course or number of perches, as Supose North one
hundred perches if that Branch Creek or Cove were cut
and Expire or unreasonably winds above five points
from the course into the Land before the number of
perches be determined so that there be no certain
running, Constant Stream or certain Bed or Channel
of a Stream continuing to the end of the line or if

where