

and acknowledged in open Court by one of y^e Arbitra-
-tors or Umpire. And if a Certificate be so defective that
one whole Line be left out yett if the other Lines be too
Express that they show what Length and Breadth were
designed, and that the Length and Breadth would make
out the quantity of Land which the taker up had due to
him and the Lines Express do infer to Common reason
and Sense, that the Lines were left out by mistake, in
all such Cases the first taker up shall hold his Land ag^t
any later taker up as if the Certificate were good and
intire. And if any Man hold a Tract of Land which is
Express to be bound on another Tract and to begin at
a Mark Tree Standing in the Line of that Tract on w^{ch}
it is said to be bound but the first Mark Tree cannot
be proved nor found yett if any other mark Tree of the
Tract be found and proved that found and proved
Tree shall rule the Bounds of the Tract yett so as
only the precise Number of Searches shall be hold.
But if no tree be found the Curier may Refurvey &
lay it out again beginning in the Line where it was
at first said to begin but it shall then be accounted
later then any other Survey in these parts and the
taker up shall not intrude nor hold part of any
Tract of Land whereon a plantation is taken and
whereof there is Certoin proof of the Bounds be-
-cause a Certoinly is to be preferred before an un-
-certoinly. But what Land he shall include by his
Survey Clear of other Tracts he may hold for ever