

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on the fifth day of December 1785, in the Twenty Sixth Year of his said Majesty's Reign, and there continued by several Prorogations unto the Sixth Day of June 1791, in the Thirty First Year of his Majesty's Reign, being the Sixth Session of the Sixth General Assembly, convened in the said Province.

31 George III – Chapter 10

An Act in Amendment of an Act, passed in the Thirty Second Year of the Reign of His late Majesty, intituled, "An Act, for confirming Titles to Lands, and quieting Possessions."

Whereas great inconvenience may happen to the inhabitants of this province, from the manner in which townships, and large tracts of land have been granted, for remedy whereof;

I. Be it enacted, by the Lieutenant Governor Council and Assembly, that all persons who now hold lands, tenements or hereditaments, in joint tenancy, and who have not, nor shall in their, or any of their life times, have parted or divided such joint interest, that nevertheless, the undivided share or right of such joint tenant or tenants, who may die, shall not be inherited by the surviving joint tenant or tenants, but shall descend to the lawful heir or heirs of the deceased; any law, usage or custom to the contrary thereof notwithstanding.

II. And be it further enacted, that where any persons, being either joint tenant or tenants in common in lands or tenements, have divided such their interests in the same by survey and plan, such surveys and plans, shall be henceforth deemed and taken to be a legal division of the same, so as to bind the owners thereof, equally as if the same had been made by deed or writ of partition.

III. And be it further enacted, that any person or persons, who shall hereafter, wilfully or maliciously remove and destroy the bounds or land marks, or shall be aiding, abetting or assisting, in removing or destroying the bounds or land marks, of any person or persons, whatsoever set up agreeable to said survey and plan, such person or persons being duly convicted thereof, in his Majesty's Supreme Court, or any other court of record within this province, shall be fined, imprisoned, or whipped, at the discretion of the judges of said court.

IV. And be it further enacted, that all grants of land, of what kind or nature whatsoever, purporting to be grants in fee simple, which have been heretofore made, by any Governor, Lieutenant Governor or Commander in Chief, for the time being, under the great seal of the province, such grants shall be, and are hereby declared to be good and sufficient in law, to convey unto the grantee or grantees, in such grant or grants respectively named, a good and sufficient title in fee simple, for ever, notwithstanding any defect in the form or words thereof, and notwithstanding, that such grant or grants, might not express his Majesty's name therein. Provided, that the lands specified in such grant or grants were vested in his

Majesty, by inquest of office or otherwise, at the time of making the same. And provided also, that any defect in form or words as aforesaid, shall not be construed to extend said grant, beyond the limits intended by the true intent and meaning thereof; any thing herein contained to the contrary notwithstanding.