

therefor was money received by her as sole executrix of her first husband's (David Brown) estate, which she was to invest in lands for the benefit of her daughter Ann and her children, which said Ann was then (at the date thereof) the wife of said William Welsh. She therefore, by virtue of her authority as sole executrix of said David Brown, and as sole executrix of said Simon Giffin, and for the purpose of carrying out the true intent of said trust to Simon Giffin, conveys said 3,000 acres to William Welsh, the husband of said Ann, in trust, for the benefit of the children of said Ann and William.

It appears singular that instruments of so much importance as these two last, if they are genuine, should have remained so long unrecorded after their execution, and after the death of the parties who had executed them.

From the foregoing it appears to me beyond a doubt, that the heirs of Simon Giffin have no legal claim now that can be reached to any part of said 3,000 acres of land. This is also the opinion of my attorney at Halifax, Samuel L. Shannon, Esq.

*Secondly*, We will examine the question of title to the 500 acres.

Before doing this I will state, I procured a copy of the Statute of Limitation with reference to real estate for the Province of Nova Scotia, of which the following is the substance :

*1st*. Peaceable possession of lands for twenty years, gives title to the possessor as against persons residing in the Province.

*2nd*. Peaceable possession of lands for forty years, gives title to the possessor as against persons residing out of the Province.

*3rd*. Peaceable possession of lands for sixty years, gives title to the possessor as against the Crown.

I found the 500 acres located about fifty miles West of Halifax. I went on the land and interviewed the people liv-