

28. The Conveyance may be in the form set forth in Schedule D to Form. this Act.

29. Where a decree is made for the specific performance of a contract for the sale of an estate, and it is part of the contract that the vendor shall have an indefeasible title, the Court shall make the like investigation, and the conveyance shall be in the form and shall have the same effect as a conveyance in other cases under this Act.

30. In case any person domiciled in Upper Canada, or claiming any real estate in Upper Canada, desires to establish, not his title to some specific property, but generally that he is the legitimate child of his parents, or that the marriage of his father and mother, or of his grandfather and grandmother, was a valid marriage, or that his own marriage was a valid marriage, or that he is the heir, or one of the co-heirs, of any person deceased, or that he is a natural born subject of Her Majesty, he may, if the said Court thinks fit, have any of the said matters judicially investigated and declared.

31. The application may be by a short petition stating the object of the application.

32. The petition shall be supported by an affidavit of the applicant, verifying the statements of the petition, and stating further that his claim is not disputed or questioned by any person, or if his claim is, to his knowledge, disputed or questioned, he shall set forth the fact in relation to such dispute or question, and shall depose that he is not aware of any dispute or question except what he has set forth, and he shall state in the affidavit such other facts as may satisfy the Court of the propriety of proceeding with the investigation.

33. The investigation shall be made by the same judicial authority, and in the same manner, and on the same evidence, and the same publication or other notice, shall be required, and the same proceedings generally shall be had, and the certificate granted on such investigation, shall be registered in the same way, and may be proved by the same evidence, as nearly as may be, respectively, as in cases under the first Section of this Act.

34. This certificate, when registered, shall be conclusive and indefeasible in favor of the party on whose application the same was granted, and all persons claiming by, from, through, or under him, and shall be *prima facie* evidence in favor of all other persons as against all other persons whatever, of the truth of the fact therein declared.

35. But, in case a certificate or conveyance is obtained, under this Act, by fraudulent misrepresentation or fraudulent concealment of material facts, the same shall, at any time within twenty years after the discovery or notice of the fraud, be liable to impeachment in equity, as against every person who was, by himself or his authorized agent, a party to the fraud, or against any one claiming under such party, except a subsequent purchaser for value or a subsequent Mortgagee or Judgment Creditor, without notice of the fraud to such purchaser, mortgagee, or creditor, or except any one claiming under such subsequent purchaser, mortgagee, or judgment creditor; but the notice necessary to be established in such case is actual notice.

36. A separate book shall be kept in Chancery for the registering of Books to be