

trators and assigns, to be held by them, upon the trusts of the said indenture of settlement, and which the said William Gordon accordingly, by deed poll dated the 15th day of June, 1842, and also indorsed upon the said indenture of the ninth day of November, 1836, assigned
5 unto the said Thomas Bushby, George Lyon, Isaac Bayley and John Ewart, their executors, administrators and assigns: *That* by certain indentures of Lease and Release, bearing date respectively, the 13th and 14th days of June, 1842, the release being made between the said
10 Walter Dickson, Thomas Bushby, George Lyon and Isaac Bayley, of the first part, the said William Gordon, of the second part, and the said Thomas Bushby, George Lyon, Isaac Bayley and John Ewart, of the third part, which recited amongst other things, that there were certain inaccuracies in the enumeration of the lands and hereditaments in the schedule annexed, or written under the said indenture of release
15 of the ninth day of November, 1836, and that since the date and execution thereof, parts of the said hereditaments had been sold and disposed of, and that the schedule to the indenture of release then in recital, was believed to contain a true and correct account of the whole
20 of the said trust lands and hereditaments, as existing on the 31st day of December, 1841;—it is by the indenture of release, then in recital witnessed, that by force and virtue and in exercise and execution of the power and authority for that purpose, by the said indenture of release of the ninth day of November, 1836, given or limited to, or vested in the said Walter Dickson, Thomas Bushby, George Lyon and Isaac Bayley, as such continuing Trustees as aforesaid, and of
25 all other power and authorities enabling them in that behalf, and for the considerations therein mentioned, they the said Walter Dickson, Thomas Bushby, George Lyon and Isaac Bayley, did grant, bargain, sell, release, enfeoff, convey and confirm unto the said William Gordon, his heirs, executors, administrators and assigns, all and singular
30 the messuages, lands, tenements and hereditaments conveyed to the said Walter Dickson, Richard Mackenzie, Thomas Bushby, George Lyon and Isaac Bayley, and their heirs, in and by the said Indenture of the 9th day of November, 1836, and which then remained vested in the said Walter Dickson, Thomas Bushby, George Lyon and Isaac
35 Bayley (save and except only such as were vested in or in trust for them, by way of mortgage, and which were intended to be thereafter conveyed and assigned) to hold unto and to the use of the said Thomas Bushby, George Lyon, Isaac Bayley and John Ewart, their heirs, executors, administrators and assigns, nevertheless upon the
40 trusts in the said indenture of release of the 9th day of November, 1836, expressed or declared; *and that* it is by the indenture of release in recital further witnessed, that the said Walter Dickson, Thomas Bushby, George Lyon and Isaac Bayley, did grant, bargain, sell, release, enfeoff, assign and confirm unto the said William Gordon, his heirs,
45 executors, administrators and assigns, all and singular, the messuages, lands, tenements, hereditaments and premises, situate, lying and being in the Province of Upper Canada aforesaid, or elsewhere soever, which at the time of the execution of the said Indenture of the 9th day of November, 1836, were vested in or in any trustee or trustees
50 for the said Mary Theresa Dickson as mortgagee, and which were thereby conveyed or expressed to be conveyed to the said Walter Dickson, Richard Mackenzie, Thomas Bushby, George Lyon and Isaac Bayley, their heirs and assigns, and which then remained vested in the said Walter Dickson, Thomas Bushby, George Lyon and Isaac