

Anno Sexto GULIELMI IV. Regis.

CAP. LXXIV.

An Act for the quiet of His Majesty's subjects, by limiting Actions and Suits of the Crown relating to Lands in this Province.

Passed 8th March 1836.

6 WHEREAS by an Act of the Parliament of Great Britain, made and passed in the ninth year of the reign of his late Majesty King George the Third, intituled "An Act to amend and render more effectual an Act made in the twenty first year of the reign of King James the first, intituled "An Act for the general quiet of the subject against all pretences of concealment whatsoever," His Majesty's subjects in the mother Country are quieted in their possessions against suits of the Crown by an enjoyment thereof against the Crown for a period of sixty years: And whereas it is just and expedient that His Majesty's subjects in this Province should be quieted in their possessions in like manner with their fellow subjects in the mother Country;

Preamble.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the King's Majesty, His Heirs or Successors, shall not at any time hereafter, sue, impeach, question or implead any person or persons, bodies politic or corporate for or in any wise concerning any lands, tenements or hereditaments whatsoever within this Province, (other than liberties or franchises,) or make any title, claim, challenge or demand, of, in or to the same, or any of them, where His Majesty, His Heirs and Successors, his or their predecessors and ancestors, shall have been out of possession of the same, or shall not have taken and received the rents, issues and profits thereof for the space of sixty years next before the filing, issuing or commencing of every such action, bill, plaint, information, commission or other suit or proceeding, as shall at any time or times hereafter be filed, issued or commenced for recovering the same, or in respect, thereof; and that all and every person or persons, bodies politic and corporate, their heirs and successors, and all claiming by, from or under them or any of them, for and according to their and every of their several estates and interests which they have, or claim to have, or shall or may have or claim to have in the same respectively shall, at all times hereafter, quietly and freely have, hold and enjoy, against His Majesty, His Heirs and Successors, all and singular lands, tenements and hereditaments whatsoever, within this Province, (except liberties and franchises,) which he or they, or his or their or any of their ancestors or predecessors, or those from, by or under whom they do or shall claim, have or shall have held or enjoyed, or taken the rents, issues or profits thereof for the space of sixty years next before the filing, issuing or commencing of every such action, bill, plaint, information, commission or other suit or proceeding as shall at any time

Title to Lands, &c. not to be questioned when His Majesty has been out of possession for sixty years before the commencement of the action.