

An Act to confirm the titles of purchasers and mortgagees of lands and hereditaments in Upper Canada, under the marriage settlement of John Stewart Lyon, and Mary Theresa Dickson.

WHEREAS John Stewart Lyon, of Kirkmichael, in the County of Dumfries, North Britain, and Mary Theresa his wife, Thomas Bushby, of the same County, a Captain in Her Majesty's Royal Navy, George Lyon, of Dabruscan, in the same County, Esquire, Isaac Bayley, of Mannel, in the County of Sterling, in North Britain, Esquire, and John Ewart, of the City of London, in England, Esquire, have by their Petition represented as follows: That by indenture of lease, and assignment and release, dated the 8th and 9th days of November, 1836, the assignment and release made between the said Mary Theresa Lyon, by her then name and description, of Mary Theresa Dickson of Queenston, in the Province of Upper Canada, Spinster, of the first part, the said John Stewart Lyon, of the second part, Walter Dickson, Richard Mackenzie, the said Thomas Bushby, George Lyon, and Isaac Bayley, of the third part, by which after reciting, amongst other things, that a marriage had been agreed upon, and was intended to be had and solemnized, between the said John Stewart Lyon, and Mary Theresa Dickson, it is witnessed that the said Mary Theresa Dickson, for the considerations therein mentioned, did with the privity and approbation of the said John Stewart Lyon, convey the messuages, or tenements, lands, and hereditaments, mentioned and described in the Schedule thereunto annexed, and also all other, her messuages, or tenements, lands, and hereditaments, (if any) situate, lying, and being in the then Province of Upper Canada, or any dependencies thereof, or elsewhere in His then Majesty's American Colonies, with the appurtenances (save and except such as were held by way of mortgage) unto the said Walter Dickson, Richard Mackenzie, Thomas Bushby, George Lyon, and Isaac Bayley, their heirs, executors, administrators, and assigns, respectively, to the use of the said Mary Theresa Dickson, until the said intended marriage and after the solemnization thereof, to the use of them the said Walter Dickson, Richard Mackenzie, Thomas Bushby, George Lyon, and Isaac Bayley, their heirs, executors, administrators, and assigns for ever, upon trust at such time or times during the lives of the said John Stewart Lyon, and Mary Theresa Dickson, and of the survivor of them as they, or the survivor, should by any writings under their, his, or her hands or hand, direct or appoint, and after the decease of such survivor, then at such time or times as to the trustees or trustee for the time being of the said indenture should seem expedient, to sell and dispose of the same in manner therein mentioned, and it was by the said indenture declared that the said trustees should stand possessed of the money to arise and be produced by the

Preamble.
Case recited.