

5th - The Assignment purports to be executed by his widow now wife of Chalmers (who makes her mark) in the ~~presence~~ presence of a witness, and in the absence of her husband executed under an order of the County Judge. Two of the sons sign in person and one by Attorney; but there is no Affidavit of execution nor any Power of Attorney produced.

Therefore all Admitting ~~the~~ facts to be as stated in the Assignment, I am ~~advised~~ ^{advised} that the Instrument is not complete ~~for the present state~~ ^{that} Admitting the right of the Chiefs to lease the Island, Donald Mc Donald would appear to have been in possession from June 1844 to 1859, and his legal representatives or yourself or some of them ever since, which according to the laws of Ontario would give them title by possession as against any one but the Crown. And if Mc Donald's possession and that of his legal representatives and yourself ~~would~~