

Hall Family Papers and Sugar Plantation Records

1709 - 1892

MSS.220

**1747: Case involving the property of Patience
Hall - Opinion by Richard Bookford**



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Halt

I think that y^r D^d of ^{rights} granted by Thomas ^{of} the 1st of
3rd Dec 1687 did not divert y^e estate as it was two y^e previous
I signed wth in M^r Dods of ^{rights} by some laws but I have
some doubt whether a Possⁿ for so many years & that
probably under many mesne conveyances will not give a
Right to show w^o claim under Hen: 2nd. A Possⁿ for
of 20 years is a good title at Law & a Possⁿ here under
a Bargain & Sale ^{a bargain & sale} (if ^{the} ^{same} ^{has} all y^e Properties of a Fine in
England) will after 5 years claim give a Right even ag^t
an Infant if he does not claim within a year & a Day.

The Act for quieting Possⁿours seems also to favour y^e
Persons now in Possⁿ on the Statute is passed in such
Dark Terms that it is difficult to know y^e intention of y^e
Legislators - If he ^{is} ^{not} ^{vested} ⁱⁿ ^{land} ^{by} ^{the} ^{Statute} ^{above} ^{the} ¹⁰
have an undoubted Right as there at Law.

Having now given y^e my ^{own} ^{opinion} ^{of} ^{the} ^{best} ^{manner}
I could after ^{the} ^{best} ^{of} ^{my} ^{under} ^{standing} ^{of} ^{the} ^{matter} ⁱⁿ ^{hand} ^I ^{shall} ^{only} ^{add}
that according to y^e profound style of Lawyers this matter
ought to receive a judicial Determination.

Yours friend & Advocate
Richard Blackford

A ^{list} ^{of} ^{Books} ^{of} ^{Each} ^{of} ^{for} ^{each}
of W^o Blackford & for ^{each} ^{of} ^{your} ^{use}
with them shall have due Credit
Yours as above
R^B

[Faint, mostly illegible handwriting, likely bleed-through from the reverse side of the page.]

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