

residue shall happen to be paid to such visitors as aforesaid, in default of legal representatives as aforesaid, and that any legal representatives of no remoter degrees amongst collaterals than brothers or sisters' children, shall at any time appear, and prove him, her or themselves to be such legal representatives, that then the visitors that received the residue of such estate, or their successors, if it shall be in their hands, shall restore the same to such legal representative or representatives; and if such residue shall be actually applied to the use and support of the public school, that then the public stock of such school, in the hands of the public treasurers of this province, or either of them, shall be liable to make satisfaction to such representative or representatives, of such residue, and that the said visitors shall give an order to such representative or representatives for the same, on the public treasurers, who shall be obliged, by virtue of this act and such order, to pay the same out of the public stock of such school, if so much in their hands, if not, so much as shall be in their hands, and the residue when they shall receive so much to the use of such school; and if the administrator shall be obliged to pay any further debt or duties that were due from the deceased, such legal representative receiving the said residue shall refund to such administrator the value of what such administrator shall be obliged to pay as aforesaid, provided the same doth not exceed the residue received by such representative, any thing in the said act for the application of such intestates' estates, &c. to the contrary in any wise notwithstanding.

See 1802, ch. 101, sec. 11.

Actions,
when to be
commenced
&c.

SEC. 21. *And*, forasmuch as disputes have arisen whether the act of limitation extends unto actions brought upon testamentary and administration bonds; *Be it further enacted by the authority, advice and consent aforesaid*, That all actions upon administration and testamentary bonds shall be commenced within twelve years after the passing of the said bonds, and not after.

Proviso.

SEC. 22. *Provided always*, That nothing in this act shall be construed to bar any person within the age of twenty-one years, feme covert, non compos mentis, or imprisoned, or persons beyond seas, from bringing an action or actions within six years after their coming to or being of full age, uncovert, sound memory, at large, or returned from beyond seas, upon any administration or testamentary bond.

The saving in favour of non-residents is repealed by 1818, ch. 216.

SEC. 23. Similar provisions are incorporated in 1807, ch. 136, sec. 3; 1817, ch. 178; 1831, ch. 315.