

The house Adjourned till two of the Clock in the Afternoon

The House met again Present as in the Morning

Then read the Bill Entituled an Act for the preservation of Orphan's Estates. This House conceive the said Bill insufficient in these particulars following and do desire that two Members of each house may this afternoon consider of the same and of the said Bill viz.

1. First Case must be taken to have the Children Educated in the Religion of their dec^d Parents
2. The Officer for probat of Wills & granting Adm^{ns} must order the Estate till Debts paid and that the Estate be ready for division amongst the Wife or Orphans & not the County Court
3. Thirdly It is more probable that the Orphans will have Negroes by preservation of those Individual Negroes left by the Intestate by means of the Children that may be born of them in process of time than by obliging the Guardian to deliver the Orphans Negroes of like Ages &c. at the time of the Orphans Age of 21 Years because no man can be sure hereafter to purchase any Negroes & that Clause implys a power in the Guardian to take or Sell to his own Use the Negroes delivered him
4. Fourthly Female Orphans ought to be judged of full Age at sixteen Years old because they may be then Married

This House desired Mr Brooke to carry the same down to the Lower House Who went accordingly

Ordered that the honourable the Chancellour Mr Brooke and Mr Chew or any two of them be appointed to treat with two of the members of the Lower House to be appointed touching the Act for Orphan's Estates

The House Adjourned till to morrow Morning ten of the Clock
Tuesday 17th October

The House met Present as yesterday Colonel Calvert and Major Fitzherbert. And

Adjourned till two of the Clock in the Afternoon

The House met again Present as in the Morning except Major Fitzherbert

Then read a Bill for Naturalization of Matthias Decosta a past

This House will consent to the Bill for Ferrys provided a ferry may be kept over Potapoco River from Philip Thomas's Point in Ann Arundel County to Kent County over the wading place from Kent