

houses, outhouses Orchards and fences in repair and so by Lib. L. L.  
him to be left allways haveing a regard to leave a Proportion-  
able part both for quality and quantity of the uncleared Land  
for the benefitt and Advantage of the Orphans or heire when  
att Age to possess the said Land or Plantation as also the  
Orphans Maintenance out of the Same where Profitts or Per-  
sonal Estates be not Sufficient to Maintaine him or them and  
the Same to Certify under their hands & Seals Attested by  
the Comissioner so administring the Oaths as aforesaid in the  
County Court next ensuing after Such View so had and made  
as aforesaid and there to remaine upon Record untill the Said  
Orphan or heire Comes to age which Certificate so Entred  
and remaining upon Record as af<sup>d</sup> shall be Sufficient Evidence  
in Law for the said Orphan or Orphans to recover Double  
Damage in any Action of Waste by them to be brought when p. 309  
att age for any Waste Sale or Destruction Comitted or done  
in any of the premisses other then what the persons have  
Certified and thought Necessary with due respects had to all  
Circumstances and Matters aforesaid And be it further Enacted  
by the Authority aforesaid that the Comissioners of each  
County Court within this Province by Virtue of this Act have  
full power from time to time and att all times hereafter upon  
presentment of the Orphan Iury or other information Given to  
them of any Such Sale Waste or destruction made done or  
Comitted upon any Orphans Reall Estate by any Such Guardian  
by Legall Warrant to Cause the Said Guardian to Appear  
before them in the County Court and if upon Examination  
thereof the s<sup>d</sup> Information be Sufficiently proved that the said  
Guardian to Answer the Damages of Such Waste by him  
Comitted Contrary to the Law when Orphans Coms to Age  
that then the Said Comissioners do require the said Guardian  
to give Sufficient Security to make Satisfaction to the said  
Orphan or Orphans when att age as aforesaid and upon refu-  
sall thereof as the Said Orphan or Orphans if att age to Choose  
his her or their Guardians shall Elect and if not then such other  
as the Comissioners shall think meet being Willing to take the  
Same who shall Enjoy the said Land or Plantation Committing  
no Waste and performing all Such Matters and things att his  
Entry thereupon as is by this Act required untill Such Orphans  
Coms to age and the Said person So Chosen or by the Justices  
putt in possession as aforesaid shall in the name and to the  
use of such Orphan bring his Action of Waste against the  
former Guardian for the Damages by him Comitted and the  
Comissioners of each respective County are hereby Obliged to  
give the Same in Charge every June Court to the said Orphan  
Iury under the Penalty of five hundred pounds of Tob-  
bacco Each Justice one halfe thereof to his Maty Towards the