

Lib. X. said Act and also that your Excellency and Honours will think it reasonable that an Allowance should be made to the said Philip for the Boarding and Cloathing the said Nicholas the Infant for fifteen months past in proportion to the profits arising Generally from such Reall and personall Estates in this Country and not in proportion to the Interest only of the personal Estate by a Computation of six pounds p Cent p Annum  
Philip Lee

To which Representation the said Nicholas Sewall by M<sup>r</sup> William Beckingham his Attorney appears and Exhibits his Answer to the same which was read at the Board and is as follows viz<sup>t</sup>

The Answer of Nicholas Sewall Iunior Ex<sup>t</sup> of the last will and Testament of Henry Sewall decd to the humble Representation of the Honble Philip Lee Esq<sup>r</sup>

p. 208 This Respondent by Protestation not owning or Allowing any of the matters Contained in the said Representation to be true as they are therein alledged and saving to himself the Benefit of all the several Statutes herein after mentioned and all the right he has as a British Subject to defend himself in any suit that may be brought against him by the said Philip Lee which right he is advised he is entituled unto and humbly insists upon and in Answer to the said Representation begs Leave to Observe to your Honours that the Act of Assembly in the Representation mentioned Contains nothing more that can be pretended to be Applicable to the said Philip Lees Purpose but the following Provisoe

Provided Always that where any Person being a Protestant that shall die and leave a widow and Children and such Widow shall Intermarry with any person of the Romish Communion or be herself of that opinion and profession it shall and may be lawful for his Majestys Governor and Council within this province upon Application to them made to remove such Child or Children out of the Custody of such parents and place them where they may be Securely Educated in the protestant Religion and to Order such reasonable Maintainance for such Child or Children in whose hands soever having respect that only the yearly profits and Encrease thereof be Applied thereto and such Childrens Estates be not Diminished thereby

That Henry Sewall the Testator and his wife were known to have been of the Romish Communion wherein the said  
p. 209 Henry always lived and Actually Died and that the sum which the said Philip Lee Claims of this Respondent by his own Shewing appears to be for the said Henry Sewalls Infants Board before any application made to your Honours