

Lib. L. L. considered and allowed for as well as reparations & other
No. 64. things in this Act mention'd.

It is hereby further enacted and declared that the said Quitt Rents ought and are hereby declared and enjoyn'd to be Considered deducted and allowed upon the yearly value of the said land and the Guardian to pay the same.

And that any Guardian aforesaid that shall neglect after such allowance made of the same in the value of the said Land and hath not paid such Quitt rent as aforesaid shall forfeit to the Orphan when at age fourfold the value of such rents that he left in Arrears at the full age of such Orphan to be recovered by accon of Debt bill plaint or information wherein no Essoyn protection or wager of Law to be allowed.

And be it further Enacted by the Authority aforesaid by and with the Advice and Consent aforesaid that the Comissioners of each County Court within this province by vertue of this Act shall have power from time to time and at all times hereafter upon presentment of the Orphan Jury or other information given to them of such Sale wast 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 said information be Sufficiently proved that the said Guardian shall answer the Damage of such Wast by him comitted contrary to the law when orphans come to age that then the said Commissioners do require the said Guardian to give Sufficient Security to make Satisfaction to the said Orphan or Orphans when at age as aforesaid and upon refusall thereof as the said Orphan or orphans (if at age to choose his or their Guardian) shall elect and if not then
p. 30 such other as the Comissioners shall think meet being willing to take the same who shall enjoy the said land or Plantation comitting no Wast and performing all such Matters and things at his entry thereupon as by this Act required untill the said Orphan comes to age And the said person so Chosen or by the Justices put in possession as aforesaid shall in the name and to the use of such Orphan bring his Action of Wast against the former guardian for the damages by him Comitted and the Commissioners of each respective County are hereby obliged to give the same in Charge every June Court to the said orphan Jury under the penalty of sixteen hundred pounds of Tobacco one half thereof to her Majesty her heires and Successors for the Support of Government the other half to him or them that shall sue for the same to be recovered in the Provincial Court by bill plaint or information wherein no Essoyn protection or wager of Law to be allowed.