

C H A P.
XXIV.or be con-
cluded by the
Devise, and
barred of
Dower.

then such Acceptance shall be adjudged a full Recompence of her Devise aforesaid: But in case she shall neglect to make such Election within the Time aforesaid, she shall then, by such Neglect, be concluded by what is devised to her, and shall be thereby barred of her Dower of such Deceased's Real Estate, unless it shall appear to be the Design of the Devisor, that such Widow shall have both Devise and Dower; any Law, Statute, Usage or Custom to the contrary notwithstanding.

N. B. This Clause is the same with 1715, ch. 39, §. 36.

County
Courts, may
remove Chil-
dren of de-
ceased Pro-
testants from
Popish Mo-
thers, &c.
Children of
Protestants of
the Church
of England,
shall be edu-
cated in the
Principles of
that Church.

XII. And be it Enacted, That where any Person being a Protestant, who shall die and leave a Widow and Children, and such Widow shall intermarry with a Papist, or be herself a Papist, that it shall and may be lawful for the Justices of the County Courts, upon Application, to remove such Child or Children out of the Custody of their Mother, and place him, her, or them, where he, she, or they, may be securely educated in the Protestant Religion; and to allow the Interest of such Orphan's Estate, or such Part thereof, as may be necessary for his, her, or their Support. And that the like Care be taken, that all Children, whose Fathers died in, or professed themselves to be of, the Communion of the Church of England, be educated and instructed in the Doctrine and Principles of that Church.

But an Ap-
peal herein
shall lie to the
Governor and
Council.

XIII. Provided always, That any Person who shall think him or herself aggrieved by the Justices of the County Court, in the Premises, may appeal to the Governor and Council, who may hear and finally determine the same.

The Com-
missary-Ge-
neral shall
send the
Names, &c.
of Sureties to
the County
Courts.

XIV. And be it further Enacted, by the Advice, Consent, and Authority aforesaid, That the Commissary-General shall be obliged to send the Lists of the Names and Surnames of Sureties, with their Places of Abode, to the several County Courts, with the Accounts or Balances required to be transmitted, by the Act, entitled, *An Act for the better Administration of Justice in Testamentary Affairs, granting Administrations, Recovery of Legacies, securing Filial Portions, and Distribution of Intestates Estates.*

What Prefer-
ence shall be
given to
Debts due to
the Crown,
or his Lord-
ship.

XV. And be it further Enacted, by the Authority aforesaid, That Executors or Administrators, shall proceed in the Payment of Debts, in the same Manner as they have been and are obliged, by the said last mentioned Act, entitled, *An Act for the better Administration of Justice in Testamentary Affairs, &c.* without any other Preference to Debts due to his Sacred Majesty, his Heirs or Successors, or to the Lord Proprietary, his Heirs or Successors, than to such Debts as are or shall be due to his Sacred Majesty, his Heirs or Successors, or to the Lord Proprietary, his Heirs or Successors, for the proper Use and Benefit of them, or either of them; any Law, Statute, Usage or Custom to the contrary notwithstanding.

Minors en-
titled to
Lands by
Purchase,
shall not be
obliged to
answer Suit,
or Ejectment.

XVI. And whereas, by the Laws of England, the Age is not allowed to any but the Heir at Law; and it appears to this General Assembly, that Children, other than the Heir at Law, are within the same Reason, and the allowing thereof here will be advantageous to Minors; Be it Enacted, by the Authority aforesaid, That all Persons under the Age of Twenty-one Years, who shall hereafter be entitled to any Lands, Tenements, or Hereditaments, by Purchase, shall not be obliged, during their Minority, to answer any Suit or Ejectment in Relation to the said Lands, Tenements, Hereditaments, any more, or otherwise, than they would be, if such Lands, Tenements, or Hereditaments, became their Right by Descent.

The Balan-
ces of Intes-
tates Estates,
(See 1719,
ch. 14.)

XVII. And be it further Enacted, by the Authority aforesaid, That every Administrator obliged by the Act, entitled, *An Act for the Application of such Intestates Estates as leave no legal Representatives, &c.* to pay the Balance of the Estate to one of the Public Treasurers, shall hereafter be obliged to pay and satisfy