

Houses of Assembly, and the Authority of the same, That when any Ward or Orphan shall attain his or her full Age, it shall and may be lawful for such Ward or Orphan to enter into all Lands, Tenements, or Hereditaments whatsoever, which the Guardian of such Orphan or Ward shall come to the Possession, or receive the Rents, Issues, or Profits of, under, or by Colour of the Right or Title of such Orphan or Ward, or in Virtue or by Occasion of his or her Guardianship of such Orphan or Ward: And that in case the Guardian aforesaid, obtaining the Possession, or coming into the Perception of the Rents, Issues, and Profits, in Manner aforesaid, of such Lands, Tenements, or Hereditaments as aforesaid, shall refuse upon Demand of his Ward or Orphan under his or her Care, (upon the said Ward or Orphan's attaining his or her Age as aforesaid) to yield or give up quiet Possession of the same, such Ward or Orphan shall or may have or maintain his or her Action, in which he or she shall recover Possession of the same, and treble Damages, and full Costs of Suit.

C H A P. IV.
Any Ward at full Age, may enter into all Lands, &c. whereof the Guardian came to Possession, &c. under Title of such Guardianship. Such Guardian refusing to give up, the Ward shall recover, with treble Damages and full Costs.

III. And be it further Enacted, by the Authority aforesaid, That no Guardian, or his Heirs or Assigns, or any Person in Trust for, or for the Use of him or them, shall at any Time recover any Lands, Tenements, or Hereditaments whatsoever, from or of his or her Ward or Orphan, under his or her Care, or the Heirs or Assigns of such Ward or Orphan, upon any Right or Title, which shall first wholly fall, come, accrue or vest, by Purchase, by or to, or in Trust, or for the Use of such Guardian, of or from any other Person than the said Ward or Orphan, or some Person claiming by, from or under, such Ward or Orphan, at any Time after Possession obtained by such Guardian, in Manner aforesaid, or his or her Perception of the Rents, Issues and Profits aforesaid, in Manner aforesaid. And in case it shall appear, on the Trial of any Cause or Suit whatsoever, whether for the Recovery of Possession and Damages, or of Damages only, against such Ward or Orphan, or his or her Heirs or Assigns, that the Plaintiff shall found his or her Action or Suit, upon any Right or Title accruing to the Guardian of such Ward or Orphan by Purchase (except as before excepted) subsequent to the said Guardian's obtaining Possession of the Lands, Tenements, or Hereditaments aforesaid, in Manner aforesaid, or his or her Perception of the Rents, Issues and Profits thereof aforesaid, the said Plaintiff, whether he or she shall be, or have been, the Guardian of such Orphan or Ward, or shall be any other Person claiming in Trust for, or for the Use of, or by, from or under, such Guardian, shall be Nonsuit; any Law, Statute, Usage, or Custom, to the contrary in any wise notwithstanding.

Guardian, &c. shall not recover Lands, &c. from his Ward, which have formerly come to his Possession as Guardian, upon any Right of Purchase from any other than such Ward, &c.

IV. This Act to continue for Three Years, and unto the End of the next Session of Assembly which shall happen after the Expiration of the said Three Years.

Continuance.

Examined and Compared with the Original Act, REVERDY GHISELIN,
THOMAS BACON.

Farther continued by 1762, ch. 7.

C H A P. V.

A Supplementary Act to an Act, entitled, 'An Act for granting a Supply of Forty Thousand Pounds for his Majesty's Service, and striking Thirty-four Thousand and Fifteen Pounds Six Shillings thereof, in Bills of Credit, and raising a Fund for sinking the same. Lib. H.S. fol. 361. EXP.

Passed 13th May 1758.

^b 1756, ch. 5.

N. B. The Clauses in the Original Act, relating to the Duty of 40s. Currency on any Horse, Mare, &c. brought from any other Colony into this Province to be Sold, &c. being found ineffectual, this Act was made for Remedy thereof, &c. And the Fines, &c. incurred by the breach of this Act, were applied one Half to the Informer, and the other Half to be paid into the Loan Office, towards sinking the Sum by the said Original Act raised and emitted for his Majesty's Service; and to be in force during the Continuance of the said Act of 1756, ch. 5; so that it expired on the 26th November 1763.

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C H A P.