

orphans or heir, when at age to possess the said land or plantation; as also the orphan's maintenance out of the same, where the profits of personal estates be not sufficient to maintain him or them; which valuation and report certified under their hands and seals, and attested by the said commissioner, shall be returned to, and recorded as a testimony thereof, in the county court, there to remain upon record until the said orphan or heir come to age; which certificate, so entered and remaining upon record as aforesaid, is sufficient evidence in law for the said orphan or orphans to recover double damages in an action of waste, by them to be brought when at age, for any waste, sale, or destruction committed or done in any of the premises. Quit-rents are considered to be allowed in the above valuation, and are to be paid by the guardian. 1715. chap. 39. § 30 and 22.

Lands may be committed into the guardian's hands, before any balance of the personal estate is transmitted to the county court. 1763. chap. 24. § 2. But where there are not any lands, guardians are not to be appointed, until the balance is transmitted.

Orphans shall not be charged by guardians for diet, cloaths, physick, or education; but must be supported by the interest of their estate,
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