

DIRECTIONS FOR GUARDIANS. 153

If a guardian to an infant, whose lands are incumbered, buys off the incumbrance with less of the infant's money, he shall charge the infant only, with what he actually paid. 2. Chan. Caf. 245.

An opinion has been entertained by some people, that if an infant be maintained, and educated by the guardian, however great the income of the infant's estate may be, the guardian is not accountable for the profit; and this opinion seems to have been taken up, from the direction that the principal of the ward's estate shall not be lessened, or impaired, but that the ward is to be maintained, and educated, out of the interest, and profits thereof—a provision flowing from a tender regard to the welfare of orphans, and not from an intention to enrich the guardian, at the orphan's expence—A liberal allowance, when the orphan's estate can well bear it, and the guardian hath been at much expence, may not be improperly expected; but all the profits of the estate, however great, and exceeding the real expence and trouble, a guardian can have no legal or equitable claim to.