

altho' executors and administrators enter into bond with two securities before the commissary, when they take letters, yet when those securities incline to retract, the commissary cannot compel fresh securities, nor release them of the bond; they can only be relieved by applying to the county court, who are by law directed and authorized to compel such administrator to enter counter securities; and when they cannot procure any, an attachment goeth against them for the delivery of the goods of the deceased in the hands of such complaining sureties; which sureties must thereupon enter into bond themselves before that court, with two sufficient sureties, with condition to be void, on the said sureties delivering or paying such goods and chattels as shall come to their possession, by virtue of such order, or the value of them, as the laws of this province do require, to such persons as have right to demand the same. Act of assembly 1729, ch. 4—& 1735, ch. 17.

Securities to bond relievable by the county courts only.

The next matter under consideration, will be the nature of, and method used in proving

WILLS AND TESTAMENTS.

A last will, or a last will and testament, taken in a general sense, is an instrument of writing

Definition of a will.