

of execution, and by such court applied towards the maintaining a public school in the county where such offence is committed.

Proviso. **SEC. 4.** *Provided always,* That nothing in this act shall be construed to lessen the authorities vested by law in the several courts, or in any of the magistrates, before the making of this act.

CHAPTER 12.

* 1715, ch. 15. **A SUPPLEMENTARY** act to the act * for the appointment of Constables, and what relates to their office, and ascertaining what persons are taxables.
All of this law is now inoperative, except the 4th section, as the poll tax is abolished by the Bill of Rights.

Constable to have his fee. **SEC. 4.** *And be it further enacted, by the authority aforesaid,* That all warrants issued by any justice of peace for the recovery of small debts, shall be directed to some constable of a hundred, appointed by the court, unless (at the request of such suitor,) it be directed to some friend who will serve it *gratis*, such suitor nevertheless being hereby made liable to pay the constable of the hundred where such warrant is served his just fee.

CHAPTER 14.

AN ACT for the application of such Intestate's Estates as leave no legal representatives, and for enforcing proceedings against temerary administrators.

Preamble. **WHEREAS** it frequently happens that persons who are possessed of considerable personal estates, die intestate, leaving no known relations or representatives, legally entitled to the residue thereof, in which cases, it is observed some creditor or pretended creditor of such deceased most commonly obtains the administration of his goods and chattels, and thereby becomes legally possessed thereof, by virtue whereof he not only satisfies himself, but all other creditors their just claims, but likewise retains in his hands the total residue of such estate, and converts the same to his own use, on pretence of securing himself against such latent debts as may thereafter appear, whereby such administrator has the sole benefit of such goods and chattels as he had no other pretence of right to, save for the satisfying himself a debt, and perhaps but a small one, out of the deceased's estates; for the more just and better application of which residues, for the future,

How the residue of intestate's estates shall be disposed of. **SEC. 2.** *Be it enacted by the right honourable the Lord Proprietor, by and with the advice and consent of his lordship's Governor, and the Upper and Lower Houses of Assembly, and the authority of the same,* That every such administrator as aforementioned shall be obliged to pay and satisfy the balance of such estates to one of the public treasurers of this province, for the time being, in the same manner as such administrator