

*An Act for the preservation of Or-  
phans Reall Estates.*

Whereas a good and profitable Act formerly made  
and the same renewed and made this Session of Assembly -  
Entituled an Act for the better Administration of Justice  
in Prebate of Wills granting Administrations recovery of Le-  
gacies and Securing filliall Portions, the which said Act or any  
other heretofore made, hath not any ways Effectually Pro-  
vided against wast Sale and destruction committed of or upon  
the Reall Estate of Orphans to and with dwelling houses out-  
houses Lanes Woods Brebards and Fencing otherwise then  
what the Law of England hath prescribed, which is thought  
too strict and severe for the present Constitution of the Province  
where Men cannot enjoy the benefitt of the said Land without  
Clearing of the same, in doing whereof Timber must be fallen  
which by the Law of England aforesaid is waste and the damag-  
ensuing thereupon is farr greater many times then the full  
value of the Land here, and it is most apparent that notwith-  
standing the Parents of such Orphans are persons of great  
Estates whilst living, yet their Orphans or heirs seldom  
come to Possess or enjoy any thing more then the Lands and  
Plantations by them left, for the remedy whereof for the  
future Be it enacted by the King and Queen most Excellent  
Majesties by and with the Advice and Consent of this prese-