

for information wherein no ~~Wagon~~ Protection or Wagon of Law to be allowed.

9. Whereas every Administrator in an Inventory, ~~intended~~ what debts are ~~to be~~ & what debts are ~~to be~~ deliberate the Judge for Probate of Wills shall ~~cause~~ ~~the~~ ~~debts~~ ~~of~~ ~~the~~ ~~estate~~ ~~to~~ ~~be~~ ~~deliberate~~ ~~by~~ ~~the~~ ~~several~~ ~~&~~ ~~respective~~ ~~Justices~~ ~~of~~ ~~the~~ ~~County~~ ~~Courts~~ ~~where~~ ~~the~~ ~~estate~~ ~~shall~~ ~~lye~~ ~~to~~ ~~the~~ ~~end~~ ~~the~~ ~~said~~ ~~Justices~~ ~~may~~ ~~inquire~~ ~~whether~~ ~~the~~ ~~Administrator~~ ~~has~~ ~~by~~ ~~fraud~~ ~~or~~ ~~otherwise~~ ~~neglected~~ ~~to~~ ~~recover~~ ~~the~~ ~~same~~ ~~or~~ ~~has~~ ~~been~~ ~~neglected~~ ~~for~~ ~~the~~ ~~same~~ ~~&~~ ~~shall~~ ~~with~~ ~~the~~ ~~residue~~ ~~of~~ ~~the~~ ~~said~~ ~~estate~~ ~~commit~~ ~~the~~ ~~said~~ ~~debts~~ ~~to~~ ~~the~~ ~~care~~ ~~of~~ ~~the~~ ~~said~~ ~~Guardians~~ ~~or~~ ~~other~~ ~~Trustees~~ ~~by~~ ~~them~~ ~~employed~~ ~~and~~ ~~shall~~ ~~yearly~~ ~~and~~ ~~every~~ ~~year~~ ~~call~~ ~~the~~ ~~said~~ ~~Guardians~~ ~~to~~ ~~account~~ ~~for~~ ~~the~~ ~~same~~ ~~and~~ ~~duly~~ ~~inspect~~ ~~with~~ ~~of~~ ~~the~~ ~~said~~ ~~debts~~ ~~they~~ ~~have~~ ~~received~~ ~~or~~ ~~might~~ ~~have~~ ~~received~~ ~~and~~ ~~if~~ ~~the~~ ~~said~~ ~~Guardian~~ ~~or~~ ~~Trustee~~ ~~fail~~ ~~to~~ ~~give~~ ~~in~~ ~~his~~ ~~Account~~ ~~yearly~~ ~~or~~ ~~by~~ ~~fraud~~ ~~or~~ ~~covin~~ ~~neglect~~ ~~or~~ ~~forbear~~ ~~to~~ ~~recover~~ ~~the~~ ~~same~~ ~~the~~ ~~said~~ ~~Guardian~~ ~~or~~ ~~Trustee~~ ~~shall~~ ~~stand~~ ~~and~~ ~~be~~ ~~accountable~~ ~~for~~ ~~every~~ ~~such~~ ~~debts~~ ~~by~~ ~~them~~ ~~received~~ ~~and~~ ~~not~~ ~~accounted~~ ~~for~~ ~~or~~ ~~neglected~~ ~~or~~ ~~forborn~~ ~~to~~ ~~be~~ ~~recovered~~ ~~under~~ ~~the~~ ~~penalty~~ ~~of~~ ~~five~~ ~~hundred~~ ~~pounds~~ ~~of~~ ~~Tobacco~~ ~~each~~ ~~Justice~~ ~~present~~ ~~in~~ ~~the~~ ~~Court~~ ~~one~~ ~~half~~ ~~to~~ ~~her~~ ~~Majesty~~ ~~the~~ ~~other~~ ~~half~~ ~~to~~ ~~the~~ ~~Informers~~ ~~or~~ ~~that~~ ~~shall~~ ~~sue~~ ~~for~~ ~~the~~ ~~same~~.

10. That the Justices of the County Courts take able & sufficient Security for Orphans Estates & inquire yearly of the security & if there be just cause that they require new & better security & if upon refusal of the same to give new & better security to remove the Orphans Estates out of their hands, & further that the Justices of the County Courts shall yearly in June Court inquire by a Jury of good and lawful Men to be summoned out of the several Hundreds of the Countys not under the number of twelve who upon their Oaths shall inquire the form of which Oath is hereby expressed, *viz.* "Whether the Orphans be kept maintain'd and educated according to their Estates, and whether Apprentices are taught their Trade or rigorously used and turn'd to common labour at the Ax & Hoe instead of learning their Trades. And if they find that orphans are not maintain'd & educated according to their Estates or apprentices neglected to be taught their Trades upon pretence that the last year is enough to learn their Trade that they remove them to other Guardians & Masters, and in case the Jury find that any Apprentice is not taught his Trade but put to other labour as aforesaid the County Court shall condemn the Master of such Apprentice to make the Apprentice such satisfaction as in justice his years of labour or other work shall deserve.

11. That the Justices of the County Courts cause the conditions of the Bonds they take of Guardians or Trustees of Orphans Estates be exactly drawn to the Act and recorded in the County Court and the Indentures for Apprentices likewise, that it may duly appear to the Judges whether Guardians Trustees & Masters do Right and Justice to Apprentices and to the Country that the Justices do Right between them, and to that end that they cause the Clerk of their County to present the Jury with a List of the Orphans & Apprentices of their County every June Court.

12. And for better ascertaining what Salary shall be allow'd Executors & Administrators upon their account of administration by the Commissary General of this Province for their pain and trouble hazard & adventures in administering Estates.

Be it Enacted by the Authority aforesaid by & with the Advice & Consent aforesaid that for every Sum or Sums of Mony or Tobacco *bona fide* receiv'd or paid by Executors or Administrators the Commissary General shall allow the Executors or Administrators the Salary of ten *per Cent.*

And be it further Enacted by the Authority aforesaid by & with the Advice & Consent aforesaid, that if the Residuary Legatees of any person or persons dying in this Province and making a Will or the next of kindred to any person or persons dying intestate in this Province and who ought to have the residue of such deceased persons Estate do dwell in *England* or other parts of her Majestys Dominions out of this Province so that the Executor or Administrator convert the residue of all the real & personal Estate (after debts & legacies here paid) into mony or other effects for the best advantage of the persons to whom due and returns the same to such Residuary Legatees or Kindred as aforesaid, that then the Commissary General shall allow to such Executor or Administrator the usual Salary allowed by Merchants to their Factors *viz.* ten *per Cent.*

And whereas it sometimes happens that persons of great Dealing dying in this Province leave their Books very imperfect so that it cannot be exactly known what debts are due upon such Books unless the Executor or Administrator take the pains to carry about such Books from one supposed debtor to another to state Accounts which many times proves a very considerable charge to the Executor or Administrator & requires a very great deal of trouble & charge, and many times there appear discounts or delinquencies or receipts to bar such Book Debts or the Debtors where the Accounts are old