

shall put the Person's Lands, Goods and Chattles of the said Orphans into the Hands of such Person or Persons as they shall think fit, and take a Bond with two Sufficient Sureties, in the Names of the Orphans themselves, for the securing and delivering of the said Estate to the said Orphans or their Guardians, when thereunto lawfully called, according to the Rules and Directions by this Act prescribed, and not otherwise, which Rules shall be Rules not only for the Justices of the county Courts to proceed by, in taking the Accounts of Guardians or Trustees for Orphans, but also for the Judge for probate of Wills and Granting Administrations in the Account of Administrators and bare Executors to the Benefit of others; Nor shall the Judge give any other Allowances to any Administrator or Administrators upon his, her or their Accounts but for Debts, *Bona Fide*, owing from the Deceased, and really paid or secured to be paid by the several and respective Administrators, together with the necessary Charges.

And how, if Orphans not at Age to Choose.

Bond how to be taken.

According to these Rules, which are to be regarded by the County Justices.

And Judge for Probate of Wills.

What allowances he shall make Administrators.

*First*, no Negroe, or other Slave shall be sold or disposed of by any Administrator for payment of Debts, or otherwise reserved for the Administrator's own use, in Satisfaction of any Debts due to the said Administrators; nor any Execution served upon any Negroe, or other Slaves so long as there shall be other Goods of the Deceased sufficient to satisfy the just Debt of the said Deceased, but shall be kept upon the Hazard of the Estate, and employed for the Benefit of the Creditors and Orphans (if any be) until the Crop that was upon Hand, or shall have been begun in the Life time of the Deceased, shall be finished, which shall always be Deemed to be by the last Day of *January* next after such Intestate's Decease, after which the Administrator is to Account for the Estate; and such Crop shall be Assessed to the Creditors, and dividable between the Wife and Child, or Children, or Relations of the said deceased, if there be no Creditors; and the Judge for Probate of Wills, upon passing the Account of such Administrator, shall allow him his reasonable Charges expended in finishing such Crop.

Slaves reserved to the use of the Estate, the first Crop.

Their Charges to be allowed.

*Secondly*, That no Account be allowed for Dyet, Cloaths or Physick to any Administrator or Guardian to any Orphan, against the Estate of the Intestate, or against the Filial Portion of any Child committed to any Guardian, or other Persons Intrusted by the County-Court, but the said Orphan shall be maintained and educated by the Interest of their Estate, and the Increase of their stocks, so far forth as their said Interest and Increase will extend unto; but if the Estate be so small that the Interest or Increase thereof will not extend to a free Education and Maintenance of such Orphans, then such Orphans shall be bound Apprentices to Mariners or some Handy-craft Trade, or other Person, at the direction of the County-Courts, until they arrive to the Age of Twenty One Years, except some Kins-man or Relation, or some other Charitable Person will maintain and Educate them for the Increase of the small Estate they have, without any Diminution of the Principal, which shall always be delivered to the Orphans at the years hereafter in this Act so limited and appointed; then such Kins-man Relation, or other Charitable Person, is thereby obliged to perform what is by this Law before enjoyned, and to be ascertained by the County-Courts.

Orphans not to be charged with Dyet, &c.

But maintained by the Interest of their Estates.

Or Bound out to Trades

Unless some Kins-man or others will do better for them as here directed.

*Provided always*, That where any Person being a *Protestant*, that shall dye, and leave a Widow and Children, and such Widow shall Intermarry with any Person of the *Romish Communion*, or be her self of that Opinion and Profession, it shall and may be lawful for his Majesty's Governour and Council within this Province, upon application to them

Protestant leaving a Widow, how the Children to be tutored and maintained.