

Issue forth of the said Office, under his Hand and Seal, an Attachment against the Bodies, Goods or Chattles of the said Persons so refusing, and him or them to Imprison, or his or their Goods, Chattles or Credits to attach, until he or they satisfy or Comply with the said Sentence.

And whereas Orphans and Creditors are many times Injured by the Low Appraisements, and undervaluing of the Estates of the Deceased, Remedy against low appraisments.
Therefore Be it Enacted by the Authority aforesaid, by and with the Advice and Consent aforesaid, That when any Executor or Administrator doth appraise the Estate of the Deceased, he shall give notice of such his Appraisement, and call together two of the next of Kin of the said Deceased, and two of the Creditors of the said Deceased, if any there be, who shall be present at the said Appraisement, with the Sworn Appraisers, and shall Certifie to the Commissary or his Deputy, under their Hands, that they were present at the Appraisement, and do Approve thereof; and if any Executor or Administrator Return an Inventory without such Certificate, as aforesaid, or without making it appear that such Kindred or Creditors, having due notice of the time and Place of such Appraisement, refused or neglected to be present, the said Judge, or his Deputy in each respective County in this Province, shall not accept or receive the same into his or their Office or Offices. two of the nearest Kindred and 2 of the Creditors to be present and certify their being so under Hand, &c.

And be it further Enacted by the Authority aforesaid, by and with the Advice and Consent aforesaid, That from and after the publication hereof, no Person or Persons being Executor or Administrators, of any Person Deceased, within this Province, shall be liable to pay or Satisfie Debts contracted out of this Province, of what nature or Quality soever, (Debts due to his sacred Majesty, his Heirs and Successors only Excepted) before Debts due within this Province from the Estate or Estates of any Person or Persons Deceased, shall be paid and Satisfied, if such Executor or Administrator shall have Assets in his, her or their Hands sufficient to pay and satisfy the same, such Executor and Administrator having respect to the Quality of the Debts due within this Province, as aforesaid, unless the Creditor or Creditors of the Deceased being Persons residing out of this Province, as aforesaid, on any Account or Accounts by him, her or them brought against such Executors or Administrators, as aforesaid, upon any Debt or Contract of a higher Nature than those Contracted within this Province, as aforesaid, be it by Statute-Merchant, or of the staple, Judgment, Bond, or otherwise, do upon Tryal sufficiently make it appear that such Executor or Administrator had due knowledge and Cognizance thereof, upon due proof thereof, as aforesaid, if such Executor or Administrator shall have paid Debts of an inferior nature, not recovered against them by due Course of Law, or suffered Judgment to go against them for any such Debt, as aforesaid, without pleading such Forreign Debt in stay of Judgment, such Executor or Administrator not having Assets in his, her or their Hands sufficient to pay the Debt, as aforesaid, and satisfy the same, the Court before whom such Action shall be brought, shall give Judgment and award Execution against such Executor or Administrator *de bonis propriis*, to such Creditor or Creditors, as aforesaid, as the Law in that case directs, any thing in this Present Act to the contrary thereof in any wise notwithstanding. The Duty of Executors and Administrators in priority of payments. Inland Debts preferred except to the Kings. Notice of; And not pleading Debts of higher Nature. makes Administrators liable de bonis propriis.