

Intestate, or were advanced in the Life-time of the Intestate, as shall make the Estate of all the said Children equal, as near as can be estimated : But the Heir at Law, notwithstanding any Land that he shall have by Descent, or otherwise, from the Intestate, is to have an equal Part in the Distribution with the rest of the Children, without any Consideration of the Value of the Land which he hath by Descent, or otherwise, from the Intestate : And in case there be no Child or Children, nor any legal Representatives of them, then One Moiety of the said Estate to be allowed to the Wife of the Intestate, the Residue of the said Estate to be distributed equally to every of the next of Kindred of the Intestate, who are in equal Degree, and those who legally represent them ; (provided there be no Representatives admitted amongst Collaterals after Brothers and Sisters Children) and in case there be no Wife, then all the said Estate to be distributed equally to and amongst the Children ; and in case there be no Children, to the next of Kindred, in equal Degree, of or unto the Intestate, or their legal Representatives, as aforesaid : And after such Division or Distribution made, or caused to be made, by the Judge aforesaid, the said Judge shall transmit the Account thereof (if not before transmitted) to the several and respective Justices of the County Courts, where the said Estates shall be and remain : And if any Part thereof belong to an Orphan, who is capable of chusing his Guardian, such Orphan shall be called to Court, and shall then and there chuse his Guardian, into whose Hands the said Orphan's Estates shall be committed ; but if such Orphan be not at Age, then the Justices aforesaid shall put the Persons, Lands, Goods and Chattels of the said Orphans in 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 such 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 Accounts of Administrators and bare Executors to the Benefit of others ; nor shall the Judge give any other Allowance 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.

First, No Negro, 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 Administrator, nor any Execution served upon any Negro, or other Slave, so long as there shall be other Goods of the Deceased sufficient to satisfy the just Debts 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 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 Assets to the Creditors, and divideable 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 Accounts by such Administrator, shall allow him his reasonable Charges expended in finishing such Crop.

Secondly, That no Account be allowed for Diet, Clothes, 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