

any Orphan or Orphans in any Will mentioned, and not solely to their own Use, for the true Performance of such Last Will and Testament, according to Law and the Intent of the Testator; and shall transmit an Account of the Legacies left to any Infant Orphans, to the County Courts, to be by them secured in the same Manner, as the Balances of Intestates Estates, so far as shall be consonant to the Will of the Testator; and the Justices of the several County Courts shall, at the same time that they enquire by a Jury of the good Usage and Condition of the Security of other Orphans, also enquire of these; and if they find the Security like to be Insolvent, or the Orphans ill used, that then it shall and may be lawful for such Justices to act therein, as they are by this Law directed in the Case of Intestates Estates: Always provided, That nothing shall be done by Virtue of this Act, which shall seem repugnant or contradictory to the Last Will or Testament of any Person deceased.

AND for the more speedy Administration of Justice to Orphans, Legatees, and others, in the Prerogative Court for Probate of Wills, and granting Administrations within this Province, which hath hitherto been often delayed by tedious Methods used in Chancery, before the Judge's Sentence in the said Court could take Effect (the Methods of *England* being at present not practicable here;) Be it therefore Enacted by the Authority aforesaid, That the Prerogative Court for Probate of Wills within this Province, shall have such like Authority in the enforcing Obedience to the Process, Orders, interlocutory Sentences and Decrees thereof, as the High Court of Chancery now hath, or of Right ought to have; and that every Person or Persons, that shall not, after Sentence given in the said Court against him or them, within Fifteen Days after such Sentence, enter his Appeal with the said Judge from such Sentence, and within Fifteen Days more procure an Examination thereof by a Court of Delegates, nor in the mean time comply with the Sentence of the said Judge (it being sent to them under the Hand and Seal of the said Judge) nor given Security to perform the same, and Oath made of the Refusal thereof; It shall and may be lawful to and for the said Judge to issue forth of the said Office, under his Hand and Seal, an Attachment against the Bodies, Goods or Chattels of the said Persons so refusing, and him or them to imprison, and his or their Goods, Chattels, or Credit, 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 Appraisement and Undervaluing of the Estates of the Dead; 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 Appraisors, and shall certify 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 with 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.

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 Executors or Administrators of any Person deceased within this Province, shall be liable to pay or satisfy 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 in this Province