

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.

note

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 Kinsman 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 Kinsman, 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 Kinsman 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 made, to remove such Child or Children out of the Custody of such Parents, and place them where they may be securely Educated in the *Protestant* Religion, and to order such reasonable Maintenance for such Child or Children so removed, out of the Estate or Estates belonging to such Child or Children, in whose Hands soever ; having Respect that only the Yearly Profits and Increase thereof be applied thereto, and such Children's Estates be not diminished thereby.

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

Thirdly, That all Cattle, Horses and Sheep shall be returned in Kind by the Guardians, or other Persons intrusted with Orphans Estates, (*That is to say*, So many Cattle, Horses and Sheep as were delivered to the Guardians or Trustees of the Orphans, and as near as can be of like Value.

What Beasts shall be paid in Specie, &c.

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Fourthly, That all Money, Plate, Rings and Jewels be preserved, and not used by the Guardians or Trustees, and delivered to the Orphans when they come to Age. And that all Household Stuff and Lumber be appraised in Money, and not otherwise, and the Value thereof paid to the

Household Stuff, &c. to be appraised in Money.