

And to the End, that after an Account or Distribution made as aforesaid, the Ballance of such Account, or the Distribution of such Ballance may not be neglected to be transmitted to the severall and respective Justices of the County-courts, as before is directed,

Be it Enacted by the King's most excellent Majesty, by and with the Advice and Consent aforesaid, That if such Judge for Probate of Wills, Commissary or Commissaries General, shall not, within Three Months after such Account made up, exhibited and past in his Office, or after Distribution made by him as aforesaid, transmit the Ballance or Account thereof, as before by this Act is directed, to the severall and respective Justices of the County-courts where the Estate shall be and remain, he or they shall forfeit and pay to our Sovereign Lord the King, his Heirs and Successors, the Sum of Ten Thousand Pounds of Tobacco, of which One Moiety for the Support of Government of this Province, the other Moiety to him or them that shall sue for the same; to be recovered by Action of Debt, Bill, Plaint or Information, wherein no Esloyn, Protection or Wager of Law to be allowed.

Ninthly, Whereas every Administrator in an Inventory inserts what Debts as sperate, and what Debts are desperate, the Judge for Probate of Wills, shall transmit those desperate Debts of the Estate unto the severall and respective Justices of the County courts where the Estate shall lie, to the End the said Justices may enquire whether the Administrator hath by Fraud or otherwise, neglected to recover the same, or hath received and never accounted for the same; and shall with the Residue of the said Estate, commit the said desperate Debts to the Care of the said Guardian, or other Trustees by them imployed, and shall Yearly, and every Year, call the said Guardians to Account for the same, and duly inspect what of the said Debts they have recovered, or might have received; and if the said Guardian or Trustee fail to give in his Account Yearly, or by Fraud or Covin, neglect or forbear to recover the same, the said Guardian or Trustee shall stand and be accountable for every such Debts by him received, and not accounted for, or neglected or forborn to be recovered, under the Penalty of Five Hundred Pounds of Tobacco each Justice present in Court, one Half to his Majesty, the other Half to the Informer, or him or them that shall sue for the same, to be recovered as aforesaid.

Tenthly, That the Justices of the County-courts take able and sufficient Security for Orphans Estates, and enquire Yearly of the Security; and if there be just Cause, that they require new and better Security, and upon Refusal to give new and better Security, that they remove the Orphan Estates out of their Hands. And further, That the Justice of the County-courts shall Yearly in June Court, enquire by a Jury of good and lawful Men, to be Summoned out of the severall Hundreds of the County, not under the Number of Twelve, who upon their Oaths shall enquire, according to the Form hereafter express'd, *Viz. Whether the Orphans be kept, maintained and educated according to their Estates? And whether Apprentices are taught their Trade, or rigorously used, and turned to common Labour at the Axe or Hoe, instead of learning their Trades?* And if they find that Orphans are not maintained and educated according to their Estates, or Apprentices neglected to be taught their Trades, upon Pretence that the last Year is enough to learn their Trade, that they remove them to other Guardians and Masters. And in case the

Ballances to be transmitted with in Three Months after Account past or Distribution made.

The Penalty.

Inventory of Debts sperate and desperate, supposed,

And those Desperate to be transmitted to County-Courts, and enquired of.

And committed to the Guardians Care, who are to be called to Account Yearly.

And the Guardian neglecting, shall stand accountable.

And the Justices be fine.

Justices to take Security and inspect it Yearly.

And take better Security, or remove the Estates on Failure.

The Duty of June Court Jury.

Jury