

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, and within Fifteen Days more, procure an Examination there of 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 give in 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 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.

By enforcing Obedience according to Chancery Process.

The Time and Manner of Appeals, if neglected.

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Judge may issue Attachment against Body, Goods, or Chattels.

And whereas Orphans and Creditors are many Times injured by the low Appraisements, and undervaluing of the Estates of the Deceased,

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 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 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.

Remedy against low Appraisements.

Two of the nearest Kindred, and Two of the Creditors to be present, and certify their being so, under Hand, &c.

Or Inventories not to be received.

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 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,

The Duty of Executors and Administrators in Priority of Payments.

Inland Debts preferred, except to the King's.

upon