

Houses, Orchards and Fences in repair, and so by him to be left, always having a Regard to leave a proportionable Part, both for Quality and Quantity, of uncleared Land for the Benefit and Advantage of the Orphans or Heir when at age, as also the Orphan's Maintenance out of the same, where the Profits of personal Estates be not sufficient to maintain them; and the same to certify under their Hands, attested by the Commissioner so administering the Oaths, to the next County Court next ensuing, there to remain on Record till the Orphan or Heir comes to be of age; which Certificate, so entered on Record, shall be sufficient Evidence in Law, for recovering double Damages in an Action of Waste, Sale or Destruction, in any the Premises, other than what is certified and thought necessary, with due Respect had to all Circumstances.

THE Guardian neglecting to do what is above directed, shall forfeit *Five Thousand Pounds* of Tobacco; and any Commissioner or Justice of the Peace, or other Person or Persons in the County, neglecting or refusing to do what is above enjoined them, being thereunto demanded, shall forfeit *Five Hundred Pounds* of Tobacco each; one half of said Fines towards the Support of Government, and the other half to the Informer or Suer for the same.

THE Quit Rents are by this Act declared and enjoined to be deducted and allowed upon the yearly Value of the Lands, and the Guardian shall pay the same, and if he allows them to run in Arrear, he shall forfeit fourfold to the Heir, when at age, to be recovered by Action of Debt, &c.

THE Commissioners of every County Court shall by this Act have Power, upon the Presentment of the Orphan, Jury or other Information given them, of Waste by the Guardian, to issue their Warrant, and cause such Guardian to appear before them in the County Court, and if, upon Examination, the same shall be sufficiently proved, the Guardian shall answer the Damage done to the Orphan, when at age, and give sufficient Security for his so doing, which if he refuses, the Orphan, if of age, shall chuse another Guardian, and if not at age, the Justices shall appoint one, who is to act and perform in all things as above directed, and bring his Action of Waste for the Damage done, against the former Guardian; and the Commissioners of the several County Courts are enjoined and required to give in Charge, every June Court, to the Orphan Jury, if any Waste hath been made of Orphan Lands, under the Penalty of *One Thousand Six Hundred Pounds* of Tobacco, one half towards the Support of Government, and the other half to the Person who shall sue for the same.

THE Deputy Commissaries in every County are empowered to pass, audit and allow all such Accounts as shall come before them, relating to dead men's Estates, wherein they have granted Letters of Administration or Letters Testamentary, not exceeding *Fifty Pounds* in Money, provided there be no Controversy; and to transmit such Accounts within Two Months to the Commissary General's Office, under the Penalty of *Two Thousand Pounds* of Tobacco, one half for support of Government, and the other half to the Party rendering such Account. For passing which Accounts, the Deputy Commissary shall have *Fifty Pounds*