

case any Suits shall be brought on any Testamentary or Administration Bonds, by any Orphan or other Legatee, for default of Compliance with the Act for the better Administration of Justice in Probate of Wills or this present Act, it shall and may be lawful for such Sutors and their Agents, and the several Courts of Law before whom bro't, are by this Act required to proceed to Judgment on such Bonds, without taking any Notice of any Injunction or other Chancery Proceeding to stop the same, unless he shall obtain a final Decree, on full hearing or running out the Process for the Awarding of such Writ.

PROVIDED, that in case any Party to such Suit, shall conceive himself properly relievable in Chancery, it shall and may be lawful for such Persons to proceed in Chancery.

ACT for the Application of such Intestate's Estates, as leave no legal Representatives, and for enforcing Proceedings against Temerary Administrators.

Passed May
14th, 1719.

EVERY Administrator of the Goods and Chattels of any Person dying intestate and leaving no legal Representatives, shall be obliged to pay the Ballance of such Estate; to one of the publick Treasurers of the Province for the Time being, in the same Manner as such Administrator would have been obliged to pay the same to any residuary Legatee, to be applied to the Use of Free Schools; and the whole Value of the Estate, in such Case, is to be paid in; without keeping any particulars of Goods and Chattels, as by the Act for regulating Testamentary Affairs is directed; for the Payment whereof the Administrator shall be allowed *Twenty per Cent.*

PROVIDED always, that if the Administrator is within the Fifth Degree of kin to the Deceased, then he and all others as nearly related, shall be intitled to the Residue.

BUT in Case there be a Widow, no Collaterals shall be admitted, other than these directed by the Act; for regulating Testamentary Affairs, but she shall have the whole Residue.

IN Case the Residue shall be paid into the Treasurer as above, in default of legal Representatives, and that any legal Representatives, of no remoter Degree than Brothers or Sisters Children, shall at any time appear and prove their Propinquity, the Treasurer, (if then in his Hands) or the publick Stock of the Schools, if applied to their Use, shall be obliged to refund the same; the Treasurer or publick
Stock