

Trespassers, paying treble Damages and full Costs, to be recovered by the Guardian during Minority, or by the Orphan at full age.

THE Guardians shall render Account to their Wards of the Surplus of their real Estates, beyond what shall be necessarily expended on their Maintenance and Education, and secure the same, as this Act directs other parts of Orphan's Estates to be secured.

WHEN and as often as any County Court shall, by the Presentment of the Grand Jury or otherwise, be informed of any Waste done by any Guardian upon an Orphan's Estate, they shall issue their Warrant for the Guardian's Appearance before them, and if upon being heard, or refusing to appear, such Information is found to be true, the Justices shall order the Sheriff to inquire by a Jury of the Waste, and what Damage thereby accrues to the Orphan, and upon the Return thereof, cause the Guardian give Security for double the Damages assessed by the Jury, and in case of refusal, commit him to Prison till he complies.

WHERE the Testator bequeaths or devises a considerable Part of his personal Estate to his Wife, and it appears not in any part of the Will or Codicil, that he intended the same as a Legacy only, and that she might nevertheless have a third of his remaining Estate, it shall be at the Election of such Wife, Widow or Relict, within Forty Days after the Probate of the Will, to make her Election before the Judge for Probate of Wills, or the Deputy Commissary, whether she will be content with the said Devise or have her thirds, and release the Devise; and if she chuses what is bequeathed, she shall be barred from her Thirds; and if she chuses her Thirds, she shall be barred of her Devise; but if in said time she neglect to make her Choice, she shall be concluded by what is bequeathed her. The Part devised, shall be liable to the Payment of the Debts of the Deceased; and the same Rule takes place as to having her Choice, and being concluded by what is devised, if neglecting in said time to make her Election, in the Event of any part of the real Estate being devised to her.

WHEN a Protestant dies, leaving a Widow and Children, and such Widow shall intermarry with a Papist, it shall be lawful for the Justices of the County Court, upon Application, to take the Child or Children out of the Mother's Custody, and place them where they may be educated Protestants; and allow the Interest of their Estate, or such Part thereof as is necessary, for their Support. The like Care is to be taken, that all Children, whose Fathers died in or professed themselves to be of the Communion of the Church of *England*, be educated in the Doctrine and Principles of that Church. And whoever may think himself aggrieved in the Premises, may appeal to the Governor and Council.

THE Commissary-General shall be obliged to send the Lists of the Names and Sur-Names of Sureties, with their Places of abode, to the several