

20. No person, not being guardian, or not having licence from a guardian, shall enter into, or occupy any lands belonging to an orphan (without application to, and leave from the county court, for such rents as they shall think reasonable to be paid to the orphan;) on penalty of trespass, and paying triple damages and full costs to such orphan: Recoverable by the guardian during minority, or the orphan when at age.—*ibid.* § 7.

21. The county courts, as often as they shall find it necessary, may oblige such guardians as are chosen by orphans, to give new and better security; and upon their refusal to do the same, may proceed according to the directions of the act of 1729, c. 24, § 6. (*See above*, Act, 15.) 1752, c. 3, § 4.

22. Guardians and trustees bonds shall be recorded in the county court.—1715, c. 39, § 22.

*The act, intitled An act relating to guardians and orphans passed in 1758, c. 4. which comprised the 23, 24, 25, and 26 § here, was continued to Jan. 30, 1798, and then suffered to expire.*

27. In what case the sureties to bonds of guardians shall obtain counter security, or a delivery of the effects, &c. See *Administrators*, 23--26.

28. No guardian hereafter to be appointed to any minor, shall profit by any increase, or lose by any decrease, of the estate of the minor under the care of such guardian; and all guardians shall hereafter annually settle an account of such estate with the orphans court of his county, in which the increase and profits of the estate shall be accounted for, or the loss and decrease shall be allowed, as the case may be, and a commission not exceeding 7 per cent. upon the whole annual produce of such estate, shall be allowed by the court to such guardian for his care and trouble in managing such estate; and in case the produce of the estate is not sufficient to maintain and educate the minor in a proper manner, and it shall appear to the orphans court aforesaid, that it will be for the benefit and advantage of the orphan to apply some part of the principal of the personal estate to which he shall be entitled towards his education, it shall be lawful for the said court to allow the guardian to apply a part of the principal of such personal estate, not exceeding one tenth part thereof, annually to the purpose aforesaid; and if any guardian shall neglect to settle an account as by this act is directed, he shall forfeit a sum not exceeding 50l. current money for every such neglect, to be recovered by indictment in the county courts; and also such guardian and his securities upon suit brought by the minor when he arrives at age, shall be liable to pay to such minor the full profits and value of the increase of such estate.—1785, c. 80, § 9.