

damages in an action of waste by them to be brought within at age for any waste or
 distrourment committed or done in any of y^e p^rovinc^s other than what y^e said persons lawfully
 thought necessary w^{ch} due respect had to all circumstances & matters afor^e said
~~of the County of ...~~ **Be it further enacted**
 by y^e Authority afor^e said y^e Court of each County Court within this province
 by virtue of this Act shall have full power from time to time & at all times hereafter
 upon p^resentment by y^e grand Jury or any other Informant to them given of any
 such waste sale or distrourment made done or committed upon any Orphanes real
 estate by any such guardian by legal warrant to cause y^e said guardian to appear
 before them in y^e said County Court & if upon examination thereof y^e said Informant
 be sufficiently proved & y^e said guardian shall not be of sufficient ability to answer
 y^e damages of such waste by him committed contrary to this Law within y^e Orphan
 time to age y^e then y^e said Court do require y^e said guardian to give sufficient
 security to make satisfaction to y^e said Orphan or Orphanes within at age as afor^e said
 & upon refusal thereof to remove such guardian from of y^e said plantation or land
 and to putt such other into possession thereof as y^e said Orphan or Orphanes if at age
 to take his her or their guardian shall elect & if not then such other as y^e said Court
 shall think meet being willing to take y^e same who shall enjoy y^e said Land or plantation
 (committing no waste & performing all such matters & things at his duty thereupon as by this
 Act is required) until y^e said Orphan come to age and y^e said person so chosen or by y^e
 said Justice put in possession as afor^e said shall in y^e name & to y^e use of y^e said Orphan
 bring his action of waste against y^e former guardian for y^e damages by him committed
And be it further enacted y^e all y^e matters & things contained in y^e Act for
 p^reservation of Orphanes personall estate and in this Law for p^reservation of real estate
 be by y^e Court of every County Court in this province so often as y^e grand Jury
 shall there be summoned give y^e same in charge to them & shall also every June Court
 yearly & every year hold a Court according to Act of Assembly solely & wholly
 to putt in execution y^e matters & things in this Law & y^e said Law for p^reservation of
 Orphanes personall estate contained upon y^e penalty of five hundred pounds of
 tobacco said Justice one halfe thereof to y^e right hon^{ble} able y^e Lord prop^r and y^e
 other halfe to him or them that shall sue for y^e same to be recovered in the
 provincial Court by bill plaint or information without essoyment protection
 or wager of Law to be allowed