

the devise or of the third part of all her husband's real estate of which she is in possession and if she accept of her dower she shall be forever barred of her dower out of the rest of her husband's real estate aforesaid and if she accept of her dower then such acceptance shall be adjudged a full recompense of her dower aforesaid and Land so devised as aforesaid to such wife widow or which shall be intended to be but for life except it be expressly devised forever or to such woman and her heirs or to such woman and her assigns.

And be it further Enacted by the Authority aforesaid and Consent aforesaid that every woman who since the twenty fourth day of June One thousand six hundred thirty nine having had any part of her husband's personal estate given or devised to her by her husband in his last will and testament or Codicil and having no part of her said husband's land or real estate devised to her shall by such bequest and devise of any part of his personal estate except so much as is mentioned in such will or Codicil aforesaid be barred of her dower of his land but that if no dower be assigned her she may not withstanding the said Act now demand or sue for her dower and the main profits thereof if she have been defrauded contrary to the tenour of this Act.

Provided always that if any married woman shall have any estate settled upon her by Joynure or other settlement before marriage such Joynure or settlement shall bar her of her dower of her husband's lands yet it shall be lawful for her to accept what her husband shall by his last will and testament devise her.

And whereas many Opinions have greatly suffered by the second marriages of such widows who having Estates in possession by will or right of Administration either by such widows who were or had been during the coverture the same have been wasted and imbeziled and if the woman by the said husband refuse to render an account of such Estate alledging that he is neither Executor or Administrator to his wife nor of her former husband whereas at Common Law a woman Covert Executor can do no Act to prejudice her husband all such Acts during the same being void without his consent he not providing such waste when in his power ought to answer for the same.