

226 a full third part of the ^{personal} personal Estate of her deced Husband besides
her Dower of his real Estate in full of all such devises or Legacies.
Provided always that such part of the personal Estate or what they be
liable to pay the debt of the Deced as other part of the Estate is or ought
to be & if such Wife widow or relict have any part of her husband land
or real Estate of inheritance devised to her by her husband & that it do
not appear by any part of the Will that he intended her such a part of
his real Estate ~~as to~~ her Dower out of the rest of his real Estate
besides then it shall be lawfull for such Wife widow or relict to make
her Election as ~~affo~~ within the time ~~affo~~ whether she will accept of
such devise or of the third part of all her husband real Estate of which
she is endowable & if she accept of her devise she shall be for ever barred
of her Dower out of the rest of the Testator's real Estate ~~affo~~ & if she
accept of her Dower then such acceptance shall be adjudged a full
recompence of her devise ~~affo~~ but in Case she shall neglect to make
such Election within the time ~~affo~~ she shall then by such neglect
be concluded by what is devised to her & shall be thereby barred of
her Dower of such deced real Estate unless it shall appear to be the
Designe of the Devisor that such widow should have both devise
& Dower any law statute usage or Custome to the contrary notwithstanding
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
land yett it shall be lawfull for her to accept wth her husband shall
by his last will & Testament devise her — And Whereas many Widows
have greatly suffered by the second marriages of such Widows who
having Estates in possession by Will or right of Common either by such
Widows while sole or their husbands during their Coverture the
same have been Wasted & imbezilled & if the Woman or her Husband
refuseth to render an acct of such Estate alleging that he is neither
Exor nor adm^r to his Wife nor of her former husband whereas at
all Comon law a Woman Covert Exor & adm^r can do no Act to prejudice her
husband all such Acts during the same being void without his consent
he not preventing such Wast when in his power ought to do so for
the same — Be it therefore enacted by the authority ~~affo~~
by & with the advice & Consent ~~affo~~ that for every such wast by such
second husband during the Coverture such husband shall acct for the
same & be liable to be sued together with his Wife if living or by him
selfe if the be dead (as well as the security) for the said Estate due to
such Orphan by such Orphan if att age if under age by his Guardian and
also for all wast committed by his Wife before Marriage or by himselfe
after wards — And Whereas Orphans of persons dying Intestate by the
good provision of this Law in committing them to the Care of the County
Court to Inspect the good Condition of their Security & good usage as