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C & W H

Legacy before the end of the next Court after his probate or Administracōn under Seal & afore a bill published at the usuall place of the County requiring all persons clayming to that Estate to enter their claime in his book at least before the end of the said next Court And after such Court as afore-said the Executor or Administrator may be judged for any debt or Legacy and may Justifie the Payment of any soe it be without prejudice of others haveing right of p<sup>r</sup>cadncy by the Law And in case the Estate be not found Solvent to all debts & legacies the Executor or Administ<sup>r</sup> Shall be bound to pay in the order following Viz<sup>t</sup> That Legacies in kind be paid before legacies in value & debts afore Legacies And of debts that necessary Funerall charges be first defrayed Then Landlords rents then the debts of the Lord proprietary contracted boná fide (other then by fine or forfeiture) then publique Levies & Officers fees then Servants wages then judgments appearing upon Record and of them the first Judgment recovered to be first paid and all other debts to be paid by equall partition The Executor or Administrator with Consent of any two or more Creditors or Legataries may admitt & allow any debt of the deceased and Justifie the payment of the same soe it be in such order as is afore appointed. Where the Executor or Administrator hath right to Succeed to the residue no fee shall be due to him for his pains And likewise were any Creditor or Legatarie is Execut<sup>r</sup> or Administrator and there be not Sufficient to pay all debts and Legacies within this Province there shall be no fee due for paines But in all other cases the Executor or Administrator shall have such allowance for his or her pains as the Judge shall think fitt soe it exceed not ten per centum of the Estate brought into the acco<sup>t</sup> received where any goods owing for are remaining in Specie among the goods of the deceased the Creditor of such goods or his assigne makeing affidavit or other Sufficient prooffe of it may have the s<sup>d</sup> goods restored to him without demuntion in Satisfaction of so much of his debt if he demand it afore the property of the goods be altered This Act to endure till the end of the next Assembly

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#### An Act touching Succession to goods of Intestate Persons

The Widow shall succeed to the goods & Chattells of the deceased intestate if there be no Child and if there be but one Child the widow shall succeed to the one half & the Child to the other half And if there be more then one Child the widow shall succeed to one third and the Children to the residue by