

**Session Laws** she will accept of such Devise, or the Third Part of all her Husband's Real Estate, of which she is endowable; and if she accept of her Devise, she shall be for ever debarred of her Dower out of the rest of the Testator's Real Estate; and if she accept of her Dower, then such Acceptance shall be adjudged a full Recompence of her Devise aforesaid: But in Case she shall neglect to make such Election within the Time aforesaid, she shall then, by such Neglect, be concluded by what is devised to her, and shall be thereby barred of her Dower of such deceased's Real Estate, unless it shall appear to be the Design of the Devisor, that such Widow shall have both Devise and Dower: Any Law, Statute, Usage, or Custom to the contrary, notwithstanding.

And be it Enacted, That where any Person being a Protestant, who shall die and leave a Widow and Children, and such Widow shall intermarry with a Papist, or be her self a Papist, that it shall and may be lawful for the Justices of the County Courts, upon Application, to remove such Child or Children out of the Custody of their Mother, and place him, her, or them, where he, she, or they, may be securely educated in the Protestant Religion; and to allow the Interest of such Orphan's Estate, or such Part thereof, as may be necessary for his, her, or their Support. And that the like Care be taken, that all Children, whose Fathers died in, or professed themselves to be of the Communion of the Church of England, be educated and instructed in the Doctrine and Principles of that Church.

Provided always, That any Person who shall think him or herself aggrieved by the Justices of the County Courts, in the Premises, may appeal to the Governour and Council, who may hear and finally determine the same.

And be it further Enacted, by the Advice, Consent, and Authority aforesaid, That the Commissary General shall be obliged to send the Lists of the Names and Surnames of Sureties, with their Places of Abode, to the several County Courts, with the Accounts of Balances required to be transmitted, by the Act, Intituled, An Act for the better Administration of Justice in Testamentary Affairs, granting Administrations, Recovery of Legacies, securing Filial Portions, and Distribution of Intestates Estates.

And be it further Enacted, by the Authority aforesaid, That Executors or Administrators shall proceed in the Payment of Debts, in the same Manner as they have been, and are obliged by the said last mentioned Act, Intituled, An Act for the better Administration of Justice in Testamentary Affairs, &c. without any other Preference to Debts due to His Sacred Majesty, his Heirs or Successors, or to the Lord Proprietary, his Heirs or Successors, than to such Debts as are or shall be due to His Sacred Majesty, his Heirs or Successors, or to the Lord Proprietary, his Heirs or Successors, for