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shall be committed but if such Orphans be not of age then the Jastice of the] Goods and Chattles of such Orphans County Courts. [anto the hands of such p'son or P'sons as they shall think fitt and also take a bond with two sufficient sureties in the Name of the Orphans themselves for the securing and Delivering of the Said Estate to the Said Orphans or their Guzzdians when thereunto Lawfully called according to the rules and Directions of the Said Law, and whereas Charles Marshall of Your County who marryed Anne the widow and Relict and Executrix of Edw'd Smith late Dec'd has lately in this office past an Account of the sd. Dec'd Estate whereby the Said Charles and Anne charged themselves with the Said Dec'd Estate to the value of Six hundred & sixty six hundred and sixty six pounds Ten Shillings and a pennyd and pra - allowance for the sume of thirty eight pounds one Shillings and six pence there out and pray'd ye the Judge or Comty Generall would forbear to make Distribution of the ballance for that he had Sudnry other Allowances to be made him for Disbursments by him made out of the Said Estate besides that were in the Sal Account contained to produce which he had time granted him till the Next Comis'ys Court but for that The Said Chalres by his not claiming allowance for any further payments by him made out of the Said Estate at that time has made a Tacite confession that such his Pretences to further allowances were false and that he had no further claimes to make. The Said account so by him past is taken and respected as his full Account notwithstanding his pretences to the Contrary -- However the Sd. Comey Generall taking into consideration the Great hardship that it would be to the sd Charles and Anne to be absolutly Excluded from further Allowances and yet have a reall right thereto and on the other hand of [] 111 consequence or maybe to suffer the sd. Estate to lye in the Sd. Ex'rs. hands upon such pretences as the aforementioned in order to Obviate both Inconveniences has Commissionated Coll. Elias King Dep'ty Com'y of the Sd. County to allow to the sd. Ex'rs. all such further payments (as)

as shall appear by [

] former account in and for that the above words of the Said Law do not Directly point to & is the Estates of Testators in respect of the p'mises but adries and the Estate of Intestates only, Yet for as much as the Said Law will allow that the Orphans of p'sons dying Testate should be understorse carcumstances than the Orphans of p'sons dying Intestate. It is presumed that your Worship May proceed in the p'mises for the benefit of the Orphans of the sd. Smith as if he had Died Intestate in respect of the securing to Each orphan his due for as much as like reason has like law & --

You are therefore Desired to Dispose and take care of Sd. Orphans Estates Respectively by placing the same and disposing thereof and taking Security & ect according to the Directions of the sd. Law. That is to say after the additionall accountate be passed by the Deputy Comey as afd. the One half of the Sd. Estate Remaining upon such account to be secured for the Orphans to wit: Robert Smith, Rachell Smith, Mary Smith and Anne Smith to be Divided Equally amongst them and to be pd them at the age of Eighteen years or on the Day of Marriage or to the survivors of them at that age or time. The other half being due to the Exr. according to the last will and testament of the sd. Dec'd

Gent, tis hoped you have nothing offer'd to you by the p'mises but what is proper to be done both according to the Law of this Country and the Justice of the Cote and your aid and assistance therein for the righting the injured Orphans is not questioned.

Your Worships are Desired to Excuse the prolixity hereof on Consideration to the Worp'fuls Justices of Kent Cot'y Coet.

by ye humble Serv't

T. Boodley Reg'r.

Which sd. letter with a Commission to Mr. Elias King is sent to the Justices accordingly.