

Provided the claim be fyled within six months.

debt or demand arise from or out of any record, specialty, simple contract, wrongful act or other cause whatsoever, shall be entitled to be paid equally out of the assets of such deceased person, without any preference or priority by reason of the nature of such claim, debt or demand, 5
having regard only to the amount thereof: Provided always, that every such claim, debt or demand, verified as aforesaid, shall be fyled within six calendar months from the time of administration granted to the estate and effects of such deceased person, in the Probate or Surrogate Court by which such administration shall be granted; 10
for the fyling of which claim, debt or demand, and the entry thereof in a book to be kept for that purpose, the Registrar of such Court shall be entitled to receive the sum of *one shilling* and no more. 15

Personal representative to fyle an attested account of assets.

Court to declare dividends payable out of assets.

V. And be it enacted, That immediately after the expiration of six calendar months from the time of administration granted of the estate and effects of any deceased person, the personal representative of such deceased person shall deliver into the Court by which such administration was granted, a statement in writing, verified by oath or affirmation, which oath or affirmation may be administered by any commissioner for taking affidavits or any magistrate, of all the assets of such deceased person within the knowledge of such personal representative, 25
and thereupon such Court shall, from time to time upon the application of any such claimant who shall have filed his claim verified as aforesaid, have power to examine such personal representative on oath, and declare such dividends payable out of the said assets, as the same may 30
be realized, as to the said Court shall seem meet; and such personal representative shall be liable in an action for money had and received, to the parties entitled to such dividends, if not paid at the time or times when the same shall be declared payable by such Court as aforesaid. 35

If personal estate be insufficient Court may direct the sale of real estate.

How such estate shall be conveyed to purchaser.

VI. And be it enacted, That whenever the personal estate of any deceased person shall be insufficient to pay all such claims, debts or demands as existed against such deceased person, and such deceased person shall have 40
died seised or entitled to any such estate or interest in lands or tenements as might have been taken in execution therefor, it shall be lawful for such Probate or Surrogate Court having right to administration of the estate of such deceased person, on the application of any such 45
claimant as aforesaid or of the said personal representative, to order and direct that any such estate or interest in lands shall be sold at such time and in such manner as such Court shall direct, and upon such sale, a deed or conveyance of such lands signed by the Registrar of such 50
Court under the seal of such Court shall be sufficient to convey the estate and interest of such deceased person