

is also another class of cases, of which *Thompson v. Young*, 25 Md. 461, is an example, in which the testator is presumed to have forgotten the number of children, to whom he makes the gift, and any numerical restriction is thereupon disregarded.

As to a devise to an unborn illegitimate child, see *Pratt v. Flamer*, 5 H. & J. 10.<sup>10</sup>

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<sup>10</sup> See notes 8 & 9 to 20 Hen. 3, c. 9.

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## STATUTES

Made at WESTMINSTER, Anno primo ANN<sup>Æ</sup> Reginae, Stat. 2,  
and A. D. 1701.

### CAP. VI

An Act for the better preventing Escapes out of the Queen's Bench and *Fleet* Prisons.

Whereas divers Persons heretofore legally committed by her Majesty's several Courts of Record at *Westminster*, to the Custody of the Marshal of the Queen's Bench, and to the Prison of the *Fleet*, upon Actions for the Recovery of Debt, or Damages, or for Contempts in not performing Orders or Decrees made in Courts of Equity, and in Execution, have by Bribes and illegal Practices, to and with such Marshal of the Queen's Bench, or to and with the Warden of the said Prison of the *Fleet*, or some of their Officers or Servants, or other Persons in Trust for them, and for their respective Uses and Benefit, frequently procured from such Marshal or Warden Liberty to escape, and go at large, without Satisfaction made to the respective Plaintiffs or Creditors, and without discharging such Debts, or satisfying such Damages, or performing such Orders or Decrees, as well to the great Damage of honest Creditors, the Decrease of personal Credit and Discouragement of Trade, \*as in open Defiance to all good and wholesom Laws here- **646**  
tofore made to restrain such Abuses: For Remedy whereof, and for preventing the like evil Practices for the future, be it enacted by the Queen's most Excellent Majesty, by and with the