

dow, executrix, dies intestate, and before she hath appraised her husband's estate; here, if they had any children, among whom the estate is equally divided (or nearly so) by the will, one administration as of the estate of the husband, may be sufficient, making particular mention of that circumstance in the letters of administration; but if any children were cut off by the will of the father, a separate estate must be formed for the mother, out of her thirds, legacies, or other things, that would have been her own property had she lived, on which, letters of administration must be taken, and an equal share of such maternal estate, with the rest of the children, be given to such child or children, as were so cut off from any part of their father's estate; two administrations therefore, are here necessary.

If there are no children, and the husband died intestate, then separate administrations must be taken, of one half, for the use of the husband's relations, and the other half for the use of the wife's relations; in the case of a will, the testator's direction must be pursued.

But where the widow, whether an executrix, or the widow of an intestate, dies some years after her husband, without having appraised his estate,