

ministration, to such Administrator committed, and to grant Administration *de Bonis non Administratis*, to such as shall have the next Right to such Administration; which said Administrator shall be qualified and give Security, as all other Administrators do; and shall sue and implead the former Administrator before the Judge aforesaid, for the exhibiting Inventory and rendering an Account of the Estate of the Intestate, or (if he shall see fit) shall make Application for the Assignment of the former Administrators Surety Bond, and put the same in Execution against him and Sureties, (if need be,) to be relieved thereon, for any Neglect or Mal-Administration, by such former Administrator done or suffered, of such deceased Persons Estates.

WHEN a full Account is made by any Administrator of any Intestates Estate, the Judge aforesaid shall make or cause Distribution of the Surplusage of such Estate to be made, in manner and form following, (that is to say) one third of the said Surplusage to the Wife of the Intestate; and the Residue, by equal Portions, to and among the Children of such Persons dying intestate, and such as legally represent such Children, in case any of them be dead, other than such Child or Children not being Heir at Law, or who shall have any Estate by the Settlement of the Intestate, or shall be advanced by the Intestate in his life time, by Portion or Portions equal to the Share which shall by such Distribution be allotted to the other Children; and in case any Child, (other than the Heir at Law) who shall have any Estate by Settlement from the Intestate in his life time, by Portion, not equal to the Share which will be due the other Children by Distribution, then so much of the Surplusage of the Estate of such Intestate, shall be distributed to such Child or Children, as shall make the Estate of all the said Children equal, as near as can be estimated. The Heir at Law, notwithstanding any Land that he shall have by Descent or otherwise from the Intestate, is to have an equal Part in the Distribution, with the Rest of the Children.

IN Case there be no Child or Children, nor any legal Representatives of them, one Moiety of the Estate is to be allowed to the Wife of the Intestate, and the Residue is to be distributed equally, to every of the next of Kindred to the Intestate, who are in equal Degree, and those who legally represent them, (Provided there be no Representatives admitted, amongst Collaterals, after Brother's and Sisters Children.) And in case there be no Wife, then all the Estate is to be equally divided amongst the Children, and in case of no Children, to the next in Kindred in equal Degree as above.

AFTER such Division made or cause to be made, the Judge shall transmit the Account thereof, (if not before transmitted,) to the Justices of the County Courts, where the said Estates shall be; and if any Part thereof belong to an Orphan, who is capable of chusing a Guardian, such Orphan shall be called to Court, and shall then and there chuse his Guardian, into whose Hands his Estate shall be committed; but if such Orphan be not at age, then the Justices shall put the Person, Lands, Goods and Chattels of the Orphan, in the Hands of such Person or Persons as they shall think fit, and take a Bond with two sufficient Sureties, in the Name of the Orphan, for the Securing and Delivering