

LI4 OF DISTRIBUTION.

The wife is no relation to the husband, in the sense of the statute, for the term *relation*, means kindred by blood. 2 Burn, 559.

It was heretofore most absurdly determined, in the *duchess of Suffolk's* case, that the mother was not of kin to her child. A determination that deserved rather to be exposed by ridicule, than to be refuted by grave argument. Well might a man of plain sense, on being informed of this decision, and the *reasons* of it, ask with admiration! "*What said the duchess of Suffolk to it?*" See 4. Tr—— Sh—— page 197.

It is to be observed that the right to a distributive share, vests immediately on the intestate's death; tho' the distribution is to be made in the time abovementioned. And a child in the mother's womb, is considered as if born before the death of the intestate, and entitled accordingly.

Advance-
ment, what is
deemed to be
such.

Advancement, is another clause in the above, statute, which directs that children "who have
" been advanced by settlements or portions by
" the intestate, not equal to the other shares,
" shall have so much only of the surplus, as
" will make all equal."