

Advance-  
ment, what is  
deemed to be  
such.

tive share, without bringing their father's advancement into the common fund.

But if a man dies leaving a widow, two sons, and one daughter, and the widow gives £. 1000 to her daughter in marriage *out of her own estate*, and dies intestate, leaving those three children, here the daughter shall not bring the £. 1000 into the common fund of her mother's estate, but shall have a full equart part of the residue, jointly with her two brothers, notwithstanding her having received £. 1000 in marriage. 2 P. Will. 356.

The reason of which is, that the statute doth not affect a *widow's* personal estate; and that the act seems to include those only within the clause of hotch-pot, as are capable of having a wife, as well as children; which must be husbands only.

The heir at law, altho' he shall not abate in respect of the land which he hath by descent, or otherwise, from the intestate, yet if he hath had any advancement from his father in his life time, otherwise than by land as aforesaid, he shall abate of the same, in like manner as the other children.