

It is also observable here, that to bring an advancement into the common fund, or into hotch-pot, (as the writers call it) is to be only in case of a *total intestacy*, or when the whole personal estate is distributable by the statute. 3 P. Will. 125.

Advance-ment, what is deemed to be such.

DIRECTIONS FOR EXECUTORS AND ADMINISTRATORS.

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Every person, being either appointed executor by will, or having a right to administer on an intestate's estate, should well consider, whether it be better for him to accept or refuse such executorship or administration; for having once accepted thereof, he can never thereafter renounce.

What is to be observed previous to the taking of letters.

If the Executor concludes to renounce, or the person having a right to an administration inclines not to accept thereof, then let them beware of meddling with the deceased's goods, in any act proper to an executor or administrator, except it be in mere deeds of charity, and humanity; such as feeding the deceased's cattle, lest they perish, taking care of his goods, lest they be stolen, or super-intending his funeral: for the least act tending towards administration, amounts to an acceptance thereof; and having