

child or descendant of the intestate.

equally; and if no such brother or sister, or descendant of such brother or sister, then to the grandfather on the part of the mother; and if no such grandfather living, then to his descendants in equal degree, equally; and if no such descendant of such grandfather, then to the father of such grandfather; and if none such living, then to his descendants in equal degree, and so on, passing to the next male maternal ancestor, and if none such living, to his descendants in equal degree; and if no such maternal ancestor, or descendant from any maternal ancestor, then to the father of the intestate; and if no father living, to his descendants in equal degree, equally; and if no father living, or descendant from the father, then to the paternal ancestors, and their descendants, in the same manner as is above directed as

How to descend if it vested in the intestate by purchase, or by descent otherwise that on the part of the father or mother, and there be no child or descendant of the intestate.

to the maternal ancestors; and if the estate is or shall be vested in the intestate by purchase, or shall descend to or vest in the intestate, in any other manner than as herein before mentioned, and there be no child or descendant of such intestate, then the estate shall descend to the brothers and sisters of such intestate, of the whole blood and their descendants, in equal degree, equally; and if no brother or sister of the whole blood, or descendant from such brother or sister, then to the brothers and sisters of the half blood and their descendants in equal degree, equally; and if no brother or sister of the whole or half blood, or any descendant from such brother or sister, then to the father, and if no father living, then to the mother, and if no mother living, then to the grandfather on the part of the father, and if no such grandfather living, then to the descendants of such grandfather in equal degree, equally; and if no such grandfather, or any descendant from him, then to the grandfather on the part of the mother; and if no such grandfather, then to his descendants in equal degree, equally; and so on without end, alternating the next male paternal ancestor, and his descendants, and the next male maternal ancestor, and his descendants, and giving preference to the paternal ancestor, and his descendants; and if there be no descendants or kindred of the intestate as aforesaid, to take the estate, then the same shall go to the husband or wife, as the case may be, and if the husband or wife be dead, then to his or her kindred in the like course as if such husband or wife had survived the intestate, and then had died, entitled to the estate by purchase; and if the intestate has had more husbands or wives than one, and all shall die before such intestate, then the estate shall be equally divided among the kindred of the several husbands or wives in equal degree, equally.

If there be no descendants or kindred of the intestate, then the estate shall go to the husband or wife, &c.

No right shall vest except in children of

SEC. 2. *And be it enacted,* That no right in the inheritance shall accrue to or vest in any person other than to children of the intestate, and their descendants, unless such person is in