

ARTICLE XLVII.

Inheritance.

DESCENTS.

SEC. 1. If any person seized of an estate in lands, tenements or hereditaments lying in this State, in fee simple, or fee simple conditional, or of an estate in fee tail general, shall die intestate thereof, such lands, tenements or hereditaments shall descend in fee simple to the kindred male and female of such person in the following order, to wit:

2. First, to the child or children and their descendants, if any, equally.

3. If no child or descendant, and the estate descended to the intestate on the part of the father, then to the father.

4. If no father living, then to the brothers and sisters of the intestate of the blood of the father, and their descendants equally.

5. If no brother or sister as aforesaid, or descendant from such brother or sister, then to the grandfather, on the part of the father.

6. If no such grandfather living, then to the descendants of such grandfather and their descendants, in equal degree equally.

7. If no descendant of such grandfather, then to the father of such grandfather, and if none such living, then to the descendants of the father of such grandfather in equal degree, and so on, passing to the next lineal male paternal ancestor, and if none such, to his descendants in equal degree without end.

8. If no paternal ancestor or descendant from such ancestor, then to the mother of the intestate.

9. If no mother living, to her descendants in equal degree equally.