

of said intestate to said real estate in the same manner as trustees under the apointment of said circuit courts are now authorized to do, and the said orphans' court may allow the same commissions to any executor or administrator as are now allowed to a trustee appointed to sell under a decree in equity.

Commissions
Ibid s 5
Valuation of
such real
estate.

285. For the purpose of ascertaining the value of said real estate, they are hereby authorized to issue a warrant to appraisers in the manner as indicated in sections one hundred and twenty-eight and nine of article eighty-one of the public general laws, and if upon the returns of said appraisalment, it should exceed the sum of fifteen hundred dollars, the said orphans' court shall not proceed to order said sales.

In force from June 1, 1865.

NOTE.—\$1,500 in this last section should be changed to \$2,500 to conform to 1866, c. 81.

WIDOWS.

1862, c. 101 amends and re-enacts section 292 as follows:

1862, c. 101.
What propor-
tion of solvent
or insolvent
decedents' prop-
erty, childless
widow to take.

292. If the widow have no children and the decedent is solvent, then the widow shall have the right to take and apply to her own use such property to the said amount of one hundred and fifty dollars, under the provisions of the last preceding section; but if the widow have no children and the decedent, is insolvent, then the widow shall only be allowed to take and apply to her own use such property to the amount of seventy-five dollars.

In force from June 1, 1862.

WILLS.

1862, c. 161 adds the following:

1862, c. 161.
Words import-
ing want or
failure of issue
construed

306. In any devise or bequest of real or personal estate, the words "die without issue," or "die without leaving issue," or "have no issue," or any other words which may import either a want, or a failure of issue, of any person in his lifetime, or at the time