

*the decedent's estate, except that any interest renounced by the surviving spouse and not included in the share of the net estate received by the surviving spouse under this Section may be subject to the equitable principle of sequestration for the benefit of individuals who are the natural objects of the decedent's bounty, in order to avoid a substantial distortion of the testator's intended dispositions.*

*Part 3—Statutory Share of Pretermitted Child and Issue.*

*3-301. When entitled.*

*No will shall be revoked by the subsequent birth, adoption or legitimation of a child by the testator except under the circumstances referred to in Section 4-105(c). Such child, or the issue (if any, who survive the testator) of any such child who does not survive the testator, shall, however, be entitled to a share in the estate to be determined and paid in accordance with Sections 3-302 and 3-303 if:*

*(a) the will contains a legacy for a child of the testator but makes no provision for a person who becomes a child of the testator subsequent to the execution of the will;*

*(b) such child was born, adopted or legitimated subsequent to the execution of the will;*

*(c) such child, or his issue, survives the testator; and*

*(d) the will does not expressly state that such child, or issue, should be omitted.*

*3-302. Amount of share.*

*Any child permitted to share in the estate of a decedent pursuant to Section 3-301 shall receive from the personal representative an amount equal to the lesser of (i) the distribution which such child would have taken in the event of intestacy or (ii) the value of all legacies to children of the testator and issue of deceased children divided by the total number of children of the testator who survive him and children leaving issue who take hereunder, including the pretermitted child. The issue of a pretermitted child who did not survive the testator shall take such amount by representation.*

*3-303. Payment.*

*Property distributed pursuant to Section 3-302 shall be paid by the personal representative from the legacies of children of the testator and issue of deceased children who take by representation; and each such person shall contribute in the proportion which his legacy bears to all legacies of children of the testator and issue of deceased children taking by representation. In lieu of contributing (or having contributed on his behalf) an interest in specific property to such pretermitted child, a legatee may pay to the pretermitted child or his issue, in cash (or other property acceptable to such pretermitted child or his issue), an amount equal to the fair market value of such interest in specific property as of the date of death of the testator.*