

V. But the heir at law, notwithstanding any lands he may have by descent, or otherwise, from the intestate, shall have an equal share with the other children in the distribution.

VI. In case there be no children, nor legal representatives of them, the widow shall have one moiety; and the rest be divided among the next of kin, in equal degree, and their legal representatives. But no representatives shall be admitted among collaterals, after brothers and sisters children.—*But see below, VIII. and IX.*

VII. If there be no widow, then the estate shall be equally divided among the children; and if no children, then among the next of kin in equal degree, or their legal representatives as aforesaid. 1715, c. 39, § 4—6.

VIII. In case the administrator (where there are no nearer collaterals) be of kin to the deceased, within the 5th degree, either of consanguinity or affinity; he and all others as nearly related, shall have the same right to the residue as brothers and sisters children.—1719, c. 14, § 3; and 1729, c. 24, § 18.

IX. But if there be a widow, no other collaterals shall be admitted than those directed by this act; and she shall have the whole residue.—1719, c. 14, § 4; and 1729, c. 24, § 19.

2. After such distribution made, the commissary general shall transmit the account thereof, to the several county courts where the estates lie.—1715, c. 39, § 7.

3. The administrator of the estate of an intestate, leaving no known relations or representatives legally entitled to the residue, shall be obliged to pay the balance of such estate, to the visitors of the public school of the county where the deceased resided, in the same manner as he would have been obliged to pay the same to the legal residuary, if any such had appeared; to be applied to the use of such school.—1719, c. 14, § 2; and 1729, c. 24, § 17.

4. The administrator shall pay such balance, in current money or in specie, at the direction of the visitors: and if paid in money, shall be allowed 10 per cent, if in specie 5 per cent, and no more.—1729, c. 24, § 17.

5. If such residue shall be paid to the visitors, and legal representatives of no remoter degree than brothers and sisters children, shall afterwards appear, and prove themselves to be such; then shall the visitors restore the same to such legal representatives, if in their hands. But if actually applied to the use of the school, then the public stock of such school shall be liable to make satisfaction for such residue: and the visitors shall give an order for the same on the public treasurers; who