

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.

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

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 being, and capable in law to take as heir at the time of the intestate's death, but any child or descendant of the intestate, born after the death of the intestate, shall have the same right of inheritance as if born before the death of the intestate.

No right shall vest except in children of the intestate, &c

3. *And be it enacted,* That there shall be no distinction between brothers and sisters of the whole and half blood all being descendants of the same father where the estate descended on the part of the father, nor shall there be any distinction between brothers and sisters of the whole and half blood all being descendants of the same mother, where the estate descended on the part of the mother.

No distinction between brothers of the whole and half blood, being descendants of the parent from whom the estate descended

4. *And be it enacted,* That if in the descending or collateral line, any father or mother may be dead, the child or children of such father or mother shall, by representation, be considered in the same degree as the father or mother would have been if living, and shall have the same share of the estate as the father or mother, if living, would have been entitled to, and no more; and in such case, where there are more children than one, the share aforesaid shall be equally divided among such children; provided that there be no representations admitted among collaterals after brothers' and sisters' children.

Children shall be considered in the same degree as the father and mother would have been if living &c

5. *And be it enacted,* That any child or children of the intestate, or their issue, having received from the intestate any real estate by way of advancement, may elect to come into partition with the other parceners, on bringing such advancement, or the value thereof at the time such advancement was received, into hotchpot with the estate descended; but such child or children, or their issue, shall not be entitled to claim a share by descent, without bringing such advancement, or the value thereof as aforesaid,

Children having received real estate may elect to come into partition on bringing the same into hotchpot with the estate descended