

same, instead of descending to the brothers and sisters of the intestate's father, and their descendants, as prescribed in the preceding tenth section, shall descend to the brothers and sisters of the intestate's mother, and to their descendants, as directed in the next preceding section; 5 and if there be no such brothers and sisters or descendants of them, then such inheritance shall descend to the brothers and sisters, and their descendants, of the intestate's father, as before prescribed.

If it came
neither on
father's nor
mother's side.

XIII. And be it enacted, That in cases where the inheritance has not come to the intestate on the part of either the father or the mother, the inheritance shall descend to the brothers and sisters both of the father and mother of the intestate in equal shares, and to their descendants, in the same manner as if all such brothers and 15 sisters had been the brothers and sisters of the intestate.

If intestate
was illegitimate.

XIV. And be it enacted, That in case of the death without descendants of an intestate who shall have been illegitimate, the inheritance shall descend to his mother; and if she be dead, it shall descend to the relatives of the 20 intestate on the part of the mother, as if the intestate had been legitimate.

Half blood to
succeed with
whole blood.

XV. And be it enacted, That relatives of the half blood shall inherit equally with those of the whole blood in the same degree, and the descendants of such relatives shall 25 inherit in the same manner as the descendants of the whole blood, unless the inheritance came to the intestate by descent, devise or gift of some one of his ancestors; in which case all those who are not of the blood of such ancestor shall be excluded from such inheritance. 30

Exception.

If there be
failure of
heirs.

XVI. And it enacted, That on failure of heirs under the preceding rules, the inheritance shall descend to the remaining next of kin of the intestate, according to the rules in the English Statute of distribution of the personal estate. 35

Co-heirs to
take as tenants in
common.

XVII. And be it enacted, That whenever there shall be but one person entitled to inherit according to the provisions of this Act, he shall take and hold the inheritance solely; and wherever an inheritance, or a share of an inheritance, shall descend to several persons under the 40 provisions of this Act, they shall take as tenants in common, in proportion to their respective rights.

Descendants,
&c. born after
death of in-
testate, but
born in.

XVIII. And be it enacted, That descendants and relatives of the intestate begotten before his death, but born thereafter, shall in all cases inherit in the same manner as 45 if they had been born in the life time of the intestate and had survived him.