

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 intestate on the part of the mother, as if the intestate had been legitimate.

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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 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.

Exception.

If there be failure of heirs.

XVI. And be 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 15 distribution of the personal estate.

Co-heirs to take as tenants in common.

XVII. And be it enacted, That wherever 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 provisions of this Act, they shall take as tenants in common in proportion to their respective rights.

Descendants &c., born after death of intestate, but begotten before it.

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 if they had been born in the life time of the intestate and had survived him.

Illegitimate relations.

XIX. And be it enacted, That children and relatives who are illegitimate shall not be entitled to inherit under any of the provisions of this Act.

Tenancy by courtesy or in dower not affected.

XX. And be it enacted, That the estate of a husband as tenant by the courtesy, or of a widow as tenant in dower, shall not be affected by any of provisions of this Act, nor shall the same affect any limitation of any estate by deed or will, or any estate which, although held in fee simple or for the life of another is so held in trust for any other person, but all such estates shall remain, pass and descend as if this Act had not been passed.

As to estates held in trust.

Case of children who have been advanced by settlement, &c.

XXI. And be it enacted, That if any child of an intestate shall have been advanced by the intestate by settlement, or portion of real or personal estate, or of both of them, and the same shall have been so expressed by the intestate in writing, or so acknowledge in writing by the child, the value thereof shall be reckoned for the purposes of this section only as part of the real and personal estate of such intestate descendible to his heirs, and to be distributed to his next of kin according to law, and if such advancement be equal