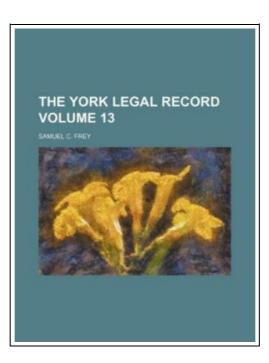
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RareBooksClub. Paperback. Book Condition: New. This item is printed on demand. Paperback. 168 pages. Dimensions: 9.7in. x 7.4in. x 0.4in.This historic book may have numerous typos and missing text. Purchasers can download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1900 Excerpt: . . . heirs or kindred, but also that he died intestate. The petition of the widow must set forth these facts, and must be verified by oath or affirmation; Section 1, Act of April 6, 1833. Tais remedy being statutory must be strictly pursued (Act of March 21, 1806,) and manilestly it cannot be adopted by the claimant here. Whatever difficulty may seem to arise is removed if the word heirs, in the section relied upon by the claimant, was used, as it probably was, in the popular sense, under which all persons who take the estate of a decedent, whether by virtue of his will or by operation of law, are equally comprehended. We think that the auditing judge was right in holding that. as the testator died without leaving issue, the petitioner was entitled to that share of his estate which, in default of such issue, she would take under the intestate laws. But we think that, respecting so much of the balance as represents the proceeds of sale of real estate, her interest was only a lifeestate in a moiety. The conversion worked by the direction to sell was inoperative as to her, because she could not accept one part of the will and reject another, and because the estate passed to her under the shape in which, at the moment of his death, it was held by the testator; Cunninghams Estate, 137 Pa. 621. With this modification, the adjudication is confirmed. QUARTER SESSIONS....

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