

Though abandonment has not continued for three years, partial divorce may be decreed where divorce *a vinculo* is prayed. Wife's continued absence caused by offensive letters and unwillingness for reunion. Refusal to renew marital relations. *Downs v. Downs*, 154 Md. 434.

Divorce *a mensa* may be granted for abandonment and desertion without regard to its duration; elements necessary to constitute abandonment are cohabitation ended and intention to desert. Alimony; counsel fees. *Miller v. Miller*, 153 Md. 217.

Decree awarding permanent alimony does not preclude wife from securing divorce *a mensa* by subsequent suit where separation of parties has continued. Injunction against disposing of property. *Mann v. Mann*, 144 Md. 523.

Common law obligates father to support child during minority, which continues after divorce unless otherwise decreed. Obligation ceases on death of father; estate not liable. Powers of court *re* support of children not broader than *re* alimony. *Blades v. Szatai*, 151 Md. 646. (And see dissenting opinion.)

Separation agreement of husband and wife does not discharge either from obligation to support child. Court may order who shall have custody of child and be charged with maintenance. *Melson v. Melson*, 151 Md. 206.

Cursing and use of vile epithets does not constitute excessively vicious conduct or cruelty. *McKane v. McKane*, 152 Md. 515.

Meaning of "cruelty" under this section; technical word. Adultery. Alimony. *Wendel v. Wendel*, 154 Md. 21. And see *Proudfoot v. Proudfoot*, 154 Md. 586.

Evidence of cruelty sufficient to justify divorce *a mensa*. *Schwab v. Schwab*, 144 Md. 49.

40.

See notes to sec. 37.

41.

One who has obtained divorce *a mensa* on ground of abandonment which was of character and duration entitling to divorce *a vinculo* cannot thereafter secure latter on ground of abandonment. *Miller v. Miller*, 153 Md. 219.

#### Dower.

43.

If the land is susceptible of division, widow has right to be assigned her dower and court cannot make pecuniary allowance in lieu thereof. See notes to art. 93, sec. 316. *Rickwood v. Smith*, 146 Md. 190.

#### Fraudulent Conveyances.

48.

To first note to this section, page 455, vol. 1, of Code, add *Lipskey v. Voloshen*, 155 Md. 143.

Allegations of bill held sufficient under this section. Object of this section. *Lipskey v. Voloshen*, 155 Md. 143.

#### Inebriates.

52.

Committee for man accused of violating Federal law appointed by consent under this section. Habeas corpus will not be issued by Federal court though person is physically and mentally able to take care of himself and his estate, and committee should be discharged. *Winebrenner v. Besant*, 11 Fed. (2nd), (D. Ct. Md.), 991.

#### Infants.

59.

As to sales by executors and administrators, see art. 93, sec. 290. *et seq.* As to application of purchase money, contingent remainders, apportionments of rents, etc., see art. 93, sec. 305A, *et seq.*