

HUSBAND AND WIFE.—*Continued.*

- adjusted with a due regard to his circumstances. *Hewitt v. Hewitt*, 93.
2. And as the several instalments became due, the payment, on petition by her, was enforced by an order to shew cause, followed by a *fiert facias*. *Ib.*
 3. An absolute sale to the husband, with a condition for a repurchase, not being a mortgage, vests in him an estate in fee simple, of which his wife is dowable. *Hannah K. Chase's Case*, 194.
 4. The acknowledgment of the wife, in the form prescribed by the Act of Assembly of a lease for years made by her husband, can only operate as a bar of her dower during, and to the extent of the lease. *Ib.*
 5. In equity the widow may have an account of the rents and profits of her dower from the time her title accrued. *Ib.*
 6. Where the property is incapable of division, dower may be assigned in the form of a rent, distrainable of common right. *Ib.*
- See EVIDENCE, 5.
PLEADING, 10.

IMPROVEMENTS.

See MESNE PROFITS, 6, 7.

INFANT.

See PRACTICE, 8.

INJUNCTION.

1. An injunction may be granted in any case on the bill alone, before a *subpoena* has been issued, except to stay proceedings at law in an action of ejectment by a lessor, or to recover mortgaged property. *Jones v. Magill*, 164.
2. But an injunction will not be granted on the bill alone unless it be verified by the affidavit of the plaintiff, or by some other testimony sufficient to induce the Chancellor to credit the truth of the statements. *Ib.*
3. The mode of giving notice of a motion to dissolve. *Ib.*
4. Exceptions to the answer, and the motion to dissolve, may stand for hearing at the same time. *Ib.*
5. The rule further proceedings may be entered, during the sittings, and at the same time with the entry of notice of motion to dissolve, and may be enforced at the same time; or at the proper time after the motion to dissolve has been disposed of. *Ib.*
6. On hearing the motion, the plaintiff opens and concludes the argument. *Ib.*
7. In extraordinary cases, the injunction is granted upon terms adapted to the circumstances. *Ib.*
8. It is a general rule, that where there are two or more defendants, no motion to dissolve can be heard until all of them have answered; but to this rule there are exceptions. *Ib.*
9. Where one of the defendants has answered, he may have the plaintiff compelled to use all due diligence to enforce an answer from the other defendants, or to have the case placed in such a situation as to enable the responding defendant to move for a dissolution of the injunction. *Ib.*