

under this section and secs. 311, 312 and 313. *Yungerman v. Yungerman*, 165 Md. 609.

**311.**

Cited but not construed in *Read v. Md. Genl. Hospital*, 157 Md. 570; *Mercantile Tr. Co. v. Schloss*, 165 Md. 29.

The words "surplus personal estate" in this section mean the entire balance of personal estate, principal and income, at the time of distribution, and widow who had renounced husband's will entitled to her legal share. *Gardner v. Mercantile Tr. Co.*, 164 Md. 281.

Where widow renounces, there being no children, she is entitled to one-half of all estate. *Levin v. Safe Dep. & Tr. Co.* 167 Md. 43.

Only value of dower in real estate subject to federal estate tax. *Tait v. Safe Deposit & Trust Co.*, 70 Fed. (2nd), 79.

See notes to sec. 310.

**Widows.**

1933, ch. 588.

**311A.** The renunciation as provided in Section 311, be<sup>1</sup> made by the guardian of an infant spouse, when authorized so to do by the Court having jurisdiction of the infant's estate, or may be made on behalf of an incompetent when authorized by the equity court having jurisdiction of the person of said incompetent. The time to make such renunciation may be enlarged before its expiration by an order of the Orphans' Court where such will was probated for a further period of not exceeding six months upon any one application, upon a petition showing reasonable cause and on notice given to such persons and in such manner as the Orphans' Court may direct.

**312.**

See notes to sec. 310.

**313.**

See notes to sec. 310.

**316.**

Counterclaims against widow held not to bar dower; equities. *Rickwood v. Smith*, 146 Md. 191.

**318.**

Cited but not construed in *Knapp v. Knapp*, 149 Md. 266 (involving validity of marriage).

**326.**

Fact that husband joined with wife in conveyance to third person of property owned by them as tenants by entireties, so that such person might reconvey to wife, did not involve surrender of his marital right in such property on her death. Affirmative act on part of husband is necessary to release statutory right in deceased wife's estate. *Fraud. Jaworski v. Wisniewski*, 149 Md. 115.

**328.**

Cited but not construed in *Woodruff v. Linthicum*, 158 Md. 608.

<sup>1</sup>The word "may" evidently omitted.