

SECTION 1. *Be it enacted by the General Assembly of Maryland*, That Section 40 of Article 16 of the Annotated Code of Maryland (1947 Supplement), title "Chancery", sub-title "Divorce", be and it is hereby repealed and re-enacted, with amendments, to read as follows:

40. Upon a hearing of any bill for a divorce, the court may decree a divorce a vinculo matrimonii for the following causes, to wit: first, the impotence of either party at the time of the marriage; secondly, for any cause which by the laws of this State, render a marriage null and void ab initio; thirdly, for adultery; fourthly, when the court shall be satisfied by competent testimony that the party complained against has abandoned the party complaining, and that such abandonment has continued uninterruptedly for at least eighteen months, and is deliberate and final, and the separation of the parties beyond any reasonable expectation of reconciliation; fifthly, when the husband and wife shall have voluntarily lived separate and apart, without any cohabitation for three consecutive years prior to the filing of the bill of complaint, and such separation is beyond any reasonable expectation of reconciliation; sixthly, when the party complained against has been convicted of a felony under the laws of this State or of any other State or the United States and has been sentenced to serve at least three years in any Penitentiary or Penal Institution, eighteen months of which sentence has been served.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1949.

Approved April 29, 1949.

CHAPTER 521

(House Bill 133)

AN ACT to authorize and empower the Mayor and Council of Salisbury to borrow upon the faith and credit of Salisbury a sum or sums of money, not exceeding Thirty-five Thousand Dollars (\$35,000.00), and to issue bonds for the payment of same and to use the proceeds thereof for the purpose of constructing storm water drainage facilities within the corporate limits of Salisbury, and to levy upon all assessable property in Salisbury and collect taxes thereon in an amount sufficient to pay the principal and interest on said bonds.