

infant children, and their support, and the support and maintenance of the defendant. [All court costs, including the compensation to the defendant's attorney, which amount shall be fixed by the court, shall be paid as the court shall direct.]

40. Any married man who shall think that the pledging of his credit by his wife for necessaries is being abused, may apply by petition to any court of equity in the City of Baltimore, or in the county in which he resides [, setting forth the facts upon which he relies, and praying that an order may be passed prohibiting his wife from pledging his credit]. [And thereupon a summons shall be issued for his wife, requiring her to answer the petition within such time as the court may fix; and if, upon the service of said summons and the expiration of said time and proof taken,] *If* the court shall be satisfied that the petitioner is supplying his wife with all necessaries to which she is entitled, or with funds reasonably sufficient to purchase them, having regard to her station and the means of the petitioner, and that the pledging of the petitioner's credit is being abused by his wife, the said court shall pass an *appropriate* order [as prayed in said petition,] and notice of the passage of said order given by the petitioner in writing to any tradesman or other person shall be sufficient to prevent such tradesman or other person from recovering from the petitioner for any work thereafter done for, or goods, wares or merchandise thereafter furnished to the petitioner's wife or on her order.

42. In any application provided for in Section 40, the wife shall be entitled to have counsel for the protection of her interests and rights, whose service shall be paid for by the petitioner to an amount to be fixed by the said court; and the wife shall have the right at any time to apply to the said court for a rescission of the said order in case the petitioner shall discontinue supplying her with reasonable necessaries or funds reasonably sufficient to purchase the same as aforesaid [, and the petition, answer and all other papers filed, and all hearings and proceeding under this Section and under Section 40 shall be private so far as may be lawful].

43. Whenever, by petition, under oath, any person shall be alleged to be an habitual drunkard, incapable of taking care of himself or his property, any circuit court of this State and also either of the circuit courts of Baltimore City shall have the power in its discretion, on such preliminary examinations or inquiry, as it may think proper to make ex parte, to issue a warrant to the sheriff of the county or city, respectively, to arrest and bring the party so charged before such court; and it shall be the duty of the sheriff to obey such warrant; and such court shall cause a jury to be empanelled forthwith, as specified in Section 134 of this article, and shall charge said jury, under oath, to inquire, in the presence of such person, whether he is an habitual drunkard, incapable of taking care of himself; and the proceedings in such case shall be *in accordance with the Maryland Rules*; [like those now authorized by law in cases of persons alleged to be lunatics or insane; and the rules of law and proceedings now applicable to the property of lunatics shall apply to cases of persons declared to be habitual drunkards under the provisions of this Section, except when herein otherwise directed;]