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Unless otherwise indicated, the authors of COMMENTS and CASE NOTES are students of Louisiana State University Law School.

Notes

COMMUNITY PROPERTY—MARITAL PORTION—EFFECT OF SEPARATION PRIOR TO DEATH—Plaintiff and wife separated after living together for only nine months. Nearly ten years later the wife died, bequeathing to her mother an estate valued at approximately \$38,000. Plaintiff sued the legatee for a portion of the estate as provided by Article 2382 of the Civil Code.¹ *Held*, “the

1. “When the wife has not brought any dowry, or when what she brought as a dowry is inconsiderable with respect to the condition of her husband, if either the husband or the wife die rich, leaving the survivor in necessitous circumstances, the latter has a right to take out of the succession of the deceased what is called the marital portion; that is, the fourth of the succession in full property, if there be no children, and the same portion, in