1921

Bulletin of the University of Kentucky College of Law – 1921-1922

University of Kentucky College of Law

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Bulletin of the
University of Kentucky
College of Law
Session of 1921-22

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Volume XIV. July, 1922 No. 7
UNIVERSITY CALENDAR

SUMMER SESSION

1922
June 26 to Aug. 5

GENERAL SESSION

1922
Sept. 14, 15, 16
September 18, 19
September 20
November 30
Dec. 21 to Jan 3

Thurs., Fri., Sat.
Mon., Tues.
Wednesday
Thursday
Thursday noon to
Wednesday 8 a. m.

Examinations for entrance.
Registration for first semester.
Instruction begins.
Thanksgiving holiday.
Christmas holidays.

1923
Jan. 26 to Feb. 3
February 5
February 6
February 22
March 29 to April 3
June 1 to 9

Fri. to Sat.
Monday
Tuesday
Thursday
Thurs. to Tues. 8 a. m.
Fri. to Sat.

Mid-year examinations.
Registration for second semester.
Instruction resumed.
Washington's birthday.
Easter holiday.
Final examinations.

COMMENCEMENT WEEK

June 10
June 11
June 12
June 12
June 13

Sunday
Monday
Tuesday
Tuesday
Wednesday

Baccalaureate Sermon.
Board of Trustees meets.
Class Day.
Alumni Banquet.
Fifty-sixth Annual Commencement.
THE UNIVERSITY ORGANIZATION.

COLLEGE OF ARTS AND SCIENCES

Department of Anatomy and Physiology
Department of Ancient Languages and Literatures
Department of Art and Design
Department of Bacteriology
Department of Botany
Department of Chemistry
Department of Economics and Sociology
Department of Education
Department of English Language and Literature
Department of Geology
Department of German Language and Literature
Department of History and Political Science
Department of Hygiene and Public Health
Department of Journalism
Department of Mathematics and Astronomy
Department of Military Science
Department of Music
Department of Philosophy
Department of Physical Education
Department of Physics
Department of Psychology
Department of Romance Languages and Literatures
Department of Zoology

COLLEGE OF AGRICULTURE

The College

Department of Agronomy
Department of Animal Husbandry (Beef Cattle, Sheep and Swine)
Department of Animal Husbandry (Dairy Cattle, Horses and Poultry)
Department of Farm Management
Department of Home Economics
Department of Horticulture
Department of Markets
Department of Veterinary Science
Experiment Station

Department of Administration
Department of Agronomy
Department of Animal Husbandry (Beef Cattle, Sheep and Swine)
Department of Animal Husbandry (Dairy Cattle, Horses and Poultry)
Department of Chemistry
Department of Entymology and Botany
Department of Farm Management
Department of Feed Control
Department of Fertilizer Control
Department of Food and Drug Control
Department of Horticulture
Department of Markets
Department of Veterinary Science

Extension Division

Club for Boys and Girls
Farm Demonstration
General Extension Work thru Departments (Agronomy, Animal Husbandry, Dairying, Soil Fertility, Farm Management, Feed Control, Horticulture, Veterinary Science and Marketing)

Home Demonstration
Negro Demonstration

College of Engineering

Department of Civil Engineering
Department of Drawing
Department of Electrical Engineering
Department of Industrial Engineering
Department of Mechanical Engineering
Department of Mechanics of Engineering
Department of Mines and Metallurgy
Department of Practical Mechanics
Department of Rural Highway Engineering

College of Law

Graduate School

Summer Session

The University Extension
COLLEGE OF LAW.

OFFICERS OF ADMINISTRATION AND INSTRUCTION

FRANK LE ROND MCVEY, PH. D., LL. D.
President of the University

WILLIAM THORNTON LAFFERTY, A. B., A. M.
Dean and Professor of Law

CHALKLEY, LYMAN, B. L.
Professor of Law

HAMILTON, WILLIAM SHACKLETTE, A. B., B. A. (Oxon)
Professor of Law

NICHOLS, WILLIAM E., A. B. LL. B.
Professor of Law

ROBERTS, W. LEWIS, A. B., A. M., J. D.
Professor of Law

VAUGHN, GEORGE W., LL.B.
Professor of Law

SPECIAL LECTURERS

BUSH, JAMES R., A. B.
Lectures on Legal Ethics

KELLY, MARTIN T., LL. B.
Lectures on Federal Court Procedure

NORWOOD, CHARLES J., M. S.
Lectures on Mine Construction and Operation

STOLL, RICHARD C., A. B. LL. B., LL. D.
Lectures on Corporate Organization and Operation

LIBRARIAN

WHITE, CLARA WARLAND
Librarian
INTRODUCTORY STATEMENT

The College of Law of the University of Kentucky was organized under the provisions of an act of the Legislature passed in 1908, and was opened for the admission of students in September of that year.

After the expiration of the first year, the course of study was so amended as to meet the requirements of the Association of American Law Schools; application for admission to membership in that association was made, and soon thereafter granted. Other improvements are constantly being made in order to keep pace with the most approved law schools of the country.

Our country is experiencing remarkable growth and development. The requirements for a successful career in all lines of business and in all professions, necessitate the laying of a broader foundation before encountering these greatly changed conditions. The design of this college is to teach the student the fundamental principles of English and American law, and to so extend the course of study as to fit him for the bar in any state. The course offered is thorough and comprehensive, giving such training as will prepare him for usefulness as a citizen, and success as a practitioner. The instruction will not be limited to persons who may choose the law as a profession, but will be given also to students who may elect to take the whole or a limited course, which will be found useful in the pursuit of some other business or occupation. A good knowledge of the law is now being generally recognized as necessary and fundamental in making up a well-rounded preparation for a business life. Besides this, the study of the law as now taught with its collateral work, is an important part of a liberal education.

ADMISSION

In addition to satisfying the general requirements for admission to the University the applicant must offer one year of college work other than law. (*Thirty semester credits exclusive of gymnasium and drill.*)

SPECIAL STUDENTS

Persons may be admitted as special students under the following conditions: a. They must be prepared to do the work desired, and give good reasons for not taking the regular course; b. They must be at least twenty-one years of age.

LAW REQUIREMENTS FOR GRADUATION

The prescribed law work for the first and second years and twenty-four credits for the third year including the subjects of Property 5, Conflict of Laws and Court Practice are required for graduation.

A total of 106 credits must be attained for graduation of which 30 must be secured in another college than the College of Law.
ADVANCED STANDING

Applicants for admission for advanced standing in law for work done in approved law schools must present to the Registrar satisfactory certificates issued by the law school in which the work was done. Such applicants may then be granted any advanced credits in law to which they are entitled. By examination advanced credit may be given to those who have engaged in the practice of law in this state, or have been admitted to the bar in this state since May, 1918. In no event will credit be given for more than two years of law work done outside of this college.

Students who have read law under the supervision of a lawyer in active practice in this state may upon examination receive advanced credits not to exceed one year. Any applicant seeking advanced standing under any one of the above provisions must be able to meet the entrance requirements.

COMBINED ARTS-LAW COURSE

Students in the College of Arts and Sciences may take during their senior year the first year law course and upon the completion of the same will be granted the degree of Bachelor of Arts. Upon completing the two remaining years in law, such students will be granted the degree of Bachelor of Laws, thus obtaining both degrees in six years.

INSTRUCTION

METHOD OF INSTRUCTION

The case method of instruction has been adopted, and the students are required to carefully brief the cases as assigned and report them in class recitations. No student will be eligible for final examination for credit in any subject until he presents his notebook containing the brief of each case assigned in the subject. Special lectures will be delivered from time to time by persons specially qualified in the topics they will discuss.

COURT PRACTICE

The training given in a law school is not complete unless the student acquires a knowledge of actual practice. This is obtained by the introduction of the practice court, which is presided over by one of the professors, and this work is required of all students in their senior year. A room is especially equipped for this work, with all the furnishings usually found in a well regulated courtroom. The court will be provided with a full corps of officers made up of the students, each of whom will alternate in official service until each member of the class has had sufficient practice to become familiar with the duties of each office.
Students will be required first to acquaint themselves with the various courts, their jurisdiction, original, concurrent and appellate. They will then be required to carry many default cases in common law and in equity, from the filing of the original papers to the conclusion. Each student will be required to write out and explain all steps possible to be taken in each case, including the duties to be performed by the various officers of the court. In this connection they will be taught the actual use of the practice code of this and other states, as well as the application of the common law procedure.

Many cases will be prepared setting forth facts upon which issues will be joined. For the purposes of this work, court will be opened in regular order, and in the contests in making issues, the practice of handling pleadings, demurrers, motions and all other steps of every kind will be experienced.

Contested equity cases will be made upon given statements of facts, students will be assigned as attorneys on each side of the cases, other students will act as special judges of the court. In each case, the attorneys will be required to look up the law thoroughly, debate their cases before the special judges, and file briefs with the same. The court will deliver written opinions. Students will alternate in this kind of service.

Actual controversies will be arranged and assigned for trial on issues of fact before regularly impaneled juries made up of students, when witnesses will be examined, depositions and other evidence heard, juries instructed upon the law of the case, arguments made before the court and jury, and all other incidents of a contested trial will be had. Some of these cases will be prosecuted to the Court of Appeals.

Students will at intervals attend the courts of Fayette county, which are in continuous session, and attend also the sessions of the Federal District Court held here.

Experience gathered in these courts and in the practice court of the college gives excellent training in the work of actual practice.

Students who may desire to spend some part of their spare time in the office of a practicing attorney, in order to gain some acquaintance with the office work and the manner of handling business by the active practitioner, will have this opportunity offered them.

Privileges and Library

Students of the College of Law will be admitted to all the privileges of the literary societies, gymnasium and University library, upon equal terms with other students of the University. They may also attend any of the classes or lectures in other departments of the University without extra charge. A law library containing 11,000 volumes of carefully selected law books has been accumulated and placed in the library rooms of the College of Law, and is open daily
for the free use of students. This library embraces the entire National Reporter system, and the separate volumes of the reports of all but six of the states from the beginning up to the publication of that system. The Supreme Court reports and all other Federal Court reports are complete. There is a complete set of all reported English cases from 1650 to the present time; Trinity System, Halsbury's Laws of England, CYC., L. R. A., Corpus Juris, encyclopedias, and many other valuable sets of law books, including a collection of the best text books. All of the best publications of law books being issued are obtained for this library.

HENRY CLAY LAW SOCIETY

The Henry Clay Law Society is an organization composed of the law students, which convenes once each week in a hall provided for its use. In this society the students by study and actual practice learn the rules of parliamentary law and their use in deliberative assemblies. They organize legislative assemblies and learn the procedure in the framing and passage of bills, both state and federal. Subjects of a public nature are discussed in order to familiarize the students with the affairs of the country which will confront them in their experience as citizens and professional men.

EXAMINATIONS

Examinations will be conducted at intervals in each class as may be determined by the respective instructors to enable them to understand the character of work being done. At the end of the semester written examinations will be held, and only students who have briefed each case assigned them in class will be eligible for examination so as to receive credit for the subject.

HONORS AND EXPENSES

Scholarships

A number of Scholarships, Fellowships and Assistantships, paying respectively $200, $500 and $400 each, are offered by the University to encourage research and scholarship. Students doing graduate work in the College of Law are eligible for appointment to these positions.

THE BLACKSTONE INSTITUTE PRIZE

The Blackstone Institute of Chicago offers a prize to the student who makes the best general average in the junior year, a set of fifteen volumes of Modern American Law.

CALLAGHAN & COMPANY PRIZE

Callaghan & Company, Law Book Publishers of Chicago, offer as a prize to the student who makes the second best general average in the junior year, a copy of the Cyclopaedia Dictionary.
THE W. H. ANDERSON COMPANY PRIZE

The W. H. Anderson Law Publishing Company of Cincinnati, Ohio, offers a prize to the student who makes the best general average in the first year a set of Page on Contracts, three volumes.

THE BALDWIN LAW BOOK COMPANY PRIZE

The Baldwin Law Book Company, of Louisville, Kentucky, offers a prize which will be announced before the beginning of the next school year, to the student of the senior year who makes the best general average.

BENNETT PRIZE

A prize of $20.00 in gold is offered by Mr. Bennett, of New York, to any student of the University who shall submit the best paper on some subject relating to the origin and development of Parliamentary Institutions.

THE DEGREE OF BACHELOR OF LAWS (LL. B.)

The degree of Bachelor of Laws (LL. B.) will be conferred upon students who have satisfied the entrance requirements, completed the required work, have passed the final examinations, and have reached the age of twenty-one years.

THE DEGREE OF MASTER OF LAWS (LL. M.)

Persons who can offer the required entrance credits and are regular graduates from an acceptable law school, may become candidates for the degree of Master of Laws (LL. M.). For details concerning this degree address the Dean of this College.

CERTIFICATES

A student who has been connected with the College for a period not entitling him to graduate, may on application to the Registrar receive an official certificate of attendance and the degree of his attainments in the subjects taken.

EXPENSES

Each student will be charged an incidental fee of $21.00, and a student's activity fee of $5.00 each semester. The books for the required work can be secured at a reduced price and will cost about $25.00 a year. An effort is being made to establish a book exchange at the University so that a further reduction may be made in this expense. Non-resident students $46.00.
**Pre-Legal Course**

As seen under topics "admission" one year of college work is required of all students for admission to the College of Law. Those taking work in the University of Kentucky, preparing for the law course while not required to take any particular college course are urged to take the following courses:

<table>
<thead>
<tr>
<th>Course</th>
<th>Subject</th>
<th>Hrs.</th>
<th>Rec.</th>
<th>Credits</th>
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<tr>
<td>First Semester</td>
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<tr>
<td>English 1a</td>
<td>English Composition</td>
<td>3</td>
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<td>3</td>
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<tr>
<td>English 2a</td>
<td>Argumentation</td>
<td>3</td>
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<td>3</td>
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<tr>
<td>Philosophy 1a</td>
<td>Ele. Philosophy</td>
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<td>Foreign Lang. or Math.</td>
<td>Intro. to Mod. Europe</td>
<td>3</td>
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<td>History 4</td>
<td>Matriculation Lect.</td>
<td>3</td>
<td>7</td>
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<tr>
<td>Matric. Lec.</td>
<td>GymnasiuM</td>
<td>3</td>
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<tr>
<td>Physical Edu. 1a</td>
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<td>Military Science 1a</td>
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| Second Semester               |                          |      |      |         |
| English 1b                    | English Composition      | 3    |      | 3       |
| English 2b                    | Argumentation and Debate  | 3    |      | 3       |
| History 81                    | Eng. and Amer. Pol. Inst.| 3    |      | 3       |
| Philosophy 1b                 | Ele. Philosophy          | 3    |      | 3       |
| Foreign Lang. or Math.        | Hist. of Eng. People     | 3    |      | 3       |
| History 2                     | GymnasiuM                | 3    |      | .7      |
| Physical Edu. 1b              | Drill                    | 3    |      | .7      |
| Military Sci. 1b              |                          |      |      |         |

**Collateral Reading Course**

Students in law are urged to pursue a course of reading under the supervision of the law faculty while they are in the University. This course is not required, but those who may take some part of it will find it of great value, adding much to the accomplishments of the young lawyer, and it should go with the knowledge of the law. The books will be supplied from the law library, and will include any part of the following: History of English Bench and Bar; Pollock and Maitland, History of English Law; Warren, History of American Bar; Bryce, Studies in History and Jurisprudence; Gest, The Lawyer in Literature; Dillon, Laws and Jurisprudence of England and America; Holmes, The Common Law; Pound, Readings on the History and System of the Common Law; White, The Law in Shakespeare; Train, The Prisoner at the Bar. Legal masterpieces: Eminent Lawyers; Holland Law; Campbell, Lives of the Chancellors; Maine, Ancient Law; Stowell, International Law; Blackstone, Commentaries; Reed, Conduct of a Lawsuit; Davis, Letters to a Young Lawyer; Sources of English Law.
The Kentucky Law Journal is a publication issued bi-monthly during the college year by the College of Law, and has for its chief purpose the dissemination of legal literature among law students and members of the Bench and Bar of the state. It contains contributions from leading law teachers and members of the bar both in and outside the state. This journal has been made the official organ of the Kentucky Bar Association and is sent free of charge to the members of that association.

Admission to the Bar

Admission to the bar in this state is regulated by statute which requires the Court of Appeals of Kentucky to make and adopt rules and regulations fixing the moral qualifications, standards of acquirement, both academic and legal, to entitle applicants to admission. Under the present rules, one committee hearing proof passes upon the moral character and fitness of applicants; their report, if favorable, may be rejected by either the Court or the Board of Examiners. If the report is accepted and the applicant has studied law for a period of at least two years in a law school or law office, he will be examined by the Board of Examiners on his knowledge of the law and their report will be made to the Court, and license granted if the report is favorable. Examinations will be in writing and be held three times a year.

Courses of Instruction

First Year

Introductory Course. A course of reading and lectures upon the Doctrine, System and History of the American Jurisprudence, to familiarize the student with the elementary conceptions and terms of the law, its form, source, literature and mechanics. Pound’s Readings. Four hours a week. First semester. Professor Chalkley.

Contracts. The formation of Contracts; offer and acceptance, consideration, contracts under seal, the Statute of Frauds, parties affected by contracts; contracts for the benefit of third persons, assignments, joint and several contracts, the performance of contracts; express and implied conditions; impossibility of performance, illegal contracts; discharge of contracts. Huffcut and Woodruff's Cases on Contracts. Six hours a week. First semester. Professor Vaughn.

Criminal Law. Jurisdiction; the criminal act, complete and incomplete; criminal intent, actual and constructive; insanity; intoxication; duress and mistake of fact and law; justification; parties in crime; crimes against the person; crimes against property. Mikell's Cases on Criminal Law. Three hours a week. First semester. Professor Lafferty.
PROPERTY

1. Personal Property. Possession; the nature of possession; right based on possession; some methods of acquiring titles to chattels; bona fide purchase; purchase at judicial sale; statute of limitations; accession; confusion; satisfaction of judgment; gifts; distinction between sale and bailment; liens and pledges; acquisition and enforcement; loss by surrender of possession; assignability; conversion; acts constituting conversion. Bigelow's *Cases on Property.*

Torts. Breach of legal duty; duty of care; contributory negligence; care in the use or occupation of land; extra-hazardous occupations; joint torts; deceit; defamation; slander; libel; privilege; malicious prosecution; interference with social and business relations; inducing breaches of duty; unfair competition; strikes, boycotts; business combinations. Hepburn's *Cases on Torts.*

PERSONS AND DOMESTIC RELATIONS. Contracts to marry, breaches of promise; marriage; formal requisites, capacity, etc.; property rights of husband and wife; status of married woman at common law and under statutes; transactions between husband and wife; torts affecting the marital relations; divorce and separation; parent and child; custody, services and earnings; torts to children; torts by children; adoption; bastardy; infancy; voidable acts; disaffirmance; ratification; contracts for necessaries; liability for tort; insanity; drunkenness; aliens. Kales' *Cases on Persons.*

AGENCY. Nature of relation; appointment; liabilities of principal for agent's torts, contracts, crimes; liabilities of agent; parties to writings; undisclosed principal doctrines; delegation of agency; termination; ratification. Huffcut's *Cases on Agency.*

SECOND YEAR

EQUITY. Basis of equity jurisdiction; specific performance of contracts; reformation; re-execution, rescission and cancellation; injunction in relation to torts; bills of peace, qua timet, interpleader, account; position of equity in the legal system. Boke's *Cases on Equity.*

COMMON LAW PLEADING. Pleading in tort actions; trespass, ejectment, case, trover, replevin; pleading in contract actions; general and special assumpsit, debt, covenant; principles of general application concerning substance, form, objections to defects, curing defects, dilatory objections, cross demands. Tyler's *Stephens on Pleading.*
PROPERTY II. REAL PROPERTY. Introduction to the law of conveyancing; tenure; estate or tenancies; joint tenants; parceners, and tenants in common; reversion and remainders; seisin and disseisin; common law methods of creating, or transferring estates; rents; the Statute of Uses; rights incident to the ownership of land or estates therein; the land itself; air; water; fixtures; emblements; waste; profits; easements; licenses; covenants running with the land. Biglow's *Cases on Property*. Two hours a week. First semester. Professor Nichols.

BILLS AND NOTES. Formal requisites of negotiability; acceptance; delivery; consideration; negotiation; by delivery, by endorsement; rights and duties of holders; liability of maker, acceptor, drawer, endorser; discharge; the subject being treated both at common law and under the Negotiable Instruments Law. *Cases on Bills and Notes*. Two hours a week. First semester. Professor Hamilton.

OFFICE PRACTICE AND CRIMINAL PROCEDURE. Administrative duties as counselor, drafting of legal documents, such as contracts, bills, deeds, mortgages, loans, trust deeds, assignments, powers of attorney, partnership agreements, articles of incorporation, wills, abstracting of titles, administration of estates. The various phases of criminal procedure up to the court trial will be taught. Two hours a week. First semester. Professor Lafferty.

PRIVATE CORPORATIONS. Characteristic features of a corporation; formation; powers and liabilities; rights of stockholders; directors; legislative control; dissolution; creditors of the corporation. Richard's *Cases on Corporations*. Four hours a week. Second semester. Professor Roberts.

EVIDENCE. Rules of admissibility; real evidence; circumstantial evidence; testimonial evidence; rules for preference of documentary originals; rules for preference between different kinds of witnesses; the hearsay rule and its exceptions; rules of conditional and absolute conclusion; procedure or admissibility; law and fact, judge and jury; burden of proof and presumptions; judicial notice; parol evidence rule. Hinton's *Cases on Evidence* (Second Edition). Four hours a week. Second semester. Professor Lafferty.

PROPERTY III. TITLES AND CONVEYANCING. Adverse possession; prescription; accretion; dedication; mode of conveyance, at common law, under the Statute of Uses, and under modern statutes; execution and delivery of deeds; boundaries; exception and reservation; creation of easements by implication; estates; covenants for title; estoppel by deed; priorities. Aigler's *Cases on Titles*. Three hours a week. Second semester. Professor Nichols.

CODE PLEADING. Form of action; parties to action; the "real party in interest;" joinder of parties; the complaint; facts distinguished
from conclusions of law and evidence; the statement of facts; the prayer for relief; the joinder of actions; the answer; general and specific denials; "New Matter" in justification of excuse, and in discharge; equitable defenses; union of defenses; counterclaims and set-offs; the reply; by way of denial and of new matter; departure; demurrers. Sunderland's *Cases on Code Pleading*. Two hours a week. Second semester. Professor Lafferty.

**THIRD YEAR**

**PROPERTY IV. FUTURE INTEREST.** Rights of entry for condition broken; escheat and possibilities of reverter; reversions, vester remainders and executory interests; contingent remainders; limitations to classes; freehold interests subject to term; rule against perpetuities; illegal restraints and conditions. Kale's *Cases on Future Interests*. Three hours a week. First semester. Professor Roberts.

**SALES.** Subject matter of the contract; transfer of property and title; destruction of goods and risk of loss; obligations of seller and buyer; rights of unpaid seller against the goods; remedies of the seller on the contract; remedies of the buyer on the contract; Statute of Frauds. Burdick's *Cases on Sales*. Three hours a week. First semester. Professor Chalkley.

**DAMAGES.** Exemplary, liquidated, nominal, direct, and consequential damages; avoidable consequences; counsel fees; certainty; compensation; physical and mental suffering; aggravation and mitigation; value; interest; special rules in certain actions of tort and contract. Beale's *Cases on Damages*. Two hours a week. First semester. Professor Hamilton. (This subject to be taught in 1922-23 and alternate years thereafter.)

**INSURANCE.** Nature of the contract; insurable interest; making the contract; concealment; representations; warranties; implied conditions of forfeiture; waiver and estoppel; rights under the contract; construction of the policy. Vance's *Cases on Insurance*. Two hours a week. First semester. Professor Hamilton. (This subject to be taught 1921-22 and alternate years thereafter.)

**PARTNERSHIP.** Distinction between partnership and other forms of business association; partnership by contract and by estoppel; competency of partners to become partners; nature and character of a partnership; characteristics of partnership ownership of property; transfer of property, nature of the partnership obligation; powers of partners; rights and remedies of creditors; termination of partnership. Gilmore's *Cases on Partnership*. Two hours a week. First semester. Professor Roberts.

**CONFLICT OF LAWS.** Nature of the subject; penal laws; procedure; judgments; domicile; capacity; form; particular subjects; obligations;
family law; inheritance; foreign administrators. Lorenzen's *Cases on Conflict of Laws. Three hours a week. First semester. Professor Roberts.*

**Public Utilities.** Consideration will be given to the numerous class of businesses and undertakings which have a double aspect of being privately owned and conducted for private profit but are subjected to abnormal duties of public service; common carriers, hotels, telephone, telegraph, express, gas, electric light, irrigation, pipe line, businesses, etc.; the basis of imposing this status and the method of imposing it; common law, statutes; the character and extent of its peculiar obligations at common law and under statutes; undiscriminatory service, provision of adequate facilities, reasonable rate, and the determination of reasonable rates. Burdick's *Cases on Public Service Companies. Two hours a week. First semester. Professor Roberts.* (This subject to be taught 1922-23 and alternate years thereafter.)

**Municipal Corporations.** Nature of municipal corporations; distinction between municipal corporations and other corporations; functions, creative, alterations, dissolution; legislative control; organization, powers of such as police power to tax, power to contract and acquire, manage and dispose of property; liability on contracts for torts; remedies. Beal's *Cases on Municipal Corporations. Two hours a week. First semester. Professor Roberts.* (Given in 1921-22 and alternate years thereafter.)

**Court Practice.** This course is designed to fit the student for actual court practice following his training in the various subjects of substantive law and office practice. This training will give a substantial knowledge of the work the young lawyers will experience in their professional career, including work in the various courts, trial practice and appeals. All proceedings will be conducted in the main under the Kentucky Code, but treated as to give a fair understanding of like work in other states. Further information can be found under the general title "Court Practice." *Two hours a week. Through the year. Professor Lafferty.*

**Property V.** (Wills, Descent and Administration). History of the law of wills and testaments; testamentary capacity and intent; kinds of wills and testaments; executions, revocation, republication and revival of wills; descent; probate; executors and administrators; survival of rights and liabilities; priority of claims; assets; payment of legacies and distribution; ademption and lapse of legacies. Costigan's *Cases on Wills, Descent and Administration. Three hours a week. Second semester. Professor Nichols.*

**Quasi-Contracts.** Restitution at law for mistake, misrepresentation, duress and undue influence; illegality, impossibility; benefits received under contracts within and without the statute of frauds;
benefits received without contracts. Thurston's *Cases on Quasi-Contracts*. Two hours a week. Second semester. Professor Chalkley.

**SURETYSHIP.** Kinds of suretyship; statute of frauds; surety's defenses due to original defects in his obligation or in its subsequent discharge; surety's right of subrogation, indemnity, contribution, or exoneration; creditor's right to surety's remedies. Henning's *Cases on Suretyship*. Two hours a week. Second semester. Professor ----

**Trusts.** Nature and requisites of a trust; express, resulting and constructive trusts; charitable trusts; appointment and office of trustee; nature of cestui's interest; transfer of trust property by trustee of cestui; cestui interest affected by death, marriage or bankruptcy of the cestui; duties of trustee; extinguishment of trust; removal or resignation of trustee; accounting; assignment of choses in action. Ames' *Cases on Trusts* (Second Edition). Three hours a week. Second semester. Professor Hamilton.

**Constitutional Law.** Making and changing constitutions; function of judiciary in enforcing constitutions; separation and delegation of powers of government; personal liberty; interstate privileges and immunities of citizens; operation of the Fourteenth Amendment; due process and equal protection of law; eminent domain; protection to persons accused of crime; powers of federal governmental money, banking, postal, military powers; citizenship and suffrage; foreign relations; territories, dependencies, new states; federal taxation; regulation of commerce; inter-governmental relations; state laws impairing obligations of contracts; retroactive civil laws. Hall's *Cases on Constitutional Law*. Four hours a week. Second semester. Professor Chalkley.


**International Law.** International relations in time of peace and in times of war; territorial jurisdiction; jurisdiction on the high seas; nationality; measures short of actual war; effects of war as between enemies; relations between belligerents and neutrals. Text and cases. Two hours a week. Second semester. President McVey.

**Corporate Organization and Operations.** Lecture course. Mr. Stoll.

**Federal Court Procedure.** Lecture course. Mr. Kelley.
LEGAL ETHICS. Lecture course. Mr. Bush.

MINE CONSTRUCTION, OPERATION AND INCIDENTS. Lecture course. State Mine Inspector.

SUMMER LAW SCHOOL. A summer course in law is conducted each year, and full credit is given in each subject taught. Members of the law school faculty will be in charge. For information address the Registrar of the University.
Note.

No bulletins of the College of Law were published in 1922-23 and in 1923-24.

Dean William T. Lafferty died on November 9, 1922. President Frank L. McVey acted as dean for the remainder of the session of 1922-23, and Judge Lyman Chalkley acted as dean for the session of 1923-24. Professor Charles J. Turck was appointed dean, beginning with the session of 1924-25.

Professor William S. Hamilton resigned at the close of the session 1921-22, and Professor Harlan J.J. Scarborough became a member of the faculty beginning with the session of 1922-23.

There were no other changes in the faculty, and the curriculum of the college remained substantially the same as outlined in the bulletin of 1921-22.