

STANFORD UNIVERSITY BULLETIN

FIFTH SERIES, No. 97

FEBRUARY 15, 1930

SCHOOL OF LAW

Summer Quarter 1930

STANFORD UNIVERSITY, CALIFORNIA
PUBLISHED BY THE UNIVERSITY

SUMMER QUARTER CALENDAR

- June 19 Thursday—Registration for Summer Quarter.
July 23 Wednesday—First Half ends.
July 24 Thursday—Second Half begins.
Aug. 28-30 Thursday-Saturday—End-Quarter examinations.

[Entered, January 22, 1920, at Palo Alto, California, as second-class matter, under Act of Congress of August 24, 1912. Acceptance for mailing at special rate of postage provided for in Section 1103, Act of October 3, 1917. Authorized on August 23, 1918. Issued once a month in August, October, November, and December; twice a month in January, April, May, June, and July; three times a month in February and March.]

FACULTY AND OFFICERS

(Regular Staff)

RAY LYMAN WILBUR, A.M., M.D., Sc.D., LL.D., President of the University.
ROBERT ECKLES SWAIN, M.S., Ph.D., LL.D., Acting President of the University.
JOHN ARMSTRONG SELLARDS, A.B., A.M., Dean of Summer Quarter.

MARION RICE KIRKWOOD, A.B., J.D., LL.D., Professor of Law and Dean of the School of Law.

ARTHUR MARTIN CATHCART, A.B., Professor of Law.
JOSEPH WALTER BINGHAM, A.B., J.D., Professor of Law.
CLARKE BUTLER WHITTIER, A.B., LL.B., Professor of Law.
CHESTER GARFIELD VERNIER, A.B., J.D., Professor of Law.
WILLIAM BROWNLEE OWENS, LL.B., Professor of Law.
GEORGE EDWARD OSBORNE, A.B., LL.B., S.J.D., Professor of Law.
HAROLD SHEPHERD, A.B., J.D., Professor of Law.
STANLEY MORRISON, A.B., LL.B., Professor of Law.
JAMES EMMET BRENNER, J.D., Associate Professor of Law.
LOWELL TURRENTINE, A.B., LL.B., Associate Professor of Law.
HARRY JOHN RATHBUN, A.B., Engineer, J.D., Acting Associate Professor of Law.

OSCAR KENNEDY CUSHING, of the San Francisco Bar,
Lecturer on the Ethical Obligations of a Lawyer.
HENRY GRANVILLE HILL, A.B., J.D., of the San Jose Bar,
Lecturer on Special Topics in Practice.

LEONARD SAXTON LYON, LL.B., of the Los Angeles Bar,
Lecturer on Patent Law.

NATHAN VAN PATTEN, Director of University Libraries.
JAMES EMMET BRENNER, J.D., Law Librarian.

MARION MCKENDRY, Secretary of the School of Law.

FRANCES ELIZABETH SHELDON, A.B., J.D., Assistant in Research.

FACULTY FOR SUMMER QUARTER, 1930

JOSEPH WALTER BINGHAM, A.B., J.D., Professor of Law.
GEORGE EDWARD OSBORNE, A.B., LL.B., S.J.D., Professor of Law.
WILLIAM BROWNLEE OWENS, LL.B., Professor of Law.
CHESTER GARFIELD VERNIER, A.B., J.D., Professor of Law.
EDMUND MORRIS MORGAN, A.B., A.M., LL.B., (Harvard University), Acting Professor of Law.
RUDOLPH HANS NOTTELmann, A.B., A.M., LL.B., (University of Washington), Acting Professor of Law.
LEWIS M. SIMES, A.B., Ph.B., J.D., J.S.D. (Ohio State University), Acting Professor of Law.
ARTHUR HAROLD KENT, A.B., J.D., (University of Chicago), Acting Associate Professor of Law.
STANLEY HOWELL, A.B., J.D. (University of Southern California), Acting Assistant Professor of Law.

SCHOOL OF LAW

ORGANIZATION

The School of Law was established, as a department of the University, in 1893. Its primary purpose is to provide a thorough legal education for students who are fitted by their maturity and their previous academic training to pursue professional study under university methods of instruction. The curriculum covers nine quarters, or three academic years, and constitutes an adequate preparation for the practice of law in any English-speaking jurisdiction. By taking advantage of the quarter system with its opportunities for summer instruction this curriculum may be completed in two and one-fourth calendar years.

THE LAW FACULTY

The faculty of the School of Law is composed of fifteen members, twelve of whom are resident during the autumn, winter, and spring quarters each year, and continuously engaged in the work of instruction. The lectures on Patent Law, and special lectures supplementing the courses in Practice and Legal Ethics, are given by active practitioners. Instruction during the summer quarter is given in part by members of the regular staff and in part by visiting professors from other law schools.

THE LOCATION OF THE SCHOOL

The School of Law occupies two buildings of the Inner Quadrangle, connected by an open arcade. In the first building are three lecture halls; in the second, the Law Library stackroom, the reading-room for students, and the offices of the faculty.

THE LIBRARY

The Law Library contains over 35,000 volumes, including complete sets of the English, Irish, Scotch, Australian, and Canadian reports, the reports of all federal courts, a complete set of the reports of the American States, the Australian States, and the Canadian Provinces, the National Reporter system, the standard collections of cases, the standard English and American legal encyclopedias, the principal American, English, and Canadian digests and citators, sets of the leading American, British, Canadian, and Continental legal periodicals, together with a good collection of textbooks. There is also a somewhat complete collection of compiled laws, session laws, and other statutory material, both federal and state, as well as British, Canadian,

and Australian. The University Libraries are also available for use by students of the School of Law.

ADMISSION TO THE SCHOOL OF LAW

Admission to the professional curriculum in Law in regular standing is granted only to students who have received the degree of Bachelor of Arts, or an equivalent degree, from this University or from some other institution of recognized collegiate standing, and whose previous scholastic record is satisfactory to the faculty of the School of Law.

In the discretion of the faculty admission may be granted to a very limited number of students who cannot meet the foregoing requirement, but who are eligible for admission to the University, who are twenty-five years of age, and whose previous experience is such as to justify the presumption of their ability to do the work successfully. Such students are termed "unclassified" and are not eligible for a degree.

It is advised that the matter of admission be settled in advance. The necessary application blanks and any further information desired as to admission will be furnished upon request. Intending students are requested to forward or present their credentials to the Dean at least two weeks before the opening of the quarter which the student desires to attend. (Special regulations governing admission of women to the University make it necessary for women candidates to file application and credentials not later than the following dates: May 1 for the autumn quarter, December 1 for the winter quarter, March 1 for the spring quarter, and June 1 for the summer quarter.)

Second- and third-year students are admitted at the beginning of any quarter, but first-year students can be accepted only at the beginning of the summer and autumn quarters.

ADVANCED STANDING IN LAW

The adjustment of credit for law work done elsewhere is determined by action of the Faculty of Law upon the facts of each case. Students who contemplate transferring to this School are advised to have an official transcript of their law work sent in advance for a provisional statement of the amount of advanced standing that may be expected. No credit will be given for Law taken at another institution prior to the conferring of the degree of Bachelor of Arts or its equivalent. Only students in good standing and eligible to return to the school from which they are transferring can be accepted.

DEGREES

BACHELOR OF LAWS

The degree of Bachelor of Laws (LL.B.) is conferred upon students who have received the degree of Bachelor of Arts, or its equivalent, from this University or from some other institution of recognized collegiate rank, and who have thereafter satisfactorily completed courses in Law aggregating 117 units, including therein all first-year professional courses, and who have devoted nine full quarters of time to the study of Law and have otherwise satisfied the requirements of the University and of the School of Law.

JURIS DOCTOR

To be admitted to candidacy for the degree of Juris Doctor (J.D.) a student must be eligible for admission to the School of Law in regular standing, must have completed the work for the first degree in law at this University, or in some other university law school of recognized standing in which work for the first degree in law covers a period of not less than six years of combined academic and law work, and must be approved for candidacy by action of the Law Faculty. For this purpose there must be furnished a complete and official transcript of the academic and professional work of the applicant, showing in detail courses pursued, grades received, and the degrees conferred. This transcript should be sent by the proper official directly to the Dean of the School of Law. Students who have met the foregoing requirements and who have completed with a high average and otherwise to the satisfaction of the Law Faculty thirty-two units of work in law courses not previously taken, including therein at least eight units to be selected from courses numbered 280 to 286, as set forth in the announcement of the School of Law, and who have in addition submitted an acceptable thesis on a legal problem approved by the Faculty, will be granted the degree of Juris Doctor (J.D.).

FEES

The tuition fee for the summer quarter of 1930 for graduate students in Law is \$85. In addition a Law Library fee of \$5 and a community fee of \$13 is charged each student.

Students attending but one-half of the summer quarter will be charged one-half of the foregoing tuition fee, in addition to the library and community fees.

In addition to the above-mentioned fees, charge is made for mimeographed material used in various law courses.

INFORMATION

Further information will be furnished upon request. Address Dean of the School of Law, Stanford University, California.

CHANGES

As it may occasionally become necessary to change the regulations and courses outlined herein, the right is reserved to make such changes without notice.

THE SUMMER QUARTER

In planning the work of the summer quarter the aim has been to provide for students beginning the study of Law as well as for those who are prepared for advanced Law courses. For those beginning, the courses in Contracts and Personal Property are offered. Due to the fact that classes are much smaller in the summer than in the other quarters of the year, it is a very desirable time at which to begin the study of law.

It should be noted that for the purpose of the School of Law the summer quarter is divided into two equal terms, the first of which will open on June 19 and close on July 23, and the second of which will open on July 24 and close on August 30.

COURSES OF INSTRUCTION

FIRST-YEAR COURSES

202. Contracts I.—Mutual assent, including offer and acceptance; contracts under seal; statute of frauds; consideration; beneficiaries; assignees; joint and several contracts; illegality; impossibility. The quasi-contractual rights, if any, which arise when contract rights are lacking, are studied. Williston, *Cases on Contracts* (2d ed.), Thurston, *Cases on Quasi-Contracts*, and selected cases.

9 units (KENT)

MTWThF 8 and MTWTh 11

205. Personal Property.—Possession: nature, importance and legal effect. Possessory interests arising from; tenancy, bailment, lawful seizure. Rights of a finder. Possession without right. Certain methods of acquiring title to chattels; statutes of limitations; gifts *inter vivos*; accession; confusion, etc. Liens and pledges. Conversion. Warren, *Cases on Property* (abridged ed.).

4 units (SIMES)

TWThF 9

SECOND- AND THIRD-YEAR COURSES

231. Bankruptcy.—Who may be a bankrupt; who may be petitioning creditors; acts of bankruptcy; what property passes to the trustee; provable claims; duties and powers of the bankrupt and his trustee; protection, exemptions, and discharge. Case book to be announced.

4 units, first half (8 recitations weekly) (OSBORNE) MTWThF 8 and MWF 1:05

232. Partnership.—Nature of a partnership, its purposes, and members; creation of partnerships; nature of partner's interest; firm name and goodwill; mutual rights and duties of partners; actions between partners, at law and in equity; powers of partners; liability for acts of partners in contract and tort; general liability of partners; dissolution and notice; consequences of dissolution; dissolution agreements respecting debts; distribution of assets to creditors, and between partners; limited partnerships. Gilmore, *Cases on Partnership* (2d ed.).

4 units, second half (8 recitations weekly) (OWENS) MTWThF 11 and TWTh 3:05

242. Future Interests.—Classification of future interests: rights of entry for condition broken; escheat and possibilities of reverter; reversions, vested remainders and executory interests; contingent remainders; limitations to classes; freehold interests subject to a term; rule in Shelley's Case, future interests in personal property; construction of limitations; powers; the rule against perpetuities; illegal conditions and restraints on alienation. Prerequisite: Law 206, Real Property. Powell, *Cases on Future Interests*.

5 units (SIMES)

MTWThF 11

243. Water Rights.—An intensive study of water rights in the Western States. Extent of riparian rights and liberties; the law of prior appropriation; relative priorities of riparian and non-riparian rights and liberties of use; extinguishment of riparian rights; rights in diffused and underground waters; rights in interstate streams; federal and state powers of control. Prerequisite: Law 206, Real Property. Bingham, *Cases on Water Rights*.

4 units, second half (8 recitations weekly) (BINGHAM) MTWThF 8 and MWF 1:05

246. Equity.—Historical introduction; specific performance of contracts; general scope of the remedy; fulfillment of conditions, express and implied;

part performance and the Statute of Frauds; equitable conversion by contract; misrepresentation, mistake, and hardship as defenses to specific performance. Cook, *Cases on Equity* (one volume edition).

4 units, first half (8 recitations weekly) (NOTTELMANN)
MTWThF 10 and TTh 1:05 and M2:05

250. Code Pleading.—The civil action; splitting and joining actions; the complaint, including the caption, the statement of facts, and the prayer for relief; the answer, including general and specific denials, affirmative defenses and counterclaims; the demurrer; the reply; motions; bills of particulars; amendment and aider; construction of pleadings. Hinton, *Cases on Code Pleading* (2d ed.), and selected cases.

4 units, second half (8 recitations weekly) (HOWELL)
MTWThF 10 and TTh 1:05 and M2:05

251–252. Evidence.—Judicial notice; functions of court and jury; presumptions; burden of proof. Witnesses, including competency, privilege, examination, impeachment, and rehabilitation; conjectural evidence; character evidence; hearsay and the exceptions to its exclusion; opinion; real evidence; proof of execution of writings, the "best evidence" rule. Thayer, *Cases on Evidence* (Maguire's ed.).

8 units (MORGAN) MTWThF 9 and TWTh 2:05

256. Persons and Domestic Relations.—Infants; period of infancy; infants' contracts and conveyances, torts, and crimes. Husband and wife; rights of husband as to wife's property; rights of each as to earnings, services, and society of the other; husband's interest in damages for tort to wife; husband's liability for torts or contracts of wife; husband's duty to support wife and wife's authority to bind husband by her contracts; married women's contracts, conveyances, and devises; estoppel of married women; liability of married women for torts and responsibility for crimes; contracts, conveyances, and suits between husband and wife; husband's right to custody of wife. Marriage: promise to marry and breach; marriage as a contract or relation; annulment; divorce; separation. Woodruff, *Cases on Domestic Relations* (3d ed.).

4 units, first half (8 recitations weekly) (VERNIER) MTWThF 11 and TWTh 3:05

