III. COURSES OF INSTRUCTION, 1907–8

PRE-LEGAL COURSES

The pre-legal curriculum in the first year of the Senior Colleges (the third college year) is intended to direct the college work of prospective law students to studies especially useful to the future lawyer. It is not required, but students are strongly advised to pursue it, and to choose their Junior College electives with this view.

A choice among the courses offered in the University upon the following subjects is particularly recommended:

1. Contracts.—Mutual assent and its communication; offers and their expiration or revocation; consideration; requisites of contracts under seal; rights of beneficiaries and assignees; joint and several contracts; alternative contracts; conditional contracts; illegality; impossibility; duress; discharge of contracts or causes of action arising thereupon by rescission, novation, accord and satisfaction, release, or other means.

2. Torts.—Trespass to person and to property; excuses for trespass; conversion; legal cause; negligence; contributory and imputed negligence; plaintiff's illegal conduct as a defense; duties of landowners; hazardous occupations; liability for animals; deceit; defamation; slander, libel, privilege, malice; malicious prosecution; interference with

social and business relations; inducing breaches of duty; fair and unfair competition, strikes, boycott, business combinations. Ames and Smith, Cases on Torts, Vols. I and II.

PROFESSIONAL COURSES

[Major course, four hours weekly for one quarter. Minor course, four hours weekly for one term. Double Minor course, eight hours weekly for one term. Many of the courses continue through more than one quarter, and for these no partial credit will usually be given. All Summer Quarter courses are completed then.]

FIRST-YEAR COURSES

[The work of the first year is required]

1. Contracts.—First half of Course I.

DM. First Term, Summer Quarter

Professor Whittier

2. Torts.—First half of Course I.

DM. First Term, Summer Quarter

Professor Whittier

All inquiries regarding self-help for students should be addressed to the Information Office, Cobb Lecture Hall.

PRIVILEGES

Students in the Law School are entitled to all the privileges of the University. There is no additional charge (except a locker fee) for the use of the Bartlett Gymnasium, the swimming-pool, or the tennis courts, for medical examination and advice from the University physician, or for admission to other courses in the University. Law students may become members of the Reynolds Club upon the same terms as other students.

Organization of Business Enterprises, Contemporary Society in the United States, Europe in the Nineteenth Century, Legal and Economic Principals, Political and Social Ethics.

With the approval of the Dean of the Law School other courses may also be accepted as pre-legal work, especially those offered in the departments of Political Economy and Political Science, courses in English, American, and modern European History, and courses dealing with modern social and municipal problems. Students who have not had the course in Civil Government in the United States, or have not completed the English Composition required in the Junior Colleges, will be expected to take these during the pre-legal year.

Note.—For detailed information concerning the above courses, see the Announcements of the Departments of Political Economy, Political Science, History, and Sociology, which will be sent upon application to the University of Chicago.
ANNOUNCEMENTS

Ings; undisclosed principal; obligations between principal and agent; delegation of agency; termination of agency; ratification. Wambaugh, Cases on Agency.

14. Title to Real Estate.—Essentials of a deed: signing, sealing, delivery; lien; priority; notice, and record. Leases; covenants for title; estoppel; the property conveyed; original acquisition; acquisition by lapse of time. Gray, Cases on Property, Vols. III (2d ed.) and VI (part).

PROFESSOR MECHEM

SECOND- AND THIRD-YEAR COURSES

[These courses are elective, and need not be taken in any fixed order. Students are advised to postpone starred (*) courses to the third year. The Practice courses are required.]

1. Persons.—Infancy: period of infancy; voidable acts, disaffirmation, ratification; contracts for necessaries; obligations created or authorized by law; liability for tort; guardian and ward. Marriage: promise to marry; rights of husband and wife in each other's property; status of married women; transactions between husband and wife; torts affecting marriage relations; separation; divorce. Parent and Child: custody; services and earnings; rents to children; rents by children; adoption; bastardy. Woodruff, Cases on Domestic Relations (2d ed.).

Mj. Summer Quarter

PROFESSOR FREUND

10. Quasi Contracts.—Records. Statutory, official, or customary duties. Unjust enrichment: benefits conferred without contract; unenforceable contracts; incapacity of parties; mistake of fact and of law; duress; illegal contracts; breach of contract; waiver of tort; contribution between wrongdoers; obedience to legal mandate; equity jurisdiction. Woodruff, Cases on Quasi Contracts.

[Omitted in 1997-8 and in alternate years thereafter.]

15. Wills and Administration.—Intestate succession; dispositions in contemplation of death; testamentary capacity; execution, alteration, revocation, and revival of wills; probate; executors and administrators; survival of rights and liabilities; priority of claims; assets; payment of legacies and distribution; ademption and lapses of legacies. Gray, Cases on Property, Vol. IV (2d ed.).

Mj. Winter Quarter

PROFESSOR FREUND

16. Future Interests.—Life estate, fee, and fee tail; contingent remainders and executory devises; power; rule against perpetuities; conditions; restraints on alienation; joint ownership; cestui que dower. Gray, Cases on Property, Vols. V and VI (part).

DM. First Term, Summer Quarter

PROFESSOR ABBOTT

Mj. Spring Quarter

PROFESSOR FREUND

20. Equity I.—Nature of jurisdiction; specific performance of contracts; affirmative contracts; negative contracts; third persons; legal consequences of right of specific performance; partial performance; consideration; marketable title; Statute of Frauds; plaintiff's conduct as a defense; mistake; hardship; mutuality. Ames, Cases in Equity Jurisdiction, Vol. I (part).

Mj. Autumn Quarter

PROFESSOR HALL

21. Equity II.—Bills for an account; specific reparation and prevention of torts: waste; trespass; disturbance of assent; nuisance; interference with business relations; libel; monopoly rights; patent; copyright; franchises. Ames, Cases in Equity Jurisdiction, Vol. I (part).

1½ Mj. Winter Quarter (two hours)

PROFESSOR HALL

22. Equity III.—Interpleader; bills of peace; bills quia timet; cancellation of contracts; public interest, right of public to enjoy property; restoration and rescission of contracts; mistake; fraud, misrepresentation, concealment; duress and undue influence; illegality. Ames, Cases in Equity Jurisdiction, Vol. II, and selected cases.

Mj. Spring Quarter

PROFESSOR HALL

24. Trusts.—Nature and requisites of a trust; express, resulting, and constructive trusts; charitable trusts; appointment and office of trustee; nature of cestui que trust; transfer of trust property by trustee or by cestui; cestui que trust's interest as affected by death, marriage, or bankruptcy of trustee or cestui; duties of trustee; extinguishment of trust; removal or resignation of trustee; accounting. Ames, Cases on Trusts (2d ed.).

1½ Mj. Autumn Quarter, and First Term, Winter Quarter.

PROFESSOR MACK

29. Suretyship.—Kinds of suretyship; Statute of Frauds; surety's defenses due to original defects in his obligation or its subsequent discharge; surety's right to subrogation, indemnity, contribution, or exoneration; creditor's right to surety's securities. Ames, Cases on Suretyship.

Mj. Second Term, Winter Quarter (two hours); Spring Quarter (three hours).

PROFESSOR WHITTIER

[Omitted in 1997-8 and in alternate years thereafter.]

31. Mortgages.—Essential elements of legal and equi-
table mortgages; rights of mortgagor and mortgagee at law and in equity; title, possession, 
dower, curtesy, waste, priorities, collateral agreements, foreclosure, redemption; extension, assign- 
ment, and discharge of mortgages. Wyman, 

Cases on Mortgage (2d ed.).

DM. First Term, Summer Quarter 
Assistant Professor Thurston

Mj. Second Term, Winter Quarter (two 
hours); Spring Quarter (three hours).

Professor Whittier 
[Given in 1907-8 and in alternate years thereafter]

40. Sales.—Subject-matter of sale; executory and 
executed sales; bills of lading and jus dispo- 
enendi; stoppage in transitu; fraud; factors' 
acts; warranty and remedies for breach of 

warranty; Statute of Frauds. Wambaugh, 

Cases on Sales (2d ed.).

1\%Mj. Second Term, Winter Quarter; and 
Spring Quarter. 

Professor Mechem

41. Bills and Notes.—Formal requisites; acceptance; 
endorsement; transfer; purchase for value with- 
out notice; overdue paper; extinguishment; obli-

gations of parties; checks; diligence; present-
ment, dishonor, protest, notice; the Negotiable 
Instruments Law. Ames, Cases on Bills and 
Notes, Vols. I and II.

1\%Mj. Second Term, Winter Quarter; and 
Spring Quarter. 

Professor Mack

42. Public Service Companies and Carriers.—Nature of 
public employment; its rights and duties; 
railroads and canals; telegraph and telephone; 
light and water companies; irrigation and drain-
age; inns and warehouses. Common carriers of 
goods and persons; liability; limitation of liab-

ility; bills of lading; stoppage in transitu; 
connecting carriers; actions against carriers; 
tickets; baggage; compensation and lien; Inter-

state Commerce Act; Sherman Anti-Trust Law. 
Beale and Wyman, Cases on Public Service 
Companies, and McClain, Cases on Carriers.

%Mj. Autumn Quarter (two hours); and 
First Term, Winter Quarter (two hours).

Mr. Eckhart

44. Insurance.—Marine, fire, and life insurance, with 
respect to: insurable interest; concealment; mis-
representation; warranties; other causes of in-
validity of contract; amount of recovery; subro-
gation; conditions; waiver, estoppel, election, 

and powers of agents; assignees and benefici-
aries. Wambaugh, Cases on Insurance.

%Mj. Winter Quarter, First Term; and Sec-
ond Term (two hours).

Associate Professor Bigelow

50. Partnership.—Nature of a partnership, its pur-
poses, and members; creation of partnership; 
nature of partner's interest; firm name and good 
will; mutual rights and duties of partners; 
actions between partners, at law and in equity; 
powers of partners; liability of partners; disso-
lution: notice; consequences of dissolution; debts; 
distribution of assets; limited partnerships. 
Mechem, Cases on Partnership (2d ed.).

1\%Mj. Autumn Quarter, and First Term, 
Winter Quarter (two hours).

Professor Mechem

*51. Private Corporations.—Nature of a corporation 
and relation to, its stockholders; its creation; 
stock subscriptions; promoters; interpretation 
of charters; formalities of contracts; powers 
and duties of directors; rights of stockholders; 
dividends; transfer of stock; forfeiture of chart-
ers; corporate liability; ultra vires transactions; 
rights and remedies of creditors; preferences; 
stockholder's liability; intercorporate relations; 
purchase by a corporation of its own stock; dis-
solution; receiverships; foreign corporations; 
limits of legislative control. Smith, Cases on 
Private Corporations, Vols. I and II (2d ed.).

\%Mj. Autumn Quarter; and First Term, 
Winter Quarter. 

Professor Mechem

*51A. Private Corporations.—A briefier treatment of 
Course 51.

DM. Second Term, Summer Quarter 
Professor Wilgus

*52. Bankruptcy.—Jurisdiction of the United States 
and the States; who may be a bankrupt; who 
may be petitioning creditors; acts of bank-
ruptcy; what property passes to the trustee; 

provable claims; protection, exemptions, and dis-
charge. Williston, Cases on Bankruptcy.

%Mj. Autumn Quarter (three hours) 
Associate Professor Bigelow

63. Constitutional Law I.—Written constitutions: 
making, revision, amendment, judicial power to 
declare laws unconstitutional; due process of 

law; administrative proceedings, legislative ac-

dtion, judicial proceedings; separation of powers 
and independence of the judiciary; delegation 
of legislative power; limitations of legislative 
power; equality, liberty, property; police power; 

eminent domain. Thayer, Cases on Consti-
tutional Law, Vol. I. 

Mj. Autumn Quarter 
Professor Freund

*54. Constitutional Law II.—Federal jurisdiction and 
express powers; implied powers; citizenship; 

privileges and immunities of citizens; suffrage; 
effect of later amendments; taxation; ex post 

facto and retroactive laws; laws impairing obli-
gations of contracts; regulation of commerce; 
money; war. Thayer, Cases on Constitutional 
Law, Vols. I (part) and II.

1\%Mj. Winter Quarter (two hours); and 
Spring Quarter. 

Professor Hall

*54A. Constitutional Law II.—A briefier treatment of 
Course 54, omitting ex post facto laws, money, 
and war.

DM. Second Term, Summer Quarter 
Professor Hall

65. Municipal Corporations.—General nature; cor-
porate capacity; self-government; creation, an-
nexation, division, dissolution, succession; mode 
of action, ratification, and curative acts; estoppel 
by recitals; municipal police power; local im-
provements and services, including special 
assessments; municipal property, especially pub-
lic streets; municipal contracts; expenditures 
and donations; indebtedness and its constitu-
tional limit; liability. Smith, Cases on Munici-
pal Corporations, and selected cases.

Mj. Summer Quarter 
Professor Freund
67. Administrative Law and Officers.—Administrative regulations; jurisdiction, discretion, adjudication; enforcement of orders; habeas corpus; mandamus; certiorari; equitable jurisdiction in public law. Public officers: nature of office; eligibility, appointment, election, acceptance, expiration of term, resignation, removal; execution of authority; liability; special remedies. Selected cases. 
PROFESSOR FREDU [given in 1907-8 and in alternate years thereafter]

*A70. Conflict of Laws.—(1) Jurisdiction: sources of law and comity; territorial jurisdiction; jurisdiction in rem and in personam; (2) remedies, rights of action, and procedure; (3) creation of rights: personal rights; rights of property; inheritance; obligations, ex delicto and ex contractu; (4) recognition and enforcement of rights: personal relations; property; inheritance; administration of estates; judgments; obligations. 
Beale, Cases on Conflict of Laws, Vols. I, II, and III. 
1½Mj. Second Term, Winter Quarter; and Spring Quarter. 
ASSOCIATE PROFESSOR BIGELOW

*A70A. Conflict of Laws.—A briefier treatment of Course 70, omitting judgments and obligations. 
1½Mj. Summer Quarter. 
ASSOCIATE PROFESSOR BIGELOW

71. International Law I. 
Mj. Autumn Quarter. 
PROFESSOR JUDSON

72. International Law II. 
1½Mj. Winter Quarter (two hours). 
PROFESSOR JUDSON

[See Announcements of Department of Political Science]

75. Roman Law. 
PROFESSOR FREDU [See Announcements of Department of Political Science] [Omitted in 1907-8]

80. Pleading.—Common law pleading with reference to code pleading and equity pleading. Necessary allegations for various causes of action; demurrers; methods of pleading defenses, whether in denial or by confession and avoidance; replications; duplicity; departure; new assignment; motions on the pleadings. Ames, Cases on Pleading (2d ed.), and selected cases. 
1½Mj. Second Term, Winter Quarter; and Spring Quarter. 
PROFESSOR WHITZER

82. 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, Cases on Damages. 
Mj. Spring Quarter. 
Mr. ECKHART

[Omitted in 1907-8, and in alternate years thereafter]

84. Evidence.—Nature of evidence; the jury; judicial notice; burden of proof; presumptions; admissions; law and fact; rules of exclusion: misleading or unimportant matters, character evidence, confessions, hearsay, with their exceptions; opinion evidence; real evidence; writings, including proof of execution and contents, and the “parol evidence” rule; competency, privilege, and examination of witnesses. 
Thayer, Cases on Evidence (2d ed.). 
1½Mj. Autumn Quarter; and First Term, Winter Quarter. 
PROFESSOR WHITZER

PRACTICE COURSES

90. Practice I.—Powers of courts; principles of jurisdiction; commencement of actions, venue, service of process; proceedings in rem, quasi in rem, and personal actions; court records; filing and serving pleadings; defaults; assessment of damages, entry of judgment, appearance, motions to set aside defaults or vacate judgments; settlements, pleadings; death of parties; amendments; preparation and trial of cases: right to open and close, presentation of evidence, instructions to jury, motions for new trial, entry of judgment; affidavits and depositions. 
2½Mj. Second Term, Winter Quarter (two hours); and Spring Quarter (two hours). 
PROFESSOR TENNY [Required of second-year students]

91. Practice II.—Judgments and decrees at law and in equity; form and mode of entering; judgments by confession; enforcement of judgments and decrees; judgment liens and executions; review of judgments on appeal: nature of appellate jurisdiction, preserving questions for review, bills of exceptions, certificates of evidence, appealable orders, appeals, writs of error, preparation of transcript, assignments of error, hearing, briefs, arguments; judgment of reviewing court: affirmance, reversal, modification, proceedings in lower court; practice regarding receiverships, injunctions, attachment, garnishment, and replevin suits; practical suggestions upon conducting a law office. 
2½Mj. Autumn Quarter (two hours); and First Term, Winter Quarter (two hours). 
PROFESSOR TENNY [Required of third-year students]

LECTURE COURSES

[Non-credit courses]

Copyright Law — — — — Mr. REED
Trademark Law — — — — Mr. REED
Mining Law — — — — Mr. ZANE
Irrigation Law — — — — Mr. ZANE
Admiralty Law — — — — Mr. KREMER
Legal Ethics — — — — Mr. JUSTICE FREEMAN