PROFESSIONAL COURSES

[M] = Major course, four hours weekly for one quarter.  [M] = Minor course, four hours weekly for one term.  [DM] = Double Minor course, eight hours weekly for one term. Twelve hours a week is full work. Many of the courses continue through more than one quarter, and for these no partial credit will usually be given. Credit for the first part of a course is provisional until its completion.

FIRST-YEAR COURSES

(The work of the first year is required.)

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. Williston, Cases on Contracts, Vols. I and II. 2 Mj. Autumn, PROFESSOR WHITTIER; and Winter, PROFESSOR SCOTT. (Two sections in Autumn.)

2. Torts.—Trespass to person and to property; excuses for trespass; conversion; negligence; legal duties; statutory torts; legal cause; contributory and imputed negligence; contributory illegality; possessory duties; acting at peril; liability for animals; deceit; defamation: slander, libel, privilege, malice; right of privacy; malicious prosecution; interference with social and business relations: inducing breaches of duty, fair and unfair competition, strikes, boycotts, business combinations. Ames and Smith, Cases on Torts (ed. of 1909–10), Vols. I and II. 1½ Mj. Autumn; Winter, First Term (five hours); and Second Term (two hours), PROFESSOR HALL. (Two sections in Autumn.)

3. Property.—Distinction between real and personal property. Real property: tenures; estates; seisin and conveyance; statute of uses; profits; natural rights; easements; covenants as to use of lands; rents; landlord and tenant; embements; manure; fixtures. Personal property: acquisition of rights; gift; bailment; lien; pledge. Gray, Cases on Property (2d ed.), Vols. I and II. 1½ Mj. Autumn (five hours); and Winter, First Term, PROFESSOR BIGELOW. (Two sections in Autumn.)

3A. Property.—Personal property; fixtures, embements, manure; natural rights, profits, and easements. DM. Summer, First Term, PROFESSOR VERNIER.

4. Agency.—Nature of relation; appointment; liabilities of principal: torts, contracts, crimes, admissions; liabilities of agent; parties to writings; undisclosed principal; obligations between principal and agent; delegation of agency; termination of agency; ratification. Wambaugh, Cases on Agency. 1½ Mj. Winter, Second Term; and Spring, PROFESSOR MECHEM.

4A. Agency.—A slightly briefer treatment of course 4. DM. Summer, Second Term, PROFESSOR HALL.

60. Criminal Law.—The criminal act; criminal attempts; consent; criminal intent, specific and constructive; circumstances affecting intent; justification; parties in crime: agency, joint principals, accessories; jurisdiction over crimes; crimes against the person, especially murder and manslaughter; larceny and kindred offenses. Beale, Cases on Criminal Law (2d ed.). 1½ Mj. Winter, Second Term (two hours); and Spring, PROFESSOR COOK.

80. Common Law Pleading.—Forms of action, including necessary allegations and methods of pleading defenses; objections by motion or demurrer to irregularities, defects in form, dilatory defects, and defects in substance; defaults; pleas: dilatory, to capacity, and in bar by way of traverse or confession and avoidance; cross demands; replications and further pleadings; amendments. Whittier, Cases on Common Law Pleading, and Ames, Cases on Pleading (ed. of 1905). DM. Summer, First Term. Mj. Spring (five hours), PROFESSOR WHITTIER.
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.]

7. Persons.—Infancy: period of infancy; voidable acts, disaffirmance, ratification; contracts for necessaries; obligations created or authorized by law; liability for tort; guardian and ward. Marriage: promise to marry; right of husband and wife in each other’s property; status of married women; transactions between husband and wife; torts affecting marital relations; separation; divorce. Parent and child: custody; services and earnings; torts to children; torts by children; adoption; bastardy. Woodruff, Cases on Domestic Relations (2d ed.). Mj. Summer, Professor Freund. Mj. Spring, Professor Scott.

[Given in 1912–13 and in alternate years thereafter.]

14. Title to Real Estate.—Essentials of a deed; signing, sealing, delivery; priority, notice, and record; leases; covenants for title; estoppel; the property conveyed; original acquisition; acquisition by lapse of time. Gray, Cases on Property (2d ed.), Vol. III, and pamphlet of selected cases. Mj. Spring, Professor Bigelow.

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 lapse of legacies. Costigan, Cases on Wills. Mj. Autumn, Professor Freund.

16. Future Interests.—Life estate, fee, and fee tail; contingent remainders and executory devises; powers; rule against perpetuities; conditions; restraints on alienation; joint ownership; curtesy; dower. Gray, Cases on Property (2d ed.), Vols. V and VI (part). DM. Summer, First Term, Associate Professor Kales. Mj. Winter, Professor Freund.

19. Mining and Irrigation.—Mining; location of lode claims; preservation and loss of location; relocation; tunnel claims; placer claims; extra-lateral rights; cross veins and veins uniting on the dip; proceedings to obtain patent. Irrigation and Water Rights: water rights at common law; other systems of law as to use of water; the doctrine of appropriation; basis and nature of right acquired; requisites of appropriation; priorities; transfer and extinguishment of water rights. Selected cases. DM. Summer, Second Term, Professor Pound.

[Given in 1912–13 and in alternate years thereafter.]

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. Winter, Professor Cook.

21. Equity II.—Bills for an account; specific reparation and prevention of torts: waste; trespass; disturbance of easements; nuisance; interference with business relations; libel; monopoly rights: patent; copyright; franchises. Ames, Cases in Equity Jurisdiction, Vol. I (part). 4 Mj. Winter (two hours), Professor Scott.

22. Equity III (including Quasi Contracts).—Interpleader; bills of peace; bills quia timet: cancellation of contracts, cloud on title, perpetuation of testimony, rights of future enjoyment. Reformation and rescission of contracts, restitution, at law (quasi contracts) and in equity: mistake; fraud, misrepresentation, concealment; duress and undue influence; illegality; benefits received without contract; benefits received under contract unperfomed on account of impossibility, illegality, statute of frauds, or inexcusable default. Ames, Cases in Equity Jurisdiction, Vol. II; Keener, Cases on Equity Jurisdiction, Vol. III
24. 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 or by cestui; cestui'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.). 1 ½ Mj. Autumn; and Winter, First Term, Professor Cook.

30. 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. ½ Mj. Spring (three hours), Professor Whittier.

31. Mortgages.—Essential elements of legal and equitable mortgages; rights of mortgagor and mortgagee at law and in equity: title, possession, dower, curtesy, waste, priorities, collateral agreements, foreclosure, redemption; extension, assignment, and discharge of mortgages. Wyman, Cases on Mortgages (ed. of 1906). ½ Mj. Spring (three hours), Professor Whittier.

40. Sales.—Subject-matter of sale; executory and executed sales; bills of lading and jus disponendi; stoppage in transit; fraud; factors' acts; warranty and remedies for breach of warranty; statute of frauds. Williston, Cases on Sales (2d ed.). 1½ Mj. Winter, Second Term; and Spring, Professor MecRhem.

41. Bills and Notes.—Formal requisites; acceptance; indorsement; transfer; purchase for value without notice; overdue paper; extinguishment; obligations of parties; checks; diligence: presentment, dishonor, protest, notice; the Negotiable Instruments Law. Ames, Cases on Bills and Notes, Vols. I and II. 1½ Mj. Summer (six hours), Professor Mack. Winter, Second Term; and Spring, Professor Hall.

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 drainage; inns and warehouses. Common carriers of goods and persons; liability; limitation of liability; bills of lading; stoppage in transit; connecting carriers; actions against carriers; tickets; baggage; compensation and lien. Wyman, Cases on Public Service Companies (2d ed.). ½ Mj. Autumn (two hours); and Winter, First Term (two hours), Mr. Eckhart.

44. Insurance.—Fire, life, and accident insurance, with respect to: insurable interest; concealment; misrepresentation; warranties; other causes of invalidity of contract; amount of recovery; subrogation; conditions; waiver, estoppel, election, and powers of agents; assignees and beneficiaries. Wambaugh, Cases on Insurance. ½ Mj. Winter (three hours), Professor Bigelow.

50. Partnership.—Nature of a partnership, its purposes, 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; dissolution; notice; consequences of dissolution; debts; distribution of assets; limited partnerships. Mechem, Cases on Partnership (3d ed.). 1½ Mj. Autumn; and Winter, First Term (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 charters: corporate liability; ultra vires transactions; rights and remedies of creditors; preferences; stockholders' liability; intercorporate relations; purchase by a corporation of its...
own stock; dissolution; receiverships; foreign corporations; limits of legislative
control. Warren, Cases on Private Corporations. 1½ Mj. Autumn; and Winter,
First Term, Professor Mecham.

*52. Bankruptcy.—Jurisdiction of the United States and the states; who
may be a bankrupt; who may be petitioning creditors; acts of bankruptcy;
what property passes to the trustee; provable claims; protection, exemption,
and discharge. Williston, Cases on Bankruptcy. ½ Mj. Autumn (three hours),
Mr. McCaskill.

63. Constitutional Law I.1—Judicial power to declare statutes unconsti-
tutional: origin of doctrine, limitations upon exercise of power, separation of
departments of government, advisory opinions; making and changing constitu-
tions; general scope of fundamental guaranties; slavery; due process and equal
protection of law: procedure, police power, taxation, eminent domain; ex post
facto and retroactive laws. (Casebook to be announced.) Mj. Winter, Pro-
fessor Hall.

*64. Constitutional Law II.1—Federal legislative and judicial jurisdiction;
implied powers and prohibitions; delegation of powers; citizenship; suffrage;
privileges and immunities of citizens; effect of later amendments; federal
taxation; laws impairing obligations of contracts; regulation of commerce;
money; war. (Casebook to be announced.) [Course 63 is not a prerequisite.]
Mj. Spring, Professor Hall.

65. Municipal Corporations.1—General nature; corporate capacity; self-
government: creation, annexation, division, dissolution, succession; mode of
action, ratification, and curative acts; estoppel by recitals; municipal police
power; local improvements and services, including special assessments; munici-
pal property, especially public streets; municipal contracts; expenditures and
donations; indebtedness and its constitutional limit; liability. Macey, Cases on
Municipal Corporations, and selected cases. Mj. Summer, Professor
Freund.

66. Administrative Law and Officers.1—Administrative power and action,
discretion: form and proof of official acts; notice; hearing and evidence; execu-
tion. Relief against administrative action: action to recover damages; specific
relief (extraordinary legal remedies); jurisdiction, conclusiveness, and judicial
control. Freund, Cases on Administrative Law. Mj. Autumn, Professor
Cook.

*70. Conflict of Laws.—(1) Jurisdiction: sources of law and comity; terri-
torial 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 enforce-
ment of rights: personal relations; property; inheritance; administration of
estates; judgments; obligations. Beale, Cases on Conflict of Laws, Vols. I, II,
and III. 1½ Mj. Winter, Second Term; and Spring, Professor Bigelow.

71. International Law.1—Mj. Winter, Professor Judson.

[See Announcements of Department of Political Science.]

81. Code Pleading.—Actions and special proceedings; the complaint, includ-
ing necessary allegations, method of statement, and prayer for relief; answers,
including general and special denials, new matter, equitable defenses, counter
claims, and union of defenses; replies; demurrers. Hinton, Cases on Code
Pleading, and Ames, Cases on Pleading (ed. of 1905). [Course 80 (see p. 11)
is a prerequisite.] ½ Mj. Autumn (two hours), Professor Whittier.

*82. Equity Pleading.—Bills in equity, including parties, general requisites,
and multifariousness; disclaimer and default; demurrers; pleas; answers;
replications; cross bills; amendments. Thompson, Cases on Equity Pleading
and Practice. [Course 80 (see p. 11) is a prerequisite.] ½ Mj. Spring (two
hours), Professor Whittier.

1 Not credited toward a law degree if taken before courses 1, 2, and 3.
83. 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. Mecham and Gilbert, Cases on Damages. DM. Summer, Second Term, Professor Whittier.

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.). IF Mj. Autumn; Winter, First Term; and Second Term (two hours), Professor Scott.

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; assessments of damages, entry of judgment, appearance, motions to set aside defaults or vacate judgments; settling pleadings; death of parties; amendments. 2 Mj. Winter, Second Term (two hours); and Spring (two hours), Professor Scott.

[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 execution; practical exercises in the preparation and trial of cases, presentation of evidence, instructions to jury, motions for new trial; affidavits and depositions. 4 Mj. Autumn (three hours), Professor Scott.

[Required of third-year students.]

Lecture Courses

[Non-credit courses.]

Copyright Law. Mr. Reed. Trademark Law. Mr. Reed.
Admiralty Law. Mr. Kremer. Legal Ethics. Mr. Freeman.