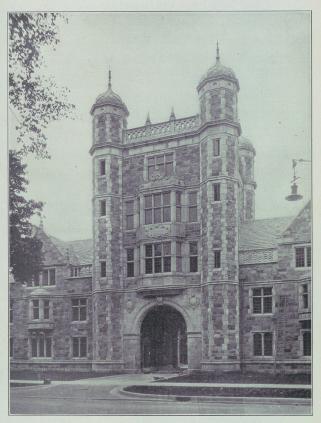
The Phi Alpha Delta Quarterly

NOVEMBER 1924



Entrance Michigan Lawyers' Club, University of Michigan.

Our Calendar

SEPTEMBER 15: Material for First Quarterly of the year must reach the Editor.

OCTOBER 1: First Quarterly issued.

OCTOBER 15: Material for Second Quarterly must reach the Editor.

NOVEMBER 1: Second Quarterly issued.

FEBRUARY 15: Material for Third Quarterly must reach the Editor.

MARCH 1: Third Quarterly issued.

APRIL 15: Material for Last Quarterly of the year must reach the Editor.

MAY 1: Last Quarterly of the year issued.

Hereafter this page will be devoted to the working up of a Fraternity Calendar. Kindly send to the Editor for insertion herein, at once, dates for Alumni Reunions, Founders' Day Banquets, &c. The Calendar should become a feature of Phi Alpha Delta. Send in dates, whether permanent or otherwise, to serve as a beacon-light to stray alumni.

The Phi Alpha Delta Quarterly

Official Organ of the Phi Alpha Delta Law Fraternity, a Fraternity of Law Students in American Law Schools

VOLUME 15

NOVEMBER 1924

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WHO MAY OBTAIN A PATENT?

By Brother Bernard F. Garvey.

Very frequently a question arises in the mind of an inventor as to whether or not he or she could obtain a patent on an invention which has been worked out by them. Some inventors labor under the impression that minors cannot obtain a patent. Others are of the opinion that married women cannot obtain a patent in view of the Old Common Law statutes which prevented a married woman from entering into a legal contract. Occasionally the question is asked as to the possibility of an unmarried female being a patentee. It will be noted from the following statute that none of the above conditions will act as a bar to the issuance of a valid patent if the other requisites of the statute are fulfilled

Section 4886, Revised Statutes:-

Any person who has invented or discovered any new and useful art, machine, manufacture, or composition of matter, or any new and useful improvements thereof, not known or used by others in this country, before his invention or discovery thereof, and not patented or described in any printed publication in this or any foreign country, before his invention or discovery thereof, or more than two years prior to his application, and not in public use or on sale in this country for more than two years prior to his application, unless the same is proved to have been abandoned, may, upon payment of the fees required by law, and other due proceeding had, obtain a patent therefor

It will be noted from the initial clause of the above statute that any person immaterial of age, race, sex or color may obtain a patent on an invention which meets the other mandates of the statute. Whether or not the invention is a new and useful machine, etc., can only be determined first, by making a thorough search through the records at the Patent Office to ascertain if prior patents have been granted which would conflict with the invention and, second, determining whether or not the machine, etc., serves some useful function.

Gerald Maryott of Reese Chapter.

Now and then the drabness of life is illuminated by the story of the heroic struggle of a courageous soul.

Such was the final chapter in the passing of Gerald Maryott, of Lincoln, who died Thursday night. The world is the loser because a great spirit has started on the last Great Adventure, but it is also the richer for his example of indomitable courage, the will to achieve under the greatest adversities, and the fine generosity of thoughtfulness for others, when sorely racked with physical pain.

Gerald Maryott entered the University of Nebraska in 1916, after a high school career in which he had won honors in scholarship and debating. Life was unfolding before him and he looked forward to it with the eager eyes of youth. The war clouds, which were so shortly to cast their shadows over so many American youths, were still invisible along the horizon. As a preparation for law, Maryott enrolled in the college of arts and science at the state university that he might enlarge his vision and understanding before specializing in those particular branches of study which prepare one for the legal profession.

Then war came.

It kindled the same fire of patriotism and zeal in the breast of Gerald Maryott that it awakened in the hearts of thousands of other American boys.

He entered the service.

From Lincoln he was sent to Fort Bliss, then to Fort Rosecranz and finally to Camp White for many long, weary months of training. At Camp White he was stricken with spinal meningitis, and for a very considerable period of time was desperately ill. But his unquenchable spirit carried him through, and it seemed that he would triumph in his struggle. He came back to Lincoln and completed five additional semesters of work at the university, looking towards his degree from the Arts college.

But a year before the old trouble re-

And, from that time on, Gerald Maryott was invalided. For two years, he remained in the hospital, or at home, his back and one leg encased in a plaster cast. There were many dark days when he could not move without help. There were many hard hours when the pain was almost unendurable. There were times when the struggle to be cheerful and uncomplaining did not seem worth while. For two years his only view of the outside world, which he loved so much, was the little patch of sky from the hospital window.

It was remarkable that this young man could face all these trials with smilling eyes. But he did, unflinchingly and uncomplainingly, and before his eyes he carried the vision of another great man, with a motto: "I will study and get ready, and maybe my chance will come." He lacked but a few hours of attaining the first prized diploma, upon which he had set his heart. Finally

arrangements were made for carrying courses to complete the required study. When the names of the graduates were read last June, that of Gerald Maryott was among them. He had completed his work and had performed it so satisfactorily that he received an award of a Phi Beta Kappa, the highest scholarship honor which can be awarded to a university man.

Gerald Maryott did not live to complete his goal of a law degree.

If he had, there is no question but that he would have been an honor to his profession and his country.

But for those who knew him his memory will be precious.

And for those who know not the charm of his personality or who were not privileged to watch the magnificent fight which he waged against unsurmountable odds there is the inspiration of his example!

How petty life seems sometimes!

How mean and trivial and insignificant some of the little misunderstandings, and frailities and weaknesses!

And then comes the warming influence of men like Gerald Maryott to banish the mists from men's eyes and to lead them from the lowlands to the summits.—

From the Lincoln Daily Star.

WHAT MAKES A PROFESSION?

At one time the term "profession" was rarely if ever applied outside of law, medicine and theology. But at the present time the practitioners of various vocations are becoming fond of alluding to their pursuits as "professions." What constitutes a profession? Certainly not its remuneration or the style of living in which its practitioners may indulge, for business of the most may indulge, for business of the most sorbid type will always excell the recognized professions in material rewards. It is not the need of special skil and training, for some forms of business and some forms of mechanical labor are as exacting in their requirements. To but a small degree is it education, for the bar and the clergy have many members whose scholastic attain-

ments are slight. If there is such a thing as a profession as a concept distinct from a vocation, it must consist in the ideals which its members maintain, the dignity of character which they bring to the performance of their duties, and the austerity of the selfimposed ethical standards. To constitute a true profession there must be ethical traditions so potent as to bring into conformity members whose personal standards of conduct are at a lower level and to have an elevating and ennobling effect on those members. A profession cannot be created by resolution or become such overnight. It requires many years for its development, and there must be years of self-denial, years when success by base means is scorned, years when no results bring honor except those free from the taint of unworthy methods. By such a past the bar has earned the right to call itself a profession. Another test there is of true professional status, the willingness to render gratuitous service to those unable to pay. This test likewise lawyers as individuals have always met, and now are meeting even more fully by professional associations devoted to securing justice for the poor. Yet another test is the readiness to purge itself of un-

worthy members, with an eye single to the good of the public. By this likewise the bar is a profession in the truest sense. The right to call themselves professional men is one which lawyers have earned by high dieal and rigid self-discipline. They should resent sharply the appropriation of the term by "realtors," "morticians," and similar exponents of pure commercialism.—From Law Notes, Sent. 1924.

OUR ENDOWMENT FUND.

Said Brother Gus Rendigs in a recent letter to Ye Editor:

"I wish that you would insert a small squib in a rather prominent place in the Quarterly, advising the Chapters that the National Endowment Fund has on hand approximately \$8,500.00 which we are only too anxious to use for the purposes intended, namely, to promote the building and owning of Chapter houses. Last March, conjunction with George Finck and Allen T. Gilbert and after a two-day session drew up a comprehensive set of regulations covering the actual loaning of money under the provisions of this fund. I have had and for your information, I enclose one herein. I shall be glad to distribute these regulations to any chapters who are interested and we most heartily welcome in-

HERE ARE THE REGULATIONS:

The Board of Trustees has found through its experience, that conditions are usually such that the Chapter can obtain a larger amount locally upon first mortgage, than our Board would be justified in lending, and that the Board can be of some assistance to the Chapters by making a second mortgage loan; such second mortgage loan would bear interest at the rate of 4% per annum and would be made upon compliance with the usual conditions of the Board, which are as follows:

The Board must be satisfied that:-

1. The affairs of the house and owner-ship therein are in the hands of an incorpo-

rated Society or Company, which is authorized and empowered by its charter to own real estate and to borrow money on the security thereof. Such corporation shall be incorporated under the laws of the state in which such Chapter House is located, unless permission is given by the Board of Trustees to incorporate elsewhere.

That the borrowing corporation or Chapter has paid in cash upon the purchase price of the Real Estate or upon the building, or both, at least the amount of the loan desired from our Board.

3. Such amount paid by the borrowing corporation or the Chapter shall be exclusive of the proceeds of the 1st mortgage.

The borrowing corporation must furnish an attorney at its own expense, who is not an alumnus or in any way associated with the Chapter.

5. It is to be understood that said attorney is counsel only for the Board of Trustees in the matter of said loan and must pass upon all of the papers thoroughly, including title papers and incorporation papers.

6. It will be necessary that the loan be reduced together with the interest accrued thereon in semi-annual installments, extending over a period of not to exceed 10 years; and in no event shall our loan exceed an amount which together with prior incumbrances would equal 75% of a conservative valuation of the property; such valuation must be made by two disinterested appraisers, one of whom shall be a local banker, appointed by the Board of Trustees and the other appraiser chosen by the applicant Chapter.

- 7. Our Board must be fully protected by fire insurance to the full extent of our loan, and such other insurance as the Board of Trustees may require.
- 8. A formal application in triplicate must be made by the borrowing corporation, covering foregoing requirements, accompanied by financial statements of both the borrowing corporation and the Chapter, setting forth the assets and liabilities of each, and certified by their respective officers; such application must also be accompanied by a general outline of your plans, in triplicate, explaining in detail how you propose to finance the proposition as a whole.
- 9. The mortgagee or trustee in such loans shall, where possible, be a corporate trustee, approved by the National Board of Trustees, and all insurance for the protection of such loan shall be payable to the said mortgagee or trustee.

The borrowing corporation shall execute a promissory note for the amount of such loan, payable to itself and by it endorsed in blank. Such note shall contain the following provision, to-wit:

"This note may be retired at any time before maturity by the payment of the principal sum then due and accrued interest thereon to date of such payment"

This note shall be secured by mortgage or trust deed upon the real estate acquired or improved by the proceeds of said loan, and such mortgage or trust deed shall contain the following provision, to-wit:

(a) "The note secured hereby may be retired at any time before maturity by payment of the principal sum then due and accord interest thereon to date of

such payment.

(b) "Each holder of the note secured hereby, agrees that the lien of this trust deed or mortgage shall remain second, subordinate and junior to the lien of any first mortgage or trust deed on the same property securing in the first instance,

Dollars, and that upon the maturity of any such first encumbrance he will allow the note secured hereby and this trust deed or mortgage to be cancelled and released or record or specifically subordinated in order to permit the placing on said property of a new first encumbrance to secure the balance then due the first mortgage (not exceeding

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Dollars; a new note and trust deed or mortgage evidencing and securing the unpaid balance secured hereby to be furnished holder hereof in event of such cancellation and release; and all expenses in connection with such subordination to be paid by the then owner of said property.

(c) "In the event of the sale or the tenancy of the property secured hereby for any purpose other than as a Chapter House for a Chapter of Phi Alpha Delta, law fraternity, the principal of the loan and accrued interest thereon shall immediately become due and payable."

10. The mortgage loan papers consisting of promissory note, trust deed or mortgage, attorney's opinion of title or guarantee policy and all insurance policies, shall be lodged with the Chairman of the Board of Trustees.

A Political Address Against Radicalism

By Brother Benton Baker, of Bismarck, North Dakota.

For the second time we of the Kiwanis Club devote our program to the observance of the anniversary of the adoption of the Constitution of the United States. He must indeed be inconsiderate, ignorant or an ingrate who as an American citizen does not welcome the opportunity for this observance; and to reflect upon the origin, the

content and the purpose of that document. Survey the earth, if you will, and point out where there is a more perfect union, justice better established, domestic tranquility, more certainly insured, the common defense more carefully provided for, the general welfare better promoted or the blessings of liberty more firmly secured

than in this broad land of ours.

And it is but a little short of miraculous that here in America this nation was conceived, brought forth and has grown to become the foremost nation of the world in scarcely more than three centuries since civilized man first set foot upon this continent. What is it that has made this phenomenal growth and development possible? Is it nature, climate, physical resources? Yes, and more: the genius of our institutions, some term it.

The constitutional convention of 1787 was made up of practical men who had experienced persecution, tyranny and oppression, the bitter struggles of pioneer people for existence and the freedom of the great outdoors of natural America; men who were intent upon laying a permanent foundation for a balanced government. Profiting by their personal experiences and the lessons of history, they set about the construction of a system of checks and balances out of those principles which they thought had been established as fundamental

Robert Morris took no active part in the convention but followed everything that was done with the keenest interest. He wrote of the Constitution: "This paper has been the subject of infinite investigation, disputation, and declamation. While some have boasted it as a work from Heaven, others have given it a less righteous origin. I have many reasons to believe that it is the work of plain, honest men, and such, I think, it will appear." So well did those men do their work that the little nation of thirteen sparsely settled states extending along the Atlantic seaboard has become the first world power within a period of less than 150 years. Such growth is indeed to be marvelled at but it is also cause for great concern. The healthiest growth is seldom the quickest. And responsibility goes hand in hand with power. It behooves us, therefore, to have a reckoning: to go back to 1787 and consider the chart that was prepared for us; to determine in what ways and how far we have departed from the course and whether our departures have been made wisely and to good purpose.

The government outlined by the framers of our Constitution was a republican, or representative, government of three coordinate branches or departments; the legislative, the executive and the judicial; each independent, the three interdependent. Conthe respective states; the senate chosen by the state legislatures which were in turn chosen by the citizens of the respective states. The President was chosen by the the states on the basis of one for each senator and representative in Congress. The judiciary were appointed by the President. So far has this changed that members of the two houses of Congress are chosen alike, by popular vote, but for different terms. The President, instead of being elected by popular vote through the electoral college for the electors of the college vote for the preferences of the respective states as expressed by ballot and the vote a superfluous formality. The right of suffrage has been extended to all classes and sexes with very few exceptions, and instead of one voter in thirty of the population, and he very generally qualified, we have now one-half of the population eligible to vote, a change from an electorate of 150,000 when the Constitution was adopted to one of more than 50,000,000 today, one-third of whom, it is safe to say, were negroes, foreign-born or born of foreign or mixed parentages and therefore, only in exceptional cases qualified to exercise the franchise in keeping with the spirit of that in-

The changes which have taken place have tended to transform our government from the republicans, or representative form, to the democratic. Such changes have been more marked in some of our state constitutions.

Perhaps there is no tendency so striking in the political life of today as that toward popular democratic government evidenced particularly in the initiative, referendum and recall. Whereas the aim of the framers of the Constitution was to preserve individual rights and liberties and at the same time restrain impulsive popular action, the tendency today is to make the governmental machinery responsive to the popular will and quickly so.

The foremost American statesman of today in his memorable address as president of the American Bar Association at Minneapolis a little more than a year ago said; "We have grown accustomed in America to thinking of our written constitutions at least as giving us fixed points by which we can safely steer. Believing that our constitutional form of government is founded in wisdom and based on righteousness, we have taken its permanence more or less for granted and have fancied ourselves immune from that appetite for organic change which Lecky declared to be one of the worst diseases that can afflict a people. Yet when we consider the comparative ease with which the last four amendments to the federal Constitution were adopted and the farreaching changes they have brought in our national life, we are compelled to ask ourselves how far this confidence is justified. In the light of current history can we be mistaken in thinking that here, too, forces are stirring which must make the organic law of the future a different thing from the organic law of today."

"Let me remind you," he said, "that the last Congress, following in this respect the example of those which immediately preceded it, produced no less than 109 bills and joint resolutions proposing to amend the Constitution. They followed, it is true, the wake of no less than 2954 others which have been introduced since the first Congress began its sitting, but exceeding in number those of any other Congress save the 36th, which met when men were busy devising plans to avert the oncoming Civil War. No doubt many of these proposals were trial balloons, and the total losses something of its portent when duplications are considered. But any fair estimate of the public temper must include also those amendments sponsored by unofficial groups and organizations that have not found as vet a congressional godfather.

"Even more impressive than the number of these suggestions is their range and scope. Some confine themselves to alterations of the administrative machinery; the extension of the official terms of the president, vice-president and members of Congress; the abolition of the electoral college and the election of the president by popular vote; provision for ascertaining a presidential disability; the ratification of amendments by popular vote or as an alternative by legislatures chosen after the amendment was proposed; and a federal initiative and referendum. Others would readjust the dis-

tribution of the functions of government, by giving Congress jurisdiction over the employment of women and children, over nominating primaries for federal offices, marriage and divorce, polygamy, and the mining and marketing of coal, oil and gas. Others still would affect, whether by addition or subtraction, the extent and exercise of governmental power itself. Of this sort are the amendments looking to the reciprocal taxation of securities issued by the state and federal governments, and the denial of the right to make war except upon popular vote, while the so-called equal rights amendment put forward by the Women's party undertakes by a single stroke of the pen to wipe out of all statutes the repellant words male and female and purge their pages of all invidious allusions to the mere accident of sex."

And then Mr. Davis proceeds to discuss some of these pending proposals, taking as his guide the rule, certainly not over-elastic, which John Randolph of Roanoke laid down with his usual incisiveness for the Virginia convention of 1829. We shall do well to keep that rule firmly fixed in our minds. Randolph said: "The grievance must first be clearly specified and fully proved; it must be vital or rather deadly in its effect; its imminence must be such that will justify prudent and reasonable men in taking the always delicate, even dangerous step, of making innovations in their funda- ' mental law; the remedy must be reasonable and adequate to the end in view."

There is not time for discussion of the pending proposals here but we may pause to consider what an authority has to say concerning one that is receiving current attention.

William Penn once quaintly said: "Governments, like clocks, go from the motion men give them; and as governments are made and moved by men, so by them they are ruined too. Wherefore governments rather depend upon men than men upon governments."

After being drafted to speak here today I went to a very old and a very good friend who was born, by the way, in a foreign land, and asked him how he would like to have the topic of the day presented. He said that he came to America when he was a boy and had lived here ever since; that he early took an interest in politics; clean politics, he said, and I believe him. He said that he did not know of any other country that he liked so well but that his feelings very nearly approached disgust whenever he thought of that element of our citizenry who bear the label of 100% American but maintain an attitude of indifference and smug complacency in matters pertaining to politics. Language is not strong enough to express this gentleman's contempt for that element aloof and self-esteemed individuals who abhor the dirt and contamination of American politics.

It is well known that there are many socalled respectable citizens of our community who do lip-service to the flag, say much of slackers and bolsheviki; and glory in parade, who will not stand for election to office or participate in the correction of the abuses and evils of our election machinery; will not deign to attend political conventions or to assist in conducting honest elections; in short, ignore their primary obligations as citizens. Are they the really worthy citizens of the republic?

Lord Robert Cecil, in an address on Disarmament and the League of Nations at New York, April 2, 1923, said: "I was told the other day that when in 1835 the English

minister, Sir Robert Peel, was summoned hastily from Rome to create a government in my country he took precisely the same time—no more, no less—than a Roman emperor would have taken in performing the same journey 1700 years before. Yet the Roman civilization perished, barbarism recovered possession of the whole of Europe, and the condition of my country and of the greater part, if not the whole, of European countries relapsed so that that civilization became a mere dream and memory."

William McDougall, professor of psychology in Harvard college, in a foreword to his book entitled "Is America Safe for Democracy?" published in 1921, said: "As I watch the American nation speeding gaily, with invincible optimism down the road to destruction I seem to be contemplating the greatest tragedy in the history of mankind. Other nations have declined and passed away; and their places have been filled, the torch of civilization has been caught up and carried forward by new nations emerging from the shadow-lands of barbarism. But if the American nation should go down, whence may we expect a new birth of Progress? Where shall we look for a verile stock fit to take up the tasks of world-leadership?"

Brother John R. Snively, our new Eastern District Justice By Brother Albert J. Harno, Calhoun '12.



Brother John Rowe Snively was born on August 15, 1898, at Lanark, Illinois. His early years were spent in his native town where he secured his elementary and high school education. He was graduated from the Lanark High School on May 25, 1916. He matriculated in the College of Literature Arts and Science of the University of Michigan in the fall of 1916 where he spent his freshman year. During the summer of 1917 he had his credits transferred to the University of Illinois. He spent his sophomore and junior years at that institution. He was a member of the University of Illinois unit of the Student Army Training Corps during the fall of 1918 from which he was discharged on December 21, 1918.

During the summer of 1919 he was appointed as a cadet at the United States Military Academy at West Point, New York. He resigned his cadetship during the fall because he believed that he preferred a legal career to a military life. He was granted the degree of Bachelor of Arts in 1921 from the University of Illinois and in 1923 received the degree of Bachelor of Laws. In July he passed the Illinois State

Bar Examination and was admitted to practice in the Courts of Illinois on October 11 of that year.

Brother Snively was initiated as a member of the Benjamin D. Magruder Chapter of Phi Alpha Delta Law Fraternity on December 16, 1920. He served as Chapter Correspondent that year. He was elected Chapter Clerk for the year 1921-22. During the first semester of 1922-23 he served as Alumni Secretary and Chapter Correspondent. He was elected to the office of Justice at the beginning of the second semester and served in that capacity until the fall of 1923 when the Chapter opened a chapter house at 211 East Green Street in the City of Champaign. Magruder Chapter had not had a house since 1915. He was a delegate to the Third Biennial Eastern District Assembly held at Cleveland on March first. second and third, 1923. He was elected to the office of District Recorder.

During the summer of 1923 he incorporated the Benjamin D. Magruder Chapter and served as a member of the Board of Trustees during the first year of its incorporation.

Brother Snively is a member of the Champaign County and Rockford Bar Associations, Illinois State Bar Association, American Legion, the Lanark Blue Lodge of Masons and of the Law Club and Illinois Union which are University organizations. In politics he is a Republican. He was appointed Assistant States Attorney of Champaign County, October first, 1923, in which capacity he served during the past year. Brother Snively believes in the strict enforcement of the law and has done much toward making the life of the bootlegger interesting and unprofitable.

On October 1st, 1923, he entered the law offices of B. A. and William D. Knight, Forest Gty Bank Building in the City of Rockford, Illinois. Mr. William D. Knight is city attorney and the Republican nominee for State Attorney of Winnebago County.

Last year brother Snively was married to Mabel Ruth Holland of Omaha, Illinois. Mrs. Snively is a graduate of the University of Illinois.

NATURAL LAW

By Francis P. LeBuffe, S. J.

Formerly Professor of Jurisprudence Fordham University School of Law.

(Father LeBuffe is a brilliant Jesuit and personal friend of The Editor and has wrestled with the problems of jurisprudence. He has recently published his "Outlines of Pure Jurisprudence" from which the following is taken. The book is well worth the perusal of every student of jurisprudence and can be purchased from the Fordham University Press of New York City.)

The law that is first in order of thought and superior in way of authority and ultimate as the source of all obligation is *Natural Law*. Hence the position of its treatment in this treatise.

Of this law Prof. M. Taylor (University of Michigan) wrote in 1891: "A somewhat noteworthy feature of recent social philosophy is the apparently quite general discarding of the time-honored doctrine of Natural right or natural law . . . And really, when one reminds himself that for nearly twentytwo centuries this doctrine had practically universal acceptance, that it was the creed of Plato, Aristotle, Cicero, Marcus Aurelius, Gaius, Augustine, Aquinas, Grotius, Locke and Kant, its present forlorn state is certainly somewhat noteworthy." (The Law of Nature, p. 1.) It must be kept in mind that Natural Law includes both physical law and moral law. This law is called natural because it is a rule of action which is prescribed by the Superior of the universe, by being imbedded in the very nature or constitution of the creature. According to the nature in which it is imbedded, this rule of action is functionally differentiated. In unconscious beings, i. e., in the inanimate and vegetative world, it impels to action, in a way uncontrolled by consciousness. In sentient beings it urges to action subsequent to knowledge but with an irresistible impulse. In this case the sense-knowledge had by the animal is merely declarative and directive. In rational beings it impels to action through knowledge and by an impulse which can be freely actuated. Here the intellectual knowledge had by man is not merely declarative and directive but normative as well, i. e. it presents a definite objective rule with which our actions should confórm, though we retain the physical liberty of not so conforming them. (See Ryan and Millar, The State and the Church, for the twofold source of this modern error in regard to the Natural Law.)

This differentiation of natural law into its various aspects is important, as serious mistakes are made in otherwise competent articles. (See Bouvier, Law Dict., "Law of Nature" where the Laws of Nature, which are enumerated, are all physical natural laws.)

In Jurisprudence we confine ourselves to natural moral law. (See Lorimer, Institutes of Law, pp. 3-6.) Definition.

Natural Law:

- a) Universally—A rule of action, mandatory in form, which reason itself reveals as established and promulgated by the Author of Nature and imposed upon all men.
- b) Comprehensively—The sum total of all such rules of action.

Lorimer (The Institutes of Law, Introduction, p. 2) says: "We might define it as the law which determines the conditions of perfect human co-existence, or of progress towards the realization of such co-existence. It is in this light that it specially concerns the jurist, as distinguished from the metaphysician and the moral philosopher; for it is when thus regarded that he begins to see in it the permanent element of positive law."

Again (p. 9): "Natural Law thus forms the major premise of the syllogism of which the legislative enactment, or the judicial sentence, is the conclusion; or, to use a professional illustration it draws the issue to which positive law returns the verdict." Though unfortunately Lorimer's real contention, this should not mean, that positive law is necessarily a conclusion from Natural Law. Rather, positive law should not contradict Natural Law. Again, when once enacted within the bounds of law's due end

and function, it comes within the comprehensive contemplation of Natural Law and is binding thereunder in conscience.

(See also: Taylor, The Science of Jurisprudence, Ch. III, pp. 185-186; Burlamaqui, The Principles, Vol. I, Pt. II, Ch. I; Blackstone, Com., Introd., Sec. 2; Holaind, Natural Law, Lect. II, pp. 41-52; Rickaby, Moral, Philosophy, Pt. I, Ch. VII, p. 126.)

Proof for Existence.

A. Rational Proofs.

I. Ontological Proof.

There is a Natural Law, i. e., a law founded on and imbedded in the very nature of man, because

- 1. There are certain actions which are by their very nature perfective of one or other of the three basic relations of man, i. e., to his Creator, to himself and to his neighbor and certain other actions which are by their very nature disruptive of such basic relations, e. g., reverence for God or blasphemy, temperance or drunkenness, justice or injustice.
- N.B. Aristotle spoke of a man who was true to all the implications of these three relations as aner tetragonos—"four square man." Compare the English, "upright" man.
- 2. The former actions are unconditionally prescribed and the latter unconditionally prohibited. God, the Maker of man, being (i) all-wise, knows what is perfective of man's essential relations and what is disruptive thereof; (ii) all-holy, He cannot be indifferent to man's attitude towards such acts, but must unconditionally prescribe the one and prohibit the other. (Burlamaqui, Vol. I, Pt. II, Ch. II, very good.)
- N.B. This proof clearly indicates the real, proximate norm of moral worth in the volitional actions of man. This proximate norm is man's rational nature looked at in itself and in all its essential relations. The ultimate norm is the supreme nature of God, which is the efficient cause of our own being and the exemplar upon which it has been made and to which it must, if it be true to form, be continually modeled in its free activity. (Austin, Lect. II, is wholly awry in assigning utility as the standard of morality.)

II. Proof of Rational Psychology.

All men are conscious within themselves of the pressure of "ought" made known to

them by conscience. "Every man who has attained the use of reason is aware of a magisterial power incorporated in his being, that watches over his conduct, hales him before its tribunal and judges him impartially and without appeal. He finds himself warned, threatened or condemned by an authority identified with his reason, and independent of and superior to him; and though he is accused and accuser, defendant and judge, he is conscious of a reverential fear of this mysterious tribunal that precludes hope of acquittal on other than equitable grounds. The function of conscience is threefold; it judges, condemning or exculpating the past act; it witnesses, accusing, justifying or defending the present act; it dictates, commanding, permitting or forbidding the future act."-Brosnahan, Essays on Ethics. See James Wilson, Works, Vol. I, Ch. III, p. 101; also p.118, wherein he read: "Our conscience in particular, is the voice of God within us; it teaches, it commands, it punishes, it rewards. The testimony of a good conscience is the purest and noblest of human enjoyments." Also Dillon, p. 4.

III. Proof from Comparative Psychology.

Inanimate beings are led to fulfil the purpose of their being by chemical attractions and physical propensities. Vegetative beings are led to the same end by vital procsesses of nutrition, growth and reproduction. In both these instances the "law" operates in conformity with the unconscious nature, i. e. wholly automatically.

Animals are led to fulfil the purpose of their being by instincts, i. e. by "laws" which again operate in conformity with their conscious but non-free natures, i. e., consciously but automatically.

Man is led to fulfil the purpose of his being by a "law" eliciting to action in a way conformable with his nature, a nature which is intelligent and free. Hence he is aware through his intellect of what is good or bad for him and of an obligation to do the one and avoid the other, leaving, however, the physical freedom of refusal to obey, (See Robinson, Elements of American Jurisprudence, Nos. 2, 3; Bryce, Studies, XI, pp. 557-558; Burlamaqui, The Principles of Natural Law, Vol. I, Ch. V; James Wilson, Works, Vol. I, Ch. I, p. 100 & ff.)

principles of the Natural Law. Surrogate R I Fowler (The Surrogate's Court and the New Law, 2 Fordham Law Review, p. 43. March, 1916), writes thus: "I shall speak first of the general body of the probate law administered in the Surrogates' Court. The Probate Law of England and New York has a very long history. Much that lies at its base was formulated by ecclesiastics in the closes and the quiet cloisters of the great Cathedrals where the Bishops held their courts before the era of the English secession from the primacy of Rome. Probate Law, therefore, possesses, as I think to its great advantage, certain fundamental doctrines of what is known as the Scholastic philosophy, or that Aristotelian system developed and modified by the genius of that very great and good man, St. Thomas of Aquin. Every scientific system of law, as is the case with every great religious system, has its correlated philosophy. The development of the classical law of Rome is often said to owe much to the Stoic philosophy. Certainly the law of the Canonists in England and even the English common law and the law once administered in Chancery contain doctrines which harmonize with no other philosophy than the Scholastic. That the Canon Law should so harmonize is not strange, for the old Courts Christian of England were long administered by ecclesiatics of the old faith. The Probate Law of England transferred to the Province of New York, so long subject to the English Crown, was founded on the classical Civil Law of Rome, as adopted by the Canonists, with the help of Scholastic philosophy and the logic of the schools. At the present day the primary sources of probate law are generally sought in the reports of the Ecclesiastical Courts, established after the reign of the Eighth Henry of England. Most of the modern doctrines of probate law are mere reiterations of principles found in these early reports. But when these reports of the Ecclesiastical Courts were first published, the Civilians of Doctors Commons had long succeeded to the Catholic Ecclesiastics of former ages, but for a considerable space both derived their inspiration from the same sources, the Corpus Juris, and the Corpus Juris Canonici. In many opinions of the Ecclesiastical Courts, still cited in our courts of to-day, we find, consequently, references to such books as Lynwood's 'Provinciale, cui adjiciuntur Constitutiones Legatinae Othonis et Othoboni, Cardinalium et sedis apostolicae in Anglia Legatorum'

"After Lynwood's day came such works as Ayliffe's Parergon Juris Canonici better adapted to the new regime in England. These and other works of the same kind are by no means obsolete, if the probate lawver would resort to the fons et origo juris. I always keep such books by me for occasional reference. One of them I notice bears the book plate of a great modern probate judige in England, unfortunately now deceased. Evidently its former owner regarded these old books as a still authentic and inspiring source of the modern law he administered so skillfully and satisfactorily in the England of our own times. It is in Lynwood that we find the origin of such common distinctions made in English and American probate law as that between a testament, 'testamentum,' and a last will, 'ultima voluntas'. The history of the debt due by the whole body of English law to the early Catholic ecclesiastics has never been fully told. It would take a person of no ordinary calibre to tell it properly." It is to be noted that natural law both physical and moral is "law in effect" or law looked at passively (No. 27). As all law, the Natural Law too has its correlative, i. e., "law in form" or law looked at actively. This is in God and hence is called the eternal law. (See Robinson, El. of Am. Jur., Nos. 1-2.)

Bryce (Studies, XI, p. 595) sums up this position well: "The Eternal Law which governs all things is the expression of the Reason of God, the supreme Lawgiver. That part of it which is not revealed, but which is made known to man by his own reason, may fitly be called Natural Law, as being the outcome of human reason, itself created and directed by the Divine Reason. Thus the sharing in the Eternal Law by a rational creature is Natural Law." St. Thomas (1-2-93-1) says: "Accordingly the Eternal Law is nothing else than the plan of the Divine Wisdom as directing all actions and movements." He further tells us (1-2-91-2) that the "participation of the Eternal Law in the rational creature is called the Natural Law."

Method of Manifestation of Natural Law:...

The primary dictates of the Natural Law are made known to us intuitively by reason itself. By this we mean that given the meaning of the terms of a basic moral dictate, e.g. "murder is wrong." we immediately perceive the truth and the obligation contained
therein. They are emphatically not made
known to us by a "feeling," by a "moral
sense," by a "taste for conduct." (See Austin,
Lect. 2, Nos. 46-48.) Nor are they made
known by being merely inductively inferred
from the experience of the individual or of
the race. Practical reason (i. e. reason in as
much as it regards the worth of a thing in
action) is the sufficient and sole manifesting
agency and we need have no recourse to a
special faculty of the soul differing from and
superior to reason and will.

Properties of Natural Law:

- a. Universal;
- b. Perpetual;
- c. Immutable; d. Easily known.

The reason for these properties lies in the fact that Natural Law is founded on the very essence or nature of man. It is based on human nature in its essential relations and these are unchanging and unchangeable.

B. Perpetual—because at no conceivable point of time will the concept of the essence of man cease to be what it is, else he will cease to be man.

C. Immutable—because it is based on that which is unchageable, i.e., the essence of man. "The law of nature is immutable; not by the effect of an arbitrary disposition, but because it has its foundation in the nature, constitution, and mutual relations of man and things."—James Wilson, op. c., p. 124.

D. Easily Known—because being obligatorily imposed on all men, many of whom are poorly developed mentally, it must be readily perceived. No one, unless he be a moral imbecile, can be ignorant of the "primary dictates" of the Natural Law, which primary dictates are expressed in the Tec Commandments. "All that can be said on this subject is that the most general and most important maxims of the law of nature are so clear and manifest and have such a proportion to our ideas, and such an agreeableness to our nature, that so soon as they are proposed to us, we instantly approve of them, and as we are disposed and accustomed from our infancy to feel these truths, we consider them as born with us."-Burlamaqui, Principles, Vol. I, Pt. II, Ch. 5, Sect. 1. Again: "Natural law is that, which so necessarily agrees with the nature and state of man, that without observing its maxims, the peace and happiness of society can never be preserved. As this law has an essential agreeableness with the constitution of human nature, the knowledge thereof may be attained merely by the light of reason; and hence it is called natural."-Vol. I, Pt. I, Ch. X, Sect. XV.

"As virtue is the business of all men, the first principles of it are written in their hearts, in characters so legible, that no man can pretend ignorance of them, or of his obligation to practice them,"—Wilson Works, Vol. I, Pt. I, Ch. III, p. 111. Again (p. 116): "In the most uninformed savages, we find the communes notifiae, the common notions and practical principles of virtue, though the application of them is often extremely unnatural and absurd."

(See also Holaind, Nat. Law and Legal Practice, Lect. 2; Blackstone, Introd., Sect. 2, p. 40; Lorimer, Institutes, Bk. I, Ch. 8, esp. p. 246; Mackensie, Roman Law, p. 54.)

N.B. Proportionate to the development of moral reason, there will be a larger and clearer grasp of the moral truths which are inferred by more or less difficult processes of reasoning.

James Wilson (Works, Vol. I, Pt. I, Ch. III, p. 127) says: "Morals are undoubtedly capable of being carried to a much higher degree of excellence than the sciences, excellent as they are. Hence we may infer, that the law of nature, though immutable in its principles, will be progressive in its operations and effects. Indeed, the same immutable principles will direct this progression. In every period of his existence, the law which the divine wisdom has approved for man, will not only be fitted to the contemporary degree, but will be calculated to produce, in future, a still higher degree of perfection."

Natural Law inborn within us:

Because of these properties the Natural Law is said to be inborn in all men. By this we do not mean to assert that a man is born with a certain set of principles fully conceived and developed in his intellect, but we do maintain that there are certain propositions of elemental morality which are inevitably accepted as true as soon as the meaning of said propositions is grasped. We further imply that if a man develops normally in a normal state of society, he will come to more developed canons of morality.

If a person does not admit these primary propositions he is abnormal morally, just as a person is abnormal mentally it he does not admit that "a straight line is the shortest distance between two points," or that "two and two make four." Indeed the "primary dictates" of the Natural Law are in the moral order, i.e. in the realm of man's free activity, what the primary speculative truths are in their own order. Burlamaqui well says: "If there be any speculative truths that are evident, or if there be any certain axioms that serve as a basis to the sciences, there is no less certainty in some principles that are laid down in order to direct our conduct, and to serve as the foundation of morality . . . Both are dictated by pure reason, and hence we feel ourselves forced, as it were, to give our assent to them. These general principles are seldom contested; if there be any dispute, it relates only to their application and consequences."-Nat. Law, Vol. I, Pt. II, Ch. II,

Supremacy and Normative Force of Natural Law:

"This law of nature, being co-eval with mankind, and dictated by God himself, is of course superior in obligation to any other. It is binding over all the globe, in all countries, and at all times; no human laws are of any validity if contrary to this; and such of them as are valid derive all their force and all their authority, mediately or immediately, from this original."—Blackstone, Comm., Introd., Sect. 2, p. 41.

Again: "Upon these two foundations, the law of nature and the law of revelation, depend all human laws; that is to say, no human laws should be suffered to contradict these." (No. 42.)

N.B. This natural basis of positive law and the conflict of positive law at times with Natural Law will be treated later.

Lorimer (Institutes, Pt. I, Ch. 8, p. 248) says that "it will be obvious that for men to arrogate to themselves or others to confide to

them, the duties of legislation whilst they are ignorant of the laws of nature, would be just as absurd in itself, and would be likely to be productive of far wider mischief than if men were to be raised to the bench who had no knowledge of, the laws of the country.

What Natural Law is Not:

1. Not a primitive code of an aboriginal society—Roman Jurists, Hobbes, Rousseau, Maine.

"A series of explicit statements, recognizing and adopting these conjectural theories of a natural state, and of a system of principles congenial to it, has been continued with but brief interruption from the days of their inventors to our own."—Maine, Ancient Law, Ch. V, p. 109.

- Not the jus gentium of the Romans which was the highest common denominator of laws existing among the Romans themselves and all their subject peoples. (See Bryce, Studies XI, Sect. III, pp. 570 & ff.) This jus gentium will be treated in Nos. 87-90.
- 3. Not an irresistibly impelling force— Greek Stoic philosophers, whose influence on Roman Jurists was considerable.
- 4. Not the "autonomous (i.e. self-ruling) reason" of Kant.

 Adversaries:

Confirming ourselves to adversaries from other schools of Jurisprudence, we find Austin one of the most influential of modern adversaries.

"As a mere legist, we do not question his merit; as a philosopher he is below mediocrity,"—Holaind, Natural Law and Legal Practice, p. 55, No. 15.

His doctrine on this matter is an incoherent compound of the doctrines of Hobbes, Puffendorf and Bentham. He borrowed various doctrines from these authors:

- From Hobbes—Morality originated only in positive law;
- From Puffendorf—Positive will of God is the test of moral excellence.
- From Bentham—Utility is the test of moral excellence;

Hence he held that there was only positive law (either human or divine) and that utility, which is always kept in view by God and by a human legislator, is the sole and utimate test. He seems to admit in various places and yet again to deny the Natural Law. "The distinction of law and morality into natural and positive is a needless and futile subtility; but still the distinction is founded on a real and manifest difference.' This, to say the least, is incoherent.

Holland (Ch. III, Sect. I, No. 7, p. 40) says: "The law of nature is the foundation, or rather the scaffolding upon which the modern science of International Law was built up by Gentili and Grotius. The appeals to 'natural law' in modern diplomacy, perhaps most frequently made in behalf of the U. S., have been little more than rhetorical."

N.B. This is quite a statement! It is a bad thing to do away with foundations! Again Holland seems not to know that Grotius (1583-1645) has advanced a system fundamentally identical with the ideas outlined by the great Tesuit jurist Suarez (1548-1617). Ward (An Enquiry into the Foundation and History of the Law of Nations in Europe, Vol. II, p. 614, London, 1795) says: "It is rather remarkable that in the survey of the writers who preceded him, he (Grotius) makes no mention of Suarez, the clearest of all those who have attempted to discuss the Law of Nature and the difference between it and the Law of Nations." (Grotius in a letter does speak highly of Suarez and mentions him in the bibliography of his first edition.)

Again Holland says (Sect. 2, p. 41): "Laws, the author and upholder of which is

superhuman, are within the province of quite a different science, and the jurist may be warned, in the quaint words of Thomasius, 'not to put his sickle into the field of dread Theology.'" To which the reply is made that it is one thing for a jurist to turn theologian and investigate all the laws of God and quite another thing for a rational human being, who is a jurist,

- a) to investigate those foundamental "laws of nature" which are the source and basis of all law;
- b) to have a decent regard for such laws and all other divine laws in his conduct as jurist, judge and legislator, for which a knowledge of such laws is imperatively required.

Consequences of Denial of Natural Law.

- If morality and legality are one and the same thing, anything can be made moral and good.
- 2. Legality and all obligation goes. Why obey laws?
- 3. No such thing as an inalienable right. (This is hard for Americans and our Declaration of Independence.)
- 4. Any act of sovereignty, no matter how tyrannous, would be lawful.

(See Holland, pp 67-69.)



NEWS FROM THE CHAPTERS



BENSON CHAPTFR.
By Brother Howard McCue.

Despite the loss of several-influential active members by graduating last year, Benson Chapter began the fall term with unusual activity. Every brother seemed determined to make this the chapters best year since its inception in 1921.

The Washburn Law Schools' requirement of two years college preparatory work has aided us materially in getting a high grade of pledges. We have sixteen; all of them husky youths hailing from the plains of Kansas, Oklahoma and Texas.

P A D emerged victors from the fall term law school elections. Brother Metz was elected president without opposition. The other important offices were filled with P A D's. At present our men also hold the most important offices in the college.

Debate tryout will be held soon, and it seems that the college will again be represented by P A D's. Of the six men chosen last year, four were from Benson Chapter; these men, brothers Carpenter, Crane, Reigle and Metz are on the job this year. Brother Arthur Teed, and pledge J. Rodney Stone have a good chance for the other two positions

Also, our chapter is well represented in athletics. Brother Clarence Breithaupt is captain of the basketball team, and Paul Hall is showing his old form on the gridiron. Our parties this year promise to be a big success. All of the brothers have the flee-hop craze, and house manager Steerman has been forced to deputize several pledges to help him protect the floors. Brother Steerman is also treasurer, and is performing miracles in putting the chapter on a sound financial basis.

Three of the brothers, Harry Chaffee, Barton Griffith and Earl Hatcher were married during the past summer. Hatcher displayed his usual seriousness of mind by spending his honeymoon at the University of Michigan, where he completed the summer course.

We recently acquired a new mascot in the form of a great, gapping mouthed bull dog. His name is Bob. With each new victory the brothers filed a new notch in his collar; finally it became necessary to fit him out with a nickel plated belly band to afford room for these marks of tragedy. Two of the pledges have been detailed as his keeners

Our chapter house at 1620 College Avenue has been entirely remodeled, and with the assistance of our mother Brimsmaid we have a real home, and any wandering P A D will find a welcome.



CAMPBELL CHAPTER.

By Brother Maxwell E. Fead.

We returned to school this fall with twentyfour men active, fifteen seniors and nine juniors. Contrary to all signs, omens and predictions brother Samuel Rollo Post is

back in school this year among our twentyfour. Our rushing is now getting well under way. We follow rather a deliberate policy in regard to rushing. We take sufficient time in looking the prospects over so that we are sure they are proper P A D material. Seven men have been pledged so far this year, Arthur A. Nack, Galena, Ill., Charles Livingstone, Detroit, Jose Armijo, Las Vegas, N. Mex., Noble Travis, Plainwell, Mich., Louis Reller, Pittsburg, Pa., H. Allen Hicks, Denver, Colo., and Robert Davies, Dayton, O. We are meeting new competition in the form of the law dormitories which have just been completed, but feel confident that we can hold our own.

Brother Laurens J. Henderson last spring was elected our justice for this year. We all feel that we made an excellent choice. Among those who graduated last spring we had two men who made Coif, Ronald Ryan and John This year we have six men in Bar-Clark. risters, Laurens L. Henderson, James K. Brooker, Edward McCobb, George Townley, F. Royland Allaben and Joseph McAuliffe, a very heavy allotment out of a total Barrister membership of twenty-five. Also three of our men are on the staff of the Michigan Law Review, Edward McCobb, Richard Burchell and Joseph McAuliffe. Jim Brooker is captain of Michigan's track team this year. Chuck Livingstone, one of our new pledges, is president of Mimes, our chief dramatic society. Ed. McCobb is chairman of the moot court system inaugerated here last spring.

James Brooker, one of our present seniors, was chosen at the elimination trials last spring to be one of America's representative athletes at the Olympics. So Jim went over last summer with the Olympic team to Paris, and carrying the colors of both America and of Phi Alpha Delta, came through in great style, taking third place in his event, the pole vault. After the games Jim spent some time traveling through Europe but it appears that he was especially interested in the female architecture of Paris, and the way it was built. This same interest, it is rumored, was also enjoyed by other brothers who were over last summer, Laurens Henderson and Raymond Roth. Since returning a very popular evening in this house is that of a travelogue with one of this trio usually conducting it, with sometimes a slight check from others who have been over before.

We have chosen Nov. 1st, the night of the Minnesota game, which is away from home, for our fall house dance. We guarantee that it will be a good party and we use the medium of the Quarterly to invite all brothers to come and enjoy themselves with us for an evening. Also through this medium we invite all brothers who come to the football games this year at Michigan to make our house on Hill St. their headquarters.

As has been mentioned much of our competition this year comes from the new Law Club and well it may. The first section has already been completed at a cost of over two million dollars. All who see it are convinced that when completed it will be the most beautiful group of buildings of its kind any where in the world. The total will be something over twenty million dollars, and it will cover two large blocks with its buildings and courtvards. It is built of Indiana limestone and is in a low, rambling English style that somehow radiates the same sense of veneration and strength that the law which it will foster does. This unit includes the first dormitories which hold some one hundred and sixty law students in commodious single rooms and suites of rooms. When completed there will be dormitory room for four hundred and The unit also contains the beautiful club rooms and the great dining hall with its grotesque gargoyles representing various men, seasons, and sports holding up the massively beamed ceiling. One of the towers of the unit over an archway is said to be one of the outstanding architectural features of this country.

Mr. William W. Cook, of New York City. a graduate of Michigan, is the donor of this law school and club. It is probable that he will have the law school proper and the library built as the next unit. Mr Cook besides being such a munificient supporter of Michigan and a very successful lawyer is an authority on corporations and he just lately completely revised his very fine work on that subject. The revenue from the sale of this work he has turned over to the Michigan Law School entirely, and it is to be used to pay for articles for the Michigan Law Review. It also might be well to mention in passing that our President Burton said in a recent speech that "The peak of Michigan's building program is now passed and from now on our attention will be directed to getting strong men on our teaching staff. And you may be sure we shall get as good a faculty for Michigan as money can procure."

CHASE CHAPTER. By Brother T. A. Herron.

Chase Chapter found itself compelled to give up the house which proved itself so useful last year. And so while we are without any permanent quarters at present, the arrangement is regarded by all as but a temporary one. When the new Law School, the gift of Mr. and Mrs. Charles P. Taft is completed, we anticipate that our out of town membership will increase in proportion and a house will become a necessity.

It was decided unanimously to proceed slowly in our rushing this year. The local chapter of the Phi Delta Phi has this year become extinct and we are left without a rival. In accordance with this policy we have looked over carefully the new men and to date have pledged five who seemed to have met the requirements for P A D membership. We have two or three more in mind some of whom may be pledged in the near future. We are also glad to announce that we have in our midst brother Phil Schneider from Michigan. Phil did not take so kindly to our small class and frequent recitation at first, but has become acclaimed and is now busy organizing the school into Law Clubs for the purposes of Moot Court Work. It will be the first time this has ever been tried systematically at Cincinnati and the whole school owes brother Schneider a vote of thanks for being the pioneer.

Some of the brothers have been quite active in activities in addition to their class work. Notable among these are brother Yarwood who earned a letter in the pole vault last spring, and brother Barber who great business acumen has procured the tronsfer to himself of the financial end of about every organization on the campus.

The James Gable Niffert memorial stadium which is rapidly nearing completion is being built in honor of our last year's justice, who died on Christmas Day, from injuries received in the Miami football game. Differing from most stadiums, this one is being built as a memorial by Jimmie's grandfather.

CHASE CHAPTER.

A Short Sketch of Its Existence Written By Brother H. T. Leland, '19

Scarcely six years after the famous convention at South Haven, which brought Phi Alphi Delta into existence, there was

installed at the Cincinnati Law School the Thirteenth Chapter of the Fraternity. Salmon P. Chase Chapter was installed on April 11, 1908, the result of the industrious work of brother Eugene T. Lippincott of Marshall Chapter, who may be called the "Father" of Chase Chapter. 'In substance the story of the founding of Chase Chapter is as follows: The Cincinnati Law School was one of the first institutions toward which the vounger fraternity cast its eye, with a view to establishing there a group which would serve as a nucleous for a chapter of P A D. In 1906, therefore, a delegate was sent from Chicago to the Cincinnati Law School with a view to establishing such a group. He found at Cincinnati a strong chapter of Phi Delta Phi. and after some little investigation decided the time was not opportune for the organization of such a group. In March, 1908, brother Lippincott visited the Law School and talked with several of the men whom he considered possible founders of a Chapter of the Fraternity. His proposition met with the approval of the men, with the result that Lippincott returned a favorable report to Chicago, stating that nine men at Cincinnati were desirous of obtaining a Charter from Phi Alpha Delta. A charter was thereupon issued to these nine men authorizing them to organize themselves into a Chapter of Phi Alpha Delta, resident at the University of Cincinnati, College of Law. On April 11th, therefore, these men were initiated into P A D, and at the suggestion of brother Charles E. Weber, one of the group, they chose the name of Salmon P. Chase for the new

These nine men were:

Howard Bevis, Orin C. Clement, Frank H. Cox, Michael J. Dosch, Frank A. Ralston, Harry L. Reisinger. William H. Shepard Charles E. Weber, Charles J. Tatgenhorsi.

At first Chase Chapter existed "sub rosa" because of the opposition which it feared from the rival fraternity. With one or two exceptions the members of the faculty of the school did not know of its existence, and hence, with the shield of secrecy the men were able to strengthen their organization in-

ternally, for the coming opposition. Brother William L. Shepard was elected the first Justice; Brother Howard L. Bevis, Clerk; Brother Frank Ralston, Financial Secretary; Brother Charles Tatgenhorst, Treasurer and Brother Orin C. Clement, Marshall.

With the opening of the school in the Fall of 1908, two of the nine men did not return, and under this handicap, the seven were forced to begin their rushing. Five men were pledged in spite of the strong opposition, and on December 9th, 1908, the men together with two honorary members were initiated. From this time on, progress was steady and the Chapter grew gradually into a strong and united Brotherhood. The question of securing a house for the Chapter was the next problem; this, however, was dropped during the first few years of the Chapter's life because the smallness of the Chapter's life because the smallness of the Chapter did not permit such a financial obligation.

In a short sketch of the life of Chase Chapter it is impossible to recount the details of the Chapter's history during the years 1909 to 1917. Suffice it to say that these were years of rapid growth so that when America entered the war Chase Chapter boasted an Alumni body of one hundred. The Chapter had also secured a home which it had rented.

With the outbreak of the war, the house was given up and the furniture and records stored. During the summer of 1917 the majority of the Chapter enlisted in one form of the service or another, so that when the Law School opened in the fall but five members returned. While the lack of a house handicapped the rushing of the younger men then in school, it did not prevent these five men from pledging and initiating nine men in November of that year. The war overshadowed all things at that time and the Chapter decreased in members as the year 1917-18 drew to a close. The SATC made its advent in 1918, and, as you all know killed the functioning of the fraternity world. Despite the pseudo-militar discipline of the SATC, eight men were pledged by the five actives in the Chapter and an initiation was held after the "flu" quarantine was raised in Cincinnati. The opening of the Law School in the Fall of 1919 brought "peace and prosperity" to the Chapter once again. A house was had the summer before and when its doors were opened, Salmon P. Chase Chapter announced that it had stood the test which has killed many chapters of many fraternities-a war.

Chase Chapter has been fortunate, too, in that but three active and alumni members have been taken by death. Brother Grover Peacock died very suddenly while a member of the active chapter, on June 13th, 1914. Brother Justis Sunderman died of influenza, while in the United States Service, on October 2nd, 1918; and then, on March 5th, 1919, came the shocking news of the death of Brother William L. Shepard, a Founder of Chase Chapter and its first Justice. Each of these deaths has caused a shadow to fall upon the activity of the Chapter, yet—"death cannot kill that which never died"—brotherly love.

The Chapter is fortunate, also, in having a goodly list of honorary members who are prominent lawyers and judges of Cincinnati. John W. Warrington, until recently presiding justice of the U. S. Circuit Court of Appeals, Sixth District; Francis N. Hamilton, Gideon C. Wilson, Oliver B. Jones, C. W. Yungblut, Stanley Struble, Frank Gusweiler, all prominent judges in the Courts of Cincinnati. While among the older attorneys Chase Chapter counts Albert Bettinger, Frank Moorman, Sr., Sam Smith and C. A. J. Walker.

The Alumni of Phi Alpha Delta in Cincinnati felt, in 1912, that they should be organized into a Chapter so as to uphold and strengthen, in a larger way, the Fraternity on the City. Consequently, on September 12th of that year the Cincinnati Alumni Chapter was organized, with Brother Howard L. Bevis, George Herold Roland Kraw, Gregor B. Moorman, Raymond O'Brien, Grover Peacock, Frank Ralston, William L. Shepard, Charles Tatgenhorst and Charles E. Weber, of Chase Chapter, and John M. Welch of Calhoun Chapter as Charter members. Since that time Cincinnati Alumni have grown with each succeeding year, and Chase Chapter feels proud to "graduate" its activities into a larger organization of P A D.

CORLISS CHAPTER. By Brother W. A. Jacobsen.

With the exception of brothers Jahr, Freeman, Nelson, Crum and Lindell, who successfully graduated last spring and were duly admitted to the bar, Corliss Chapter is back 100% strong.

Our first meeting was held at the Frederick Hotel where we had a dinner followed by a discussion of all problems that required our immediate attention. Among those present was brother Cooley, who at the present is a member of our law faculty. Atkinson another member of the faculty was unable to

At our last meeting we voted on several men, who should greatly strengthen our chapter.

At the close of the last school term Mr. Vold and Mr. Rowley resigned from our faculty to accept other positions, so on returning this fall, we found that our Dean had succeeded in securing two efficient men to fill the vacancies.

At the present time, all of the members are feeling well and in high spirits, but wait—ti won't be long until they will be approached regarding a very serious matter—dues. We will report all serious accidents at a later date.

FIELD CHAPTER.

By Brother Homer W. Buckley.

Field Chapter has started off on its maiden year under its new name, Stephens J. Field Chapter. The use of the name "Temple" Chapter for the two chapters of the two law schools of the University of California resulted in much confusion and necessitated a chance by one or the other chapters. The original chapter was at Hastings College of Law of the University of California and was located in San Francisco. In 1911 a branch of that chapter was established in the School of Jurisprudence of the campus of the University at Berkeley. We being a branch chapter it was decided that we should apply for a charter and a new name.

We chose the name of Stephens J. Field who was the Chief Justice of the Supreme Court of California and a member of the United States Supreme Court. Field became a member of the California Supreme Court in 1857, he bacame Chief Justice in 1859, and left that bench in 1863. He was appointed by President Lincoln to a judgeship on the Circuit Court of the United States for the District of California and Oregon, established by the Act of 1863. He went to the United States Supreme Court and served there until Dec., 1897, a period of thirty-four years. A period longer than any other justice has ever served.

Stephen J. Field was one of the famous Field triad. The other two being Cyrus W, who laid the Atlantic cable, and David D, who was a New York lawyer and author of the New York Civil Code.

The present college year started off poorly with a great number of the brothers abeaution. Six brothers having received their J. D. degrees and passed the "Bar," are now out among the "hard knocks." Two of the brothers are now at the University of Southern California. There are seven others that remain unaccounted for, making a total of fifteen absentees.

But a poor start does not necessarily prevent a good sprint. This is evidenced by the fact that our Justice, Philip Deuel, is now the President of the Boalt Hall Law Association by a vote of two to one. Brother Edwin Geary was the unamious choice for treasurer of the Association. Brother Geary is also manager of the Boalt Hall baseball team, And brother Lloyd Tweedt has been appointed Chairman of the Board of Governors of the law school.

We have been more than pleased by a visit from our General Secretary Ludwick. We have also been complimented by the visits of several brothers from eastern chapters.

We are the happy recipients of a large size autographed picture of brother Wm. Howard Taft.

Professor Dudley McGovney of the University of Iowa, who is in residence for the fire half-year, and Professor Henry Mallantine of the University of Minnesota, who is to be a permanent member of our faculty, were recent guests of ours at one of our bi-weekly luncheons.

FLETCHER CHAPTER. By Brother Reeves Bowen.

When the smoke cleared away after the rushing season had ended at the University of Florida Law School, it was readily apparent that Fletcher Chapter of Phi Alpha Delta had securely entrenched herself for the year. We were confronted with an unusual situation in that there were only three men that we would consider among the few that had the required average of 85% for the last semester of last year. It seemed that Phi Delta Phi, our strongest rival, wanted just those three men, but by diligent work on the part of our Justice, aided by other men in the chapter, we were able to pledge two of the three. We were delighted with our success, the more so because Phi Delta Phi has had a chapter here since about 1920.

The only fly in the ointment was the deplorable fact that there were not more eligible men. The reason for the scarcity of men lies in the adoption of a ruling to the effect that each man who matriculates in our Law School must have prerequisite work in the Arts and Science College. This rule went into operation last year, and it served to cut our enrolment down to such an extent that the percentage of men making an average of 85% was extremely small. However, there is a number of likely prospects among the Freshman Law Class of this year, and we are going to lend our best efforts toward having them regard Phi Alpha Delta in the most favorable light.

We faced an additional handicap imposed by the loss of all but six of our men through graduation and admission to the practice of Law via the Bar Examination route. Brother Paul Emmert, '23-'24 Justice, is with Landis, Fish & Hull in De Land, and other brothers are located in Tampa, Jacksonville, Miami and Okecciobee.

The personnel of our little chapter is made up of men active in forensic, journalistic and athletic lines. Five of our men belong to Social Fraternities, two are members of Alpha Phi Epsilon Debating Fraternity, one a member of Phi Kappa Phi Scholastic Fraternity, one on the University Budget Committee, and one on the University Wrestling Team.

Our justice, Carroll W. Fussell, has twice been selected to represent the University of Florida in Debates with other Universities, and is practically certain of making a team this year. Besides being at the head of his Social fraternity, Sigma Epsilon, he is President of Blue Key, an organization composed of Student-Body Officers, and was President of Alpha. Phi Epsilon Debating Fraternity last year. His diversity of talent is further illustrated by his being a member of Phi Kappa Phi Scholastic Fraternity as well as rating high among the tennis players of the University.

J. W. Usher is Business Manager of our school publication, The Alligator. James N. Frielding is Assistant Librarian of the Law College. Reeves Bowen, a Member of the University Budget Committee, was on the team that won the Inter-Society Debating cup for the Law College last year, and is on the University Wrestling Team. Lincoln C.

Bogue, one of our pledges, is a swimmer of note and holds a University record in this sport.

Although our chapter is regrettably small, we are working hard to build it up to be worthy of the best Law Fraternity in the country—Phi Alpha Delta.



JEFFERSON CHAPTER. By Brother James A. Blake.

The Law School of the University of Virgina opened the session of 1924-25 with an enrollment of two hundred and seventy-five students. The Law School looks forward to one of the greatest years in its history. Mr. Harold H. Neff, of New York City, B. A., M. A., L. L. B., of the University of Virginia, has been added to the faculty. This addition to the faculty has made it possible to extend the curriculum so as to include two new courses; namely, Legal History, under Professor Dobie; and The Draughting of Instruments, under Professor Neff.

Jefferson Chapter, with the opening of their new chapter house on Virgina Avenue, promises great things for the coming year. A great loss fell on us by the graduation of ten men last June, but we their understudies, who they carefully schooled in chapter affairs, have taken the reins and hope to make this a banner year for P A D, on the campus. Brothers Wetherby, Lovelace, Whilden, and Gray won positions on the editorial staff of The Virginia Law Review, in a recent competitive examination.

The Chapter House was officially opened Saturday, September the 27th, with a smoker for the members and pledgees. It was a typical P A D house warming, and the brothers expressed their great satisfaction over the new Chapter House. We had fifteen active return to school, and on September the 29th Brothers Kelly, Boston, Morgan, Coleman, Yancey and Headlee were initiated.

In closing Jefferson Chapter sends greetings to all brothers of P A D and wishes them a successful year in their studies.



Our new Chapter House at the University of Virginia

KNOX CHAPTER. By Brother August J. O'Connoc.

I am writing you concerning the activities of Philander C. Knox Chapter, over the past year. It is a matter of personal regret that this information was not transmitted earlier, but I trust that you will pardon the delinquency and use whatever portion that you desire for the next issue of the publication.

It had been planned last year to maintain, a but the large percentage of the brothers, being already members of social fraternities were unable to transfer their residences, and hence the remaining number of brothers were insufficient to maintain a house. It is the ambittion of the chapter though to maintain a house to centralize fraternal interests and build un chapter spirit.

The year past was an active one for Knox Chapter. While there is no other professional fraternity to compete with in rushing, there is a so-called law club which holds regular meetings and discussions. We secured eight of the choice members of the incoming class as pledges. That our selection has been a wise one and one that will build up the chapter is apparent. Brother O'Connor has long been active in campus athletics and has been annually hous. With high student body offices. Brother Pauner is active in dramatics, and has participated in debating. His grades were the highest award in the law school and he was this year initiated into Phi Kappa Phi and Deltz Sigma Rho.

Of the old m mbers that will return next year, brother Howe is most active. He is the foremost orator in the University, and has been a varsity debater since enrollment as a Freshman. He was awarded Junior Scholar Honors this year and elected to the Presidency of the Law Student Body. He was a member of the team which won the western debating championship from USC in Los Angeles by a unanimous decision.

Brother Cornelius is also a member of Phi Kappa Phi and a holder of several student body offices since his enrollment.

A banquet for the incoming pledges and for the state alumni was held at the Santa Rita Hotel in March. Brothers Swinford, and Curtiss of the Faculty were present and addressed the chapter members and pledges.

The Chapter's scholastic average was exceptionally high throughout the year, and it is a matter of pride that no other comparable professional organization or fraternity approached our record.

With a wealth of incoming material to pick from next year, the chapter should have a successful first semester. At the present time, every office in the Law Student Body is held by a P A D. We hope to again secure control at the coming election.

A final banquet was held in the Old Main Building just before the close of the semester. The principal speaker of the evening was Professor Cunningham of the Public Speaking Department.

It is the sincere hope of the chapter that there will be several P A D transfers to Arizona this next year. Brothers Glover, Jerman and Stricth are leaving through graduation and the chapter will feel their loss.

Brothers Noon and Smith are candidates for the offices of County Attorney of Santa Cruz and Pima Counties, respectively.



NEWS OF MAGRUDER BPOTHERS.
(Kindness of Brother Albert J. Harno,
Dean of the Illinois University
Law School.)

Brother Walter C. Barnes is in the advertising game in Chicago.

Brother Orlin M. Barnes is with the Franklin Life Insurance Company at Sprinfield.

Brother Benjamin F. Baum is associated with the contracting firm of H. W. Baum Company of Salt Lake City, Utah.

Brother Elliott Billman is a member of the law firm of McLaughlin and Billman at Sullivan. It has only been during the past year that brother Billman has taken unto himself a wife.

Brother DeWitt Billman directed the compilation of the Smith-Hurd edition of the Revised Statutes of Illinois for 1923. He was assisted by the venerable Judge Oliver A. Harker who has been connected with the College of Law of the University of Illinois ever since it was established.

Brother Floyd E. Britton has been an Assistant Attorney General of the State of Illinois during the Brundage Administration. He assisted with the civil suits against Governor Len Small that are now pending in the Courts. He is located at Springfield.

Brother William E. Britton has been called to a Professorship in the College of Law at the University of Illinois. During the past several years he has been a Professor of Law at Indiana University. He has made rapid strides as a teacher and a scholar.

Brother Oscar W. Burgess is with the Regensteiner Colortype Co. of Chicago.

Brother Adrian L. Buschman is State Manager of the Belt Insurance Co. for the State of Missouri with offices at St. Louis. Brother Glen J. Cameron is County Judge of Peoria County at Peoria.

Brother John T. Chadwell is the Alumni representative of the University of Illinois on the staff of the Illinois Law Review. He is connected with a Chicago Law firm.

Brother George Clendenin is a part owner of the Illinois State Register which is published at Springfield.

Brother Maurice Cone is engaged in the practice of law at Sheridan, Wyoming. This is the old home town.

Brother Thomas A. Cunningham is General Superintendent of the Q. R. S. Music Roll Company of Chicago.

Brother Essel R. Dillavou is the head of the Department of Business Law in the College of Commerce of the University of Illinois. He has an A. B. and J. D. degree from the University.

Brother Roscoe C. Dillavou is a member of the firm of Dillavou and Moore at Billings, Montana. Brother Harry C. Moore is the jurior member of the firm.

Brother Walter F. Dodd is the senior member of the law firm of Dodd, Matheny and Edmunds at 105 West Monroe Street, Chicago. Brother Dodd has written numerous articles and books in the field of Political Science.

Brother Morris D. Durham is a District Manager for the Real Silk Hosiery Company of Indianapolis. He plans to open a branch office at Rockford, Illinois.

Brother Marshall Edwards is engaged in the practice of law in the State of Florida.

Brother James E. Etherton is engaged in the banking business at Carbondale. He was formerly a member of the General Assembly of the State of Illinois.

Brother Clarence J. Fisher is engaged in the practice of law at Kenosha, Wisconsin.

Brother Horace J. Francis is in the advertising game in New York York City. We hope that he returns to complete his law work at the University.

Brother A. Macy Gaddis is Assistant State Engineer of the State of Nebraska with offices at Scottsbluff.

Brother Henry E. Gaddis is Statistician with the Northwestern Mutual Life Insurance Company at Chicago.

Brothers James and John Gibson are engaged in the practice of law at Tulsa, Oklahoma. Brother Robert H. Gilson is engaged in the practice of law in Chicago and Blue Island.

Brother Bartlett S. Gray is City Attorney at Geneseo. He was the first Justice of Magruder Chapter.

Brother Palmer M. Gunnell is a Lieutenant in the United States Navy. He has been on the U. S. S. Parrot.

Brother Drue A. Green is in the law office is a very fortunate connection and we understand that brother Green is making good. He always was a hustler and was well liked when he was in school.

Brother Bernard W. Harrington is in the law office of Frank O'Donnell at Chicago.

Brother Earl C. Harrington is associated with Louis A. Busch. They have offices in the Robeson Building at Champaign. Mr. Busch was formerly State's Attorney of Champaign County.

Brother Robert H. Harms is with the law firm of Ellis and Vickers, 714 Bank of Italy Bldg., Los Angeles, California.

Brother William P. Holaday of Danville is a member of Congress from the 18th Congressional District. He succeeded the Honorable Joseph Cannon who voluntarily retired in 1922.

Brother Charles G. Howard is an instructor in Business Law in the College of Commerce of the University of Illinois. He has been with Green and Palmer of Urbana.

Brother Oaron R. Ivens is Assistant State's Attorney of Mascon County at Decatur, Illinois.

Brother Stanley Icenogle is engaged in the practice of law at Canton.

Brother Charles E. Jones has been State's Attorney of Crawford County. He did not run for re-election this year and will probably engage in the practice of law at Robinson.

Brother Homer Kastrup is with the Illinois Bell Telephone Company at Chicago.

Brother Charles E. Keck is with the Keck Furniture Store at Champaign. The Magruder Chapter house was furnished by Keck's at cost. This is the kind of a brother that Charlie is. He is always ready to lend the boys a hand.

Brother Fred H. Kelly is with the law firm of Craig and Craig at Mattoon. Brother Charles H. Kinnane is an instructor in the College of Law at the University of Wyoming. During the past summer he took post graduate work at Yale.

Brother Arthur Kinnane is in the law office of his uncle at Bay City, Michigan. He too joined the ranks of the married last Christmas.

Brother Leroy Kershaw is the owner of Kershaw Stock Farm. He raises Aberdeen Angue Cattle. His office is in the Flynn Ames Bldg, at Muskogee, Oklahoma.

Brother Ralph B. Lathrop is associated with his father in the monument business at Robinson. He is a member of the school board too.

Brother Lloyd W. Lehman is with the Legal Aid Bureau in Chicago. He expects to continue there another year.

Brother Everett Lewis is engaged in the practice of law at Christopher.

Brother D. David McKay is engaged in the practice of law at Leroy.

Brother Timothy McKnight of Carrolton is State's Attorney of Greene County.

Brother Thomas H. Marshall of Albion is the Republican nominee-for State's Attorney of Edwards County. This is a strong Republican County so we can address him as the State's Attorney. We are mighty glad to see Tom make good. He always has in everything that he attempted.

Brother Harry C. Moran is a member of the law firm of Johnson, Moran, Pultzer and O'Donnell at 112 West Adams Street, Chicago.

Brother Paul H. Miller is with the Goodyear Tire and Rubber Company of Chicago.

Brother Thomas M. McNutt of Charleston is Sheriff of Coles County.

Brother Harry S. Norton is engaged in the practice of medicine at Camp Wood, Texas.

Brother Glen Paxton is with a Chicago law firm.

Brother Charles R. Patterson is engaged in the practice of law at Sullivan.

Brother James A. Peterson is junior member of a law firm at 11 South LaSalle Street, Chicago.

Brother Guy B. Reno is a member of the law firm of Large and Reno at Rockford. Both members of the firm were formerly Assistant State's Attorneys of Winnebago County. Brother Earl F. Schoening is a student in the School of Law of the University of Chicago.

Brother William H. Sanson is engaged in the practice of law in the State of California.

Brother John H. Searing of Murphysboro is State's Attorney of Jackson County.

Brother John P. Senning was granted his degree of Doctor of Philosophy in Political Science at the University last spring. He is an instructor at the University of Nebraska.

Brother Winfred G. Skelton is a first Lieutenant of Infantry with the 16th at Camp Dix, New Jersey.

Brother Claude M. Swanson of Paxton is State's Attorney of Ford County. He is a candidate for re-election at the November election.

Brother Carl A. Swenson is with the law firm of Knight and Mohr at Rockford.

Brother Lawrence P. Simpson is an instructor in Business Law in the College of Commerce of the University of Illinois. He was formerly engaged in the practice of law in Chicago. He intends to make a tour of Europe next summer.

Brother Robert P., Shonkwiler of Monticello is the Republican nominee for State's Attorney of Piatt County. This is also a strong Republican County so December first will see Bob as State's Attorney.

Brother Roscoe Tygett is Postmaster of Christopher, Illinois.

Brother Frank G. Thompson of Mt. Vernon is State's Attorney of Jefferson County. You will perhaps remember reading his name in connection with the recent poison murder in his city. He intends to secure a joint murder indictment against the Reverand Lawrence Hight and Else Swetin.

Brother Fred L. Wham of Centralia is a member of the Board of Trustees of the University of Illinois. He is a member of the law firm of Wham and Wham.

Brother Roscoe D. Wyatt is Secretary of the Chamber of Commerce at San Jose, California.

Brother Lewis B. Wilson is connected with a Rock Island Bank.

Brother I. Maurice Wormser is a Professor of Law at Fordham Law School in New York City. He is also engaged in the practice of law.

Brother Leslie Wilbourn of Cairo is State's Attorney of Alexander County. Brother David A. Warford is a member of the law firm of Watson and Warford at Elizabethtown.

Brother John N. Zimmerman of Efflngham is the Republican nominee for State's Attorney of Efflngham County. He is backed by the best people in the county so he ought to win the race. Everyone is for good roads in his county and this means votes for the Republicans.

Brother Paul W. Brosman is an instructor in Business Law in the College of Commerce of Indiana University at Bloomington. He assisted with the course in Willis at the University of Illinois last semester during the illness of Professor Pomeroy. Needless to say Paul made good and we know that success will follow him.

Brother Cushman Bissell is attending the Harvard Law School at Cambridge. This is his Sophomore year.

Brother Linwood Brickhouse is engaged in the practice of law at Little Rock, Arkansas. He was married last spring so we suppose that he is truly a struggling young lawyer.

Brother W. Paul Rogers is engaged in the hardware business at Bloomington, Illinois.

Brother Henry K. Vreeland is a Second Lieutenant of Field Artillery and is stationed at Fort Benjamin Harrison, Indiana. He was commissioned the first of August.

Brother Roland E. Winkleman is a member of the law firm of Williamson and Winkleman. Brother Winkleman has been quite active in Legion work.

There are nine full time men on the faculty of the college of law of the University of Illinois. Mr. Eliott Cheatham of Atlanta, Georgia, has been called to a Professorship, He was granted an A. B. degree from the University of Georgia in 1908 and his LL. B. from Harvard in 1911. He was elected to Phi Beta Kappa at Georgia and was an honor student at Harvard. He recently represented southern manufacturers in the Pittsburgh Plus controversy. Also Mr. George Weisiger has been appointed as an Assistant Professor of Law and Law Librarian. He holds the degrees of B. S. and LL. B. from the University of Illinois, and a J. D. from Yale.

Judge Oliver A. Harker, the grand old man of the Law School says that "Every man, if he's worth his salt, has a desire to leave a monument behind him when he goes. In the lawyer, if a teacher or practitioner, it may take the form of written treatises or participation is eelebrated litigation, or if a judge, in learned written decisions. However, the monument I desire to leave is not in any of these things, but is in the hearts of the men I have known as students of the law at Illinois." Every man that knows the Judge know that these words come from the depth of his heart. He is truly loved by the students of Illinois.

Major Roland M. Hollock of the Judge Advocate's Department has been the Assistant Judge Advocate of the Sixth Corps Area at Chicago. He was the personal representative of Major General Harry Hale for the State of Illinois for the Defense Day program. Brother Hollock has received orders transferring him to Panama. He will be in Panama by the time this is read. He expects to be there several years. The Major was in Rockfore on the seventh of October as President of a Board to hear a number of claims against the War Department for damages in respect to Camp Grant. He addressed the Reserve Officers at the University on the 8th. This was the Major's second visit to Illinois. he having been a guest at the chapter house before school terminated last semester. Brother Hollock was the first National Justice of the Fraternity.

Brother Kenneth Pierce, Capen '24 is associated with his father in the practice of law at Carmi.

Brother and Mrs. John R. Snively of Rockford, Illinois amounce the birth of a son at Cottonwood, Illinois, on the twenty-third of August, 1924. Mrs. Snively was formerly Mable Ruth Holland and is a graduate of the College of Liberal Arts of the University of Clinois. His father hopes that the boy will be an attorney some day but at present the boy shows more promise of being an orator or a fotoball star.





MITCHELL CHAPTER.

By Brother Edward N. Notesteen

The beginning of the new school year at the University of Minnesota found Mitchell Chapter, P A D somewhat depleted in numbers but not at all lacking in the proper spirit to carry us through another successful year. We hope to overcome the loss sustained by graduation by the initiation of a sufficient number of carefully selected candidates for P A D, to again bring our membership to full strength.

The following members of Mitchell Chapter returned to school this year: Hugh M. McDonald, Harold E. Gilbert, Lewis R. Gillette, John B. Arnold, Melroy C. Rockne, Edward W. Spring, Leo Hatlestad, Donald J. Kelley, John W. Fishbach, Fred T. Scanlon, Melvin N. Hoiness, Douglas P. Hunt, James L. Krusemark and Edward N. Notesteen.

As the open season for pledges has just started we have nothing yet to report in that line. Our first smoker will be held next week at which time we will have the first opportunity to look over the "raw material."

Scholastically we have reason to be particularly proud of the record made by this chapter last year. Of four men chosen for the Order of the Coff, P A D claimed two. It might be added that the other two who achieved that high honor were non-fraternity men. On the Minnesota Board of Law Review we were represented by James L. Hetland (President), Arthur M. Clure, Edwin E. Dickson, Leonard O. Langer, Douglas P. Hunt, and Fred T. Scanlan. Brothers Hetland and Clure were the two elected to Coif.

For the school year just ahead we have only two active men on the Law Review— Brothers Scanlan and Hatlestad—Brother Hunt having withdrawn to take care of outside work.

A word concerning the brothers who graduated last spring: Brother Hetland is associated with the firm Rockwood & Mitchell of Minnespolis. Brothers McCable and Clure have formed a partnership and are practicing in Duluth, Minnesota, Brother Holst is located at Red Wing, Minnesota, and is engaged in active practice. Brother Manley is practicing in Rockford, North Dakota and is a member of the firm of Manley & Manley. Brother Al Johanson has been taken into a partnership at Wheation, Minnesota. Brother Langer, is associated with the firm, Lancaster, Simpson, Junell & Dorsey of Minneapolis. Brother Dickson has not yet located. We expect great things from these men, both because of the wonderful schoolastic records they have made in the past and the ability they have shown in getting located when the competition in the legal profession has been so keen in this locality.

We hope next time to give you the returns of another mile post in the school year successfully passed.

NEW YORK ALUMNI CHAPTER. By Brother Thomas W. Constable.

The New York Alumni Chapter has apparently come to life with a vengeance. For some time efforts have been made to keep members in touch with one another through a weekly luncheon held in Lower New York. These were not always well attended due to the business engagements of brothers and, of course, those present had often but a few moments to spare. In July an attempt was made to secure a good attendance at a dinner, and resulted in over twenty brothers being present at a very enthusiastic and enjoyable function. It was evident from the spirit shown by those who came, as well as by the communications of those who could not be present, that a spirit existed, justifying the hope of accomplishing much in the future.

Arrangements were accordingly made for a Chapter Dinner and business meeting to be held on Thursday, September 25th, at the Army and Navy Club of America. In the White Room of that club, which was formerly part of Von Bernstorff's suit, when the building was occupied by the German Club, thirty-three P A Ds spent a most interesting and pleasant evening. While the majority were former members of Rapallo Chapter, yet the following Chapters were also represented,

which indicates the representative nature of the New York Alumni Chapter: Benton, Calhoun, Green, Livingston, Storey and Taft. It was ascertained that many other brothers are living in New York or vicinity, and it is hoped to have one hundred P A Ds at the next New York dinner.

The guests of honor at the dinner were Honorary Member I. Maurice Wormser, Editor of the New York Law Journal, and Professor of Law at Fordham University, who spoke on the value of legal fraternities in the law schools; Justice Hanel and Vice Justice Gale of Livingston Chapter, who spoke of the activities of that chapter and the encouragement given to the active men to know that an alumni organization existed in which they could participate after completing their college education.

At a business meeting held after the dinner the following officers of the New York Alumni Chapter for the ensuing term were elected:

Harry B. Finn, President, Louis A. Sigaud, First Vice-President, Charles W. Darling, Second Vice-Presi-

Thomas W. Constable, Secretary and Treasurer.

The success of these two recent functions of the New York Alumni Chapter indicates a very successful season ahead for it and points to a large increase in membership due to the number of brothers who are available, and have not yet been communicated with. While officially the festivities at the last diner terminated about midnight, it is rumored that faint echos were still to be heard at four a, m. Fortunately rumor mentions no names in this connection.

The following members were present:

Brothers: Demarest of Rapallo Chapter, District Justice, Finn, Foster, Rebori, Ireland, Wolf, Ferris, Barnitt, Gatter, Sigaud, Byron, Cornell, Myers, Blythe, Halla, Farrell, Ahrberg, Savarese, Saporito, Cooper, Palmer and Constable of Rapallo Chapter.

Brother Wiley of Benton Chapter. Brother Humble of Green Chapter. Brothers Randall and Powell of Taft

Brother Darling of Calhoun Chapter. Brother F. J. Conroy of Story Chapter. Brothers Hodges and Carpenter of Livingston Chapter. Some of the boys were unable to be present, but they certainly had good excuses, judging from the following examples: Brother Mortimer B. Bernstein advised that the day set was his birthday and somebody was going to give him a "surprise" party. Brother Ranson G. Banker advised that he was going to be married on the second day following the affair and was all in a hustle for that event, for which we certainly cannot blame him. He has our heartfelt good wishes.

Brothers who are now residents of New York City and vicinity, no matter what chapter they originally came from, should get in touch with brother Constable, Secretary and Treasurer of the New York Alumni Chapter, 15 Park Row, New York City, and have their names added to his list so that he can send them announcements of coming events.



REESE CHAPTER By Brother Bertram Hawkins.

Reese Chapter started out the new year with a greatly depleted roll of membership. Only thirteen men returned to school this fall, out of a membership of thirty-four last spring. We realized that if we were to maintain a house this year it behooved tus to get into action on pledging. The brothers responded nobly to the call for men and in a very short time we had twelve pledges, representing the cream of the freshman law class for this year, and also a few choice pre-laws. With this addition to our chapter, we will rank with the best of them.

The members who returned this fall are: Black, Brown, Clark, Drummond, Hawkins, Mathews, Medlin, Miller, Norton, Scherich, Simmons, Williams, and Wolfe. An initiation was held Oct. 5 and Johnson, Klinck, Lyon, Little and Mincer were admitted to brotherhood in P A D. This brings our total number of members up to eighteen.

The pledges of Reese Chapter for this year are: Edward Asche, Leigh, Robert F. Craig, Lincoln; Victor Foss, Lincoln; John Conley, Lincoln; Charles Fisher, Chadron; Whitney Gillilland, Lincoln; Howard Hanson; Herman; Ira Krosee, Adams; Alfred Luebs, Grand Island; Elmer Magdanz, Pierce; Donald Sampson, Central City; and John Sheldahl, Lincoln.

Officers for this year are: C. J. William Norton; V. J. David Mathews; Clerk, Bertam Hawkins; Treasurer, David Simmons. Under the able leadership of these men P A D is assured of a prosperous and highly successful year.

The members of Reese Chapter are not neglecting their social obligations. The season was opened with a bang Oct. 11, when our first house-dance was held. It proved to be a "howling" success. Everyone had a good time as they always do at P A D parties. The next event on the program is the annual Fall Party, which is to be held the night of the home coming celebration, Oct. 18. Many grads are expected to be here to attend the party and the Colgate game.

It is with sorrow that we announce the death, on Sept. 25, of brother Gerald Maryott, Reese Ex. '24. Brother Maryott entered the Law College in 1921, and finished the year with an average grade of ninety-seven, the highest in his class. During the summer of 1922 he was stricken with spinalmeningitis, and from then until his death was confined to bed. Dean Seavey of the Law College expressed the opinion that brother Maryott was undoubtedly one of the best men who ever attended the Nebraska Law College. Not only as a scholar, but as a man, Gerald Maryott was loved and respected by all who knew him.

Reese Chapter wishes success to every other chapter of P A D, in the year which we have just started. Let's all get together and make P A D the best legal fraternity in the world, not in our own minds, for we know that already, but in the minds of everyone.

DUNBAR CHAPTER. By Brother Chester A. Lesh.

I herewith transmit to you certain information relative to the membership of Ralph O. Dunbar Chapter of the Phi Alpha Delta Law Fraternity, located at the University of Washington.

The boys of this chapter have done well in scholarship during the past year, brother Joseph Nievinski being the honor student of the gratuating class in June and awarded the distinction of having his name engraved on the Phi Alpha Delta Plaque which is located in the Law Library, an honor conferred on the member of each graduating class who leads his class in scholarship.

Brother Walter Malone has done mighty well in crew during the past year, being a member of the Junior Varsity crew which helped win the crew championship at Poughkeepsie, N. Y., last June.

Brother Julian Matthews, who graduated in June and has now opened his own law office in the Smith Building in this city, closed the year he has served as President of the Oval Club, the Upperclassmen's Honorary at Washington. Brother Fred Boynton is to be President of Oval Club during the ensuing year.

Brother Clifford Langhorne the new Justice of the chapter is also a member of Oval Club and President of the Big "W" Club.

Brothers Bartlett Rummel and Orrin Vining, both Varsity Debaters at Washington, will continue their study of the law at Columbia University this year.

Brother Chalmers Walters, regular center on Washington's football lineup, hopes that Washington will finish at the top of the list in the Coast Conference this year.

Brother Abbott C. Lindsey, Lester T. Parker ad Roger L. Shidler are now practicing law in this city, having graduated in June.

The rest of us remain to carry on the good work of Phi Alpha Delta in the Law School of the University of Washington and hope that our efforts shall not be a discredit to this chapter.

Active members of Ralph O. Dunbar Chapter of Phi Alpha Delta:

Arthur A. Anderson, Stephen D. Brown, William Charleston, Jo. D. Cook, Thomas Gose, Fred S. Hendricksen, Clifford M. Langhorne, Arthur Langlie, Wesley Langlow, Chester A. Lesh, Walter Malone, Harold Morford, Maurice W. Orth, Dinsmore Taylor, Chalmers Walters, John Walthew, Arnold Cobley.

Members who graduated in June 1924:

Fred Boynton, Abbott C. Lindsey, Joseph Nievinski, Bärtlett Rummel, Orrin Vining, Lester T. Parker, Roger L. Shidler, Julian O.

Officers of the chapter to serve during the ensuing year:

Vice-Justice, Maurice W. Orth; Secretary, Dinsmore Taylor; Treasurer, John Walthew; Marshal, Chalmers Walters. Corresponding Secretary Chester A. Lesh.



LIVINGSTON CHAPTER By Brother J. L. Jackson.

Livingston Chapter resumed activities with the opening of the University, September 24. Twenty-five active members make up the chapter's present roll, and the prospects for increasing the number without loss of quality seems unusually bright. It is the present plan of the chapter to make the coming months productive of a maximum benefit to its members, and thereby promote the aims, aspirations, and ideals of P A D.

The list of active members follows: Officers:

Justice, Leon Louis Hanel; Vice-Justice, Marland Gale; Clerk, Jay L. Jackson; Treasurer, Ralph B. Plager; Marshall, Joseph B. Kenny.

Gratuating 1925:

William Orville Douglas, Yakima, Wash. Marland Gale, Rochester, N. Y. James P. Gifford, New York, N. Y. Harold Francis Garrahan, Wilkes-Barre, Penn.

Leon Louis Hanel, Williamsville, N. Y. Nathaniel J. Harben, Bluffdale, Texas. George DeForrest Home, Los Angeles, Cal.

Howell Arthur Inghram, Newman, Georgia.

Joseph Benedict Kenny, Hoboken, N. J. Charles Miller, Corona, L. I., N. Y. Charles Henry Paradise, Albany, N. Y. Ralph B. Plager, Sutherland, Iowa. Caroll Metur Shanks, New York, N. Y. Siebert Wenerd, Philadelphia, Penn.

Graduating 1926:

Frank A. Biba, Brooklyn, N. Y.
Asbury Hayne DeYampert, Scotts Sta.,
Ala.

Raymond R. Fiero, Brooklyn, N. Y. Elbert Thos, Gallagher, Grove City, Penn. W. Eddy Heath, Flemington, N. J. Jay Loyd Jackson, South Bend, Indiana. Robert Harold Kilroe, New York, N. Y.

We are glad to announce the transfer to this chapter of brother Knox Miller of Holmes Chapter and of brothers E. B. Rummell and J. O. Vining of Dunbar Chapter.

Livingston Chapter extends the right hand of fellowship to its brothers in P A D everywhere. Our best wishes attend their efforts in every worthy field of endeavor.

Livingston Chapter takes pride in announcing the recent marriages of brother George DeForest Home to Lucie Eloise Hartzell in Los Angeles, Cal., Sept. 5, and of brother Howell A. Inghram to Helen Cox in Monroe, Ga., Sept. 10.



MARSHALL CHAPTER. By Brother R. C. Stevenson.

An afternoon at liberty, a sunny October warmth, the rustle of wind-swept leaves—what more is necessary to produce dreams of Aready? "Et in Areadia ego," but that was before the seeking hand of the law shadowed our hours. And so, well knowing that one more slip like that would allow the procession to pass us by we have acknowledged our Nemesis, and have prepared ourselves to keep three jumps ahead of her.

The school year began officially on October 1st at which time we were thrown at once into a vortex of unfinished registrations. transferred credits, beginning lectures, acquaintances to be renewed and all sorts of fag ends to be hashed over. It's marvelous to learn how much others have done during the vacation period, and to speculate on what one might have accomplished for one's self. Because of the fact that the chapter operated as usual throughout the summer quarter it has not felt the burden of beginning again after a long period of inactivity. School life is a continuous affair with us on Blackstone Avenue. The chapter feels sage enough with fifteen seniors who will be on hand appearing to act wisely in all the daily crisis of law school endeavor, and with ten juniors, now freed from the quaking sands of the first year marches adding strength and vigor to that group of mentors, the chapter may be able to carve out some creditable history during the coming year. The business of rushing and adding to the nucleus of freshmen with whom we started fills out our crowded hours when we are not bothered with class room efforts. At present we have six

pledged men from the new class, and with active rushing going on that number will be increased by another half dozen before a halt is called. The new men are: Charles Allen, Chicago; Norman Crawford, Chicago; R. J. Demeree, Chicago; D. L. Gross, Breckenridge, Mo.; A. J. Iles, Indianapolis; J. C. Webster, Chicago. Initiation will be held for these men and others who will be pledged at some time during the latter part of the quarter, by which time it is hoped that they will have learned that an offer varies sometimes from an acceptance, and perhaps why the judge is called "my learned brother." Unfortunately the freshmen will miss the strong guiding hand of brother Harry A. Bigelow whose skill in curbing the venturesome spirits in Real Property is much needed each year. Professor Bigelow is slaving wilder foe this year on a hunting trip in Africa where he intends to spend the most of his year's leave of absence. Brother Puttkammer is back again in the ranks of the faculty after having been absent for the summer.

Football is in the air and the Midway spectators see most of us (if they care to look hard) in and about the stadium on these Saturday afternoons. Brother Giffen, having tucked his degree under his arm and hurled the bar examination last June is still the generalissimo of the Football Tickets Committee for the University, and continues to see that everyone gets a seat and a program. This merely in preparation for the less strenuous business of lawing a little later.

And the big brother Dave Tallant slipped away from us shortly before the opening of the school year on the pretext of business in Maine, but got as far as Grove City, Pennsylvania, and returned with Mrs. Tallant, formerly Miss Mary Hosick of that city. We have just been urging Dave to do something like that and not waste his ever friendly spirit on us, but it seems he was several thoughts ahead of us in the matter, and had arranged for it long ago.



MacMillan Arch, Washington University, Home of Champ Clark Chapter.



RUFFIN CHAPTER. By Brother Stratton Cayner

The Law School of the University of North Carolina is fortunate in having for its new Dean, Mr. M. L. Ferson, formerly Dean of George Washington University Law School. The office of the Dean was made vacant by the death of Dean McGehee in October of last year. Mr. Ferson received his LL. B. and LL. M. from the University of Iowa. He is a member of Phi Delta Phi, Sigma Kappa Rho, and Pi Kappa Phi. Mr. Ferson brings with him Mr. Frank Rowley as a new member of the faculty. Mr. Rowlev's LL. B. and LL. M. are from the University of George Washington. He is a former member of the faculty of the University of North Dakota and of Drake Uni-

Thomas Ruffin Chapter started the school year with an initiation held September 30th, for the following men:

Frank Harrell Whitaker, Elkin, N. C.,

Sam J. Pegram, Asheville, N. C.,

George Fleming Robinson, Weaverville, N. C., James Archibald Myatt, High Point, N. C.

After the ceremonies a lunch and smokes were enjoyed by old members and their new

The following men were elected as officers of the chapter:

L. Q. Galloway, Chief Justice, T. D. Bryson, Associate Justice,

B. S. Gay, Treasurer,

Stratton Coyner, Clerk,

R. S. Jones, Marshall.

Fourteen men were lost to the chapter through graduation or failure to return to school But we are fortunate in still having with us brother Reed Kitchen, and C. C. Poindexter, who are very influential men on the campus and have been faithful and conscientious workers for Thomas Ruffin Chapter. Poindexter, who served three years on the football team, has the distinction of never having time called on his account and of playing in every game during those years. B. B. Worsham and Sam Cathey, who are both totally blind, received their degrees last spring, passed the bar with very high averages, and are now practicing law in Asheville, N. C. They will certainly be missed in the chapter room and college halls this year. Worsham, who made a letter in gym, was known for his cheerful disposition and Cathey for his political sagacity.

I. R. Allsbrook, our Chief Justice last year, is now practicing in Roanoke Rapids, N. C. C. G. Lee, Ir., and S. N. Brown as practicing in Asheville, N. C. Henry D. Duls is now in Sanitorium, N. C., suffering from tubucular infection. D. G. Downing is practicing law in Fayetteville, N. C.; P. C. Froneberger in Gastonia, N. C.; C. C. Hampton in Greensboro, N. C.; C. C. Holmes in Wilmington. C. H. Neal is selling tobacco.

A program committee was appointed at our last meeting, with the plan in view of having papers prepared upon different legal subjects of interest and upon state and national questions, to be followed by general discussions at our regular meetings.

We have seventeen active members back in school this year and expect to initiate a number of the new men in the law school when they become eligible after the semester finals. From present indications and prospects, we expect to have the best year in the history oi our chapter.



RYAN CHAPTER. By Brother E. C. Grelle.

Although eleven of our brothers graduated last June, we still have a strong active membership. The rushing was carried on in a very effective manner, so that after looking over the new men and getting acquainted with them, we were able to pick eleven of the best men in the law school. The following men have been pledged: Eugene Kilmer, Fargo, N. D., Glen Bell, Madison, Wis, Sidney Thorson, Madison, Wis, Clarence Fugina, Arcadia, Wis, Albert Quilling, Menomonie, Wis, Fred Silberschmidt, Prairie du Chien, Wis, Victor Wagenstein, Duluth, Minn., Hawley Porter, Miles City, Mont., Lowell Thornson, Edgerton, Wis, Frederick Krez, Sheboygan, Wis.

On the evening of the Minnesota game, October 18th, the first dance of the season will be held at the house. The date was especially chosen for the benefit of the alumni who come for the Minnesota game. A large attendance is expected at this game, since President Birge has invited the fathers of all the students to attend the game and a banquet in the evening, given in honor of "Dad's Day."

A friendly rivalry now exists between the Phi Delta Phi's and the P A D's. They have challenged us to a game of football, the looser to pay the expense of a pinic. Although our chapter is not renowed for its athletic prowess, never the less, we expect to be-the guests of the Phi Delta Phi's at the picnic.

We had the misfortune of losing, from the law school faculty, a very able and well liked man, Pryfessor Rundell, who is now teaching at Chicago. Although, we regret this loss deeply, at the same time we are consoled by the fact that one of the active members of last year, brother Herriott, a former Rhodes scholar, is now a member of the law school faculty. We wish him the best of luck and from what we know of "Max," we feel confident that he will be successful.



Brother THOMAS L. TALLENTIRE, Chase Chapter, State Representative, Ohio.



RYAN CHAPTER P A D

STAPLES CHAPTER. By Brother B. G Watkins.

On September 17th, Tucker Hall formally opened its doors for the 58th session of the Washington and Lee Law School. In many respects it inaugurates a new era in the history of the Law School. The raising of the entrance requirements in 1923-24, the rejection of all special students, the selection and retention of only those students who are well prepared and demonstrate their ability to pursue to advantage the study and practice of law, are only part of the policy of the officers of the administration, under the able leadership of Dean W. H. Moreland who took charge in 1923. The strict and firm insistence of these officers upon meeting every requirement as laid down by the American Bar Association in 1924, and their inspiring scholarly efforts in behalf of the students, bids fair to keep the Law School not only a class "A" institution, but will enable it to fulfill its mission of inculcating the highest principles and best traditions of our profession.

In line with this progressive policy, the Law School is fortunate indeed to secure the services of Dr. Albert Levitt as Professor of Law. Dr. Levitt takes the place of Dr. Joseph Long who resigned last year. Dr. Levitt comes to us from Washington, where he has been engaged recently by the U. S. Government as Special Assistant to the Attorney General of the U.S. in prosecuring the war fraud cases. He is a man of wide experience, extensive education and scholarly attainment. He holds the following degrees: B. A. Columbia University, 1913; LL. B. Harvard, 1920; J. D. Yale, 1923. He was Lecturer in Philosophy Columbia University, 1913-14. Acting professor Colgate University. 1915-16, Assistant Professor of Law, George Washington University Law School, 1920-21; Professor of Law, University of North Dakota, 1921-22; Lecturer in Medical Jurisprudence, Johns Hopkins University, 1924. He engaged in general practice in 1922 and in 1923-24 was special assistant to the Attorney General of the U.S. As a legal writer he needs no introduction to profession. He has published articles in the leading law reviews of the country on a variety of subjects. He is a Phi Beta Kappa (Columbia), Delta Sigma Rho (Columbia) and a member of the James Bryce Law Club (Harvard University). His special interests lie in the field of criminal law and the subject of the Conlict of Laws. In addition to these high qualifications Dr. Levitt has positive and constructive ideas about the methods of teaching law and has published a valuable article on the subject. With the addition of Dr. Levitt and with our former professors we are looking forward to a banner year.

The first year law class is double that of a year ago. They come from a wide-spread territory and notwithstanding the temporary decrease in enrollment incident to the new entrance requirements of last year, the prospects are now the brightest in the history of the school.

It would not be wise to allow an opportunity to pass without mention of that illustrious son of Washington and Lee's Law School, upon whom the eyes of the nation are now focused—John W. Davis. Washington and Lee feels a just pride in his achievements. There has recently been formed at Washington and Lee a "Davis Club" which is actively aiding the campaign. Brother Clarence E. Hinckle, son of Governor Hinckle of New Mexico, is its Secretary and Treasurer.

To briefly sum-up the activities of the chapter, I will start with brother George Thomas Clark of Russelville, Ky. He was installed as the new Justice this year being well suited to the position as he is a senior. Executive committeemen from his class, an honour roll man, and a member of the Kentucky Bar. In "George," Phi Alpha Delta has a leader in whom we have the utmost confidence and the outlook for the future appears very bright.

In scholarship, Phi Alpha Delta stood "ace high" on the campus last year. Out of the eleven men in the Law School to obtain the coveted distinction of the "Honour Roll," six were brothers, exactly double that of its nearest competitor. We have only twelve men back this year as a result of a large number graduating last year, but we rest assured that our loss is the professions gain. We are beginning an active, aggressive campaign to put Phi Alpha Delta before the men of the campus as never before. A part of this policy is our present plan to develop and enlarge the moot court work extensively. In this we are assured of the hearty approval and co-operation of the faculty. Work has already begun.

Also in campus honours due to the activity of her men, Phi Alpha Delta shines by com-

parison. Lindsay R. Henry of Babylon, New York, is the Vice Justice, a member of the Harry Lee Boat Crew, and the University Debate Council. W. H. Boyer, A. B. and A. M., Honour Roll man, Phi Beta Kappa, is Clerk of the Chapter. B. G. Watkins, A. B. and A. M. is President of his class and Honour Roll man, R. R. Dixen, Graduate of V. M. I. All Southern Full-Back in 1919. C. R. Hinkle, Sec. Tres. of the Davis Club, Asst. Manager of baseball in 1924. Nelson Lake, Captain of Basket ball 1924, and All South Atlantic forward. Wirt Donnelly, Omercron Delta Kappa and Pres. of Pi Alpha Nu. Prince Dimitri G. Eristoff, Graduate of the Imperial Law School of Russia. Mauzy, member of football squad.

Bringing this to a close may I say that although small in numbers here at present, we are determined to make Phi Alpha Delta the greatest organization on the campus, by putting our shoulders to the wheel, and loyally cooperating with the national organization. Paraphrasing the famous words of Lord Nelson, "Phi Alpha Delta expects every man to do his duty" and now we will see to it that Staples Chapter stands four-square behind Phi Alpha Delta.

JOSEPH STORY CHAPTER. Brother Hank L. Phoenix.

Our anchor is drawn and our sails set; the timbers of our ship are creaking under a high wind and heavy seas; but brothers, we're going forward at a terrific clip. You'd think the old ship resented having been kept in dry dock all summer, the way she's trying to make up for lost time. We've a new skipper, too; yes, and a new first mate, and bos'n.

At one of the most exciting elections in the history of the chapter, William L. Maloney was made Justice. Several ballots had to be cast before the required majority was reached. Every active man in the chapter was present, except one who was too ill even to attend classes. Nearly every man expressed his opinion of the relative merits of the candidates before the voting began. So thorough was the investigation of the nominees and so critical the analysis of their qualifications, a complete stranger could have come in and picked a winner.

As a rule, favoritism based on friendship plays the most important part in the selection

of leaders in social organizations, and it may also be found a predominating factor in such selections even in a legal fraternity. Be that as it may, it has never found favor with Joseph Story men. An outsider could not but have been impressed with the absolute sincerity of the speakers, and the apparent lack of a motivating power, other than the love of their fraternity, compelling them to speak. We who have been within the pale of Joseph Story influence for some time, we who know the ideals and aims of Phi Alpha Delta, were not surprised. Friendship could not enter into our selection, for we are all friends; we are true brothers in a fine and noble sense.

The selection of the other officers was made with a like prudence and foresight. James M. O'Connor was raised from the position of Treasurer, which he held under the June election, to that of Vice Justice. "Wee Eddie" Moroney, a young man whom the Lord endowed with a thousand-fold greater ambition than statute, has been rewarded for the good work he has accomplished since becoming a brother by being made Treasurer.

The officers were installed at a dinner given a few days ago at the Boul Mich Cafe, a delightfully exclusive restaurant convenient to the house. Supreme Justice George Fink was with us during the early part of the evening, but was forced to leave before the actual installation took place. In leaving, he turned over to brother Frank Conroy, our Guest of Honor, and past Justice.

Brother Conroy installed the Justice who in turn installed the other officers. The Offices of Clerk and Marshall remain as the old election in the hands of Tommy Haggerty and George Hughes.

The dinner was very successful. The talks of the brothers afterwards were even more so. Chief among the speakers was brother Maloney who gave the opening speech and acted as toastmaster. The other newly made officers spoke in turn, and then came the Alumni of whom there were a goodly number present. Brothers Lee Gary and Bill Bone, former Justices, gave charming little talks striking the true note of Joseph Story and Phi Alpha Delta spirit. Brothers John Connery, former Vice Justice, Tom Riley, former Clerk, Carl Hickey, Fred and "Josh" Stout also spoke. All commended the active members for their weighty consideration and prudent selection of officers, and predicted a glorious year for the chapter. All, likewise, expressed their regrets at the departure of Frank, who was presented with the Fraternity Key by Brother Maloney in the name of the chapter, as a token of appreciation for the vast amount of work done by him while an active Joseph Story man.

Among the last to speak, was brother Frank himself. Never have we known him to be at a loss for beautiful thoughts, nor has he ever to our knowledge been compelled to invoke the Muss for the power to express them. He speaks from the heart; and that speaks for itself. He spoke of the sadness, the feeling of desolateness that swept over him upon the breaking of home ties—for the house and had been a real home to Frank for a long time.

and brothers had been a kind and sympathetic family. He told of the royal welcome extended him by the brothers of the New York Alumni, whom we take this opportunity of thanking. In concluding, he urged everyone to do some honest-to-goodness work for Phi Alpha Delta that we might in later years be visited with the consolation of a satisfied conscience; that we may now know our prided Brotherhood is not an idle boast.

After dinner most of the boys walked up to the house and chatted and smoked, or sang to Carl Hickey's accompaniment. Only the chiming of a church bell on a distant tower, telling the lateness of the hour, contrived to send us all home at last.



Statistics of Our Chapters empired by Brother Frank Ludwick

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Editor

In sending out bills to our subscribers recently, the following were returned as improperly addressed. Hence, such subscriptions must be discontinued until correct addresses are furnished:

Walter C. Barnes, 4619 N. Racine Ave., Apt. 3, Chicago.

C. C. Beaubiere, Box 1843, Tucson, Ariz.

Jack Caffrey, 71 W. 92nd Street, New York City.

Geo. S. Denison, 944 W. 36th Street, Los Angeles, Cal.

Sam'l S. Faires, Washington U., St. Louis, Mo.

Blaine B. Gerrion, 1820 St. Louis Ave., Chicago.

Earl M. Griffey, 1137 W. Monroe Street, Chicago.

Phil. L. Lindley, Jacksonville, Fla.

Malcolm B. Lurton, 424 Tribune Annex, Minnesapolis, Minn. Prof. Whitley P. McCoy, U. of A., University, Ala.

Edward J. Samp, 919 Cramer Street, Milwaukee, Wis.

Eugene D. Sanden, Hyde Park, Y. M. C. A., Chicago.

Fred R. Temple, 3765 Osgood Street, Chicago.

Brother, if you can assist in locating any of the above, let us hear from you.

THE BOVINE SCOOP.

Our Kansas City Chapter now publishes a paper under the above title. It is excellent. Congratulations, men of Benton Chapter. Enroll me as a life sub.

Here are some of its erudite sayings:

This hear sheet is being put out for the espress purpose of showing you guys the necessity of a local paper and the bennefits deprived therefrom. We get out ½1/2 every ½ but it don't containe any puticklerly interesting news about our great Chap.

That's what we need and want—a paper that will edducate, enliten and bennefit Benton Chap, her aluminum and friends and thats why this sheat is being put out and will continu that way until the editor dies from righters Kramps, brane fever (doubtful), or lint on the lungs from chewing the rag too much.

Brother D. T. Powell (Taft) of Norwalk, Connecticut, remarks:

I note with some interest that you have quoted in the last "Quarterly" certain excerpts from "The American Mercury." I regret, however, that you failed to quote any thing from Mr. Homer Cooper's article in the July issue, entitled "Where the Law Fails." The author's remarks anent the subject of declaratory judgments are among the most stimulating that I have run across for some time.

Mr. Darrow's thesis on the impossibility of enforcing that instrument of torture called the "Volstead Act" and pleading for the non-enforcement thereof puts into concrete form many hazy thoughts of my own. I realize, of course, that you, probably, will not agree with the arguments advanced by Mr. Darrow, but I do think that his dissertation would be well worth some space in the "Quarterly." The essay appears in the August issue, and I am reasonably sure that Mr. Mencken would be glad to allow you to use certain parts of it.

As a means of increasing the usefulness of the "Ouarterly" to the alumni and as a consequent means of increasing its circulation and influence, I have thought for some time that you might well establish therein a special department for the purpose of inviting the attention of the alumni to contemporary literature which would be of interest to them in their profession. Nor, on the whole, do I think the department should be confined to contemporary literature. If, for instance, each lawver who voted for the Volstead Act had made a thorough study of Montesquieu, I doubt very much whether the law would have been passed. There are, however, very many current works which ought to be of extreme interest to the practicing attorney who care for things other than the mechanical drawing of wills or collecting bills. For instance, in the list of fiction, Mr. Harold Armstrong's "For Richer, For Poorer" comes very near the heart of certain problems of a young attorney.

Mr. Hergesheimer's "Balisand," outside of its exceptionally fine charter delineations, concerns itself, with a period of legal history altogether too little understood by the average attorney.

In the list of general literature, Oliver Wendell Holmes' "Collected Legal Essays," Roscoe Pound's "Spirit of the Common Law," and Charles Warren's "Supreme Court in the History of the United States," should prove diverting to the lawyer who has not ceased to study after his admission to the bar.

Brother Joe Carey, our Vice Justice, is now located in the Wilkins Bldg., in Washington, D. C.

Brother Harry G. Keats, District Justice of the Central District should now be addressed: c/o Union Bank of Chicago, 25 North Dearborn Street

Brother Harry Finn, President of our New York Alumni Association, is now located at 277 Broadway, instead of 320, as heretofore.

Brother Ed. Wolf (Rapallo) of Newark, New Jersey, now has his card in the professional directory, Ed. is a very successful practitioner and has always succeeded in keeping his namesakes from the door of his office.

A new life subscriber and card in Quarterly. Brothers, welcome Eustace Tomlinson (Cole '22) of Sioux City, Iowa.

Another new card in Quarterly: Alex Hitz, Campbell, of Atlanta, Ga.

Alex has a monopoly of Georgia P A D cards in our Quarterly.

Brother Oliver C. Hardy of Ross Chapter has become associated with his brother Rex Hardy in the practice of law at 732 Van Nuys Building, Los Angeles, California.

Brother Rex Hardy has just reported that he is back at his office after an absence of five weeks following an operation for appendicities

Brother Rex Hardy reports that Ross Chapter in the University of Southern California is going great guns this year. The Chapter starts out with fifteen active men and brother Hardy says that they are the best fraternity calibre that he has seen in a long time.

Brother Harry Hart of Wichita, Kansas, writes that the brothers in his home town keep in close touch but are not organized. Your rivals in Topeka are well organized. Now let's Watch Wichita Win. Tune: "Tramp, Tramp, Tramp, the Boys are Marching."

(Try it on your Panana; -Written by the Editor.)

Music on opposite page.

1.

In the courts where'er you go,
From the highest to the low,
In the North, South, East or West,
It's just the same,
You will find a jolly hand

You will find a jolly band,
P A D's throughout the land,
Battling hard for clients' rights
and winning fame.

Chorus:

Hail, hail to thee: Phi Alpha Delta, Hail to our law fraternity, In the forums of our land, You will find our loyal band, Battling for the truth and right in every cause.

(Or this)

Law, truth and right Phi Alpha Delta, Yours to uphold in battle bold, In the forums of our land, You will find this jolly band, If a P A D he's sure to reach the goal!

2

We can not the names repeat,
Of all chapters that we meet,
On the mighty list old P A D enrolls,
But there's Benson, Benton, Clay,
And there's Blackstone, Brewer, Hay,
Calhoun, Corliss, Campbell, Ross are in
our fold.

3.

Capen, Chase and Old Champ Clark, Dunbar, Fletcher in our ark, Fuller, Marshall, Webster, Story in old "Chi" Holmes and Gunter, Hammond, Green, Field just added to the scene, We can boast of as we now repeat the cry:

4

Hughes, John Jay and Jefferson, Kent, Knox, Lawson, Livingston, Staples, Ryan, Ruffin, Reese, Rapallo, too, Mitchell and McReynolds boys Share our sorrows and our joys With McKinley men from dear old O. S. U.



"FROM YE EDITOR" (continued)

Brother Ray Mawhinney of Washington, was one of several brothers who sent more than the amount of his bill to Ye Editor at the recent round-up of subscribers. That's the right thing, Ray. Express your appreciation in a material way. Words are often far less expressive than mezuma.

Richey V. Graham of Chicago sent a check for \$5.00, though his bill was but \$1.00. Betters end another five Richey and make it a life subscription.

A new subscriber is brother L. F. Claudel, Green '23, 329 and one-half 28th Street, Los Angeles.

Note the new card of brother Twomey of Danville, Illinois (see Professional Directory).

Brother J. E. Flanigan has moved from Chicago to New York City, 55 Fifth Ave.

Brother H. F. Horner (Ryan and Corliss) of Fargo, North Dakota, is again running for State's Attorney in Cass County, where he was overwhelmingly elected the last time.

Brother Leigh J. Monson, a graduate of the North Dakota University Law School and a member of Corliss Chapter, has held the position of Police Magistrate in the City of Fargo for the past six years and is now a candidate for County Judge Cass County.

Brother George E. Palmer, of Rapollo, now lives at 66 Orange St., Brooklyn.

10-18-'24.

Dear Brother Humble:

The enclosure may contain news "fit to print" for the next Quarterly. Please, PLEASE, PLEASE have my address changed from Asst. General Counsel of The Federal Land Bank of Saint Paul to President of the above. I haven't been with the Land Bank since Jan. 1-'24, and I was General Counsel for some years before that!!!

Fraternally,

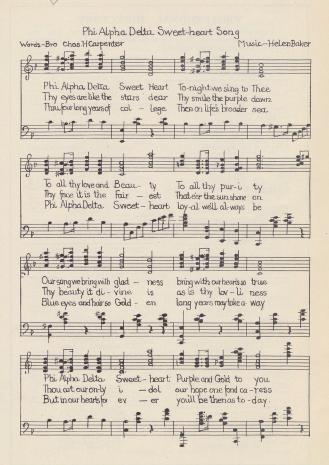
JOHN F. SCOTT.

JOHN F. SCOTT

President Fed. Land Bank St. Paul, Minn.

Ulric C. Scott, Campbell '22, has left private practice and is now with the trust department of the Merchants Trust and Savings Bank of St. Paul, Minn.

John F. Scott, Campbell '16, as President of the Minnesota Bldg, and Loan Ass'n, announces the removal of the Ass'n into new quarters on the Ground Floor of the Guardian Life Bldg, St. Paul, Minn. The Ass'n although only 2½ years old has over 8,000 members who have subscribed for more than \$13,000,000.00 in shares. It is now the largest Ass'n in that state.



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If you are an alumnus, fill in this page and send it in for the next Quarterly. Surely, you know of a birth, marriage, or death in the P A D family.

Also, don't forget the amusing anecdote from your recent experience in court.

How can the Quarterly exist except on your contributions?

Name	Chapter
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Especially, the Fraternity desires life subscriptions from all alumni whom fortune has favored.

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Chicago, Illinois

SERVICE

The appointment of the L. G. Balfour Company as Official Jeweler to Phi Alpha Delta is contingent for its successful fulfillment upon the "Service" the Company can render its individual members. We will, therefore, be deeply grateful to have your earnest co-operation and to receive suggestions which will aid our efforts to make the term "Service" more effective. Our desire for your continued patronage is no stronger than our intention to deserve it.

Our 1925 Blue Book illustrating various novelties which may be mounted with the Phi Alpha Delta insignia will be sent on request.

L. G. BALFOUR COMPANY

ATTLEBORO. MASSACHUSETTS

Sole Official Jewelers to Phi Alpha Delta

Badges

Jewelry

Stationery

Equality before the Law.

And I charged your judges at that time, saying: Hear the causes between your brethren, and judge righteously between every man and his brother, and the stranger that is with him.

Ye shall not respect persons in judgment, but ye shall hear the small as well as the great; ye shall not be afraid of the face of man.

(No, gentle reader, this is not taken from any of the recent utterances of Senator La Follette, but from the charge of Moses to the Judges of Israel in the first chapter of Deuteronomy.)