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MONTHLY PERIODICAL INDEX

This department lists the *articles* and *comments* which appear in twenty-five leading law reviews. The index embraces material published during the preceding month.

Limitations of space make necessary the inclusion of only the longer and more important items: articles and comments. Accordingly, decision notes (except those over five pages in length), book reviews and biographical articles are excluded.

(a) indicates a leading article. Where the title of an article or comment is not self-explanatory, an indication of its scope is added in brackets.

ADMINISTRATIVE LAW

See also *Government and Politics*.

The doctrine of administrative trespass in French law—an analogue of due process [judicial review of administrative action in France]. (a) Armin Uhler. 37 Mich. L. Rev. 209-235 (Dec.).

Fair hearing—procedure—due process—first and second Morgan cases. 7 Geo. Wash. L. Rev. 110-116 (Nov.).

Power of administrative agencies to compel testimony and production of records. 3 Mo. L. Rev. 457-467 (Nov.). See also 36 Mich. L. Rev. 786-801 (March, 1938).

The power of dispensation in administrative law—a critical survey [power to make exemptions, variations and extensions as exercise of legislative power]. 87 Univ. Pa. L. Rev. 201-219 (Dec.).

Publication of federal administrative leg-

islation [previous experiments; Federal Register Act; suggestions for improvements].

(a) James H. Ronald. 7 Geo. Wash. L. Rev. 52-92 (Nov.).

Public service commission procedure—a problem and a suggestion. (a) Ray A. Brown. 87 Univ. Pa. L. Rev. 139-164 (Dec.).

ARBITRATION AND AWARD

Liquidated damages for breach of arbitration agreement—attorney's fees as an element of damage. 17 Tex. L. Rev. 76-81 (Dec.).

ARREST

Officer's right to use deadly force to arrest fleeing arrestee [suggests clarifying statute]. 24 Iowa L. Rev. 154-162 (Nov.).

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Reorganization—yesterday, today, tomorrow. (a) James N. Rosenberg. 25 Va. L. Rev. 129-164 (Dec.).

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Cardozo the craftsman [his judicial opinions]. (a) Walton H. Hamilton. 6 Univ. Chi. L. Rev. 1-22 (Dec.).

BOOK REVIEWS

The public papers and addresses of Franklin D. Roosevelt [a review]. (a) Harold J. Laski. 6 Univ. Chi. L. Rev. 23-35 (Dec.).

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The future of state regulation of interstate motor carriers [coördination not elimination of state action as the aim]. (a) Garfield O. Anderson. 7 Geo. Wash. L. Rev. 1-30 (Nov.).

CASE LAW

The work of the Missouri Supreme Court for the year 1937 [a symposium]. (a) 3 Mo. L. Rev. 345-456 (Nov.).

COMPARATIVE LAW

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Interstate comity and governmental claims [extrastate enforcement of governmental judgments and claims]. (a) F. Arnold Daum. 33 Ill. L. Rev. 249-261 (Nov.).

CONSTITUTIONAL LAW

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A child labor amendment is unnecessary [commerce and tax power broad enough]. (a) James Barclay Smith. 27 Cal. L. Rev. 15-47 (Nov.).

Community and separate property—constitutionality of legislation decreasing husband's power of control over property already acquired. 27 Cal. L. Rev. 49-57 (Nov.).

Legal aspects of executive agreements [with foreign nations]. (a) William Hays Simpson. 24 Iowa L. Rev. 67-88 (Nov.).

Power of state to restrict one's right to engage in lawful occupations [license requirements]. 25 Va. L. Rev. 219-225 (Dec.).

Retaliation and "equal protection" in state liquor regulations. 25 Va. L. Rev. 225-231 (Dec.).

Validity of municipal ordinances controlling the distribution of handbills. 7 Geo. Wash. L. Rev. 94-100 (Nov.).

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The diminution of judicial salaries [interpretation and scope of federal and state constitutional provisions; taxation problems]. (a) David Fellman. 24 Iowa L. Rev. 89-126 (Nov.).

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"Exterior treason"—a study in comparative criminal law. (a) John N. Hazard and William B. Stern. 6 Univ. Chi. L. Rev. 77-91 (Dec.).

Improper discharge of jury before verdict as double jeopardy. 45 W. Va. L. Q. 71-81 (Dec.).

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Testimony of witnesses in foreign countries [stipulations, commissions, and letters rogatory]. 7 Geo. Wash. L. Rev. 101-107 (Nov.).

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Some aspects of the development of the so-called right of retainer in Iowa law [for debts owing estate by an heir, devisee or legatee]. (a) Richard H. Plock. 24 Iowa L. Rev. 8-15 (Nov.).

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The new federal rules [an address summarizing the rules]. (a) Edson R. Sunderland. 45 W. Va. L. Q. 5-30 (Dec.).

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Alienability and perpetuities: III [mortmain and charitable uses; conditional gifts; fee tail]. (a) Percy Bordwell. 24 Iowa L. Rev. 1-66 (Nov.). [Continued from 22 Iowa L. Rev. 437-460, 23 *ibid.* 1-23 (1937).]

Executory devises and perpetuities—Brookover v. Grimm [West Virginia law]. 45 W. Va. L. Q. 55-70 (Dec.).

Implications of cross limitations in Illinois. (a) Homer F. Carey. 6 Univ. Chi. L. Rev. 62-76 (Dec.).

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The legal work of the federal government [extent of centralization]. (a) Sewall Key. 25 Va. L. Rev. 165-201 (Dec.). See also, Law departments and law officers in American governments. (a) John A. Fairlie. 36 Mich. L. Rev. 906-934 (1938).

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The diversion of waters affecting the United States and Mexico [boundary rivers and rivers flowing from one country to the other]. (a) James Simsarian. 17 Tex. L. Rev. 27-61 (Dec.).

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A proposal for declaratory judgment procedure [in West Virginia]. (a) Thomas B. Jackson. 45 W. Va. L. Q. 31-52 (Dec.).

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Application to contempt proceedings. 37 Mich. L. Rev. 282-288 (Dec.).

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Trust deed foreclosure under California Code—applicability of statute of limitations—plea by junior encumbrancer. 27 Cal. L. Rev. 66-74 (Nov.).

Why mortgagors leave home: extent of equitable relief in depression foreclosures. 33 Ill. L. Rev. 299-324 (Nov.).

Home financing. A symposium. 5 Law & Contem. Prob. 479-626 (Oct.):

Survey of federal legislation affecting private home financing since 1932. E. S. Wallace. Pp. 481-509.

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State legislative relief for the mortgage debtor during the depression. J. Douglas Poteat. Pp. 517-544.

The effects of defective mortgage laws on home financing. David A. Bridewell. Pp. 545-563.

The new proposal for a uniform real estate mortgage act. Harold L. Reeve. Pp. 564-591.

The need for special, simplified mechanics' lien acts applicable to home construction. Bettin Stalling. Pp. 592-601.

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The Gerhardt decision and intergovernmental tax immunity. 37 Mich. L. Rev. 88-98 (Nov.).

The Pennsylvania constitutional requirement of uniformity in taxation. 87 Univ. Pa. L. Rev. 219-225 (Dec.).

Taxation and the Supreme Court, 1937 term, II [income and estate taxes]. (a) Charles L. B. Lowndes. 87 Univ. Pa. L. Rev. 165-200 (Dec.).

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