

## SUPPLEMENT

CONTAINING

## MEMORABILIA ET NOTABILIA.

Under this head, instead of that of MEMORABILIA alone, as announced in our last issue, the LAW JOURNAL inaugurates a new department devoted to the interests of the Yale Law School and its alumni. We think that this will open a larger field of usefulness for the JOURNAL, and if in these columns we can in any way advance the success of the Law School or the interest of the alumni in it and in each other, we shall feel that our object has been accomplished and this addition justified. Again we would request the alumni and especially the class secretaries to send to the JOURNAL such communications as are of general interest.

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Hon. E. J. Phelps is slowly recovering from his recent severe illness, but it is doubtful whether he will be able to resume his course of lectures on Equity to the Senior class this year. In his absence the course is being ably conducted by Judge A. H. Fenn of the Supreme Court of Connecticut.

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In the new Law School building we are pleased to note ample accommodations for the library of the Law School and for study rooms. The plans include two rooms devoted entirely to book stacks, and another large study room opening into the stack room. This study room will be equipped with an individual desk for each student in the school. The plans also include another room which is to be used as a room for general discussion and conversation, thus obviating some of the annoyances which now arise in the present library by reason of discussions taking place there. We hope in this connection that the present general plan of conducting the library will not be changed. While in some matters of detail there might be an improvement, yet we hope that the faculty will allow the students access to the book shelves. There is something unsatisfactory about being compelled to inquire for a book and then to wait until the attendant has looked for it, with the uncertainty as to whether or not it has been already taken out. Although this method prevails in some of the law schools, we earnestly hope that it will not in the Yale Law School, where the

method of consulting books has been as nearly as possible that adopted by the practicing lawyer.

It is not generally known by the students what an excellent collection of English Reports the library possesses. The limited space has necessitated storing some of the most rare and valuable Reports where they are not generally seen. Of course this will be changed in the larger accommodations of the new building, and will give every student an opportunity to realize what a complete and valuable collection there is in the Law School.

We hope also that the Reports which are contained in the Hugh Dailey Library and other duplicates now stored in the faculty room will be placed on the shelves for use. All of these Reports are, of course, duplicates of those already owned by the school, but if accessible it will in many cases facilitate the consulting of Reports which are being sought for at the same time by all the students.

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At the beginning of the winter term of the Law School, Prof. W. C. Robinson announced that he would hold moot court once a week for the trial of causes of fact to the jury. This work in nowise interferes with or supplants the previous moot court for the trial of questions of law and practice in pleading, but is designed to give the students just that experience of which they will stand in need in their early practice. The causes of action are not based upon printed statements of fact; they are, on the other hand, actual occurrences taking place in the presence of certain witnesses, from whom the evidence must be extracted by their subsequent examination and cross-examination at the trial, which the appointed attorneys must conduct until final judgment is rendered. The facts are real facts; the witnesses are real witnesses; and the jury is a real jury, whose verdicts are as mysterious as those ordinarily rendered by laymen. Thus the investigation of questions of fact is made a prominent feature in the present course of instruction in law at Yale. The results show that the urgency of the need of this sort of discipline is not greater than its utility.

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A committee of five Juniors, approved by the Dean, have selected the following Seniors to take part in the coming Yale Kent Club debate in competition for the Wayland prizes: Conlon, H. B. Freeman, R. P. Freeman, Hedden, Montgomery, Redington, Whittlesey, and Wright.

Hon. Chauncey M. Depew delivered a lecture on "Recent Observations in Europe," before the Kent Club, March 8th. In his glowing tribute to Bismarck, Gladstone, and the Pope, he equalled his best efforts. The orator's subtle humor was fine and thoroughly appreciated by the large audience. The lecture committee of the Kent Club is to be congratulated upon its success.

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Ex-Gov. Wm. E. Russell of Massachusetts will deliver the oration at the Law School Commencement in June.

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1845. The Hon. Alvan P. Hyde, died at his residence in Hartford, Conn., on Monday, February 5th. Mr. Hyde was a native of Stafford, Conn., and graduated from Yale College in 1845. After being admitted to the Bar he served in the State Legislature for three terms as representative from Tolland, and removed to Hartford in 1864. He was successively a member of the law firms of Waldo & Hyde, Waldo, Hubbard & Hyde, and Hubbard, Hyde & Gross, and at the time of his death was the senior partner of Hyde, Gross & Hyde. He ranked high in the profession generally, and as a jury lawyer had few equals in this State. His interest in Yale and the Law School was active and constant, and in his death the School has lost a valuable friend and supporter, and the Bar of the State a leading member.

1878. Prof. Kazuo Hatoyama, D.C.L. Yale Law School, who, until 1889, was Chief Director and Professor of the Law Department of the University of Tokio, Japan, is now the President of the Lemmon Gakuko Law School there.

1880. Edwin Barrett Smith, of Chicago, is one of the Commissioners of the State of Illinois appointed to act with Commissioners from other States in securing conformity in the commercial laws of the United States.

1883. Daniel W. Lawler, of St. Paul, Minn., is now General Counsel of the Chicago & Northwestern Railway Co.

1885. John G. Tod, of Houston, Texas, has been made County Judge.

1888. Robert W. Stewart is Reporter of the Supreme Court of South Dakota.

Arthur L. Shipman, of Hartford, Conn., has become a member of the firm of Gross, Hyde & Shipman, successors to Hyde, Gross & Hyde.

1890. John W. Keerans, of Charlotte, N. C., has become a member of the firm of Osborne, Maxwell & Keerans.

Saburo Koya, D.C.L., of Tokio, has been made Secretary of the Imperial Privy Council of Japan.

1891. John A. Hooper, D.C.L., of York, Pa., has been appointed Instructor in Patents in the Dickinson School of Law, at Carlisle.

Corwin S. Shank, of Seattle, has become a member of the firm of Pratt & Shank.

1893. Harry G. Day, who has been on the board of editors of the JOURNAL for the past two years, is in the office of Watrous & Buckland in New Haven, and instructor of Quiz Clubs of the Yale Law School.

1894. Andrew J. Balliet, formerly of the present board of editors of the JOURNAL, is now in the law office of James Kiefer, at Seattle, Washington.

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The power of speaking and conversing intelligently on the leading topics of the day is of great practical value to the lawyer. This power can be easily and thoroughly acquired by debating on those subjects. The Kent club was organized for this purpose and has undoubtedly brought a great deal of honor to the Law School. We feel, however, that many of the Law students do an injustice not only to themselves but to the school in failing to identify themselves with the Club; and moreover, the lack of interest shown at the meetings by the members themselves, paralyzes the efforts of the best officers and the hardest workers. The speakers should be listened to attentively and as many as possible should prepare themselves to speak. Only in this way can the true benefits be brought home to each member and the advantage gained will be proportionate to the patient, industrious work done. A favorable sentiment in the school cannot be fostered unless the members themselves show some enthusiasm and we hope that the incoming Senior Class will set an example in that regard which will make the Kent club become one of the leading features of the course.

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Prof. Robinson's moot court adjourned Wednesday, May 9th, until the fall term. Now that its work for the year is completed, it is worth while to look back upon this latest innovation in the Law School to answer the query, *cui bono?* We believe that we express the almost unanimous sentiment of the class of '94 when we say that the work of this court has been a decided success. It has given a certain reality, a certain life and zest to the pursuit of our studies that could scarcely have been otherwise obtained. It is the cherished conviction of this veteran instructor that constant study of books tends to dull the perceptive faculties and to make good students poor observers of facts. It is as a consequence of this that graduates of the Law Schools are unable, at least at the beginning of their practice, to cope with their fellows whose lecture room has been the office of an enterprising lawyer. The change in business methods has made the service of law clerks of

so little value that the majority of students must acquire their elementary knowledge of the practice of law as well as its theory in Law Schools. This being true, the schools must devise some method whereby the advantages of the old system may not be lost to the new. May it not be that this idea of Prof. Robinson's contains, *in embryo*, the solution of this problem in legal education? A description of the work of this court was given in our last issue.

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The action of certain members of the Junior Class in attempting to arrange a demonstration in honor of the "Coxeyites" *en route* to Washington, though only for fun, was very injudicious. Dean Wayland's remarks were timely and to the point, but they have undoubtedly given greater prominence to the affair than it would have otherwise had. Such incidents are copied from paper to paper all over the country and increase proportionately at each repetition. These stories are believed and work very strongly against the school in the minds of the people. This should be borne in mind and we should be all the more guarded in giving occasion for such reports to originate.

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The last of what has been an interesting and instructive series of lectures given under the auspices of the Kent Club was delivered by Hon. Wallace Bruce on Thursday evening April 26th, on "Womanhood in Spakespeare." Mr. Bruce is an exceedingly pleasant talker and his lecture paid a glowing tribute to the influence exerted by woman in her sphere of life.

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The sixth Yale-Harvard Debate was held at the Hyperion, Friday evening, April 28th. The Hon. Chauncey M. Depew presided and made the opening address. The subject of the debate was "Resolved, that full membership in the House of Representatives should be given to members of the cabinet." Yale supported the affirmative and Harvard the negative. The speakers for Harvard were C. A. Damivay, W. E. Hutton and W. P. Douglass. Those for Yale were G. H. Baum of the Kent club and H. H. Kellogg and H. E. Buttrick of the Yale Union. Dr. Rainsford of New York, Governor Brown of Rhode Island and Brander Matthews of Columbia acted as judges and decided in favor of Harvard.

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The annual prize debate of the Yale Kent Club for the Wayland prizes took place on Thursday evening, May third, and gave evi-

dence of what the two years training can do for the men who follow it up. The six men who spoke were chosen from the Senior class by a committee of Juniors and were selected with regard to the quantity and quality of the work they have done in the club during the last year. The question was: "Resolved, that it is expedient to place additional restrictions on the right of suffrage in the United States." The first prize was awarded to Martin Conlon of New Haven, the second to George Montgomery of New Haven, and the third to George O. Reddington of Syracuse, N. Y.

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Hon. E. J. Phelps has entirely recovered from his recent severe illness and has resumed his courses of lectures to the Senior class on the subject of Equity.

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George M. Sharpe, Esq., of Baltimore, Md., L.S. '75, has just completed a very valuable course of lectures on the subject of Life Insurance. These lectures are delivered to the whole school and treat of Life Insurance one year and Fire Insurance the next. In this way Insurance Law is well covered in the course of two years and the school is very fortunate to have so able an instructor on a subject which is but briefly treated in the law of contracts.

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J. M. Townsend, Jr., of New York, is delivering a course of lectures Thursday afternoons at four o'clock on the "Transfer of Monetary Securities."

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A very enjoyable custom was inaugurated on Saturday evening May 5th, in a "smoker" at Warner Hall for all members of the Law School. A good number of men were present and songs and speeches were in order. The evening was very pleasantly spent and served to bring the men closer together. Succeeding years ought to bring others just like it.

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1884. Howard H. Knapp, Esq., of Bridgeport, Conn., has commenced his course of lectures to the Senior Class on Connecticut Practice.

1889. James J. Buchanan has prepared a new and elaborate Index to the Statutes of Connecticut.

1890. W. F. Frear of Honolulu, H. I., has been made second Associate Justice of the Supreme Court of Hawaii.

1892. J. W. Johnson, has been made Assistant District Attorney of Kings County, N. Y.

W. A. McQuaid, has succeeded Mr. Bennett in the firm of Sackett & Bennett of New York City.

1893. James K. Blake is practising law in New Haven, Connecticut.

Wilfred M. Peck of the firm of Peck & Palmer is engaged in practice at Riverside, Cal.

Alexander G. M. Robertson is Police Judge in Honolulu, H. I.

Alfred W. Carter is a member of the partnership of Carter & Carter of Honolulu, H. I.

James D. Dewell, Jr., is managing clerk in the office of Watrous & Buckland, New Haven, Conn.



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William Frederic Foster, '94, and Spencer L. Adams, Joseph Anderson, Jr., Thomas H. Breeze, Frank J. Brown, Wendell G. Brownson, Herbert S. Bullard, Frank E. Donnelly, Herbert K. Smith, and Alfred C. Woolner, '95, have been elected editors of the YALE LAW JOURNAL for Volume IV.

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The Senior in the Law School in the past few years who was also a candidate for admission to the bar in this State has had to go through the ordeal of two examinations, one to obtain his diploma from the Law School and the other for admission to the bar. The former has been made to cover the more advanced work of the Senior year on subjects either not required at all for the bar examinations or, if so, not required in such detail and completeness as is called for in the Law School. Trusts, Roman law, insurance and public corporations are not subjects of examination for the bar, and no such extensive study of private corporations and United States Constitutional Law is required as is given to these studies in the Law School. In the meantime the more elementary branches studied in the Junior year, such as contracts, torts, evidence and real property, which are given the most weight in the examinations for admission to the bar, are left to become dimmed in the memory of the students until the time for examinations is at hand. This has placed the Senior at the Law School at a disadvantage in coming in contact with men who have made less pretentious preparations for the bar but with the practical and elementary parts of the law fresh in their minds. The result last year was that eight of the graduating class failed to pass their bar examinations while other men, coming from offices with perhaps less legal knowledge, were more successful.

The Faculty, in trying to obviate some of these difficulties, have adopted measures which it would seem ought to afford relief. In the first place real property and evidence have been taken from the list of Junior and put among the Senior year studies, thus tending to equalize the importance of the work in each year, and to keep the fundamental principles always before the mind of the

student. Secondly, a diploma will be granted to every man in the Senior class successfully passing his bar examinations and the school examinations in estates and public corporations. This last requirement is made necessary by the laws of the University which require an examination in order that a degree may be given; but, as the courses in both subjects are short ones, the study necessary to pass these examinations will not be an appreciable burden. In this way the necessity for two examinations is done away with except for such men as are studying for honors. They are still required to take the regular school examination on all subjects. The burden of these has, however, been materially lessened by scattering them through the year as much as possible, the examination on each subject taking place when the study of that particular subject is completed. This is another decided advantage and we hope the plan will be extended to all subjects. The work is not then all bunched at the end of the year, and at a time when the men are taking the examinations for the bar. It also tends to do away with the pernicious custom of "cramming" for examinations. The evils of this method of getting through can hardly be overestimated, and in a professional school, where the men are engaged in the study which is to be their life work, it would hardly seem necessary to guard against it. However, the fact that examinations are coming at a stated time and not till the close of the year gives a chance to the easy-going ones to put off work till the last and then by a fortnight's hard work at digests to squeak through. And this influence operates on the more conscientious workers also, for there is a tendency to note down questions likely to come up on examination as indicated in the course of instruction and to digest the work gone over and in a way memorize it, so that on first sight of a question on the examination paper the answer comes to the mind. But this is done at the sacrifice of obtaining habits of thinking problems out in a legal manner, which is the object and the benefit to be derived from the two years work as a student. As a practitioner his two years preparation will be valuable to him not on account of the law thus memorized but for the inground principles of law, and the habits of correct and logical deduction from them. So it is when the bar examinations come and a series of unexpected questions is met, memory cannot supply law to fit the particular case and the student flounders with his mainstay gone. But the man who has seen in the study of examples only the legal application of well known principles and has depended on his mind to help him through his recitations rather than his memory, does not find the bar examin-

ation unexpected or very hard to pass. In every way we commend the changes that have been made, and we see no reason why they should not be productive of better results in the future.

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The men chosen from the Senior class to compete for the Townsend prize are Percy Findlay, of Memphis, Tenn., on "The Political Future of Russia"; Harmon S. Graves, of Burlington, Vt., on "Chief Justice Chase"; George R. Montgomery, of Adana, Turkey, on "The Political Future of Russia." This prize of \$100 is given for the best oration delivered at the Anniversary Exercises of the Law School, to be held on Monday afternoon, June 25th, at 4 o'clock, at Center Church.

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C. LaRue Munson, L. S., '75, of Williamsport, Pa., has given the Senior class a valuable series of lectures on "The Beginnings of Practice." These lectures have had largely to do with the details of office work, but have included much wholesome advice as to the conduct of a young lawyer in the different walks of his profession. A synopsis of the lectures has been printed and can be obtained of the librarian with the compliments of the author.

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Hon. Simeon E. Baldwin delivered the oration on Decoration Day, in New Haven, Conn.

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1892. Arthur P. Day is Secretary and Treasurer of the L. E. Rhodes Company, of Hartford, Conn.

1893. Roger S. Baldwin is practising law in New Haven, Conn.  
John W. Banks is practising law in Bridgeport, Conn.

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#### PROGRAM OF COMMENCEMENT WEEK.

Sunday, June 24—10:30 A. M., Baccalaureate Sermon by the President, in Battell Chapel.

Monday, June 25—11 A. M., Presentation Exercises of the Graduating Class of College, with the Class Oration and Poem, in Battell Chapel.—2 P. M., Reading of Class Histories on the College Square, followed by planting of the Class Ivy.—4 P. M., Anniversary Exercises of the Law School, in the Center Church, with Address to the Graduating Class, by Ex-Governor William E. Russell, of Cambridge, Mass., and Townsend Prize Speaking by three members of the Senior Class. To be followed by the Annual Meeting of the Yale Law School Alumni Association, with

collation and addresses, in the Common Pleas Court Room, Court House.—8 P. M., Anniversary Exercises of the Sheffield Scientific School, in North Sheffield Hall.—9 P. M., Promenade Concert of the Senior Class, in Alumni Hall.

Tuesday, June 26—9:30 A. M., Meeting of the Alumni, in Alumni Hall.—10 A. M. to 1 P. M., Polls open in the Library for election of a member of the Corporation.—12 M., Address in Medicine, in the Chapel, by Dr. William T. Lusk, of New York city. Meetings will also be held at different hours, on Tuesday, of the members of the college classes of 1844, 1849, 1854, 1859, 1864, 1869, 1874, 1879, 1884, 1888 and 1891.

Wednesday, June 27—9 A. M., Procession from the Library to the Commencement Exercises in Center Church. The speaking includes Townsend Orations by six members of the Senior Class in college, in competition for the DeForest Prize Medal.—2:30 P. M., Dinner of the Alumni in Alumni Hall.—9 to 11 P. M., Reception of the President, in the Art School.