

Washington Law Review

Volume 2 | Issue 1

11-1-1926

Cases on Equity, by Walter Wheeler Cook (1926)

C. M. Bishop

University of Washington School of Law

Follow this and additional works at: <https://digitalcommons.law.uw.edu/wlr>



Part of the [Contracts Commons](#), and the [Torts Commons](#)

Recommended Citation

C. M. Bishop, Book Review, *Cases on Equity*, by Walter Wheeler Cook (1926), 2 Wash. L. Rev. 57 (1926).

Available at: <https://digitalcommons.law.uw.edu/wlr/vol2/iss1/10>

This Book Review is brought to you for free and open access by the Law Reviews and Journals at UW Law Digital Commons. It has been accepted for inclusion in Washington Law Review by an authorized editor of UW Law Digital Commons. For more information, please contact cnyberg@uw.edu.

in common law jurisdictions. In such a book the scholarship of the author is shown almost entirely in his judgment in choosing the cases and in the order in which he arranges them. In both of these respects this is one of the finest case books that has ever come to my attention. Every case is in point and with few exceptions well chosen to fill its place in the outline of the text. In this respect it is one of the best edited of all the so-called business law case books that has been published."

The book purports to be a selection of cases designed primarily for colleges and universities having schools of commerce or of business administration, and for courses in law given in various other technical and professional schools other than law schools.

In the hands of a trained and experienced law teacher, the use of the book should achieve excellent results and is likely to find a ready place among the leading case books of its kind in the American colleges and universities. Its publication has recently been taken over by Prentice-Hall, Inc., one of the largest publishers of business administration books in the country.

ALFRED J. SCHWEPPE.

CASES ON EQUITY. By Walter Wheeler Cook. St. Paul: West Publishing Co., 1926, pp. xix, 1167.

This casebook fills the need for an up-to-date collection of cases on the principles of equity in a single volume. The many notes are of value to the teacher in supplying references to recent cases and to articles in leading law periodicals dealing with the principles involved in the cases.

The cases included relate to both the subjects of Specific Performance of Contracts and Equitable Relief by Injunction against Torts. The cases are collected under five heads: Part I—The General Nature and Scope of Equity—Injunctions; Part II—Specific Performance of Contracts; Part III—Reformation and Rescission for Mistake; Part IV—Benefits Conferred Under Agreements Which Have Been Wholly or Partially Performed, Part V—Benefits Conferred Under Compulsion and Undue Influence; Part VI—Benefits Obtained by the Wrongful Use of Another's Property.

Part I includes an historical introduction and a note on Procedure in Equity.

The present edition is a selection of cases from the author's three volume edition. Material omitted from the larger volumes has been referred to in footnotes. The notes also serve to indicate the connection of equity with the relevant portions of the common law grouped under the heading of quasi-contracts.

The table of cases and citation include a number from Washington and other western states. The subject matter of the cases has been indexed, and the index which comprises some ten pages is very helpful in locating cases and notes bearing on a particular topic.

This abridged edition has been prepared at the request of schools which found it undesirable to use the three-volume set, and will undoubtedly be used by many as a single volume covering the whole field.

C. M. BISHOP.

HYATT ON TRIALS. By W. H. Hyatt. 2 Vol. San Francisco: Bender-Moss Co., 1924, pp. 2017.

This is a fine two-volume text book of 2017 pages, well bound in buckram. The author, W. H. Hyatt, is a San Francisco lawyer, and the work furnishes convincing evidence of the wide range of his reading, observation and practice. The book covers the trial of both civil and criminal cases in the state and federal courts.

Vol. I, Part I, Ch. I, gives a very interesting account of ancient judicial trials, without being wearisome in detail. Ch. II defines "trial" and explains the scope of the treatise. Part II, in eight chapters, covers the subjects of Calendars and Dockets, Trial Notices, Transfer of Causes, Consolidation for Trial, Separate Trials in Criminal Cases, Separate Trials in Civil Cases, Continuances and Change of Venue. Part III furnishes a careful consideration of