

# Washington Law Review

---

Volume 20 | Number 4

---

11-1-1945

## Table of Leading Articles and Comments; Subject Index; Table of Cases Discussed

anon

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

---

### Recommended Citation

anon, Index, *Table of Leading Articles and Comments; Subject Index; Table of Cases Discussed*, 20 Wash. L. Rev. & St. B.J. 255 (1945).

Available at: <https://digitalcommons.law.uw.edu/wlr/vol20/iss4/10>

This Index 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 [lawref@uw.edu](mailto:lawref@uw.edu).

# Table of Leading Articles and Comments

## LEADING ARTICLES:

Administrative Determinations and the Extraordinary Writ in the State of Washington.....	<i>Lennart Vernon Larson</i>	22
Arinchair Tour of the University of Washington Law Library.....	<i>Marian G. Gallagher</i>	211
Collectivism and Constitutional Liberty .....	<i>Kenneth C. Cole</i>	73
Dissolving Structure of Our Constitutional Law.....	<i>Edward S. Corwin</i>	185
Invasion of the Community Property Income Tax Privileges .....	<i>Franklin C. Litcham</i>	44
Legal Characteristics and Consequences of Voting Trusts .....	<i>J. Gordon Gose</i>	129
Personal Property Taxes on Vessels Regularly Engaged in Interstate or Foreign Commerce.....	<i>John Ambler</i>	1
Timber Deeds—A Case for the Restatement of the Law of Property .....	<i>Eugene C. Luccock</i>	199

## COMMENTS:

Averaging Fluctuating Income of the Individual for Income Tax Purposes.....	<i>Clyde R. Maxwell, Jr.</i>	105
Jurisdictional Disputes.....	<i>Donald R. Colvin</i>	217
Reconciliation of Priorities Under Executory Contracts for the Sale of Land.....	<i>Donald R. Colvin</i>	159
Resolving Ambiguities Against the Conditional Sale.....	<i>Lucile Lomen</i>	112
Workmen's Compensation in Washington—Truly Liability Without Fault.....	<i>E. B. McGovern</i>	150

## BAR SECTION:

Committees of the Washington State Bar Association for 1945-46...		248
Financial Statements .....		246
Forms of Government.....	<i>Frank E. Holman</i>	173
Information, Please .....		245
The New President.....		237
REPORTS:		
Clark County Bar Association.....		243
Code Revision and Recompilation Committee.....		241
Committee on Unauthorized Practice of Law.....		238
Grays Harbor Bar Association.....		182
Obituary Committee .....		244
Seattle Bar Association.....		182
Tacoma Bar Association.....		125
Whatcom County Bar Association.....		253

# SUBJECT INDEX

## ACCOUNTING

Average Fluctuating Income of the Individual for Income Tax Purposes .....	105
--	-----

## ACTIONS

Family Allowances—Survival of Action to Widow's Estate—Discretion of Trial Court in Granting .....	231
Limitation of Actions—Limitations Applicable—Written Contracts—Implied Liability .....	69

## ADMINISTRATIVE LAW

Administrative Determinations and the Extraordinary Writs in the State of Washington.....	22
---	----

## ADMIRALTY

Personal Property Taxes on Vessels Regularly Engaged in Interstate or Foreign Commerce .....	1
--	---

## ADMISSIONS:

Evidence—Admissions by Silence—Test of Prejudicial Error.....	234
---	-----

## BAR ASSOCIATION:

Notes on Clark County Bar Association .....	243
Notes on Whatcom County Bar Association .....	253
Report from Grays Harbor Bar Association .....	182
Report from Seattle Bar Association .....	182
Report from Tacoma Bar Association .....	125
State Bar Journal—	
Bar Briefs .....	72, 182
Committees of Washington Bar Association .....	248
Financial Statements .....	246
Forms of Government.....	173
Information, Please .....	245

Local Administrative and Trial Committees .....	250	<b>FILING AND RECORDING</b>	
New President, The.....	237	Acknowledgment—Duty of Auditor to Record—Curative Statute—Statutory Construction.....	121
Notice of Hearing on Petition for Reinstatement .....	71, 128	<b>GIFT</b>	
Notice Relating to Changes in Rules of Procedure .....	125	Gift—Time of Taking Effect—Gift of U. S. Bonds.....	123
Opposition Voiced Against Senate Bill 56 .....	126	<b>HIGHWAYS</b>	
Report of Code Revision and Recompilation Committee .....	241	Municipal Corporation—Stress—Closure as War Measure—Effect as to Statutory Rules of Conduct .....	170
Report of Committee on Unauthorized Practice of Law.....	238	<b>INCOME TAXATION</b>	
Report of Obituary Committee..	244	Averaging Fluctuating Income of the Individual for Income Tax Purposes .....	105
<b>BONDS</b>		Invasion of the Community Property Income Tax Privileges.....	44
Gift—Time of Taking Effect—Gift of U.S. Bonds.....	123	<b>INSURANCE</b>	
<b>BOUNDARIES</b>		Community Property—Life Insurance—Effect of Husband Changing Beneficiary Without Wife's Consent—Scope of Statute Exempting Wife's Share of Proceeds .....	167
Lateral Boundaries—Second-Class Tidelands.....	67	<b>JURISDICTION</b>	
<b>COMMERCE</b>		Jurisdictional Disputes .....	217
Personal Property Taxes on Vessels Regularly Engaged in Interstate or Foreign Commerce..	1	<b>LABOR LAW</b>	
<b>COMMUNITY PROPERTY</b>		Jurisdictional Disputes .....	217
Community Property—Life Insurance—Effect of Husband Changing Beneficiary Without Wife's Consent—Scope of Statute Exempting Wife's Share of Proceeds .....	167	<b>LANDLORD AND TENANT</b>	
Invasion of the Community Property Income Tax Privileges....	44	Tenancy at Will—Tenant or Employee—Contract for Watchman in Gravel Pit as Creating Landlord-Tenant or Employer-Employee Relationship .....	169
<b>CONDITIONAL SALES</b>		<b>LAW LIBRARY</b>	
Resolving Ambiguities Against the Conditional Sale .....	112	Armchair Tour of the University of Washington Law Library.....	211
<b>CONTRACTS</b>		<b>LIMITATION OF ACTIONS</b>	
Contract—Interpretation—Admissibility of Parol Evidence....	171	Contracts—Limitation of Actions—Limitations Applicable—Written Contracts—Implied Liability .....	69
Limitation of Actions—Limitations Applicable—Written Contracts—Implied Liability.....	69	<b>MORTGAGES</b>	
Reconciliation of Priorities Under Executory Contracts for the Sale of Land.....	159	Resolving Ambiguities Against the Conditional Sale .....	112
Resolving Ambiguities Against the Conditional Sale .....	112	<b>MUNICIPAL CORPORATIONS</b>	
Tenancy at Will—Tenant or Employee—Contract for Watchman in Gravel Pit as Creating Landlord-Tenant or Employer-Employee Relationship .....	169	Municipal Corporations—Streets—Closure as War Measure—Effect as to Statutory Rules of Conduct .....	170
<b>CONSTITUTIONAL LAW</b>		<b>PERSONAL PROPERTY</b>	
Dissolving Structure of our Constitutional Law .....	185	Gifts—Time of Taking Effect—Gift of U. S. Bonds.....	123
<b>CORPORATIONS</b>		Personal Property Taxes on Vessels Regularly Engaged in Interstate or Foreign Commerce	1
Legal Characteristics and Consequences of Voting Trusts.....	129	<b>POLITICAL SCIENCE</b>	
<b>COURTS</b>		Collectivism and Constitutional Liberty .....	73
Family Allowances—Survival of Action to Widow's Estate—Discretion of Trial Court in Granting .....	231	Dissolving Structure of our Constitutional Law .....	185
<b>CREDIT TRANSACTIONS</b>		Forms of Government .....	173
Reconciliation of Priorities Under Executory Contracts for the Sale of Land .....	159	<b>REAL PROPERTY</b>	
Resolving Ambiguities Against the Conditional Sale .....	112	Acknowledgment—Duty of Auditor to Record—Curative Statute—Statutory Construction .....	121
<b>CRIMINAL LAW</b>		Lateral Boundaries—Second-Class Tidelands .....	67
Evidence—Admission by Silence—Test of Prejudicial Error.....	234	Reconciliation of Priorities Under Executory Contracts for the Sale of Land .....	159
<b>DEEDS</b>		Tenancy at Will—Tenant or Employee—Contract for Watchman in Gravel Pit as Creating Landlord-Tenant or Employer-Employee Relationship .....	169
Acknowledgment—Duty of Auditor to Record—Curative Statute—Statutory Construction .....	121	Timber Deeds—A Case for the Restatement of the Law of Property .....	199
Timber Deeds—A Case for the Restatement of the Law of Property .....	199	<b>SALES</b>	
<b>EVIDENCE</b>		Reconciliation of Priorities Under Executory Contracts for the Sale of Land .....	159
Contract—Interpretation—Admissibility of Parol Evidence....	171		
Evidence—Admission by Silence—Test of Prejudicial Error.....	234		
Evidence—Impeachment by Statements Showing Bias—Laying Foundation .....	168		

Resolving Ambiguities Against the Conditional Sale	112	TRUSTS	
Sales — Warranty — Liability of Wholesalers to Ultimate Consumer	235	Legal Characteristics and Consequences of Voting Trusts	129
<b>STREETS</b>		<b>VENDOR-PURCHASER</b>	
Municipal Corporations — Streets — Closure as War Measure — Effect as to Statutory Rules of Conduct	170	Sales — Warranty — Liability of Wholesaler to Ultimate Consumer	235
<b>TAXATION</b>		<b>WAR LAW</b>	
Averaging Fluctuating Income of the Individual for Income Tax Purposes	105	Municipal Corporations — Streets — Closure as War Measure — Effect as to Statutory Rules of Conduct	170
Invasion of Community Property Income Tax Privileges	44	<b>WARRANTY</b>	
Personal Property Taxes on Vessels Regularly Engaged in Interstate or Foreign Commerce	1	Sales — Warranty — Liability of Wholesaler to Ultimate Consumer	235
<b>TIDELANDS</b>		<b>WITNESSES</b>	
Lateral Boundaries — Second-Class Tidelands	67	Evidence — Impeachment by Statements Showing Bias — Laying Foundation	168
<b>TIMBER</b>		<b>WORKMEN'S COMPENSATION</b>	
Timber Deeds — A Case for the Restatement of the Law of Property	199	Workmen's Compensation — Truly Liability Without Fault	150
		<b>WRITS</b>	
		Administrative Determinations and the Extraordinary Writs in the State of Washington	22

TABLE OF CASES DISCUSSED

	*Case Note	†Comment	‡Leading Article
Abelmon v. Booth			187
†Allis-Chalmers Mfg. Co. v. Hedland L. & M. Co.			120
†Aluminum Co. of America, In re			222
†Application of Bacon			141
†Arkell Safety Bag Co., et al, In re			222
†Atkins Corp. v. Tournay			146
†American Savings Bank & Trust Co. v. Helgesen			165
†Axtom-Fisher Tobacco Co., et al, In re			222
†Ayer & Lord Tie Co. v. Kentucky			5
*Bennett v. Seattle			170
Blanchard v. Golden Age Brewing Co.			221
Blankenship et al v. Kurfam et al			224
†Boeing Aircraft Co. v. Department of Labor and Industry			152
†Brushaber v. Union Pacific R.R.			63
†Burnet v. Harmel			53
†Burnet v. Wells			56
†H. M. Byllesby & Co. v. Doriot			133
†California State Brewers Institute v. International Brotherhood of Teamsters, Chauffeurs, Stablemen and Helpers, et al			219
†Callender Navigation Co. v. Pomeroy			16
†Carter v. Carter Coal Co.			183
†Clap v. Draper			204
*Cochrane v. H. D. McDonald			235
†Commissioner v. Harmon			44
†Cooney Co. v. Arlington Hotel Co.			144
†Corliss v. Bowers			49
†Dawkins v. Antrobus			219
†Dawson v. McCarty			166
*Debritz v. Sylvia			69
*Eggert v. Ford			121
†Everett v. Department of Labor and Industries			158
†Ex Parte Canary			92
Ex Parte Siebold			189
†Flint v. Stone-Tracy Co.			63
†Friedberg v. Schultz			135
†Gibbons v. Oden			183
†Goldsboro Lumber Co. v. Hines			204
†Hammer v. Dagenhart			189
†Hayman v. Morris			146
Hays v. Pacific Mail Steamship Co.			2
†Heath v. Dodson			161
Helvering v. Davis			190
†Helvering v. Hallock			50
Hendren v. Curtis			223
†Herzog v. Cline			218
†Hoeper v. Tax Commission of Wisconsin			57
Hoke v. United States			189
†Hugbanks, Inc., v. Gourley			115
*Inheritance Tax Division v. Chamberlin Estate			124
†Kelly v. Price			118
†W. H. Kistler Stationery Co., et al, In re			227
†Knowlton v. Moore			62
†Lloyd v. McCallum-Donohoe Co.			113
†Lucas v. Earl			45
†Luellen v. City of Aberdeen			42
†Lyon v. Nourse			118
†McCulloch v. Maryland			188
†Marbury v. Madison			193
†Maxwell v. Bugbee			62
†Morgan v. Parham			4
†Mountain States Power Co., In re			227
†National Liberty Insurance Co. v. Bank of America			132
*Najewitz v. City of Seattle			169
†Northwest Airlines, Inc. v. Minnesota			7
†O'Brien v. Northern Pacific R.R.			158
†O'Grady v. United States Independent Telephone Co.			144
Obergfell v. Green			225
†Old Dominion Steamship Co. v. Virginia			5
†Olsen v. Legal Adjustment Bureau			118
†Olsen v. San Francisco Pacific Cold Storage v. Pierce Co.			18
†Payne v. Parker			114
†Pellissier v. Reed			92
†Perry v. Missouri-Kansas Pipe-Line Co.			134
†Poe v. Seaborn			44
*Randall v. Tradewell Stores, Inc.			171
†Raymond Bros., etc. Co. v. Thomas			120
†Robert v. Speck			129
†Robbins v. United States			49
†San Francisco v. Talbot			14
Schechter Corp. v. United States			188

†Schenck v. Salt Dome Oil Corp.....	145	*State v. Redwine .....	234
†Schumaker v. Patterson.....	118	†State v. Superior Court.....	92
†Scott v. Arden Farms Co.....	134	†State v. Superior Court for Grant County .....	231
†Scott v. Sanford .....	196	†State v. Van Brocklin .....	84
†Seaboard Securities Co., Inc. v. Berg .....	120	†State Tax Commission v. Com- missioners of Baltimore County..	144
†Smith v. Bramwell.....	146	†Stertz v. Industrial Insurance Commissioner .....	156
†Southern Pacific Co. v. Wheeling	6	†St. Louis v. Wiggins Ferry Co.....	3
†South-Western Public Service Co., In re .....	227	*Towey's Estate, In re.....	167
*Spath v. Larsen .....	68	†Transportation Co. v. Wheeling...	5
†Spencer v. Kees .....	91	United States v. Darby.....	188
†Standard Oil Co. of California, et al, In re .....	222	United States v. Hutcheson.....	227
†State ex rel Crowder v. Sperry		United Union Brewing Co. v. Beck	224
Corporation .....	134	†Universal Pictures Company, In re	145
†State ex rel Davis-Smith Co. v. Clausen .....	156	†Warburton v. White .....	46
†State v. Board of Education.....	89	†Warren v. Pim .....	131
†State v. Board of Pilotage Com- missioners .....	39	†Weiffenbach v. Seattle .....	159
*State v. Harmon .....	168	†Williams Fishing Co. v. Savidge	99
		†Winsor v. Bridges .....	86