

COLUMBIA LAW REVIEW

Issued Monthly from November to June by Columbia Law Students

VOL. XLI

JANUARY, 1941

No. 1

SUBSCRIPTION PRICE \$4.50 PER VOLUME EIGHTY-FIVE CENTS PER CURRENT NUMBER

If a subscriber wishes his subscription to the Review discontinued at its expiration, notice to that effect should be sent; otherwise it is assumed that a continuation is desired.

Editorial Board

JAMES L. MORRISON, *Editor-in-Chief*

EDWIN H. HASTINGS, *Secretary*

SIDNEY BARROWS, *Book Review Editor and Business Manager*

HERMAN W. GRUNING
HAROLD JAMES
Notes Editors

TOBIAS WEISS
Legislation and Recent Statutes Editor

HERBERT J. BROWN
C. ROGER NELSON
Decisions Editors

MARVIN FENSTER
MORTON HOLLANDER
WALLACE S. JONES
RICHARD E. KERESSEY, JR.
O. CARLYSLE McCANDLESS
R. DEAN MOORHEAD
RICHARD G. POWELL
ABRAHAM TANNENBAUM
ROBERT E. TILLMAN

JERRY S. WILLIAMS
ORVILLE A. AMIDON
HOWARD H. CAMPBELL
FRANK L. CHAMBERLIN, JR.
JOHN H. CLARK III
CHARLES J. COLGAN
NORMAN A. COPLAN
REBECCA MANNING CUTLER
FREDERICK E. DONALDSON, JR.
ROBERT D. YOULE

SEYMOUR EPSTEIN
LOUIS A. HIGHMARK
DONALD B. LEACH
ROBERT LOWENSTEIN
MALVIN R. MANDELBAUM
ROGER E. MATTHEWS
KEISTUTIS W. MICHELSON
ROBERT L. PELZ
RUDOLF B. SCHLESINGER

MILDRED D. NOBIS, *Business Secretary*

Trustees of the Columbia Law Review

HARLAN F. STONE, Washington, D. C.
GEORGE A. ELLIS, New York City
YOUNG B. SMITH, Columbia University, New York City
SAM A. LEWISOHN, New York City
FORSYTH WICKES, New York City

Address all communications to Kent Hall, Columbia University, New York City

CONTRIBUTORS TO THIS ISSUE

- A. JAMES CASNER, A.B., 1930, LL.B., 1929, University of Illinois. Professor of Law, Harvard Law School. Associate reporter for the Class Gift Material, RESTATEMENT OF PROPERTY.
- MARY COATE McNEELY, A.B., 1926, Earlham College; A.M., 1929, Butler University; J.D., 1937, Indiana University; LL.M., 1940, Columbia University. Member of the Indiana Bar.
- WILLIAM C. WARREN, A.B., 1930, A.M., 1931, University of Texas; LL.B., 1935, Harvard Law School. Member of Faculty, Western Reserve University School of Law. Co-author of *Sales and Use Taxes: Interstate Commerce Pays Its Way* (1938) 38 COLUMBIA LAW REV. 49; *The Reduction of Income Taxes through the Use of Trusts* (1936) 34 MICH. L. REV. 809.
- NORMAN A. SUGARMAN, A.B., 1938, Western Reserve University; LL.B., 1940, Western Reserve University School of Law. Member of the Ohio bar. Attorney, Chief Counsel's Office, Bureau of Internal Revenue, Washington, D. C.