

July 2021

Report of Library Committee

Paul P. Prosser

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Recommended Citation

Paul P. Prosser, Report of Library Committee, 6 Dicta 9 (1928-1929).

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the members of the Bar had not eagerly devoured every item in each issue hitherto published. Perish the thought!

In closing, we wish to state that we have not yet been sued for libel—which is more of a tribute to our editorial restraint than the reader may at first believe.

Respectfully,

S. ARTHUR HENRY, *Editor*

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REPORT OF DICTA COMMITTEE ON SUPREME COURT DECISIONS

Your committee on digesting Supreme Court Decisions has been working in perfect harmony during the past year and it has endeavored to faithfully digest the Supreme Court Decisions and to print them in Dicta just as soon as they could be printed after the Decision became final.

On account of the great necessity of condensing the Decision, it has been almost impossible to make a complete statement of either the facts or the law, but in the plan that we have adopted we have tried to make a very short review of the facts in one paragraph and a brief summary of the law in another paragraph. Necessarily, this cannot cover the entire case, as it has not been intended as a complete digest, but rather as a brief synopsis.

During the year we have not received any suggestions from the members of the Bar in regard to improvement of our method of digesting, and we would be very happy to receive such suggestions.

We trust that this department has been of beneficial interest to members of the Bar.

Respectfully submitted:

C. CLYDE BARKER, *Chairman.*

MAX P. ZALL

HAROLD B. WAGNER

April 5, 1929.

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REPORT OF LIBRARY COMMITTEE

The Library Committee submits herewith the following report:

1. *Changes and Improvements:* With the active and zealous cooperation of President Toll, we have effected

changes and improvements in the library which, we believe, have generally improved its condition and have rendered it much more convenient for use. The walls have been cleaned and painted and minor repairs have been made. New and much-needed shelves have been added; the old carpets have been removed and linoleum laid in their place; and most of the old furniture has been replaced by other furniture more adapted to use in the limited quarters which the library occupies. The rooms are now clean and in good order, and they should be kept that way.

2. *Rearrangement of Books:* Through the simple expedients of closing an unnecessary door and of removing a useless wash-basin, wall space was provided for enough additional shelves to permit of a more convenient arrangement of the books. In the south room we have placed the text books and treatises, including Corpus Juris and Ruling Case Law, Lawyers' Reports Annotated, Lawyers' Reports Annotated (New Series), American Law Reports, Federal Cases, Federal Reporter, United States Supreme Court Reports (Lawyers' Edition), Federal Statutes, and all Citations and general Digests. In the middle room we have placed the complete National Reporter System. In the north room (which may be designated as the "Colorado Room") we have placed the Colorado Reports, Digests and Statutes, the bound volumes of abstracts and briefs filed in the appellate courts of this state, together with all Illinois and New York Reports (the latter being the states outside of our jurisdiction to whose reports resort is most frequently had in the use of the library). The reports of all other states that are contained in the library, together with various other volumes including American Decisions, American Reports and American State Reports, will be found in the corridor used as a part of the library.

3. *Room for Normal Expansion:* In the present arrangement of the books, we have endeavored to allow for current additions and normal expansion, and we believe that the shelf-room now available, together with other shelf-room which may be readily provided in the adjacent corridor, will be adequate for that purpose for the next four or five years,—or until the library is moved to the new Court House on which construction has now actually begun.

4. *New Books:* With the approval of the Executive Committee, we have purchased the following texts and treatises:

- Berry, *Automobiles* (2 vols., 6th Ed., 1929);
- Black, *Rescission and Cancellation* (3 vols., 2nd Ed., 1929);
- Clark, *Receivers* (2 vols., 2nd Ed., 1929);
- Couch, *Encyclopedia of Insurance Law* (8 vols., 1929);
- Jones, *Mortgages* (4 vols., 8th Ed., 1928);
- Pomeroy, *Equity Jurisprudence* (6 vols., 4th Ed., 1918, second-hand);
- Pomeroy, *Specific Performance of Contracts* (1 vol., 3rd Ed., 1926);
- Pomeroy, *Code Remedies* (1 vol., 5th Ed., 1929);
- Williston, *Contracts* (5 vols., 1927).

In addition to the thirty-two volumes listed above, we are also purchasing Osborn's "Questioned Documents." We believe that these books will be valuable additions to the library, and that they will be particularly helpful to the Judges of the District Court, who use the library more than anybody else.

5. *Librarian:* The present librarian is Miss Estalene Secret whom we retained as such on February 1, 1929, and she is rendering faithful and efficient services in that capacity.

6. *Card Index:* We are pleased to report that a complete card index of all the books contained in the library has been prepared by Miss Secret, librarian. This will not only be of great convenience to those who use the library, but it will also serve as an inventory of the books contained therein against which any missing volumes may be checked. At the same time a system has been adopted for keeping an accurate check of all books taken from the library by attorneys for use in court.

7. *Telephone:* A branch telephone has been installed in the library for the free use of all members of the Bar Association.

8. *Gifts to the Library:* Mr. R. E. Foote, United States Commissioner at Denver, has very kindly presented to the library a number of copies of the *Journal of the American Bar Association*, together with Volumes 51, 52 and 53, of

the Reports of the American Bar Association for the years 1926, 1927 and 1928, respectively, and several pamphlets. Mr. Andrew W. Gillette, of the Denver bar, has also very kindly given to the library the four volumes comprising "Colorado Decisions" (annotated), and although this is a duplicate set, yet we are hoping that it may be only the beginning of a complete duplicate set of all Colorado Reports. While space in our present quarters is very limited, yet any books or pamphlets presented in this manner are always gratefully received and may serve a very useful purpose in helping to complete the larger library which we shall eventually have.

9. *General Results:* Your present Committee, consisting of Judge Charles C. Sackmann, Frazer Arnold and the undersigned chairman, have now served two years in this capacity. During this period the principal results accomplished by the Committee may be summarized as follows:

First, the obtaining of an appropriation from the City and County of Denver of Two Thousand Dollars per year toward the maintenance of the library, which was largely due to the active efforts of Judge Sackmann in that behalf; and,

Second, the improvement of the library in furnishings, arrangement and conduct until it now compares favorably with any law library maintained in the City and County of Denver, with the exception of that of the Supreme Court.

10. *In Appreciation:* In concluding this report, we take this occasion to give an expression of appreciation:

To Mayor Benjamin F. Stapleton, for his active interest in the efforts of the Denver Bar Association to maintain at the Court House a suitable law library;

To Frank D. Patton, Commissioner of Supplies, for his active cooperation in the renovation and improvement of the rooms occupied by the library;

To Henry J. Raymond, Clerk of the District Court, for his uniform courtesy and interest in all matters affecting the library;

To George P. Steele, for his kindly help in enlisting the favorable interest of the City Council in the proper maintenance of the library;

To Fred Y. Holland, librarian of the Supreme Court,

for his generous aid and expert advice in the rearrangement of the books of our own library;

To John Gorsuch and F. R. Olmsted, younger members of the Bar Association, for their kindly help in moving the books in order to effect their present arrangement; and

To Miss Estalene Secrest, librarian, for her helpful cooperation in the conduct of the library.

Respectfully submitted,

PAUL P. PROSSER, *Chairman*

April 15, 1929.

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REPORT OF COMMITTEE ON AUDITING AND MISCELLANEOUS MATTERS

Shortly after the President appointed the Auditing Committee, Mr. Frank Fetzer complained to the Association that he was much irritated by the quality of the paper used in the Colorado Reports and requested that something be done about it, whereupon President Toll added the word "miscellaneous" to the title of this committee and referred Mr. Fetzer's case to us.

Thereafter there were also referred to this Committee, the matter of having the Abstract Companies supply missing page numbers on Abstracts of Title, and the matter of the delay between the bar examination and the admission of the new members.

We submit herewith full reports on each of these subjects, which reports we summarize herein as follows:

First: Colorado Reports, Paper and Binding:

The present contract for publication of Colorado Reports expires in September, this year. The specifications for a new contract will be made by the Supreme Court Publication Committee. After conference with the Supreme Court Reporter, Callaghan & Co., the publishers, and Mr. Fetzer, your Committee has, with their approval, recommended the following to the Supreme Court Publication Committee.

(a) *Paper:* That the Supreme Court Reports be printed on a thin, but opaque and tough, paper such as will be found in Fletcher's Cyc. of Corporations 1928 cumulative supple-