

5-1-1906

John B. Stetson University DeLand, Florida. College of Law Annual Announcement

John B. Stetson University

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JOHN B. STETSON UNIVERSITY BULLETIN.

Vol. VI., No. 1. May, 1906.

JOHN B. STETSON UNIVERSITY

DELAND, FLORIDA.

COLLEGE OF LAW

ANNUAL ANNOUNCEMENT

1906-1907



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JOHN B. STETSON UNIVERSITY

Four Colleges and Five Technical Schools

COLLEGE OF LAW

DELAND, FLORIDA.

ANNUAL ANNOUNCEMENT

1906-1907

DELAND, FLA.:
E. O. PAINTER PRINTING COMPANY.
1906.

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Calendar.

1906.

JANUARY							FEBRUARY							MARCH							APRIL							
S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	S	M	T	W	T	F	S	
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1907.

JANUARY							FEBRUARY							MARCH							APRIL						
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Calendar, 1906-1907.

1906.

Wednesday, September 26, Fall Term begins.

Thursday, November 29, Thanksgiving Day.

Monday and Tuesday, December 17 and 18, Term Examinations.

Tuesday, December 18, Fall Term ends.

1907.

Wednesday, January 2, Winter Term begins.

Friday, February 15, Presentation Day.

Monday and Tuesday, March 25 and 26, Term Examinations.

Tuesday, March 26, Winter Term ends.

1907.

Wednesday, March 27, Spring Term begins.

Thursday and Friday, May 16 and 17, Senior Examinations.

Thursday and Friday, May 23 and 24, Term Examinations.

Monday, May 27, Law Class Day.

Tuesday, May 28, Commencement.

Board of Trustees.

THEODORE C. SEARCH, President.....	Philadelphia, Pa.
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SILAS B. WRIGHT, Secretary.....	DeLand, Fla.
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E. O. PAINTER.....	Jacksonville, Fla.
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REV. W. A. HOBSON, D.D.....	Jacksonville, Fla.
REV. THOMAS J. SPARKMAN.....	Lakeland, Fla.
S. V. HOUGH.....	DeLand, Fla.
S. A. WOOD.....	DeLand, Fla.
E. L. HON.....	Stetson, Fla.
J. B. CONRAD.....	Glenwood, Fla.
REV. F. C. EDWARDS.....	DeLand, Fla.

Committee on Administration.

S. V. HOUGH,	E. O. PAINTER,
PRES. LINCOLN HULLEY, Ph.D.,	J. T. CLAKE,
S. B. WRIGHT,	REV. J. E. OATES.
H. B. STEVENS,	

Advisory Board for the College of Law.

A. G. HAMLIN.....	DeLand.
D. U. FLETCHER.....	Jacksonville.
W. A. BLOUNT.....	Pensacola.
W. S. JENNINGS.....	Jacksonville.
J. D. BEGGS.....	Orlando.
E. E. HASKELL.....	Palatka.
W. A. HOCKER.....	Ocala.
W. W. DEWHURST.....	St. Augustine.
S. M. SPARKMAN.....	Tampa.
W. W. HAMPTON.....	Gainesville.

"Resolved, That, in the opinion of this association, it is a part of the highest duty and interest of every civilized State to make provisions when necessary for the maintenance of law schools, and the thorough professional education of all who are admitted to practice law."—Report of Committee on Legal Education to American Bar Association, 1891.

"The time has gone by when an eminent lawyer, in full practice, can take a class of students into his office and become their teacher. Once that was practical but now it is not. The consequence is that law schools are now a necessity."—The late Chief Justice Waite.

"There is little, if any, dispute now as to the relative merit of education by means of law schools and that to be got by mere practical training or apprenticeship as an attorney's clerk. Without disparagement of mere practical advantages, the verdict of the best informed is in favor of the schools."—Report of the Committee on Legal Education to American Bar Association, 1879.

Professor Bryce, in the American Commonwealth says that the superior attainments of the members of the legal profession in the United States is due "to the extraordinary excellence of many of the law schools."

LOCATION.

The University is located in the City of DeLand, the county seat of Volusia county, Florida. DeLand is situated about twenty miles from the east coast of the peninsula, and about one hundred miles south of Jacksonville, and may be reached directly by the Atlantic Coast Line Railroad, by the East Coast system via Orange City, or by the boats on the St. Johns river, which land at Beresford, four miles away.

The city is on high pine land, not near any water and is remarkable for its general healthfulness. The climate is almost a specific for throat and lung troubles, catarrh, rheumatism, etc. Students who are unable, from delicate health, to attend school during the winter in the North, find it possible to pursue their studies here regularly, and yet constantly improve their health.

DeLand offers many attractions to families desiring to establish winter homes in Florida, or to become permanent residents. The city has water works, electric lights, paved streets, brick business blocks, an ice factory, four weekly papers, seven white churches, and a well organized public school. Since 1889 there has been no licensed saloon in Volusia county, and prosecutions for illegal selling are prompt and vigorous.

Faculty.

LINCOLN HULLEY, A.M., Ph.D., President.

ALBERT J. FARRAH, LL.B., Dean,

Professor of Law.

LOUIS C. MASSEY, A.M.,

Professor of Florida Pleading and Practice and

Judge of the Practice Court.

HENRY C. HILL, A.B., LL.B.,

Assistant Professor of Law.

COLLEGE OF LAW.

GENERAL STATEMENT.

The College of Law was opened in October, 1900, and its growth from the beginning has been marked. It is the purpose of the College to prepare students to practice law. In carrying out this purpose, it is sought not merely to familiarize the student with certain rules of law, but also to develop a legal mind and to train him in the art of legal reasoning.

THE DEPARTMENT BUILDING.

During the first two years the College occupied rooms in Elizabeth Hall. These quarters were necessarily cramped and entirely inadequate to the needs of the rapidly growing work. In October, 1902, the new Science Hall, a beautiful brick building two hundred feet long, eighty feet deep and three stories high, was opened. The style of the building is of the Spanish Renaissance, with low, nearly flat roof, the brick walls being finished in

grey stucco. The entire south half of its third floor is given up to the College of Law. This provides two large lecture rooms, a room for the Library, a Practice Court room, the Dean's office and a hall for the Kent Club, the law debating society, thus furnishing ample room for the College of Law and giving it a home second to none in the South.

DIRECTIONS TO CANDIDATES FOR ADMISSION.

The candidate should first apply to the Dean of the College of Law, at his office in Science Hall, for admission. He will then be registered as a student and full directions will be given him.

REQUIREMENTS FOR ADMISSION.

Applicants for admission to the Junior class must be at least nineteen years of age and to the Senior class twenty. Graduates or matriculates of colleges, and students who have completed an academic course satisfactory to the faculty, will be admitted to the College of Law without examination as to preliminary requirements and may become candidates for a degree. Other applicants, if candidates for a degree, must give satisfactory evidence of educational qualifications sufficient to enable them to pursue successfully the study of law.

ADMISSION TO ADVANCED STANDING.

The following persons will be admitted to the Senior class without examination:

1. Attorneys-at-law in good standing from any State.

2. Persons who present proper certificates of having completed in another law school of good standing the equivalent of one year's work in this institution. Other applicants for advanced standing must pass an examination on the subjects of the Junior year.

Attorneys-at-law will be admitted to the Senior class only upon the presentation of a certificate from the judge in whose court they were admitted, to the effect that they have passed a satisfactory examination in all subjects covered in the Junior year of this law school. Other applicants for advanced standing, not presenting law school certificates, must show to the satisfaction of the Dean of the College of Law, by certificate or affidavit, that they have devoted their time *exclusively* to the study of law for *at least twelve months* under the direction of a competent instructor, as a condition precedent to taking the examination for advanced standing.

ADMISSION OF SPECIAL STUDENTS.

Persons who are unable to comply with the above requirements are allowed to become special students, with the privilege of pursuing a selected course of study, but without the privilege of being enrolled as candidates for a degree. They are permitted, under the guidance of the Dean, to select such subjects from the different courses as they are able to pursue with profit to themselves.

A like privilege is extended to all other persons desiring to take only certain courses offered in the College of Law.

EXAMINATIONS FOR ADMISSION.

In the fall of 1906 examinations for admission will be held in the Law Building, September 24th and 25th, beginning at nine o'clock in the morning and at two o'clock in the afternoon of each day. The examinations on the first day will have reference to general education. The examinations on the other days will have reference to legal education, and will be confined to candidates for advanced standing. Applicants for advanced standing, unless exempt from the preliminary requirements, should be present at both of these examinations. Candidates should aim to present themselves on these days, as they are expected to be in attendance on

the first day of the term, at which time the regular course of instruction will begin. No examinations for advanced standing will be given after the first month of the fall term.

METHODS OF INSTRUCTION.

There are three distinct methods of instruction used by law schools, namely: the lecture system, the text-book system and the case system. The work will not be confined to any one system. Realizing that each of these methods has in it elements of good, the faculty will endeavor to combine in the course the good features of all.

COURSES OF STUDY.

The course of study is a graded one and covers a period of two years of thirty-three weeks each. The college year is divided into three terms, the fall and winter terms of twelve weeks each and the spring term of nine weeks. The following is a statement of the subjects upon which instruction is given, the time given to each subject and the methods used:

JUNIOR YEAR.

CONTRACTS.—Four hours a week for the fall and winter terms. Text-book and cases. Professor Farrah.

CRIMINAL LAW.—Three hours a week for the fall term. Text-book accompanied by oral exposition. Assistant Professor Hill.

DOMESTIC RELATIONS.—Three hours a week for the fall term. Text-book accompanied by oral exposition. Assistant Professor Hill.

BLACKSTONE.—Parts of Books I., II. and III. Five hours a week for the fall term. Assistant Professor Hill.

TORTS.—Four hours a week for the winter term. Text-book and cases. Assistant Professor Hill.

AGENCY.—Three hours a week for the winter term. Text-book and cases. Professor Farrah.

CRIMINAL PROCEDURE.—Three hours a week for the winter term. Text-book accompanied by oral exposition. Assistant Professor Hill.

PERSONAL PROPERTY AND SALES.—Four hours a week for the spring term. Text-book accompanied by oral exposition. Professor Farrah.

BAILMENTS AND CARRIERS.—Three hours a week for the spring term. Text-book and cases. Assistant Professor Hill.

COMMON LAW PLEADING.—Four hours a week for the spring term. Text-book accompanied by oral exposition. Assistant Professor Hill.

EQUITY JURISPRUDENCE.—Four hours a week for the spring term. Text-book and cases. Professor Farrah.

SENIOR YEAR.

EVIDENCE.—Four hours a week for the fall term. Text-book and cases. Professor Farrah.

EQUITY PLEADING.—Three hours a week for the fall term. Text-book accompanied by oral exposition. Professor Farrah.

EQUITY JURISPRUDENCE.—Three hours a week for fall term. Text-book and cases. Professor Farrah.

REAL PROPERTY.—Three hours a week for the winter term. Text-book and cases. Assistant Professor Hill.

FLORIDA PLEADING AND PRACTICE AND GENERAL PRACTICE.—Two hours a week for the fall, winter and spring terms. Lectures, text-book and quizzes. Professor Massey.

BILLS AND NOTES.—Three hours a week for the winter term. Text-book and cases. Assistant Professor Hill.

PRIVATE CORPORATIONS.—Four hours a week for the fall term. Text-book accompanied by oral exposition. Professor Farrah.

JURISDICTION OF UNITED STATES COURTS.—One hour a week for the winter term. Text-book accompanied by oral exposition. Professor Farrah.

PRACTICE COURT.—One hour a week for the winter and spring terms. Professor Massey.

CONSTITUTIONAL LAW.—Four hours a week for the winter term. Text-book and cases. Assistant Professor Hill.

PARTNERSHIP.—Three hours a week for the winter term. Text-book and cases. Professor Farrah.

DAMAGES.—Three hours a week for the spring term. Lectures, cases and quizzes. Professor Farrah.

PRIVATE INTERNATIONAL LAW.—Four hours a week for the spring term. Text-book accompanied by oral exposition. Assistant Professor Hill.

WILLS AND ADMINISTRATION.—Three hours a week for the spring term. Lectures, cases and quizzes. Assistant Professor Hill.

MUNICIPAL CORPORATIONS.—Three hours a week for the spring term. Text-book accompanied by oral exposition. Professor Farrah.

All Florida students are required to prepare such parts of the statutes of Florida relating to each of the above subjects as shall be designated by the faculty.

To meet the needs of such students as desire to begin the study of law and who have not had the opportunities for preparing themselves fully for this

work, a special course covering a period of three years has been arranged. In connection with the regular work in the law course, the student is required to take three years of work in Academy English and two years of work in Academy Mathematics.

EXAMINATIONS.

It is the desire of the faculty to characterize the work of the College of Law by its completeness and thoroughness. As one means to this end, two days are set apart at the close of each term for the examination of all students upon the work of that term. The examinations are in writing and are rigid and searching, and are final as to the work of that term.

THE PRACTICE COURT.

A well-organized Practice Court will be a regular feature of the course in the Senior year, and the work in it will be emphasized. Beginning with the winter term, weekly sessions of the court will be held, over which the Judge of the Practice Court will preside. The object of the course in the Practice Court is to give the student practical instruction in pleading and practice at law and in equity and actual experience in the preparation and trial of cases, thus

removing the main objection raised to law school training, that it is theoretical and not practical. The work in the Practice Court is divided into three classes of cases.

FIRST.—Cases arising upon statements of fact prepared and assigned to the students, upon which they are to issue, serve and return process, prepare pleadings and bring the cause to an issue on a question of law. The case is first heard on the pleadings and the questions arising thereon are argued and disposed of. At the second hearing, after the pleadings have been approved, the case is argued and decided on the questions of law involved, the facts being admitted.

SECOND.—In the second class, actual controversies are arranged and assigned for trial as issues of fact. The students are here required to issue the proper process and prepare and file the pleadings necessary to produce an issue of fact. They then subpoena the witnesses, impanel the jury, examine and cross-examine the witnesses and argue the case to the court and jury.

THIRD.—In this class, the necessary papers are prepared to bring the case before the Supreme Court for review, and the legal questions arising in the lower court are argued and decided.

LAW LIBRARY.

Through the generosity of the bar of Florida the College of Law was enabled to begin its career with a good working library, including the reports of the Florida Supreme Court, the United States Supreme Court, the American Decisions, the American Reports, and the American State Reports, the Digests and Statutes of the State and the United States and many of the leading text-books and books of reference. Since the year 1900, the Reprint of the English Reports and the State Reporter System complete have been added. The State Reporter System, issued by the West Publishing Company, gives us every case decided in the court of last resort of every State in the Union since about 1870. This, with the selected cases before mentioned, affords most excellent facilities for the study of the case law of the American States. The Senior class of 1903 left to the College of Law, as a memorial, the Chancery Reports of the State of New York, and the class of 1905 left the Common Law Reports of that State. This year the Cyclopedia of Law and Procedure has been purchased. Important additions will be made to the library during the coming year.

The students of the College of Law have access to the general library of the University.

ELOCUTION AND ORATORY.

It is important that those who study law with a view of becoming advocates should give attention to the subject of public speaking. It is a mistake to suppose that excellence in speaking is simply a gift of nature, and not the result of patient and persistent labor and study. Therefore the following optional courses in elocution and oratory are offered, free of charge, to the students of the College of Law:

JUNIOR CLASS.

1. **ELOCUTION.**—Exercise in vocal culture, breathing, position and gesture, pronunciation and emphasis; elements of quality, force, pitch and time and their application to the representative selections. Two periods a week.

SENIOR CLASS.

2. **STUDY OF FORENSIC ORATORS AND ORATORY.**—Lectures on methods of public address and sources of power of the orator; study of representative orations. Two periods a week.

3. **ORAL DISCUSSION.**—Designed to develop readiness of extemporization. Practical application of the principles of formal logic. Leading questions of the day debated in class. Lectures on argumentation and persuasion. Two periods a week.

LITERARY SOCIETIES.

The Kent Club is a literary society, the membership and work of which are under the control of the students of the College of Law. It meets in the evening once a week in its hall in the Law Building. This hall has been set apart for the exclusive use of the law students and has been by them nicely furnished with chairs, tables, curtains, pictures, etc.

UNIVERSITY PRIVILEGES.

The advantages of the other departments of the University are open to such students in the College of Law as desire and are able to accept them. Courses in Constitutional and Political History, International Law, Political Economy, Logic, Rhetoric and English Composition are particularly recommended to law students. No extra charge will be made for such courses, but students in the Law Department will be permitted to take them only with the consent of the law faculty and of the professors whose courses they wish to take.

THESES.

Each member of the Senior class, who is a candidate for a degree, is required to prepare and deposit with the Dean of the College of Law before

the first Monday in January, a dissertation upon some legal topic selected by himself and approved by some member of the faculty. The dissertation must contain not less than four thousand words and must be satisfactory in matter and form, and the student presenting it must be prepared to be examined upon the subject. It must be typewritten on paper of uniform size and quality.

DEGREE.

The degree of Bachelor of Laws will be conferred on the completion of the course of study previously outlined. Students admitted to advanced standing may, if qualified, receive the degree after one year's residence, but in no case will the degree be granted unless the candidate is in actual residence during all of the Senior year.

ADMISSION TO THE BAR.

Under the Statutes of Florida, any person who is a graduate of the College of Law of John B. Stetson University is admitted on motion in open court, upon presentation of his diploma, duly issued by the University authorities.

EXPENSES.

For students who room in the dormitory, the charges for two students occupying one room will be \$254.10 for each student per year. This includes tuition, board, furnished room, heat, lights and washing.

Students whose financial condition requires them to economize in their expenses may secure accommodations in Conrad Hall at lower rates. The number of such rooms is limited and application should be made as early as possible, when terms and conditions will be given.

To those living in the city or in Conrad Hall, the charges for tuition will be \$72.60 per year.

The text-books used in the department may be found in the law library, but it will be necessary for students to provide themselves with books for their daily use. The cost to students for books is about \$45 a year for each year of the course. As these books are very useful in beginning practice, the purchaser loses nothing. By purchasing second-hand books, and selling or exchanging, the item of cost of books can be materially reduced.

A fee of \$5 is charged for a diploma conferring the degree of Bachelor of Laws.

For further information, address the Dean of the College of Law.

ADMISSION OF GRADUATES TO STATE COURTS.

AN ACT Providing for the Admission to Practice Law in the Courts of this State of Graduates of the Law Department of the John B. Stetson University.

Be it Enacted by the Legislature of the State of Florida:

SECTION 1. That any person graduating from the Law Department of the John B. Stetson University, after the passage of this Act, and after taking the full prescribed course in said Law Department of not less than two years, shall be admitted to the practice of law in all the courts of this State without examination as to his legal attainments, upon motion, and upon production of his diploma duly issued by the Board of Trustees of said University, and upon his presenting to the court satisfactory evidence that he is twenty-one years of age and of good moral character, and upon taking the oath prescribed by the law in that behalf.

SECTION 2. That all Acts and parts of Acts, conflicting with the provisions of this Act, are hereby repealed.

SECTION 3. That this Act shall take effect immediately upon its passage and approval by the Governor.

Students, 1905-1906.

SENIORS.

<i>Name.</i>	<i>Home Address.</i>	<i>DeLand Residence.</i>
Auvil, Arthur L.,	Jaeger, W. Va.,	Conrad Hall.
Carter, Paul,	Marianna, Fla.	
Conover, George W.,	Jacksonville, Fla.,	Boulevard.
Duncan, Harry C.,	Tavares, Fla.,	East Hall.
Gramling, John C.,	Miami, Fla.,	Indiana Ave.
Leitner, George,	Leesburg, Fla.,	Colonial Court.
Oates, E. Faulkner, Ph.B.,	DeLand, Fla.,	Michigan Ave.
Pinnell, Wesley P.,	Bronson, Fla.,	Stetson Hall.
Rodgers, David O.,	Tampa, Fla.,	Conrad Hall.
Smith, Furman Y.,	Alachua, Fla.,	Indiana Ave.
Voyle, Arthur E.,	Gainesville, Fla.,	Howry Ave.

JUNIORS.

Andrews, Joseph W.,	Lake Butler, Fla.,	Conrad Hall.
Baxter, Estes G.,	Gainesville, Fla.,	Indiana Ave.
Botts, Fred,	DeLand, Fla.,	New York Ave.
Campbell, James B.,	Euchee Anna, Fla.,	Conrad Hall.
Clayberg, H. Lawrence,	Helena, Montana,	Boulevard.
Farnell, Russell W.,	Fort White, Fla.,	Conrad Hall.
Geiger, George W.,	Green Cove Springs, Fla.,	Stetson Hall.
Hamlin, Royal P.,	DeLand, Fla.,	Boulevard.
Hamrick, Burrell J.,	Aucella, Fla.,	Conrad Hall.
Hinton, Arthur N.,	Jasper, Fla.,	Stetson Hall.
Kirby, William M.,	Palatka, Fla.,	Stetson Hall.

<i>Name.</i>	<i>Home Address.</i>	<i>DeLand Residence.</i>
Noble, Carl, A.B., Rollins College.	Lake Helen, Fla.,	Stetson Hall.
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Teachy, A. Yancy,	Wauchula, Fla.,	Stetson Hall.
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Wilder, Carney L.,	Plant City, Fla.,	Stetson Hall.
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Entered as second-class matter at the post-office at DeLand, Florida, in accordance with the provisions of the Act of Congress of July 16, 1894. Issued Quarterly.