Index Digest
INDEX DIGEST

Page references in bold type are to Leading Articles; in plain type to Law Notes; and in italics to Case Notes.

-A-

ADMINISTRATIVE LAW
See also Constitutional Law, Labor Law, Legislation, Workmen's Compensation
No Provision for Review by Court of Finding of Fact by Administrative Agency 11:280

AUTOMOBILES
See also Agency, Carriers, Damages, Insurance, Negligence, Torts
Automatic Insurance Coverage for Newly Acquired Automobiles .......... 11:558
Guest Passenger Statute—Protest by Guest Changes Status to Involuntary Passenger .......... 11:556

-B-

BAR ASSOCIATION
See American Bar Association, South Carolina Bar Association

-C-

CONSTITUTIONAL LAW
See also Actions, Aliens, Conflict of Laws, Courts, Jurisdiction, Legislation, Municipal Corporations, Police Power, States, Statutes, Survey of South Carolina Law
Admissibility of Evidence Obtained by Illegal Search and Seizure ................. 11:388
Due Process — Intentional Admission of Perjured Testimony ................. 11:278
Due Process — Substituted Service on Nonresident Motorist's Liability Carrier ................. 11:385

Fourteenth Amendment and the Threat That it Poses to our Democratic Government ......................... 11:484
Separation of Powers — No Provision for Review by Court of Finding of Fact by Administrative Agency 11:280

CONTRACTS
See also Bankruptcy, Consideration, Insurance, Quasi-Contracts, Specific Performance, Statute of Frauds, Suretyship and Guaranty, Survey of South Carolina Law
Enforceability of Covenants not to Compete Containing Unreasonable, Indivisible Restrictions as to Geographical Area ......................... 11:343
Interpretation of Condition of Notification in Contracts providing Automatic Coverage for Newly Acquired Automobiles .......... 11:558
Oral Modification and Rescission of Contracts Required by the Statute of Frauds to be in Writing.. 11:228
Wagering Contracts — Insured Having more than One Health Policy ........ 11:562

COVENANTS RUNNING WITH THE LAND
Enforceability of Covenants Not to Compete Containing Unreasonable, Indivisible Restrictions as to Geographical Area ........ 11:343

CRIMINAL LAW
See also Adultery, Bail Constitutional Law, Criminology, Evidence, Federal Rules of Criminal Procedure, Fraud, Habeas
EVIDENCE
See also Admissions, Constitutional Law, Courts, Criminal Law, Discovery, Injuries, Presumptions, Survey of South Carolina Law, Trial, Witnesses
Admissibility of Evidence Obtained by Illegal Search and Seizure .......................... 11:388
Intentional Admission of Perjured Testimony .......................... 11:278
Requirement of a Religious Belief for Competency of a Witness .......................... 11:548
Use of Wiretap Evidence in State Courts .......................... 11:282

FEDERAL RULES OF CIVIL PROCEDURE
See also Courts
Study of Rule 35 .......................... 11:183

FOURTEENTH AMENDMENT
See also Constitutional Law
Fourteenth Amendment and the Threat That it Poses to our Democratic Government .......................... 11:484

INHERITANCE
See also Descent and Distribution, Real Property, Taxation, Wills
Legality of Adoption of Wife as Child for Inheritance Purposes .......................... 11:554

INSURANCE
See also Agency, Beneficiaries, Contracts, Damages, Survey of South Carolina Law
Automatic Coverage for Newly Acquired Automobile .......................... 11:558
Duty of Insurance Company to use Reasonable Care in Ascertaining Insurable

--E--

ESTATES
See also Real Property
Cotenancy in South Carolina .......................... 11:520
Creation of Estates by Implication, The .......................... 11:352

ETHICS AND PROFESSIONAL RESPONSIBILITY
See also Attorneys
Ethics and Professional Responsibility .......................... 11:408
Professional Responsibility: A Statement .......................... 11:306

--D--

DIVORCE
See also Domestic Relations, Husband and Wife, Taxation
Motion to Reopen Default Divorce Judgement Where Plaintiff Remarried .......................... 11:391

DOMESTIC RELATIONS
See also Divorce, Husband and Wife, Infants, Marriage, Parent and Child, Survey of South Carolina Law
Legality of Adoption of Wife as Child for Inheritance Purposes .......................... 11:554
Motion to Reopen Default Divorce Judgement Where Plaintiff Remarried .......................... 11:391

DUE PROCESS OF LAW
See also Constitutional Law, Criminal Law
Intentional Admission of Perjured Testimony .......................... 11:278
Substituted Service on Non-resident Motorist's Liability Insurance Carrier .......................... 11:385

--I--

INHERITANCE
See also Descent and Distribution, Real Property, Taxation, Wills
Legality of Adoption of Wife as Child for Inheritance Purposes .......................... 11:554

--F--
Interest .................................................................. 11:401
Wagering Contract — Insured Carrying Several
Health Policies ................................................. 11:562

—J—

JUDGEMENTS
See also Appeal and Error,
Conflict of Laws, Constitutional Law, Divorce
Motion to Reopen Default
Divorce Judgement Denied
Where Plaintiff Remarried ................................ 11:391

JUDGES
See also Courts
Psychological Materials in the Legal Philosophy of
Jerome Frank ................................................... 11:293

JURY
See also Evidence, Grand
Jury, Trial
Notetaking by Jurors ....................................... 11:397

—L—

LANDLORD AND TENANT
See also Real Property, Survey of South Carolina
Law, Tenancy
Condemnation of Leasehold
— Landlord’s Right to Rent Accruing Subsequent
Thereo .............................................................. 11:394

LAW LISTS AND LEGAL DIRECTORIES
Law Lists and Legal Directories ....................... 11:289

LEASES
See also Landlord and Tenant, Real Property
Condemnation of Leasehold
— Landlord’s Right to Rent Accruing Subsequent
Thereo .............................................................. 11:394

LEGAL BIOGRAPHY
Jerome Frank — The Psychological Materials in his
Legal Philosophy ............................................. 11:293

LEGAL ETHICS
See also Ethics and Professional Responsibility
Ethics and Professional Responsibility .............. 11:408

LIBEL AND SLANDER
See also Torts
Mercantile Agency and Conditional Privilege in
Defamation ..................................................... 11:236

—M—

MUNICIPAL CORPORATIONS
See also Corporations, Eminent Domain, Legislation,
Police Power, Zoning
Duty to Protect Informer
After Threats to his Person ................................ 11:565

—N—

NEGligence
See also Contributory Negligence, Torts
Duty of Municipal Corporation to Protect Informer
After Threats to his Person .............................. 11:565
Imputed Negligence in South Carolina ............... 11:195
Negligence Per Se in South Carolina: The Effect
Given in Civil Actions to the Violation of Criminal
Statutes ......................................................... 11:207
Physical Injury Arising out of Fear for the Safety of
a Third Person .............................................. 11:236

—P—

PERSONAL INJURIES
See also Injuries, Torts, Workmen’s Compensation
Low Back Injuries — The Ruptured Disc Syndrome.. 11:171

PRACTICE AND PROCEDURE
See also Pleading, Survey of South Carolina Law
(Criminal Law and Procedure, Practice and Procedure)
Motion to Reopen Default
Judgement Denied Where
Plaintiff Remarried .......... 11:391
Notetaking by Jurors ....... 11:397
Substituted Service on Non-
resident Motorist's Liability
Insurance Carrier .......... 11:385
Study of Rule 35 of the
Federal Rules of Civil
Procedure .................... 11:183
PRACTICE OF LAW
See also Attorney and Client,
Attorneys, Ethics and Pro-
fessional Responsibility
Ethics and Professional Re-
sponsibility ................. 11:408
Professional Responsibility:
A Statement ............... 11:306
PROCESS
See also Automobiles, Court,
Practice and Procedure
Substituted Service on Non-
resident Motorist's Liability
Insurance Carrier .......... 11:385
PROCEDURE
See also Courts, Federal
Rules of Civil Procedure,
Federal Rules of Criminal
Procedure, Practice and
Procedure
PROPERTY
See also Conveyances and
Conveyancing, Deeds
Dower, Estates, Future
Interests, Personal Prop-
erty, Real Property, Survey
of South Carolina Law

REAL PROPERTY
See also Bankruptcy, Con-
vveyances and Conveyanc-
ing, Covenants, Deeds
Eminent Domain, Base-
ments, Future Interests,
Landlord and Tenant,
Mortgages, Rule Against
Perpetuities, Statute of
Frauds, Survey of South
Carolina Law (Property),
Trusts, Wills
Cotenancy in South Caro-
lina ......................... 11:520
Creation of Estates by Im-
plication, The ............. 11:352
RES JUDICATA
See also Appeal and Error,
Judgements, Pleading,
Practice and Procedure
Release of one Joint Tort-
Feasor held Not to Release
Others Unless so Intended 11:399

SERVICE OF PROCESS
See also Process
Substituted Service on Non-
resident Motorist's Liability
Insurance Carrier .......... 11:385
SOUTH CAROLINA BAR
ASSOCIATION
Annual Transactions of the
South Carolina Bar As-
sociation 1959 ............. 11:409
STATUTE OF FRAUDS
See also Contracts
Oral Modifications and Re-
scission of Contracts ........ 11:228
SURVEY OF SOUTH CAROLINA
LAW
April 1957-April 1958
Agency ..................... 11:1
Business Corporation and
Partnerships ................. 11:6
Constitutional Law ........ 11:7
Contracts, Bills and Notes
and Sales .................. 11:18
Criminal Law and Pro-
cedure ..................... 11:28
Damages ................... 11:35
Domestic Relations ........ 11:38
Evidence .................... 11:41
Insurance .................. 11:52
Landlord and Tenant ........ 11:62
Miscellaneous ............. 11:64
Pleading ................... 11:69
Practice and Procedure .... 11:79
Property ................... 11:108
Public Corporations ........ 11:117
Security Transactions .......... 11:128
Statutory Construction ......... 11:132
Taxation .......................... 11:134
Torts .................................. 11:141
Wills and Trusts ................. 11:155
Workmen's Compensation ... 11:167

---T---

TAXATION
See also Corporations, Income Tax, Internal Revenue Code, Survey of South Carolina Law
Property and Tax Effects of a Conveyance to Husband and Wife and the Survivor of Them, Where the Husband Pays the Full Consideration .......... 11:247

TENANCY IN COMMON
Cotenancy in South Carolina .................................. 11:520

TORTS
See also Automobiles, Conflict of Laws, Damages, Libel and Slander, Negligence, Sales, Survey of South Carolina Law
Imputed Negligence in South Carolina ............................ 11:195
Negligence Per Se in South Carolina: The Effect Given in Civil Actions to the Violation of Criminal

---W---

WILLS
See also Descent and Distribution, Dower, Executors and Administrators, Rule Against Perpetuities, Survey of South Carolina Law, Trusts
Creation of Estates by Implication ............................... 11:352