

South Carolina Law Review

Volume 11 | Issue 4

Article 14

Summer 1959

Index Digest

Follow this and additional works at: <https://scholarcommons.sc.edu/sclr>



Part of the [Law Commons](#)

Recommended Citation

(1959) "Index Digest," *South Carolina Law Review*. Vol. 11 : Iss. 4 , Article 14.

Available at: <https://scholarcommons.sc.edu/sclr/vol11/iss4/14>

This Catalog is brought to you by the Law Reviews and Journals at Scholar Commons. It has been accepted for inclusion in South Carolina Law Review by an authorized editor of Scholar Commons. For more information, please contact digres@mailbox.sc.edu.

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*

Corpus, Jurisdiction, Survey of South Carolina Law

Questioning of Defendant Before Arraignment 11:562

—D—

DIVORCE

See also *Domestic Relations, Husband and Wife, Taxation*

Motion to Reopen Default Divorce Judgement When 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

—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

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

—F—

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

—I—

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

- 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 Thereto 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 Thereto 11:394
- LEGAL BIOGRAPHY**
- Jerome Frank — The Psychological Materials in his Legal Philosophy 11:293
- LEGAL ETHICS**
- See also *Ethics and Profes-*
- sional 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 Liabili-
ty 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 Liabili-
ty 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, Sur-
vey of South Carolina
Law*
- R—
- REAL PROPERTY**
See also *Bankruptcy, Con-
veyances and Conveyanc-
ing, Covenants, Deeds,
Eminent Domain, Ease-
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
- S—
- SERVICE OF PROCESS**
See also *Process*
Substituted Service on Non-
resident Motorist's Liabili-
ty 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 11:26
- 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	

Statutes	11:207
Mercantile Agency and Conditional Privilege in Defamation, The	11:256
Physical Injury Arising Out of Fear for the Safety of a Third Person in Negligence Action	11:236
Release of One Joint Tortfeasor	11:397

TRADE REGULATION

See also <i>Interstate Commerce, Restraint of Trade</i>	
Unfair Competition in Descriptive Trade-Marks	11:376

TRIAL

See also <i>Appeal and Error, Discovery, Evidence, Judges, Jury, Practice and Procedure, Witnesses</i>	
Intentional Admission of Perjured Testimony	11:273
Notetaking by Jurors	11:397

-W-

WILLS

See also <i>Descent and Distribution, Dower, Executors and Administrators, Rule Against Perpetuities, Survey of South Carolina Law, Trusts</i>	
Creation of Estates by Implication	11:353