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Volume 51  
Issue 4 *Dickinson Law Review - Volume 51,*  
*1946-1947*

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6-1-1947

## Book Review

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### Recommended Citation

*Book Review*, 51 DICK. L. REV. 287 (1947).

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**BOOK REVIEW****PRACTICE AND PROCEDURE IN THE ORPHANS' COURTS  
OF PENNSYLVANIA**

By

RAYMOND M. REMICK

of the Philadelphia Bar

4th Edition, 2 Volumes, Geo. T. Bisel Company, Philadelphia, Pa. 1946.

At the turn of the present century the vade-mecum of the Pennsylvania Orphans' Court lawyer was Rhone on Orphans' Court Practice, and the companion volume relied upon at that time was Scott on The Intestate Law of Pennsylvania. A later work supplementing Judge Rhone's book was that of Judge Hawkins of the Orphans' Court of Allegheny County. These works were all based upon the revision of the law by the codifiers of 1830, viz., the Act of March 15, 1832 relating to Registers and Registers' Courts; the Act of March 29, 1832 relating to orphans' courts; the Act of April 8, 1833 relating to last wills and testaments; the Act of April 8, 1833 relating to the descent and distribution of the estates of decedents; and the Act of February 24, 1834 relating to executors and administrators. With the work of the Commission of 1915 reflected in the so-called Seven Sisters Acts of 1917, these earlier works on practice in the orphans' courts became obsolete, although still valuable for their rich historical data, the reading of which is most helpful to the student and lawyer, as well as judge, in tracing the evolution of a court having a very humble origin but by Acts of Assembly, the Constitution and the decisions developed into the present powerful court.

Mr. Remick has long been an earnest student and active practitioner before the Orphans' Court and his former writings have been most helpful to the profession. The present 4th Edition is the culmination of his studies and practical experience and are presented in excellent format, the print being clear, the paper good, and the binding sturdy and durable and embodying the loose-leaf binder mechanical device thus enabling the volumes to be easily supplemented in accordance with the usual service series now published.

As to the substance, Volume I consisting of 873 pages includes a discussion of practice and procedure before the Register of Wills as well as the usual steps incident to the administration of decedents' estates. Volume II running from page 875 to 1085 embraces a complete tabulation of procedure in the orphans' court with a discussion as to its jurisdiction and powers, as well as pleadings, process, orders and decrees. The topics of issues, partitions, procedure under the

Revised Price Act, escheat and adoption are thoroughly covered. In the Appendix to Volume II are set forth helpful forms, the rules of courts, tables of the cases as well as of the Acts as cited, so valuable to the busy judge and lawyer hard pressed for time and anxious to get to the principle or rule as quickly as possible. Another feature most helpful and in fact indispensable in the utilization of material is the very searching general index with which Volume II closes, thus making readily available every portion of this comprehensive production.

The learned author has further contributed to the value of his work by the addition to the Table of Cases of all of those cited by Judge Hunter in his very valuable Orphans' Court Commonplace Book including the Cumulative Supplement of 1946 and also the cross references to the Second Edition of Judge Ladner's helpful work on Conveyancing in Pennsylvania. And lastly, but by no means least, the reference to the array of interesting articles and cases discussed on the Law of Decedents' Estates and Trusts found in the Fiduciary Review, as the author states and in which the present writer concurs, "under the able editing of M. Paul Smith, Esq., of Norristown, Pennsylvania."

These volumes were published in the latter part of 1946 and of course reflect the substantive law of wills, intestacy and estates as of the time, but may be readily supplemented by the adding of the recent Acts on Wills, Intestacy and Estates approved by the Governor April 24, 1947 and to be effective January 1, 1948.

This work is commended to the profession and should be available to every one interested in Orphans' Court Practice.

A. J. WHITE HUTTON

May 1, 1947.

## A DORMITORY IS NEEDED

Life is conditioned by environment. Life may be long and is usually lived in many and varied environments, and it has not been sufficiently appreciated that one's environment at a particular period of his life may be the dominant and determining factor of his career.

A most important, perhaps the most important, period of one's life is the time spent in immediate preparation for one's vocation—the time, e. g., which one intending to be a lawyer spends at law school.

This is the time when he must develop the capacity and acquire the techniques of understanding. It is the time when he must cultivate and achieve habits of diligence and industry and patient perseverance. It is the time when he must formulate steadfast and worthy aspirations.

The success of the Law School has been in a large measure due to the fact that it has afforded its students an opportunity to do their tasks in an environment conducive to the accomplishment of the school's and the students' objectives. The work of the school has been done in a town of unsurpassed historical and legal traditions, free from the noise and dirt and heat and turmoil of the great urban areas.

The housing situation in Carlisle has, however, recently become very difficult. Four large and important schools of the United States Army have been permanently located in Carlisle. The Army does not furnish quarters for the families of the officers or soldiers attending these schools and their requirements exhaust most of the available and desirable quarters in the town. Consequently, many students of the Law School are required to live in quarters which are unduly expensive, or intolerably inadequate or inconveniently remote, and the proper performance of their scholastic duties is rendered more difficult.

The erection of a new dormitory, as planned by the Board of Trustees, will satisfy the immediate and pressing and continuous need for adequate housing and will facilitate the work of the school and enhance its reputation for scholarly achievement.

The erection of a dormitory will not only render the students physically more comfortable and secure and thereby remove the mental hazards and obstacles to which discomfort and insecurity give rise, but it will also make the students a community of scholars. It will, I think, bind them together by the blessed tie of scholarship. It will make the Law School a little republic of learning. There will no longer be a divorce between scholarship and the lives of the students. The lives of the students will be filled with curbstone sessions of learning. Life at the Law School will be for all a time for thinking and an opportunity for learning and law students will be helped to realize that the greatest pleasure a man can have is the pleasure which comes from the acquisition of knowledge.

The need for a dormitory is great and immediate. Its erection will contribute greatly to the permanence and security of the school's achievements.

W. H. HITCHLER, Dean

## THE DORMITORIES CAMPAIGN

By

HARRY W. LEE, ESQ.

Chairman

### Dickinson Law School Dormitories Campaign

For a long time your Trustees have been of the opinion that residential accommodations right on the campus would make a better study atmosphere for the student body. To the end that that belief be fully explored, the Trustees, in February 1946 appointed a Committee consisting of Douglass D. Storey, Esq., of Harrisburg as Chairman, E. D. Siegrist, Esq., of Lebanon and Sidney D. Kline, President of the Berks County Trust Company of Reading. They, together with Hon. W. C. Sheely, President Judge of the 51st Judicial District, Gettysburg, and President of your Board of Trustees and Dr. Walter H. Hitchler, Dean of the School of Law, acting ex-officio, devoted serious effort in a study of the need and possible fulfillment thereof. The Committee made its report one year later. . . . February 1947 . . . recommending to the Trustees that the project be undertaken on the following basis:

- (a) That dormitories scaled in size to house approximately 100 students be erected.
- (b) That the cost thereof be fixed at approximately \$350,000.00.
- (c) That construction be undertaken as and when prices and material availability in the construction industry are deemed expedient.
- (d) That, in the interim, the financing of the project be undertaken via voluntary donations by the alumni and friends of the school.

The Trustees of the Law School approved the recommendations of the Committee after careful consideration of the crowded rooming facilities of Carlisle, which has seriously affected the peace of mind of the students, and the warranted belief of the Trustees that the situation will not improve in the foreseeable future, decided it was necessary for the best interests of the school life of the students and for the School that inexpensive, pleasant and commodious quarters be afforded the boys. The dormitories which consist of small connected units will be attached to Trickett Hall and will afford better opportunities for thorough study of law. Better prepared lawyers will come from Dickinson Law School and the completion of the dormitories will more definitely perpetuate this small, good and independent school of law.

I believe that every one of our almost fifteen hundred living alumni will share with me the gratification that this splendid forward step inspires and should be amply expressed by full support of the plan to accomplish this fine purpose.

The dormitory structure will be a very beautiful as well as a useful utility. Designed by Walter T. Karcher and Livingston Smith, Philadelphia architects, who have marked prestige in the educational institutional field throughout the eastern states, the design is in conformity with that of Trickett Hall . . . of fond memory to all of us . . . and is in keeping with the old Colonial atmosphere of Carlisle and of Dickinson College. Because location of the new structure will be adjacent to Trickett Hall at right angle thereto on the Dickinson College campus side with the buildings arranged around three sides, affording a hollow square effect centered by a courtyard, the site being already owned by the School, acquisition of additional land is not necessary.

I consider it an honor and a privilege to have been invited to act as General Chairman of a Campaign Committee to raise the requisite funds. I approach the task with full confidence in the enthusiastic assistance of my fellow-alumni. That all of the more than twelve hundred alumni resident within the State of Pennsylvania may be accorded full opportunity to participate, the State has been organized into fifteen separate districts, under the leadership of able and interested Chairmen and, in the cases of the larger Districts, Co-Chairmen. Similar geographical organization is currently in process without the Commonwealth, so that no single alumnus will be denied opportunity of sharing in this very worthwhile endeavor. The campaign will officially occur during the months of September, October, November and December. Between now and that time will be set up an intelligently conceived campaign organization. Equitably established quotas will be fixed for all Districts on the basis of a uniformly applied formula.

Alumni will be privileged to establish through the designation of certain parts of the new structure.

The District Chairmen and Co-Chairmen of the several Areas in Pennsylvania are:

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3-A	Cumberland, Perry, Juniata.	GARBER, MARK, Esq. MYERS, ROBERT L., Esq. TEMPLETON, FRED J., Esq.
3-B	York and Lancaster.	GROSS, HON. HARVEY A.
3-C	Adams and Franklin.	STRITE, EDW. D., Esq.

District Number	Counties	Chairmen
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4-A	Lycoming, Potter, Clinton, Cameron, Tioga, Elk.	WILLIAMS, HON. CHAS. S.
5	Luzerne, Monroe, Pike, Wyoming, Sullivan.	FINE, HON. JOHN S.
5-A	Lackawanna, Wayne, Susquehanna, Bradford.	MORGAN, GOMER W., Esq.
6	Allegheny, Washington, Greene, Fayette, Westmoreland, Armstrong.	JORDAN, WM. A. and HINDMAN, JAMES E., Esqs. Co-Chairmen.
7	Erie, Crawford, Warren, McKean.	CURTZE, ALBAN W., Esq.
8	Clearfield, Center, Mifflin, Huntingdon, Blair, Cambria, Fulton, Bedford, Somerset, Indiana.	SMITH, FRANK G., Esq. HIMES, SWIRLES L., Esq.
9	Butler, Beaver, Lawrence, Mercer, Venango, Forrest, Clarion, Jefferson.	Same as Dist. No. 6.

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