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Personals

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very heart of the case. With the intuition of genius he surveys every proposition and views it in all its relations to surrounding conditions. In this way he grasps and decides in a moment problems, that are insoluble to mediocre minds. Had he confined himself to the practice of the Law, there is no question that he would stand today at the very pinnacle of his profession in the United States, for he has all the qualifications which enable one to reach the top; he has eloquence, learning, courage and indefatigable industry.

When he is through with politics, it is to be hoped that it will not be too late for him to turn his undivided attention to his great profession, and there is no doubt, if he does not tarry too long, he can take his place in the very front rank of that splendid calling, which requires of its successful votaries, unremitting toil, the greatest courage and the most scrupulous fidelity.

It matters not then whether our readers be Democrats, Republicans, Prohibitionists or Anti-Prohibitionists, they can all admire the brilliant, eloquent and upright lawyer whose speaking likeness we present in this issue. They can all reverence and respect His Excellency, the Governor of Kentucky.

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PERSONALS.

John W. McDonald, of the class of 1916, will go to Mayfield, Ky., to practice law and Walter Mobley, also of the class of 1916, will locate at Green, Ky. Both are prominent members of their class and their success as practitioners is assured.

John Henry Williams and A. B. Combs, both of whom will receive their law degree this June, will locate in Eastern Kentucky, but neither of them have decided definitely what city they will choose as a permanent location.

Leo J. Sandman, lawyer and playwright of Louisville, was in the city to attend and assist in staging the Stroller's play, "Father and the Boys." Mr. Sandman graduated from the college of law last year.

Fred A. Harrison, who graduates this year, will go immediately to Williamstown to enter into the practice of the law with Hon. A. G.

De Jarnett. This is Mr. Harrison's "old home town" and he has a splendid opportunity in being associated with Capt. De Jarnett, who is one of the most highly esteemed and able lawyers of the Grant County bar.

Hon. Henry L. Spencer, of the Jackson bar, paid the Law Department a visit April 25th. Mr. Spencer has the air and bearing of a young lawyer who is making a success. He was a member of the class of 1914. His brother, Carlisle Spencer, who is a member of the class of 1916, will sail for Alaska in June, where he has accepted a position with the Kinney Mining Company as assistant superintendent.

Joseph E. Torrence, who receives his LL.B. this June, has cast his fortune in the Southland. He has accepted a position as student secretary of the Young Men's Christian Association for the State of Georgia.

F. L. A. Eichelberger, B. S. from the University of Pittsburgh, who will graduate in law this June will go to Birmingham, Ala., where he has a place in the office of J. W. Crowe, Ex-United States District Judge. Mr. Eichelberger plans to spend the summer, with a party of friends from the University of Pittsburgh, in Hudson Bay Country, Northern Canada, where they will devote a part of their time to the study of geology.

Emery Frazier, of Lawrenceburg, Ky., a junior in the College of Law, has been appointed to the position of Major of the Battalion of Cadets, for next year. Mr. Frazier's service in the Battalion was voluntary, as lawyers are not compelled to drill, and his appointment is an acknowledgment of his ability and leadership in the military affairs on the campus.

The Henry Clay Law Society held the annual oratorical contest April. The law students who entered the contest were: C. P. Nicholson, W. J. Kallbreier, F. H. Ricketson, David Glickman, T. L. Creekmore and Ben Fishback. C. P. Nicholson was awarded the prize, a handsome gold medal, given by President Barker, Representative

W. C. G. Hobbs, Hon. K. Z. Wilking and Prof. T. T. Jones acted as judges.

The Tau Kappa Alpha honorary oratorical fraternity held an initiation, Tuesday evening May 9th at Phoenix Hotel. The initiatory ceremony was conducted by President Julius Wolf and Brothers Nicholson, Creekmore, Hutchcraft, Bailey, Farmer, Coleman, Harrison and Chamberlain. The novitiates were: G. C. Wilson, who was a member of the "Varsity" debating team this year; J. E. Torrence, who was a member of the Law debating team of 1915; D. L. McNeill, C. T. Dotson and W. J. Kallbreier, members of the Law debating team of 1916, and J. J. McBrayer, University of Kentucky "Peace" orator, who won the Intra-State and the Southern Peace Contests, and will go to New York City to represent the South in the National Contest. After the initiation Prof. Noe acted as toastmaster at the banquet, at which honorary member Prof. C. P. Weaver and President Barker were guests.

The Henry Clay Law Society, at a special meeting called by Pres. J. H. Coleman May 9th, elected the following officers for next year: Roscoe C. Back, of Jackson, Ky., President; W. J. Kallbreier, of Louisville, Vice-President; W. C. Hoskins, of Hyden, Ky., Secretary, and K. C. Elswick, of Louisa, Ky., Treasurer. The prospects for a great society next year were discussed and all members expressed the hope that Pres. Buck's administration will be pleasant and profitable to all.

The Henry Clay Chapter of the Phi Alpha Delta, National Legal Fraternity, will hold their annual founder's day banquet Thursday evening, May 18th, in the fraternity rooms at the Phoenix. The following pledges will venture forth to mount the "buck" T. D. Grubbs, J. H. Coleman, Paul Gasser and W. W. Ware.

The Democratic Club of the University of Kentucky met in the Law Department May 12th and, after a business session, elected the following officers for next year: President, J. F. Gregory; Vice-President, J. E. Kelley; Secretary, A. C. Preston; Corresponding-Secretary, C. W. Harney; Treasurer, F. W. Potts; Attorney-General,

B. E. Hickerson ; Chaplain, E. C. Robertson, and Sergeant at Arms, J. M. Robinson. Hon. George R. Smith, of the Lexington Bar, ex-member of the club, addressed the society on the future of the Democratic Party in the State and Nation. Ex-President D. L. McNeill delivered a farewell address which was much appreciated by the society.

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**COMMENT ON RECENT DECISIONS OF COURT
OF APPEALS.**

H. M. BOSWORTH, Auditor

Appellant

VS.

STATE UNIVERSITY, &c.

Appellees

There was involved in this case the constitutionality of an Act of the Legislature commonly called the Pure Food Act, which had been on the Statute book for some seventeen years, and which had been enforced without question during all that time by all the officers of the Commonwealth having a duty connected therewith. It seems to us that the opinion of the court is entirely erroneous, and we believe it is in direct conflict with all the authorities whether in this State or out of it, involving the particular question upon which the judgment in this case is made to turn.

We shall not occupy, in this review, the position of carping critic either upon the learning or the high sense of justice of the Court of Appeal of Kentucky, for we recognize that it is very much more important that the people of Kentucky should give due reverence and respect to the adjudications of the highest court of the Commonwealth, than that any particular case should be decided right. We shall undertake to review the opinion in this case in this spirit; the spirit of being helpful to the Court and with the hope that at some other time, it will see its way clear to come back to the old, well established and beaten path of constitutional law, bearing upon the point herein involved.

The Act was held unconstitutional as being in violation of Section 51 of the Constitution, which is as follows: