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National Defense

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BAR BRIEFS

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—BY—

STATE BAR ASSOCIATION OF NORTH DAKOTA

M. L. McBride, Editor

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NATIONAL DEFENSE

The lawyers of the nation have always contributed to the nation's military necessities. We have reached a time in our present history when our country calls. The National Defense Act provides for the enrollment and conscription of our citizens. The legal profession in North Dakota have been called upon for help and assistance in this work.

In each county, according to law, there will be set up an Advisory Board consisting, as far as possible, of the County Judge and two lawyers. In addition to this, in each county there will be appointed at least one Appeal Agent, whose duty it will be to present appeals either for registrants or the Government in cases where dispute exists in the application of pertinent laws and regulations. No provision is made for compensation for services for either the members of the Advisory Board or the Appeal Agent. It is thought, however, that the services involved will not be burdensome due to the scarcity of population, and also to the fact that there will be probably only a few cases where any difficulty may arise.

At the request of the Governor of this state, there has been certified to the Governor the names of lawyers who, in the opinion of the President of your Association, are fit and competent to serve in these various capacities. From these nominations the Governor will

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select and appoint the membership of these Advisory Boards and Appeal Agents.

I call upon the membership of our profession, and especially those who may be selected, to accept these appointments and perform the duties of the respective offices. I am sure that the Bar will respond.

H. G. NILLES,
President.

LAW SCHOOL NEWS

The School of Law of the University of North Dakota began its forty-second year September 16, 1940. There are now twenty-three first year students; twenty-two second year students and fifteen third year students. Several pre-law students and law students are in active duty with the National Guards or have joined the Aviation Corps of the United States Army and that of the United States Navy.

Mr. S. Theo. Rex, a part-time law teacher and a Reserve Officer, was granted an indefinite leave of absence for military reasons. The courses in Municipal Corporations and Domestic Relations, which he taught, will be taught by Mr. C. F. Peterson, another member of the Grand Forks Bar. Mr. Peterson secured his law degree from this institution in 1915. Mr. Philip R. Bangs and Carroll E. Day are also serving as part-time professors. The personnel of the full-time law teachers has not changed. During the summer Professor John W. Kehoe assisted the Committee on Practice and Procedure to revise the rules of practice and procedure in the District Courts and the Supreme Court. Professor Ross C. Tisdale is preparing an article for The American Bar Association on the "Bill of Rights of the Constitution of North Dakota."

During the week of September 23 to 28, Mr. Carleton B. Putnam, of the West Publishing Company, gave a series of lectures on the Use of Law Books.

The University of North Dakota Law School Alumni Association had its annual Homecoming dinner on October 12. Honorable Geo. F. Shafer, Class of 1912, is President and Honorable John Moses, Class of 1915, is Secretary of the Association.

JOINT TENANTS, HOMESTEAD, HUSBAND AND WIFE, CONVEYANCING

There are three situations in which the question with which this article is concerned may arise, namely:

1. Husband and wife are tenants in common. Can they convey to themselves as joint tenants in North Dakota?
2. The property is a homestead. Can the husband convey to himself and wife as joint tenants in North Dakota?