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## More on Code Revision

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# BAR BRIEFS

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## STATE BAR ASSOCIATION OF NORTH DAKOTA

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### MORE ON CODE REVISION

The letters containing suggestions of actual revisions needed, which the Code Commission has received from the attorneys throughout the State, are of great assistance to the Commission. It is impossible to acknowledge the receipt of each of these letters, but we want the attorneys to know that these suggestions are appreciated and are receiving attention; keep them coming; they will assist very materially in getting out a real Code.

On March 13, the Code Commission held a joint meeting with the Supreme Court, Judge Grimson, and the members of the Advisory Committee of the State Bar, consisting of Mr. Shaft, Mr. Shafer, Mr. Starke, Mr. Palda and Mr. Cupler, and decided to present the new Code in the form of an alphabetical title code. That is use the method of codification employed in the U. S. C. A. Under this system, the law will be accumulated under various titles, such as Abstracters, Aeronautics, Agency, Agriculture, etc., and these titles will be arranged in the Code in alphabetical order. An expansible system of numbering will be followed under which the section number will, by the arrangement of digits, show immediately the title and chapter in which any given section will be found. The rules of Court will be set out in the body of the Code itself.

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## MORE ON CODE REVISION

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Judge G. Grimson of Rugby, North Dakota, has been designated by the Supreme Court as chairman of a committee to revise the rules of practice and procedure in the District and Supreme Courts, in administrative bodies exercising quasi-judicial functions, and in the probate courts and county courts with increased jurisdiction. A sub-committee on rules of practice and procedure in the District and Supreme Courts, consisting of A. M. Kvello, Nels G. Johnson, E. T. Conmy and J. J. Kehoe, has been appointed, and a sub-committee on rules of practice in administrative bodies, of which Clyde Duffy, I. A. Acker and M. K. Higgins are members, has been designated, with Mr. Duffy as sub-chairman. County Judges J. J. Funke, E. C. Lebacken, Henry Lemke, F. G. Kneeland and C. A. Bone, have been appointed on the revision of the Probate Code, and rules of practice and procedure in the Probate Courts and in County Courts with increased jurisdiction. Judge Grimson, Mr. Duffy and Judge Funke will all welcome suggestions from the Bench and Bar, as will also any of the members of the committees mentioned.

The Commission has no authority to make any substantial changes in the law, but whenever we can clarify legislative intent by better expression, elimination of mistakes, inconsistencies, conflicts, or useless statutes, we are directed to do so and make the report to the Legislature in the form of a revised Code.

Very shortly now, the committees of the State Bar Association will be receiving letters of suggestion from the Commission in connection with the work which these committees will be expected to do. We should appreciate all of the committees functioning just as soon as possible, because we want to get a report to the Legislature when it next convenes, if that is humanly possible.

We welcome suggestions and comments; we would be glad to have any members of the Bench or Bar stop in at the offices of the Commission in the Supreme Court library to see how the work is progressing. Please keep your suggestions coming.

## CODE COMMISSION.

By C. L. Young,  
Clyde Duffy,  
A. M. Kuhfeld,  
Commissioners.

## DEEDS, DELIVERY, RETENTION BY GRANTOR

Action by grantee against administrator of the estate of grantor to determine ownership of property. Grantor died and at the time of his death was the record title owner to the property.

For several years prior to his death grantor had been keeping company with the plaintiff, grantee. Administrator noticed a sealed envelope in a safety deposit box with the plaintiff's name written thereon. The contents of the envelope proved to be a warranty deed from grantor to the plaintiff conveying the pro-