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Book Review

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*Reviewed by Orville J. Weaver**

GARDNER'S BATES OHIO CIVIL PRACTICE. By Prof. William K. Gardner, of Cleveland-Marshall Law School. W. H. Anderson Co., Cincinnati, Ohio. Six volumes (1957, 3rd volume; plus pocket supplements for volumes 1 and 2).

Professor William K. Gardner has authored the fifth and latest edition of Bates' Pleading, which has been cited and relied upon by courts and lawyers in Ohio for over seventy years. This is not a revision. It is a completely new work which maintains the high standards of the four previous editions.

Gardner's Bates Ohio Civil Practice presents an orderly, detailed procedure for conducting any of the various civil actions in Ohio. It includes the text, forms and rules covering trial and appellate civil practice. The work consists of six volumes, each volume containing a complete index of its contents. Reference to this index materially lessens the search through innumerable digests, statutes, reports and other voluminous sources of remedial law. The first three volumes have been published and are currently available. Volume Four is scheduled for publication in the summer of 1957, while Volume Five should be available at the end of 1957. Scheduling of publication of volume six has not been publicly announced as yet.

Volume One deals with jurisdiction, venue, parties and pleadings. There are nine text chapters, and four chapters containing about 500 forms. Each form is keyed to the Ohio Revised Code section, as is each text chapter. Text and forms are cross referenced. Volume One contains 539 pages, plus the index.

Volume Two treats trials, post-trial proceedings, and appeals. There are fifteen chapters of text, and nine chapters of forms, containing approximately 1000 forms. Keying and cross-referencing are similar to Volume One.

Volume Three presents statutory actions and proceedings, in twenty-eight chapters of text and eighteen chapters of forms, containing around 1500 forms. This volume is also keyed and cross-referenced.

Volume Four will cover common law action types, as will Volume Five. Volume Six will contain rules of practice, outlines of procedure, and a general index.

* A graduate of Rutgers University and a third year student at Cleveland-Marshall Law School.

The text is fully annotated, and all pertinent Ohio cases are cited. This allows easy reference to the case law applicable in each subject, and coupled with a logical subject arrangement, gives the Ohio lawyer an extremely useful working tool.

Professor Gardner has been an actively practicing lawyer since 1915, is the editor of Gardner's Civil Code, is an associate editor of Page's Ohio Revised Code, is a member of the Cleveland Bar, and is a member of the faculty at Cleveland-Marshall Law School.

The six volumes of Gardner's Bates Ohio Civil Practice should be a most welcome and useful addition to the Ohio lawyer's library.

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*Reviewed by Chester B. Gynn, Jr.**

CONTRACTS AND CONVEYANCES OF REAL PROPERTY.
By Milton R. Friedman. Callaghan & Company, Chicago, 1954.
425 pages.

"Contracts and Conveyances of Real Property" succeeds in attaining the objectives stated by the author: "This book was written by a practitioner for practitioners in the field of real estate conveyancing, with the aim of considering not only what one should know in this field but also what one should do or not do, and why."

Although the academic nature of real property conveyancing is presented, the book's greatest value lies in its emphasis on the practical aspects of conveyancing. Although practical, it is not a form book. The author cautions against indiscriminate use of forms, but shows where, properly used, they are effective tools. The correct use of them is discussed at appropriate places in the book.

Beginning with the contract of sale, prepared by the lawyer, or memoranda and binders filled out by laymen on the spur of the moment, the book progresses through the complexities of real estate conveyancing—assignments of the contracts, title examination, marketable title, possession, mortgages, deeds, medium of payment, closing adjustments, adjournments or delay

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