

CAL. JUR. 2d

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CALIFORNIA JURISPRUDENCE

SECOND EDITION

A COMPLETE AND MODERN
STATEMENT OF THE LAW
AND PRACTICE OF THE
STATE OF CALIFORNIA

Volume 44
Revised

SEALS
TO
SHERIFFS



By the Editorial Staff of the Publisher

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PUBLISHER'S FOREWORD

In keeping with CALIFORNIA JURISPRUDENCE's tradition of furnishing the Bench and Bar of California current California Law, the publisher presents herewith CALIFORNIA JURISPRUDENCE, SECOND EDITION, Volume 44, *Revised*.

The Coverage of This Volume

Of primary importance in this volume is the entirely new article SECURED TRANSACTIONS. This treatise is coextensive in its scope with Uniform Commercial Code, Division 9, entitled "Secured Transactions; Sales of Accounts, Contract Rights and Chattel Paper." To the extent that this division of the Uniform Commercial Code (§§ 9101-9507) supplants former statutes relating to chattel mortgages, conditional sales, pledges, and trust receipts, the new article SECURED TRANSACTIONS supersedes the Cal Jur 2d articles covering these subjects. In fact, the material on conditional sales has previously been eliminated from the new article SALES in Volume 43 *Revised*. Here then is a fully integrated discussion of secured transactions, whether they be in the forms of chattel mortgages, conditional sales, pledges, and trust receipts or in some altogether new form.

This volume also contains the article SEARCHES AND SEIZURES, which has been thoroughly reworked to reflect the many recent and important developments in this field.

Other articles revised, modernized, and expanded in this volume are: SEALS; SECONDHAND AND JUNK DEALERS AND AUTOMOBILE DISMANTLERS; SECURITIES ACTS; SEDUCTION; SERVICE STATIONS; SETOFF AND COUNTERCLAIM; and SHERIFFS, POLICE, CONSTABLES, AND PRIVATE INVESTIGATORS.

The part of the article SCHOOLS that was in the original Volume 44 has been transferred to Volume 43, *Revised*. The writ of scire facias having been abolished many years ago by statute, the article SCIRE FACIAS has been deleted in this revised volume.

The Plan and Format of This Volume

In over-all plan and format, Volume 44 Cal Jur 2d, *Revised*, fits perfectly in the CALIFORNIA JURISPRUDENCE, SECOND EDITION, mold. All of the controlling law of California, case and statutory, is here; and here, as in every volume of Cal Jur 2d, there are copious references to American Law Reports (ALR, ALR2d, and ALR3d) annotations, and to American Jurisprudence (Am Jur and Am Jur 2d). For further assurance of completeness of coverage, references to pertinent forms in American Jurisprudence Legal Forms and American Jurisprudence Pleading and Practice Forms, and to the invaluable evidentiary and trial aids to be found in American Jurisprudence Proof of Facts and American Jurisprudence Trials have also been included.

Index; Parallel References

A complete fact-word and legal-concept index to each of the articles in this volume appears in the back of the volume. A table of Parallel References in the front of the volume enables the user to translate references to the original Volume 44, Cal Jur 2d, to the corresponding titles and sections in this revised volume.

TABLE OF ABBREVIATIONS

AC	Advance California Reports
ACA	Advance California Appellate Reports
Adm C	Administrative Code
Ag C	Agricultural Code
ALR	American Law Reports Annotated
ALR2d	American Law Reports Annotated, Second Series
ALR3d	American Law Reports Annotated, Third Series
Am Jur	American Jurisprudence
Am Jur 2d	American Jurisprudence, Second Edition
Am Jur Legal Forms	American Jurisprudence Legal Forms, Annotated
Am Jur Pl & Pr Forms	American Jurisprudence Pleading and Practice Forms, Annotated
Anno	Annotation
Bank C	Banking Code
B & P C	Business and Professions Code
c	Chapter
C	California Official Reports of Supreme Court Decisions
C2d	California Official Reports of Supreme Court Decisions, Second Series
CA	California Official Court of Appeal Reports
CA2d	California Official Court of Appeal Reports, Second Series
Cal Rptr	California Reporter
CC	Civil Code
CCP	Code of Civil Procedure
ch	Chapter
CLR	California Law Review
Cof	Coffey
Const Art I § 1	Article and section California Constitution
Corp C	Corporations Code
CU	California Unreported
Deering's Gen Laws	Deering's California General Laws
Ed C	Education Code

Elec C	Elections Code
Ev C	Evidence Code
F	Federal Reporter
F2d	Federal Reporter, Second Series
F & G C	Fish and Game Code
Fed Cas	Federal Cases
Fin C	Financial Code
FRD	Federal Rules Decisions
F Supp	Federal Supplement
Gov C	Government Code
H & N C	Harbors and Navigation Code
H & S C	Health and Safety Code
Hast L J	Hastings Law Journal
Ins C	Insurance Code
Lab C	Labor Code
L ed	Lawyers' Edition U.S. Supreme Court Reports
L ed 2d	Lawyers' Edition U.S. Supreme Court Reports, Second Series
Mil & Vet C	Military and Veterans Code
Ops Atty Gen	Opinions of the Attorney General
p	Page
P	Pacific Reporter
P2d	Pacific Reporter, Second Series
Pen C	Penal Code
Pol C	Political Code
Prob C	Probate Code
Pub Res C	Public Resources Code
Pub U C	Public Utilities Code
Rev & Tax C	Revenue and Taxation Code
SCLR	Southern California Law Review
S Ct	Supreme Court Reporter
Stan LR	Stanford Law Review
Stats	Laws Enacted by California Legislature
St B J	State Bar Journal
Sts & H C	Streets and Highways Code
subd	Subdivision
UCC	Uniform Commercial Code
UCLA LR	University of California at Los Angeles Law Review
Unempl Ins C	Unemployment Insurance Code

US	United States Reports
USC	United States Code
US Const	United States Constitution
Veh C	Vehicle Code
W & I C	Welfare and Institutions Code
Wat C	Water Code



TABLE OF PARALLEL REFERENCES

This table shows where the subject matter of the various sections in CALIFORNIA JURISPRUDENCE and in CALIFORNIA JURISPRUDENCE 2d is treated in this revised edition. The figures in parentheses are page numbers of CALIFORNIA JURISPRUDENCE. Transfers of subject matter to other articles are so indicated.

SCIRE FACIAS

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