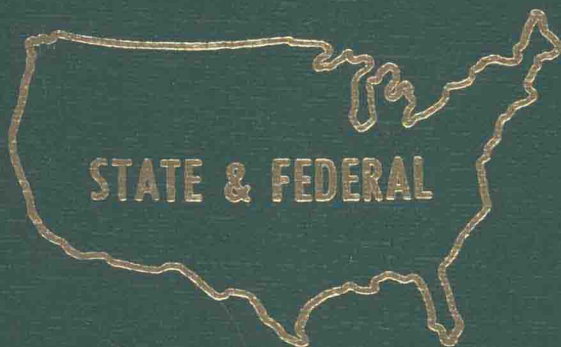


AMERICAN JURISPRUDENCE 2d



ABANDONED PROPERTY

ADMINISTRATIVE LAW §§ 1-186

AMERICAN JURISPRUDENCE

SECOND EDITION

A MODERN COMPREHENSIVE TEXT STATEMENT
OF AMERICAN LAW

STATE AND FEDERAL

COMPLETELY REVISED AND REWRITTEN
IN THE LIGHT OF MODERN AUTHORITIES AND DEVELOPMENTS
BY THE EDITORIAL STAFF OF THE PUBLISHERS

VOLUME 1

ABANDONED, LOST, AND UNCLAIMED PROPERTY
TO
ADMINISTRATIVE LAW, § 186

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SECOND EDITION

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e.g., 1 Am Jur 2d Adjoining Landowners § 10

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FOREWORD

A Completely New Work—Its Basic Plan and Scope.

This new American Jurisprudence—Am Jur 2d—is a complete revision and rewriting of the original edition. Every part of the original has been reconsidered and weighed in the light of late authorities and modern developments.

And this new edition is more than a mere revision. It contains a great many valuable and practical new features. It comprehensively takes into account the growing importance of federal law and uniform laws. And it binds together all of the units of the great interrelated research works that have been published since the original edition of American Jurisprudence: Am Jur Legal Forms, Am Jur Pleading and Practice Forms, and Am Jur Proof of Facts.

The basic plan and scope of the original edition have demonstrated their soundness and efficiency over long years of service, and have been retained in the present edition. The object is to provide a comprehensive modern text statement of American law, state and federal, procedural as well as substantive—a practical, efficient, and reliable research tool for practicing attorneys and judges. In accomplishing this object, we have the benefit of all of the planning and research that were put into the great predecessors, *Ruling Case Law* and *American Jurisprudence*, as well as all of the research that has gone into ALR, ALR2d, L ed and L ed 2d annotations, whose exhaustiveness and accuracy have become traditional with the courts and lawyers of this country.

Need for the New Edition.

The need for a completely new approach to modern law has become acute. Our American system of law is a living, growing organism, constantly changing in form and hue. Many questions that were debated in schools and courts a century ago are now of only historical interest. These obsolete problems and topics are constantly being replaced by new ones which arise from new ways of life, new inventions, and new industrial, sociological, and political developments.

The fact that American Jurisprudence has endured longer without overall revision than any major legal encyclopedic work in our history is a tribute to its sound basic plan and its background of honest research. And it must be remembered that the period it spanned saw changes and developments in American law almost as spectacular as the developments in the field of science. It is doubtful that anyone would attempt to maintain a 1936 encyclopedia of science by means of supplements.

A satisfactory result cannot be attained by forcing the new cases into a prefabricated framework. Such a result cannot be achieved indefinitely by a continuation of bulking supplements, from which the user must piece out his own composite text, nor by issuing replacement volumes with ever-increasing frequency and multiplicity. Either of these courses leads to a set of books which

becomes more and more unwieldy and expensive, yet at no time is really up-to-date or serviceable; at no time is it a balanced and integrated whole which may be depended upon for today's law and for the latest trends.

In this complete new revision we are able to present the picture whole, in one piece, in proper focus and perspective, and with correct emphasis. It weaves the new and the old into one fabric. It does not depend upon patch-work. The new edition also gives us the opportunity to incorporate many new and valuable features to make Am Jur 2d even more usable and efficient.

Modern Approach and Coverage.

American Jurisprudence 2d is modern in every respect. It has been completely revised to reflect the changes and developments which have occurred during the last thirty years. Into it have been infused the thousands of exhaustive annotations in the ALR and L ed series, all on problems of current interest, which have appeared since the original American Jurisprudence was launched.

In addition, this new work will reflect the holdings of thousands of outstanding modern cases, not reported in ALR or L ed, which have been carefully selected for this purpose from the vast flood of current decisions. This day-to-day watch for important decisions assures the Am Jur 2d owner that he will have the cases which make a real contribution to the law and that he will not miss any important development or change in our jurisprudence.

Comprehensiveness.

Exhaustiveness is a relative term. The indiscriminate citation of hundreds of cases to self-evident propositions, without evaluating the importance of either the cases or the points to which they are cited, is not exhaustiveness. It is mere waste of space. In Am Jur 2d we do not devote pages to listing multiple citations to mere platitudes which no court would deny or doubt.

The exhaustiveness of Am Jur 2d consists in the comprehensiveness of its coverage, in its meticulous evaluation of current legal problems. It rests on the firm base of ALR and the Lawyers' Edition of the United States Supreme Court Reports, and upon the thousands of other modern cases which expound and explain modern law.

Uniform Laws and Commercial Code.

The trend toward uniformity of laws has greatly increased in tempo during the last quarter century. An important contributing factor has been the series of Uniform Laws sponsored by the National Conference of Commissioners on Uniform State Laws. Varying numbers of these laws have been enacted by the legislatures of the several states. The most far-reaching is the Uniform Commercial Code.

The present work takes full cognizance of the Uniform Laws and of the Uniform Commercial Code. They are dealt with extensively in the topics to which they are pertinent; and there are tables showing where the Uniform Laws and the Uniform Commercial Code are cited in this work. In addition, the Am Jur 2d Desk Book contains tables showing which states have adopted the several Uniform Laws and the Uniform Commercial Code.

Federal Law Coverage.

Paralleling the trend toward uniformity in state laws in recent years has been the fast growth in the prevalence and importance of federal law. The vast increase in the scope of activities of the Federal Government has been such that every person and almost every activity is affected in some degree by federal laws and regulations. The Federal Rules of Civil Procedure, also adopted wholly or in part by many states, have had a profound effect upon procedural law throughout the country.

The federal law coverage of Am Jur 2d has been expanded to match the importance of the subject. New titles have been created herein to cover questions of federal law and procedure, and the text is supported by references to the United States Code, the Federal Rules, and important cases. There are tables of federal statutes and rules cited in Am Jur 2d. As an additional feature, "Federal Aspects" references are inserted at the beginning of many topics, following the Scope Notes, pointing out tax and other federal implications of the matter at hand.

Conciseness.

Every effort has been made to reduce to a minimum the growth in the size of this work. By deleting obsolete matter, condensing that of merely ephemeral or minor importance, eliminating duplication, utilizing various typographical improvements, and by reorganizing the entire work as a co-ordinated whole, it has been found possible to present the vast quantity of new material without unduly increasing the size of the set as compared with the original edition.

New Titles.

Many new titles or topics have been added in this edition to reflect modern developments in the law and to permit a complete treatment in one place of subjects which formerly have been treated piecemeal under several different titles. A few examples of such new topics are Federal Practice and Procedure; Products Liability; Premises Liability; Federal Employers' Liability and Compensation Acts; Boats and Boating; Fright, Shock, and Mental Disturbance; Pipelines; Pretrial Conference; Summary Judgment. The renaming of some titles to conform to the prevalent usage (e.g., Administrative Law instead of Public Administrative Law) has been so planned as to make these titles available to users earlier.

A complete list of titles planned for the entire work appears in the Am Jur 2d Desk Book.

Keystone of a Great System.

American Jurisprudence 2d is the keystone of that great system of legal research and practice guidance, the Total Client-Service Library. It integrates and ties together all of the units of that system by means of references, not only to ALR and ALR2d, L ed and L ed 2d, but to Am Jur Legal Forms, Am Jur Pleading and Practice Forms, and Am Jur Proof of Facts.

Parallel Reference Tables; Supplement Service.

Each volume of Am Jur 2d contains, at its front, parallel reference tables for titles in that volume. The tables show where to find, in the new edition, the subject matter of each section of the original edition.

Annual cumulative pocket supplements, embodying improvements in both typography and content, will provide the latest authorities and reflect current developments in the law.

Index.

Access to the material in each volume is made easy and fast by an index, prepared by the Publishers' specialists in this field, combining simplicity and completeness.

The Authors.

As in the original edition, the planning of this work and the authorship of the treatises contained therein have been entrusted to specialist lawyers who have made a career of law writing. Only trained and experienced professionals are capable of analyzing, reconciling, classifying and correlating the vast number of cases and other materials that make up this work. With individual contributors of proven ability working under the very highest standards of quality, the success of the product is assured.

THE PUBLISHERS

TABLE OF PARALLEL REFERENCES

This table shows where the subject matter of the various sections of articles in the first edition of American Jurisprudence is treated in American Jurisprudence 2d. It enables one to translate references in the Am Jur General Index, in the Am Jur Forms books and in Am Jur Proof of Facts as well as the many references to "Am Jur" in the reported cases in other legal publications, into references to Am Jur 2d.

When a particular subject matter is treated in a later topic the title of the later topic is indicated.

The reader should always consult the volume index for detail and for matter not appearing in the first edition.

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