



11-1-1928

Bibliography

Fred Ruiz

Follow this and additional works at: <http://scholarship.law.nd.edu/ndlr>



Part of the [Law Commons](#)

Recommended Citation

Fred Ruiz, *Bibliography*, 4 Notre Dame L. Rev. 109 (1928).

Available at: <http://scholarship.law.nd.edu/ndlr/vol4/iss2/2>

This Bibliography is brought to you for free and open access by NDLScholarship. It has been accepted for inclusion in Notre Dame Law Review by an authorized administrator of NDLScholarship. For more information, please contact lawdr@nd.edu.

to all who think of these things in terms of a nation, that the existence of a separate marriage code in each of forty-eight independent, sovereign and contiguous commonwealths, providing usually a passport for all who wish to evade it to seek some less exacting jurisdiction with impunity, is a menace to the stability as well as the repute of American family life, and that the domestic purity on which we ought to pride ourselves is sadly discredited by such a hydra-headed condition of our body-politic. Nothing in this paper should be taken in favor of federal legislation. That question, in the proverbial language of the courts "is not before us". The suggestion is the separate adoption by every state of the ideal of indissoluble monogamy, which would obviate all question of reconciling and standardizing kaleidoscopic legislation, and the question is in order: Is it strange that foreigners should shrug their shoulders and decline to believe that the institutions of a country where a woman may be adjudged wife, concubine, or bigamist, according as she inhabits one or another of several cities within the radius of a hundred miles, can be either exemplary or a stimulus to virtue?¹⁰⁶ A distinguished writer in "Marriage and Divorce Laws of The World" has contributed to this subject matter, one of the best, most exhaustive and fully authenticated books ever written. In his preface he says that it is his purpose "to furnish the lawyer, legislator, sociologist and student a working summary of the marriage and divorce laws of the principle countries of the world", and that his book "is not a brief in favor or against any particular social system or legal code, nor has it a mission to assist in the reformation of any country's marriage and divorce laws", but he has not been able to suppress the concession that "A study of the marriage laws of the world has brought the happy conviction that the wholesome view of marriage as the union of one man and one woman for life, to the exclusion of all others, is the one triumphant fact of human history, which can never lose its prestige."¹⁰⁷

BIBLIOGRAPHY

BOOKS

Allies—Formation of Christendom (See p. 225 et seq.)

¹⁰⁶ Robert Grant in *Scribners Mag.* 66:193-8 Aug. 1919.

¹⁰⁷ "Marriage and Divorce Laws Of The World" Hyacinth Ringrose.

Augustine, Saint—Marriage and Concupiscence (In his works V. 12 pp. 93-202.)

Bailey, William—Modern Social Problems.

Bayles, G. J.—Women and The Law (See p. 55 et seq.)

Berthier—State of Christian Life and Vocation.

Bourget, Paul Charles Joseph—A Divorce.

Bryce—Studies in History and Jurisprudence.

Byrne, Rev. Andrew—Short Catechism For Those About To Marry.

Chassay—Touchstone of Character.

Chesterton—The Superstition of Divorce.

Cole, W. M.—American Hope (See p. 63 et. seq.)

Coleridge—Sacredness of Matrimony (In Brewer's World's Best Orations V. 4 p. 1355.)

Conway—Christian Family.

Coudert, Frederic Rene—Reply To Dumas' Advocacy of Divorce.

Cowan—Science of a New Life.

Cronin—New Matrimonial Legislation.

Cuthbert, Father—Catholic Ideals in Social Life (See p. 59).

Day, Henry—Marriage, Divorce and Morality.

Devs—Studies of Family Life.

Devine, Arthur—Divorce—Law of Christian Marriage.

Dix, Morgan—Tributes of Protest—Calling of a Christian Woman.

Eberhard, Anton—Die Ehe in der Katholischen Kirche.

Egan, M. F.—Marriage Without Reason.

Ellwood—Sociology and Modern Social Problems. (See pp. 74-168.)

Finot, Jean—Problems of The Sexes.

Fletcher—The Christian Family.

Foerster—Marriage and The Sex Problem.

Gerrard—Marriage and Parenthood.

Gibbons, James Cardinal—Catholic Truth (V. 1 p. 7 et seq.)—Christian Heritage. (pp. 358 et seq.)

Gigot, Rev. Francis—Christ's Teaching Concerning Divorce.

Goldstein—Socialism, The Nation of Fatherless Children.

Goldstein—Socialism, The Nation of Fatherless Children.

Goodsell—A History of The Family. (See pp. 154-178.)

Grant—Law and The Family.

- Greeley, Horace—Recollections of a Busy Life. (See p. 571 et seq.)
- Grover—The Drifting Home.
- Hallez—Instructions Sur Les Sacrements.
- Hawkins, Chauncey—Will The Home Survive?
- Hayes—Sociology and Ethics.
- Hecker—A Short History of Woman's Rights From Augustus.
- Holland—Plain Catholic Sermons on Useful Subjects.
- Hope, Mrs.—State Papers.
- Humphrey—Christian Marriage.
- Johnsen, Julia—Selected Articles.
- Kavanagh—Women of Christianity.
- Key—The Woman Movement. (See Chapt. VI pp. 139-169.)
- Lichtenberger, James P.—Divorce.
- Leo XIII, Pope—Pope and The People. (See p. 176 et seq.)
- Lindsey, Judge Ben—The Revolt of Modern Youth.
- Luguet—La Vocation: Ou Moyer d' Atteindre Sa Fin dans Le Marriage.
- Mahon, Rev. Thomas—The Church and Divorce.
- Mechline—Impedimenta Matrimoni.
- Mayer, Herman—References Submitted to The Committee of The Senate.
- Monsbare, Pere—Marriage.
- Mowrer—Family Disorganization.
- O'Callaghan—Holy Bible Authenticated.
- O'Hara—The Laws of Marriage.
- Parsons—Woman's Dilemma.
- Peabody—Jesus Christ and The Social Question.
- Rickbaby—Moral Philosophy. (See pp. 263-277.)
- Ringrose, Hyacinthe—Marriage and Divorce Laws of The World.
- Roberts, Arthur—Emancipation of Youth.
- Robinson—Twentieth Century American. (See p. 111 et seq.)
- Ryan—Philosophy of Marriage in its Social, Moral and Physical Relations.
- Salaman—Women, Through a Man's Eyeglass.
- Scott—Women and The Law in New York.
- Sheedy—Evils of Divorce.
- Shelley—Humboldt Library v. V pp. 19-185.

- Sickinger—Sure Way To a Happy Marriage.
 Stolz—Mixed Marriages.
 Towne, Ezra Thayer—Social Problems.
 Vaux—Church Folklore. (See "Marriage Customs" p. 90.)
 Webb—Industrial Democracy. (See p. 873 for statistics on marriage and birth rates.)
 Wells, S. R.—Wedlock; or the Right Relation of The Sexes.
 Westermarck—A Short History of Marriage—Original Development of Moral Ideals, 2 vols.—History of Human Marriage, 3 vols.
 Willman, Reinhold—Married Life.
 Wolfe—Social Problems. (See "Marriage and Divorce pp. 580-620.)
 Wood, C. W.—Marriage.

MAGAZINES

- American Law Review 49:852 N. '15—Divorce and The Federal Constitution.
 American Statistic Association 14:483 Mr. '15—Proportion of American Marriages ending in Divorce.
 American Journal of Sociology 22:226 S. '16—Durable Monogamous Wedlock.
 Atlantic Monthly 116:629 N. '15—Married Woman's Margin—118:586 N. '16—Some Notes on Marriage—See also 132:460 O. '23; 134:155; 131:721 and 132:297.
 Catholic World 109:809; 118:263; 122:525; 121:123.
 Century 102:637.
 Colliers 68:14—What About Your Home? See also 76:20; 77:8 and 78:20.
 Congressional Digest 6:188 Je. '27—Divorce Law For Canada.—6:183 Je. '27—Uniform Divorce Law and Statistics.
 Current Opinion 61:261 O. '16—Chesterton's Protest Against Easier Divorce By The State—See also 73:580 N. '22.
 Family 7:280 Ja. '27—Child Marriages in Pennsylvania.
 Forum 53:281 F. '15—Marriage and Morality.—77:730 My. '27—New Marriage Laws.—Dec. 1927 p. 801—The House of Human Welfare.—64:26; 75:161; 76:738; 76:543.
 Good Housekeeping 60:134 Ap. '15—What Can The Matter Be?—61:630 N. '15—Just Among Ourselves.—64:33 Mr. '17—Ma-

- trimony and The Law.—85: Ag. '27.—Till The Courts Do Us Part.—73:42; 73:74; 80:28; 83:30.
- Harper 135:772 N. '17—Defense of Marriage.—40:566— 151:47.
- Independent 82:341 My. 31 '15—Church, State and Marriage.—86:266 My. 22 '16—Social Danger.—86:322 My. 29 '16—Marriage Vows.
- International Journal of Ethics 26:302 Ja. '16—Divorce As It Might Be.
- Ladies Home Journal 32:14 N. '15—So They Were Married—Then What?—42:20; 42:22; 44:26; 44:20.
- Live Age 288:564 F. 26 '16—Married and Single.—297:436 My. 18 '18—Superstition of Divorce.—304:720 Mr. 20 '20; 325:360; 332:1010 Je. '27—Future of Marriage.
- Literary Digest 54:24 Ja. 6 '17—Defending Divorce Lawyers.—72:33; 70:33; 66:116; 69:28; 85:32; 88:30; 93:14; 92:30; 79:340 O. 13 '23—Ashes on The Hearth.
- McClure's 47:30 Je. '16—Man in Her Life.
- Nation 100:269 Mr. 11 '15—Easy Ways With Hard Questions.
- Near East 31:207 F. 24 '27—Temporary Marriage.
- Nineteenth Century 89:849; 89:1053.
- New Republic 4:201 S. 25 '15—Chances of Being Married—8:15 Ag. 5 '16—Holy Estate.—8:42 Ag. 12 '16—Getting Divorced.—9:124 D. 2 '16—Middlemen in Divorce.—45:80.
- Outlook 140:381.
- Review of Reviews 74:98.
- Scribners Magazine 66:193.
- Spectator 137:950 N. 27 '26—Roman Church and Annulment.
- Sunset 56:34.
- Unpopular Review 8:98—111 J1. '17—Business of Getting Married.
- Woman's Home Companion 43:6 Ap. '16—Market Value of a Wife.—43:8 My. '16—Incompatibility, Your Honor!—43:20 J1. '16—Why We Are Not Divorced.—434:9 O. '16—Living With Your Wife.—52:24.
- World Today 49:178 Ja. '27—Divorce or Annulment.
- World's Work 46:19; 53:121.
- Yale Review ns 14:223; 17:165 O. '27—Modern Marriage.

CASES

- Adams v. Palmer 51 Me. 481 pp. 484, 485.
Alfred Masher v. Eugenia Masher 12 L.R.A. (N.S.) 820.
Andres v. Andres 188 U. S. 14.
Barrere v. Barrere 4 John. Ch. 187.
Barrett v. Failing and Wife 111 U. S. 523.
Bell v. Bell 181 U. S. 175.
Brandt v. Brandt 179 Cal. 548, 174 P. 55.
Browning v. Brownin 89 Kan. 98.
Buck v. Bell 47 Sup. Ct. Rep. 584.
Chesnutt v. Chesnutt 1 Spinks 196.
Commonwealth v. Lane 113 Mass. 458, 18 Am. Rep. 509.
Sowan v. Milbourne L. R. 7x. 230, 234.
Craig v. Craig 2 L.R.A. (N.S.) 669.
Cushman v. Cushman 80 Wash. 615.
Evans v. Evans 1 Hagg. Con. 35.
Fisher v. Bernard 65 Vt. 664.
French v. French 4 Mass. 587.
Gaines v. Gaines 48 Am. Dec. (Ky.) 425.
Graft v. Graft 76 Ind. 136.
Green v. State 29 Am. Rep. 739.
Cross v. Mochstim 72 Misc. (N.Y.) 343.
Hall v. Wright E1. B1 & E1. 745.
Harratt v. Harratt 7 N.H. 196.
Harris v. Harris 2 Ph. Ecc. 111.
Hickman v. Hickman 24 P. (Wash.) 445.
Hill v. Hill 2 Mass. 150.
Hulett v. Carey 66 Minn. 327.
Huntington v. Attrill 146 U. S. 617.
Kelley v. Riley 106 Mass. 339.
Kruger v. Kruger 137 App. Div. (N. Y.) 289.
Lanhan v. Lanhan 17 L.R.A. (N.S.) 804.
Lorimer v. Lorimer 124 Mich. 631.
Marshals v. Marshals Ann Cases 1916 Ep. 206, 170 S.W. 567.
Martha Mathewson v. Edson Mathewson 18 L.R.A. (N.S.) 300.
Mason v. Mason 1 Edw. Ch. 278.
Maynard v. Hill 125 U. S. 190.
McLennan v. McLennan 31 Ore. 480, 50 P. 802.
Minnie Brewer v. William Brewer 13 L.R.A. (N.S.) 224.

- Olsen v. Peterson 33 Neb. 358, 50 N.W. 155.
Pennegar et al v. State 87 Tenn. 244, 10 S.W. 305.
Perkins v. Hersey 1 R.I. 493.
Reifschneider v. Reifschneider 244 Ill. 92.
Robinson v. Robinson 23 A (N.H.) 363, 66 N.H. 600, 15 L.R.A.
121.
Shores v. Shores 23 Ind. 546.
Smith v. Compton 67 N.J.L. 548.
Smith v. Strother 8 P. (Cal.) 852.
State v. Shattuck 69 Vt. 403, 38 A. 81.
State v. Tutty 31 Fed. 753, 7 L.R.A. 50.
Streitwolf v. Streitwolf 181 U. S. 179.
Van Voorhis v. Brintnall 86 N.Y. 18, 40 Am. Rep. 505.
W———— v. W————. 141 Mass. 495.
Warren v. Warren 3 Mass. 321.
Wilhite et al v. State 183 P. 625, 39 L.R.A. 539.
Wilkinson v. Wilkinson 125 S.E. 856.
William Mattocks v. John Stearns 9 Vt. 325.
Wilson v. Cook 256 Ill. 460, 100 N.E. 222.

LEGAL COMMENTARIES

- Herschell, Lord Chancellor—134 Law Times 201.
Schouler—Vol. 2 Sixth Ed. (1921) p. 1721 et seq.
Wooten, Dudley G.—The Catholic Builders of The Nation v. 1
pp. 61-89.

LEGAL REVIEWS

- 14 Col. L. Rev. 688—Marriage-Annulment-Nonage of Parties.
7 Har. L. Rev. 372—Breach of Promise.
30 Har. L.R. 124—Some Phases of The Law of Marriage.