

MERCER LAW REVIEW

VOLUME 12

SPRING 1961

NUMBER 2

CONTENTS

- Conflict of Laws Between Community Property and
Common Law States in Division of Marital Property
on Divorce *George D. Brown* 287
- The Inconsistent Position: Section 1311 (b) (1) *Philip Mullock* 300
- Georgia Law of Theft *Hugh Peterson, Jr.* 308

COMMENTS

- Payment of Cost for Care of Patients in State Institutions
Act—A New Approach in Georgia *Robert L. Swearingen, Jr.* 343
- Payment of Cost for Care of Patients in State Institutions
Act—Some Constitutional Aspects *Richard L. Starnes, Jr.* 355
- False Advertising in Georgia—Prima Facie Violations—
Proposed Statutes *David B. Baldwin* 360
- Taxation of Literary Property Income *Thomas H. McPeters* 370
- Tax Consequences of Personal Injury Awards: Should
the Jury Be Informed? *Larry S. Bryant* 384
- Federal Income Tax Advantages for Professionals—
The Georgia Professional Association
Act *Sidney Brents Williams*
Roy N. Cowart 388

CASE NOTES

- Bankruptcy—Bank's Right of Set Off After
Discharge*Jerry W. Benefield* 409
- Constitutional Law—Civil Rights Act—Damages May Be
Recovered From a Police Officer Who Conducts an
Unlawful Search and Seizure*Harold F. McCart, Jr.* 410
- Constitutional Law—Interstate Commerce—Restaurant—
No Segregation Allowed Where Integral Part of
Interstate Commerce*John S. Sims, Jr.* 412
- Federal Taxation—Acquired Tax Loss Corporation—Tax
Loss Carryover—When Allowed*Jerome L. Kaplan* 415
- Georgia—Labor Law—Employer Not Liable for Injury to
Third Party Crossing Picket Line at His
Request*Stacey Cotton* 419
- Search and Seizure—Landlord and Tenant—Georgia Lease
Forfeiture Statute Does Not Justify Search Without a
Warrant*Paul C. Armitage* 422
- Taxation—Georgia—Tax Release Statute Restricted in
Application—Statute Amended*Duncan M. Dew, III* 425

The MERCER LAW REVIEW is published in the Fall and Spring of each academic year by the students of the Walter F. George School of Law, Mercer University, Macon, Georgia.

Subscription per annum \$2.00 plus 6 cents Georgia Sales Tax (foreign \$2.25). Single copy \$1.00 (Survey issue \$2.00). Address communications to the MERCER LAW REVIEW, Mercer University, Macon, Georgia.

Copyright 1961 by Walter F. George School of Law, Mercer University, Macon, Georgia