

# Douglas County Law Library E-Mail Newsletter



Vol. 6, No. 2; February 2009

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### Meeting and Event Announcements

The Defense Bar meets the second Friday of the month. This month the meeting will be on the 13th.

### Board of Trustees Election Update

The nominating process to identify candidates for this spring's election of five attor-

ney member positions on the Douglas County Law Library Board of Trustees has begun.

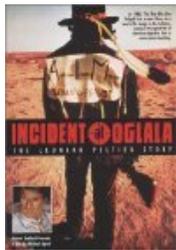
In order to ensure that only attorneys who are willing to serve are nominated, only self-nominations will be taken. Attorneys who have paid their 2009 Law Library Registration Fee and for whom the Library has a postal mailing address were sent a copy of an Attorney Members Self-Nomination Form by postal mail on February 2, 2009.

Local attorneys who would like to nominate themselves to be placed on the ballot for the election in April should complete a nomination form and return it to the Law Library, making certain that it is received no later than 5:00 PM on February 27, 2009, the deadline for nominations.

The form is also available on the Law Library's website.

More information on the election will be in next month's Newsletter.

***Incident at Oglala: the Leonard Peltier Story to be Screened on February 20th***



The Law Library's "Reels of Justice Film Series" continues at 6:00 PM on Friday, February 20, 2009, with a screening of *Incident at Oglala: the Leonard Peltier Story*.

Narrated by Robert Redford, the film documents the case of Native American activist Leonard Peltier, who was convicted of killing two FBI agents on the Pine Ridge Indian Reservation in South Dakota in 1975. Amnesty International has appealed for his release from prison over concerns about the fairness of the trial and that political factors influenced the prosecution. The film describes the events surrounding the case, and features interviews with participants in the events preceding the shootings, the criminal investigation, the trial, and subsequent activities.

The program will include an appearance by local attorney Martin Miller, who will give commentary on the film and on the case.

The screening will begin at 6:00 PM, Friday, February 20th, in the Lawrence Public Library Auditorium. All screenings in the film series are free and open to the public.

The next film in the "Reels of Justice Film Series" will be *Adam's Rib*, scheduled for screening on May 15, 2009.

***West's Kansas Statutes Annotated Purchased***

The Law Library has purchased the new 45-volume set of *West's Kansas Statutes Annotated* and added it to the Library's holdings. West will publish an annual *Interim Update Service Unannotated*, in late September or

early October that will update the set on legislative action taken that year. In addition, pocket parts to update individual volumes will be published in January of each year.

**Current Art Gallery Exhibitions**

The February exhibits in the Douglas County Law Library Art Gallery and the Division IV Art Gallery are photography by Susan Wolfe. Susan is the Administrative Assistant in Division IV.

The exhibits will run through the end of February. All pieces are for sale and may be purchased directly from the artist. Contact information for Ms. Wolfe is available in the Library and Division IV.

The March 2009 Law Library exhibition will be photography by Local attorney Hudson Luce Ingles. More information on the exhibits will be in the March E-Mail Newsletter.

For more information on past, current, and future Art Gallery exhibitions, or for more information on the Art Gallery, please consult the Art Gallery page on the Law Library's website.

If you would like to exhibit your art in our gallery, or know of local artists who would like to show their original art here, contact Bill Pendleton, the Library's Art Gallery Exhibitions Coordinator at 843-3536 ext. 19 or [billpen@pendletonandsutton.com](mailto:billpen@pendletonandsutton.com), or the Law Library at 838-2477 or by e-mail at [info@douglascolawlibrary.org](mailto:info@douglascolawlibrary.org).

**New Acquisitions**

Newly acquired material added to the Law Library's holdings:

Advance sheets of the Kansas Supreme Court and the Kansas Court of Appeals, v.287:1/v.40:2 (Dec. 2008).

Bradley Parenting Time Calculator, 2009.

Child Law Practice: Helping Lawyers Help Kids, v. 27:11 (Jan. 2009).

Juvenile Justice Update, v. 14:6 (Dec. 2008/Jan. 2009).

Kansas Child Support Calculator, 2009.

Kansas Statutes Annotated, 2008 Supplements.

Language of Evil, by Robert Beattie.

Search and Seizure Bulletin, v. 45 Index and v. 46:1 (Jan. 2009).

West's Kansas Statutes Annotated: Interim Update Service, Unannotated, 2008.

West's Kansas Statutes Annotated: Using the Classification and Numbering System of the Kansas Statutes as amended, v. 1 - v. 45, 2008.

### **Did You Know?**

Every month, a bit of Law Library trivia is posted in the Law Library and on the Law Library's website. The previous month's "Did You Know" tidbit is then published here in the Newsletter. The hope is for this to improve communication between the Law Library and its users.

January's entry was:

- The Law Library has a page on Facebook, the social networking site, and a place on Lawrence Marketplace, the business and organization listing service on [ljworld.com](http://ljworld.com).

### **This Month In Legal History**

February, 28, 1880 - The STLL&W files suit against the AT&SF.

On July 20, 1865, the Saint Louis, Lawrence, and Denver Railroad Company was incorporated under the general laws of the State of Kansas. Over the next seven and a half years, the railroad consolidated with the Lawrence and Pleasant Hill Railway Company, the Pleasant Hill and Lawrence Branch of the Pacific Railroad Company, and the Lawrence and Carbondale Railroad Company. On February 26, 1874, the railroad changed its name to the St. Louis, Lawrence, and Western Railroad Company (STLL&W). Two years later, the STLL&W was foreclosed on, and sold to a Frank Morrison on February 29, 1876. At the time of the sale, the railroad owned a road between Lawrence, Kansas, and Pleasant Hill, Missouri. Morrison later sold a portion of this road to the Kansas City, Topeka & Western Railroad, which was currently under lease to the Atchison, Topeka & Santa Fe Railway (AT&SF). On February 28, 1880, the STLL&W commenced an action in ejectment\* in the Douglas County, Kansas, District Court against the AT&SF. The suit also called for an accounting of the receipts and profits of the AT&SF derived from its use of the road between Lawrence and Pleasant Hill. The reported reason behind the suit was that the STLL&W claimed the original sale of the road was illegal and void, so the AT&SF did not have a right of possession to the road or the profits gained from possessing it. District Court records indicate a judgment for the defendant, the AT&SF, on April 10, 1882. No records have been found to indicate that the STLL&W appealed the decision.

From: The New York Times, Feb. 29, 1880, The New York Times online Archive; the Corporate History - Kansas City, Fort Scott & Memphis Railroad Company web page; Encyclopedia Americana, The Encyclopedia Americana Corporation, 1918, p. 489; and Douglas County District Court, Civil Appearance Docket, vol. H, p. 536.

\*According to *Black's Law Dictionary, 8th ed.*, "A legal action by which a person wrongfully ejected from a property seeks to recover possession, damages, and costs."

In last month's entry, Erastus D. Ladd, Esquire, was identified as a well-known and highly respected attorney in Lawrence. In addition, he was a justice of the peace, "...holding justice court in that little white frame house near the Eldridge House...." He was presumably conducting the inquiry into Mr. Canfield's death in his capacity as justice of the peace.

From: Letter, John F. King to Tho. Ewing Jr., July 1, 1858 - Thomas Ewing, Jr. Collection, #341, Correspondence, Box #3, Kansas State Historical Society - On the Territorial Kansas Online website; and *The Secret Danites, Kansas' First Jayhawkers*, by Todd Mildfelt, Todd Mildfelt Publishing, Richmond, KS, 2003, p. 30.

Each month, an event from "This Month In Legal History," the history of law and jurisprudence of Douglas County that occurred during that month, is included in the Newsletter. The current entry is also posted for the month on the Law Library's website. Entries from past months are archived on the website. Submissions from readers are welcome and encouraged.

### **Law Library Volunteer Opportunities**

The Law Library Volunteer Program provides a capable and dependable volunteer work force to assist with the day-to-day operations of the Law Library and with its special projects. This work force supplements the paid Library staff and allows the Library to provide the best possible service to attorneys, local judges, and the public.

The Volunteer Program is instrumental in linking a valuable community resource - the citizens - with a valuable community institution - the Douglas County Law Library - for the benefit, growth, and enrichment of both.

If you or someone you know might be interested in volunteering for one of them, or if you would like more information on our program and/or the positions we have open, please contact the Library or visit the "Volunteers" page on the Law Library's website.

### **Feedback**

This Newsletter is intended to be useful to its readers. As in any enterprise, feedback on how the Newsletter is fulfilling this goal is crucial to our achieving it. If our articles are helpful, let us know. If they are not, let us know. If you have suggestions on how to improve the Newsletter, please let us know. Thank you.

### **Submitting Articles for Newsletter**

The Editor encourages readers to submit articles for publication and/or make suggestions on material to be included in future issues of the Newsletter.

### **To Subscribe**

Contact the Law Library by mail, e-mail, or telephone and request a free subscription to the Newsletter. It will be sent to you as a PDF attachment to an e-mail. The Library's mailing address is: Douglas County Law Library, Judicial and Law Enforcement Center, 111 East 11<sup>th</sup> Street, Lawrence, Kansas, 66044. The Library's e-mail address is: [info@douglascolawlibrary.org](mailto:info@douglascolawlibrary.org). The Law Library's telephone number is: 785-838-2477.

### **Classified Ads**

Free classified ads may be placed in the Newsletter by contacting the Law Library. The Editor reserves the right to refuse anything deemed inappropriate and to add restrictions as the need arises.

No Ads this Month.

**Douglas County Law Library E-Mail Newsletter**

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