

USURY.

Contract made in another State.—The plaintiff, a resident of this State, holding a note as guardian, against a person living in South Carolina, went to the house of her debtor in 1861 to collect the money, but whilst there was induced by this debtor to take a new note, upon which he promised that the defendant, his brother, who resided in North Carolina, would become surety; and it was also agreed that South Carolina interest (7 per cent.) should be paid. Afterward, in pursuance of this agreement, the debtor executed a note in the ordinary form, without express stipulation for interest, and the defendant also executed it as surety in this State; upon its being presented by the debtor to the plaintiff, in this state, she reminded him of his agreement as to interest, whereupon, in order to give effect to that, he prefixed to the note, "Pleasant Valley, S. C." Suit having been brought against the surety, he pleaded *Usury: Held*, that as the contract had been made in South Carolina, the stipulation for seven per cent. interest was not unlawful: *Houston v. Potts*, 64 N. C.

Also, that the prefixing of the words "Pleasant Valley, S. C.," did not materially alter the note: *Id.*

WITNESS.

Parties.—The Act of July 2d, 1864, which enacts that in courts of the United States there shall be no exclusion of any witness in civil actions, "because he is a party to or interested in the issue tried;" and the amendatory Act of March 3d, 1865, making certain exceptions to the rule, apply to civil actions in which the United States are a party, as well as those between private parties: *Green v. United States*, 9 Wall.

LIST OF NEW LAW BOOKS.

BARBOUR.—Reports of Cases in the Supreme Court of New York. By O. L. BARBOUR, LL. D. Vol. 55. Albany, W. C. Little & Co., 1870.

CARPENTER.—Address of HON. M. H. CARPENTER, to the Graduating Class of the Columbia Law College. Pamphlet, pp. 15. Washington, Cunningham & McIntosh, prs.

GEORGIA.—Reports of Cases in the Supreme Court. By N. J. HAMMOND. Vol. 7. Savannah, J. M. Cooper & Co. Sheep, \$7.

LOUISIANA.—Reports of Cases in the Supreme Court. By J. HAWKINS. Vol. 21, for the year 1869. N. O. Daily, Republican Office.

OHIO.—Reports of Cases in the Supreme Court. By L. J. CRITCHFIELD. Cincinnati, R. Clarke & Co. Sheep, \$5.

TENNESSEE.—Reports of Cases in the Supreme Court. By T. H. COLDWELL, Vol. 6. Nashville, Jones, Purvis & Co. 1870. Sheep, \$3.

TYLER.—A Treatise on Ejectment and the Law of Adverse Enjoyment in the United States. RANSOM H. TYLER. Albany, W. Gould & Son, 1870. Sheep, \$7.50.

WEST VIRGINIA.—Reports of Cases in the Supreme Court of Appeals. By J. M. HAGANS. Vol. 3. Morgantown, Morgan & Hoffman. Sheep, \$6.50.