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REVIEWS AND CRITICISMS

- a. Concomitant circumstances.
 1. Time and place.
 2. Physical and mental capacity, tools, clothing, etc.
- b. Prospectant circumstances.
 1. Moral character.
 2. Emotion (motive).
 3. Plan (design, intention).
 4. Habit (usage, custom).
- c. Retrospectant circumstances.
 1. Mechanical (physical) traces.
 2. Mental traces.

V. The datum solvendum.

In Part II, Wigmore takes up testimonial evidence with reference to the effect on the trustworthiness of testimony of generic human traits (race, age, sex, mental diseases, moral character, feeling and experience), of the testimonial process itself (perception, memory, narration), the extent and sources of error in testimony and the relative probative value of circumstantial and testimonial evidence.

When these portions of the work have been mastered, the student is ready to undertake the "problems" of Part III, which consist of masses of mixed evidence taken from concrete cases and which are designed to be used for mere mental entertainment or for serious analysis and study. That is, Wigmore recommends that his readers practice disentangling from masses of evidence the logical interconnections of the various evidential items and assigning each its proper place and weight. To aid in this process he presents a new and interesting logical schema for determining the "net persuasive effect of a mixed mass of evidence." This schema takes the form of a chart, upon which numerous symbols represent the evidential items and their mutual interrelations. The symbols facilitate the process of ordering ideas into rational sequence and combination. The mere construction of such a chart has surely direct value because of the necessity that it entails for clarity of thinking. Why, indeed, might not exercises of this sort form an admirable feature of courses in logic or in argumentation for all college students, whether prospective lawyers or not?

The reviewer has no authority to evaluate this book as a contribution to legal literature, but as a psychologist keenly interested in the application of psychological experiment to legal problems, he has read this work with the greatest satisfaction and profit.

Cornell University.

G. M. WHIPPLE.

BOOKS AND MONOGRAPHS RECEIVED.

THE FOREIGN BORN INSANE, A Racial Study of the Patients Admitted to the Insane Department of the Philadelphia General Hospital in Ten Years (1903-1912). By *Charles W. Burr*. Reprinted from *The Journal of the American Medical Association*, Jan. 3, 1914, pp. 25-27.

REVIEWS AND CRITICISMS

INFLUENCE OF PARENTAL DISEASES, HABITS, AND HEREDITY UPON JUVENILE CRIME. By *Haldor Sneve*. Reprinted from the *Bulletin of the American Academy of Medicine*, Vol. XV, No. 5, October, 1913.

THE PHYSICAL BASIS OF CRIME, A SYMPOSIUM. Papers and discussions contributed to the 38th annual meeting of the American Academy of Medicine, Minneapolis, June 14, 1913, pp. 188. American Academy of Medicine Press, Easton, Pa., 1914.

I. MANDATI NEL NUOVO CODICE DI PROCEDURA PENALE ITALIANO. By *Marcello Finzi*. Fratelli Bocca, Editori, Torino, 1914, pp. 136.

SPERGIURO FALSA TESTIMOMANZA E. CALUNMA PRESSO GLI ARABI. By *Marcello Finzi*. From *La Scuola Positiva*, December, 1913, N. 12, Anno XXIII.

LE CONCEPT SOCIAL DU CRIME; SON EVOLUTION. Par *J. Maxwell*, Felix Alcan, Paris, 1914, pp. 450, 7 f. 50.

REPORT OF THE COMMITTEE TO STUDY AND TO REPORT ON THE BEST PRACTICAL MEANS OF CUTTING OFF THE DEFECTIVE GERM-PLASM IN THE AMERICAN POPULATION. I. The scope of the Committee's Work. II. The Legal, Legislative and Administrative Aspects of Sterilization. Bulletin 10A and 10B, 1914, pp. 64 and 150, 20 cts. and 60 cts.

THE UNCONSCIOUS. By *Morton Prince*. The MacMillan Co., New York, 1914. \$2.00.

DEVELOPMENT AND PURPOSE. By *L. T. Hobhouse*. The Macmillan Co., New York, 1914, pp. 382, 10s.