

1 leave that very important consideration, but I did succeed
2 in finding Dean Fordham's comment in answer to Mr. Sykes'
3 question about the meaning of the last sentence and I
4 thought it might be helpful by way of his understanding
5 and a review of my own understanding if I gave him the
6 benefit of Dean Fordham's comment, and here he said, One
7 aspect of home rule which has not been given adequate
8 thought is the matter of city enactment of private law.

9 Now, he was dealing particularly with muni-
10 cipalities, but it is applicable to counties as well, and he
11 then goes on and says, Traditionally, the states have not
12 given local units any independent legislative power of
13 this character for obvious reasons. Few would want a
14 system under which the law of contracts and of property
15 varied from city to city. At the same time, the exercise
16 of municipal powers has a more or less direct bearing upon
17 private interests and relationships. This is true, for
18 example, of tax measures, regulatory measures and various
19 utility and service activities. It is the theory of the
20 draft that a proper balance can be achieved by enabling
21 cities to enact private law only, as an instance in the