

I

DOUBLE TAXATION IN THE UNITED STATES

STUDIES IN HISTORY, ECONOMICS AND PUBLIC LAW

EDITED BY

THE UNIVERSITY FACULTY OF POLITICAL SCIENCE
OF COLUMBIA COLLEGE.

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UNITED STATES

BY

FRANCIS WALKER, Ph.D.

Sometime University Fellow in Political Economy

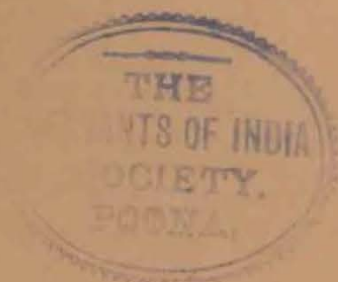


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PREFACE.

THE present publication is the general part of a larger work which has been in preparation since the autumn of 1892. It includes a discussion of the problems of double taxation, particularly as they appear under the methods of direct taxation practiced in the United States. Reference is made to the actual facts to illustrate the discussion and to present a general view of the law and practice. Citations have generally been restricted in this place to some of the important cases, but in the detailed examination of the laws of each state, both statutes and decisions will be cited with extensive quotations. It is hoped to secure thus the greatest possible accuracy in the statement of the law. This detailed statement, revised to date, is now nearly completed.

No pretense is made to any great originality of thought, but it is believed that the classification is, in some respects, new, and that the discussion has been given a systematic form. In regard to the individual points of theory the writer has found that almost everything has been stated either positively or negatively in the multitudinous legal arguments and opinions.

This question has been treated in this country by Prof. Seligman, in his articles on "The General Property Tax" and "The Taxation of Corporations" in the fifth volume of the *Political Science Quarterly*. Numerous pamphleteers, especially in Boston, have discussed some of the questions fragmentarily. The reports of occasional tax commissions of the several states also give valuable material. In foreign countries little seems to have been done except in Germany and Switzer-

land, where federal complications similar to those in the United States are found. The principal works are by Zürcher, "Verbot der Doppelbesteuerung," and Schanz, "Die Steuerpflicht," in the *Finanz Archiv*, 1892.

In conclusion the writer wishes to express his obligation especially to Prof. Seligman, of Columbia College, under whose instruction he acquired his chief interest in financial questions, and at whose suggestion this study was undertaken. To Dr. Munroe Smith, Professor of Comparative Jurisprudence, and to Prof. Goodnow, Professor of Administrative Law, the writer also is deeply indebted.

BOSTON, *May 10th, 1895.*

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