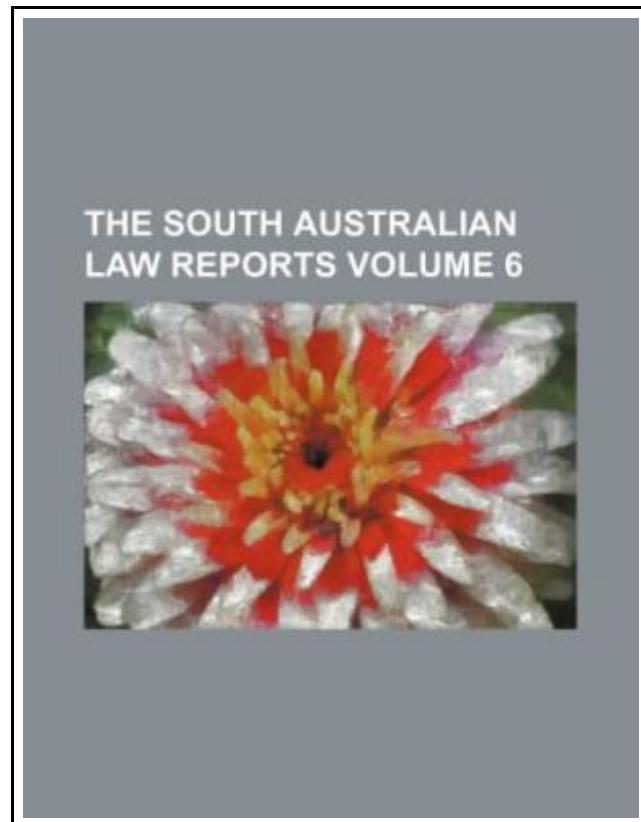


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Rarebooksclub.com, United States, 2012. Paperback. Book Condition: New. 246 x 189 mm. Language: English . Brand New Book ***** Print on Demand *****.This historic book may have numerous typos and missing text. Purchasers can download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1873 edition. Excerpt: .as trustee for all parties interested, whereas one (Michael Quilty) is dead, and no representative has been raised to him. Moreover the woman for whom the defendants became sureties got married, and during her coverture the law distinctly says her liability ceased. The husband takes possession of the property of which his wife may be the administratrix, and her responsibility is at an end until the termination of the coverture. Therefore if the principal debtor were not liable, how could her sureties be held to be? The waste occurred after Mrs. Quilty s marriage with Corbet. They became sureties distinctly for one person, and could not be held liable for waste committed by another whose existence they probably were at that time unaware of. The plaintiff also stated that he was the receiver of the estate, but a receiver could not enter into legal proceedings without the sanction of the Court; yet plaintiff had entered upon this suit without ever submitting the question to His Honor for decision, and though the bond was assigned to the plaintiff the debt it represented was not assigned to him--Barlow--The plaintiff claims as a judgment creditor, but he has not taken care to arm himself with a proper title. The rentcharges are the subject of the writ of eletit, and no such writ has been sued out. Moreover, plaintiff is bound to show his exact title at law, and the Court will refuse him leave to amend, if...

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