
A Treatise On Deeds

Norton Robert Frederick

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Author: Norton Robert Frederick

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A TREATISE ON DEEDS.



G. H. Paice

A TREATISE ON
DEEDS.

BY
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Founded upon, and in lieu of a Second Edition of,
RULES FOR THE INTERPRETATION OF DEEDS,

BY

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AND

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PREFACE.

As appears from the title page, the present work is founded upon the book published in 1885 by Sir Howard Elphinstone, Mr. Clark, and myself. When a new edition of that work was needed Mr. Clark had been appointed to his present position of Legal Adviser to the Board of Agriculture and Fisheries, and Sir Howard Elphinstone, who was fully engaged in bringing out some of his many works on Conveyancing, asked me to prepare the new edition.

As soon as I took the old book in hand I found that it required more than merely re-editing, and I set about reconstructing the entire work. The greater part of the book has been entirely rewritten, all the authorities have been rearranged, and a large amount of additional matter has been incorporated; in fact, so extensive has been the reconstruction that Sir Howard Elphinstone very generously suggested (and Mr. Clark as generously concurred in the suggestion) that the revised book should appear under my name alone.

After I had made a first revision of the work I was so fortunate as to obtain the assistance of my friend Mr. R. H. Dun, who helped me in a second revision; but when we had nearly finished that revision his services were required by the Anglo-Egyptian Condominium in the Sudan, and he was obliged to leave the task uncompleted. *Sed uno avulso non deficit alter*, and Mr. Digby Koe kindly came to my aid; he has assisted me in the second revision of the last

few chapters and has helped me in seeing the whole book through the press: the Tables of Cases and Statutes and the Index are entirely his work.

I wish to express my warmest gratitude to both Mr. Dun and Mr. Koe for the very great assistance they have thus rendered me; it is to their industry and assiduity that such accuracy as the work possesses is to a large extent due.

The Glossary which was contained in the old book has been omitted, because it seemed to me that my friend Mr. Stroud's very useful Judicial Dictionary, the second edition of which has been lately published, contained an adequate and satisfactory discussion of the meaning of the words contained in the Glossary, and that no advantage arises from two persons doing the same work.

Sir Howard Elphinstone has kindly read the proof sheets of the present book, and I have to thank him for many valuable hints and suggestions, but it must be understood that neither he nor Mr. Clark, whose time is fully occupied by his official duties, is in any way responsible for the book in its present shape.

I have endeavoured to state the law as it is to be found in the decided cases, and except in a very few instances I have not thought that it was part of my duty to criticise the law so found. No case reported since the October number of the Law Reports has been inserted.

No one is so well aware as I am of the many deficiencies in the present work, but I hope that, notwithstanding such deficiencies, it may be found to be of some use to the profession.

R. F. N.

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