

Cases Determined in the St. Louis and the Kansas City Courts of Appeals of the State of Missouri (Volume 110)

By Missouri. Courts Of Appeals

General Books. Paperback. Book Condition: New. This item is printed on demand. Paperback. 238 pages. Dimensions: 9.7in. x 7.4in. x 0.5in. 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. 1905. Excerpt: . . . Steel and Wire Co. v. Symons. The authorities are all agreed on this point. And under certain of said authorities, they were not bound to return them, nor even offer to rescind the contract, but they might have retained them and set up defect in quality in diminution of the purchase price. But when they returned a part of the nails and received credit for them and used the residue in their business, and thereby exercised ownership over them, their acts in so doing amounted to an acceptance and to a waiver of the defects in the quality of the nails. They thus not only received the goods, but in law they accepted them; which precluded them from making a defense on a suit for the purchase price that they were not as warranted. The excerpt from Mr. Benjamins work makes a clear distinction between...



Reviews

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