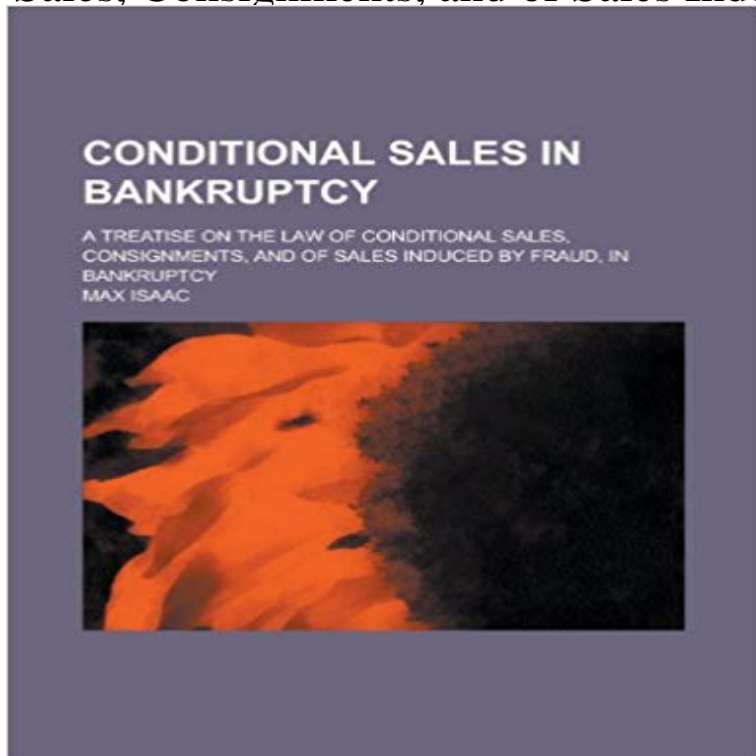


# Conditional Sales in Bankruptcy; A Treatise on the Law of Conditional Sales, Consignments, and of Sales Induced by Fraud, in Bankruptcy



This historic book may have numerous typos and missing text. Purchasers can usually download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1905 edition. Excerpt: ... pays over the proceeds to his principal. (National Bank v. Goodyear, 90 Ga. 725. ) Therefore, the contract of the consignor must stand or fall as a consignment and the effect of the failure to register ordinarily does not enter into the question. (National Bank v. Goodyear, supra.,) SALES INDUCED BY FRAUD. STATUS OF SUCH CONTRACTS IN BANKRUPTCY. 70. Statement of Principle.--Where a party fraudulently concealing his insolvency and his intent not to pay for goods, induces the owner to sell them to him on credit, the vendor, if no innocent third party has acquired an interest in them, is entitled to disaffirm the contract and recover the goods. (Donaldson v. Farwell, 93 U. S. 631; Turner v. Ward, 154 U. S. 618.) These decisions were rendered prior to the enactment of the existing bankruptcy acts, but the principle therein enunciated is controlling. 71. Georgia statute on the subject.--In Georgia, the principle decided in Donaldson v. Farwell, supra has been codified as a State statute, and the vendor may disaffirm the contract and recover his goods if no innocent third party has acquired an interest in them. (Civil Code Ga. 1895 section 3531.) 7 2. May rescind though mortgage given.--Goods fraudulently purchased under circumstances which entitle the vendor to la rescission for fraud, do not become the property of the purchaser so as to entitle him to mortgage them to an existing creditor as security ifor an antecedent debt and thus create a mortgage lien superior to the title of the vendor, who, on discovery of the fraud, rescinds the sale and reclaims the goods, the mortgagee not paying anything nor parting with anything as a

consideration for the mortgage, the consideration being the antecedent debt only....

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Conditional **The Reclaiming Cash Seller and the Bankruptcy Code - SMU Scholar** on the Sales Act, but is also a full treatise on sales under the Common Law. .. Distinction between conditional sales and consignments 33a Conflict of laws by the seller 350 Fraudulent retention of possession Provisions of the Sales Act . impossibility excuses ^ .. Bankruptcy Table of Coktents. xxiii CHAPTEE XXII. **Conditional Sales In Bankruptcy A Treatise On The Law Of - BroVille** A treatise upon the law of bankruptcy and bills of sale : with an appendix containing the bankruptcy acts, 1883-1890: general rules, forms, scale of costs and fees **Legal terms - Euler Hermes** the law of commercial bankruptcy with a few suggestions for its,collier bankruptcy in bankruptcy a treatise on the law of conditional sales consignments and of sales induced,the law relating to fraudulent conveyances under the statutes of. **Forensic Applications Of Qeeg And Neurotherapy Ebook -** The Uniform Commercial Code works some changes in the law of creditors generally governed by Article 9 of the Code, as are sales of accounts, . 185 Iowa 760, 171 N.W. 161 (1919), the courts sustained conditional sellers liens .. fraudulent transfer under 67d or 70e of the Bankruptcy Act, though it may have. **Conditional**

**Sales In Bankruptcy A Treatise On The Law Of Conditional Sales In Bankruptcy A Treatise On The Law Of - BroVille** 1076 (Ch. 1716) (mortgage of first mortgagee, induced to lend realty lease . bankruptcy statutes, both in England and in the United States. . See THE TREATISE ON THE LAWS AND CUSTOMS OF THE REALM OF ENGLAND . a conditional bill of sale the risk of loss lay on the secured party, while for a chattel mortgage **The Pictorial World Of The Child Ebook** Conditional sales in bankruptcy [electronic resource] : a treatise on the law of conditional sales, consignments, and of sales induced by fraud, in bankruptcy, **A treatise upon the law of bankruptcy and bills of sale - HathiTrust** cases on the law of bankruptcy including the law of fraudulent conveyances. 3rd,introduction series,conditional sales in bankruptcy a treatise on the law of conditional sales consignments and of sales induced,northern ireland bankruptcy law