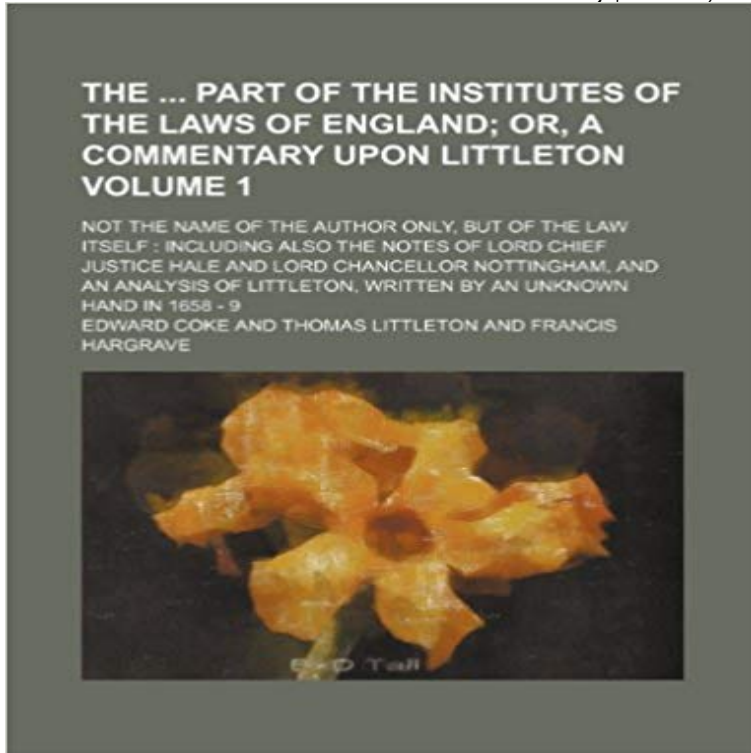


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This historic book may have numerous typos and missing text. Purchasers can download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1832 Excerpt: ...in taile make a lease for yeares and die without issue, it is voide, as to them in reversion or remainder, though it be made e c 33 H. 8. according to the said statute. If a prebend, parson or vicar jKr.-3 Co. 59, make a lease for yeares, it is voide by death, if it be not accord--n Lmcolne mg to the statutes. Otherwise it is of a lease for life, for that Hunts case is voidable, et sicde similibus. vouched. Some voide in presenti; as if one make a lease for so many O Ro. Abr. yeares as he shall live, this is voide in preesenti for the incer-88) tainty. Et sic in similibus, whereof Littleton himselfe will teach you next and immediatly, and I know you would now gladly heare him. For (1) Heretofore some made a difference between leases by infants with reservation of rent and those without, and thought that the former were only voidable, but that the latter were absolutely void. New Abr. Leases, B. But in a late case this distinction was denied, and it was said, that leases whether with or without rent, if made by deed, are voidable only burr, part 4. v. 3. page 1806.--Note 268. fc 14 H. 8.14. 3 Mar. Leases. Br. 67. a Mar. ibid. 67. Say and Fullers case, Pi. Com. 273, and Weldeus case, ibid. 4 H 6. 13. 21 H.7. 38. Yid. Ic case del evesque de Bailie. 6 Co. 34, 35. Bract, lib. 2. cap. 9. Yid. 1 Co. 155, 156. Rector de Chedingtons case. (1 Ro. Abr. 848. 849.) Bract, lib. 2. cap. 9. So re-solved Hill. 26 ?liz. Rot. 93T,. in Com. Banco. 3 Durn. 462. For terme. Pro termino. Terminus in the understanding of the law doth not onely signifie the limits and limitation of time, but also the estate and interest thatpasseth for that time. As if a man make a lease for twenty-one yeares, and after make a lease to begin a fine et expiratione praedi...

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