

**AN EPITOME OF LEADING  
COMMON LAW CASES; WITH  
SOME SHORT NOTES THEREON:  
CHIEFLY INTENDED AS A GUIDE  
TO "SMITH'S LEADING CASES"**

Published @ 2017 Trieste Publishing Pty Ltd

ISBN 9780649540389

An Epitome of Leading Common Law Cases; With Some Short Notes Thereon: Chiefly Intended as a Guide to "Smith's Leading Cases" by John Indermaur

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**JOHN INDERMAUR**

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A Guide to "Smith's Leading Cases."

SECOND EDITION.

BY

JOHN INDERMAUR,

SOLICITOR

(CLIFFORD'S INN PRIZEMAN, MICHAELMAS TERM, 1872.)

LONDON:  
STEVENS & HAYNES,  
Law Publishers,  
BELL YARD, TEMPLE BAR.  
1874.

LONDON :  
PRINTED BY WILLIAM CLOWES AND SONS,  
STAMFORD STREET AND CHARING CROSS.

## PREFACE TO SECOND EDITION.

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IN preparing this Edition the Compiler, acting on the experience gained in reading with his own pupils of what would prove useful to them, and also acting on suggestions made to him, has in various places considerably enlarged the notes to the cases, though still keeping strictly to his original intent of making them very concise. He has only considered it advisable to add one principal case, viz., that of *Lumley v. Gye*, on damages, and he has entirely re-written the note on this important subject, endeavouring in it to give some of the most important rules from Mr. Mayne's valuable Treatise on Damages, which he trusts will be found useful. Acting also on suggestions made to him that it would make this little work more acceptable, particularly to non-students, he has in every case added the reference to the original reports in addition to 'Smith's

Leading Cases;' and for the particular use of students blank spaces are left for the purpose of making MS. notes and additions.

J. I.

6, DANES' INN, TEMPLE BAR, W.C.,  
*April, 1874.*



## P R E F A C E.

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THE Compiler of this small volume, while reading for his Final Examination, devoted some time to the study of Leading Cases, and it long ago occurred to him that—many articulated clerks not having sufficient time to fully peruse the large volumes of 'Leading Cases'—a short Epitome, giving those decisions most important to be read and remembered, would be very useful to them. Besides this, he has long thought that an Epitome might be equally, if not more, useful to those who attentively read the large volumes, for they can after having done so speedily run through a small manual like the present, and impress the chief decisions on their memories. This Epitome professes to nothing particularly original, for it is indeed but an abridgment of the chief decisions in 'Smith's Leading Cases,' with some few additional ones, and some short notes bearing directly on the different decisions. The facts of the different cases are given when they could be

shortly stated, and when they seemed to be of a character likely to serve to impress the decision on the student's memory.

It is sincerely hoped that this Epitome will be found useful for the purpose for which it is intended, viz., as a help to the reading of 'Smith's Leading Cases.'

J. I.

6, DANES' INN, TEMPLE BAR, W.C.,  
*February, 1873.*

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NOTE.—The edition of 'SMITH'S LEADING CASES' to which reference is made in this Epitome is the 6th, published in 1867.