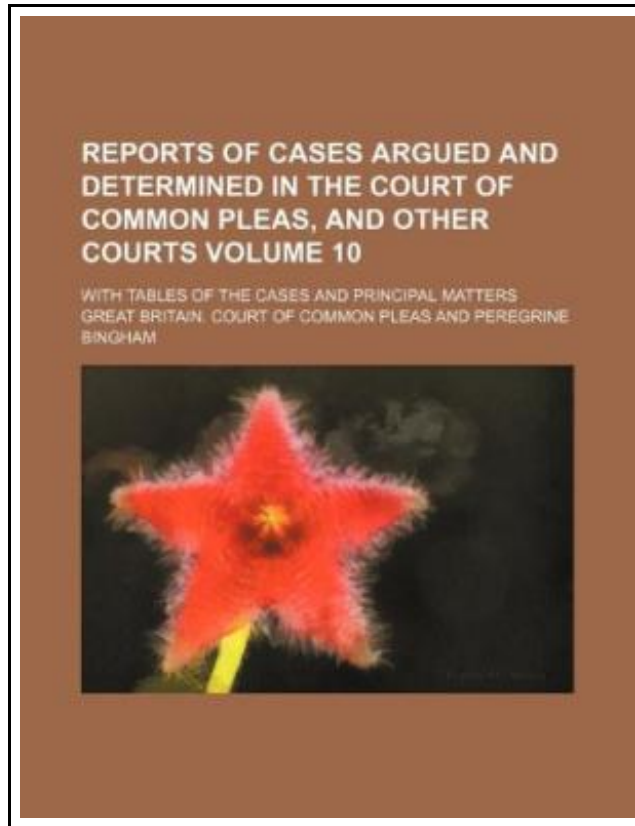


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Rarebooksclub.com, United States, 2012. Paperback. Book Condition: New. 246 x 189 mm. Language: English . Brand New Book ***** Print on Demand *****.This historic book may have numerous typos and missing text. Purchasers can download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1834 Excerpt: .that is not sufficient to render a trustee personally liable. Wilde and Coleridge Serjts., who shewed cause, supported the finding of the jury, and contended, that if that were justified by the evidence, no further question could be raised. The Plaintiff had no remedy, unless against the Defendant. The act 7 8 G.4. c. 24. ss. 2., 3. does not apply to a case like the present, of money borrowed for the purposes of a road, but only exempts trustees from personal responsibility in respect of contracts entered into for work to be done on a road, where such trustees have not made themselves responsible by express words. For money borrowed, the trustees are only exonerated where they have signed any mortgage or other security, made in pursuance of any act for maintaining a road: 4 G. 4. c. 95. s. 61. Here the Defendant signed no security in pursuance of any such act; and the money having been borrowed on his personal security, he was personally liable: Horsly v. Bell (a), Eaton v. Bell(b), Lambert v. Knott (c). In Higgins v. Livingstone, Lord Eldon says, As to the general liability of parliamentary trustees, if I were to give an opinion, I would say, that when persons act under a parliamentary trust, and state themselves as so acting, they are not to be held personally liable. But this also, I think, rests on strong principle; that as the trustees must know whether there are funds to...

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