

A Treatise on the Law of Agency in Contract and Tort: Including Special Chapters on Attorneys at Law, Auctioneers, Bank Officers, Brokers, Factors, ... Master and Servant (Classic Reprint)

George L. Reinhard

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Excerpt from A Treatise on the Law of Agency in Contract and Tort: Including Special Chapters on Attorneys at Law, Auctioneers, Bank Officers, Brokers, Factors, Insurance Agents, Traveling Salesman, Public Agents and Officers, Master and Servant

There is perhaps no branch of the substantive law which is the subject of more constant and rapid development and modification, not to say change, than that which governs the relation of principal and agent; for as Dr. Wharton truly says, "Agency is the creature of usage as established by the courts, and that usage can only be settled by cumulative rulings;" and usage, which is but the result of our habits of business and our methods of dealing, is as evolutionary as is the race itself.

The demand of the present-day lawyer is for the book which presents the law in plain and concise form, supported by an abundance of the most recent and best-considered authorities. It has been the purpose of the author to make a succinct and intelligible exposition of the modern law of Agency as administered in this country and in England. While he has not sought to multiply authorities, he has made the notes sufficiently full to support the text, and also, by quoting liberally from the opinions of judges, to furnish illustrations of the questions involved.

It has been the author's purpose to be accurate rather than original, realizing, from his experience at the bar, on the bench, and in the class-room, that the profession wants books to aid in the search for the law as it is, and not as the author thinks it should be. He has not hesitated, however, where the cases conflict, to give his own opinion as to what is the weight of authority, or the rule resting upon the more reasonable foundation, stating the reasons for his opinion.

The first ten chapters of the work present the general principles and rules of the law of Agency.

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Tara Smith:

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