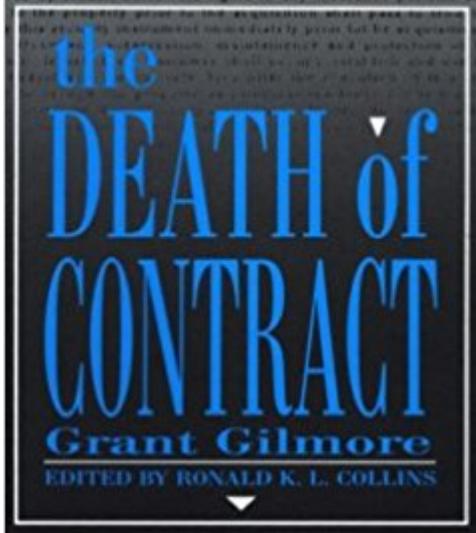


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DEATH OF CONTRACT: SECOND EDITION

erected on the property insured against loss by fire, hazards included extended coverage and any other hazards, including floods or flooding, for which insurance. The insurance shall be maintained in the amounts and for the periods. The insurance carrier providing the insurance shall be chosen by a Lender approval which shall not be unreasonably withheld. If Borrower ceases described above, Lender may at Lender's option, obtain coverage rights in the Property in accordance with paragraph 7. Insurance policies and renewals shall be acceptable to Lender and shall be mortgage clauses. Lender shall have the right to bid the policies and re-quires Borrower shall promptly give to Lender all receipts of paid premium. In the event of loss, Borrower shall give prompt notice to the insurer, Lender may make proof of loss if not made promptly by Borrower. Lender and Borrower, otherwise agree in writing, insurance proceeds shall be used to repair of the property damaged, if the restoration of repair is exact and Lender's security would be lessened, the insurance proceeds shall be ap-plied by the security instrument whether or not then due, with any ex-cess. If Borrower abandons the property or does not answer within 30 days or if the insurance carrier has offered to settle a claim, then Lender may use proceeds. Lender may use the proceeds to repair or restore the property covered by this security instrument, whether or not then due. The 30 day period notice is given.

Unless Lender and Borrower otherwise agree in writing, any application for a shall not extend or postpone due date of the monthly payments re-



Synopsis

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Customer Reviews

Reading Death of Contract is like a fresh glass of water after a hot day at work. It refreshes the mind, and makes you think that there can be some coherence to Tennyson's 'lawless science of the laws'. The beauty of Gilmore's concise and short tome (I devoured it in three hours) is that it makes you begin to see contract law for what it really is: a construct designed by academics and over clever jurists, who have hyped up dead cases to the max in order to create their vision of 'contract law'. It would be easier at this stage to descend into legalese, naming cases, and tediously analyzing the way Gilmore crushes the sacred cows that these landmarks in contract law have become. Poor lawyers all know the precedents Gilmore takes on: *Foakes v Beer* ; *Stilk V Myrick*. What this book does is demonstrate the mangled reasoning of these cases. We learn that they achieved fame through their selection by conservative law school after conservative law school as staple fodder for years of aspirant lawyers. The cases that make up the foundations of contract law come across as aberrations, lucky strikes that have gone on too long. Gilmore shows that contract law is no holy part of out legal matrix. Instead, it is an incredibly fluid field of law, and we can legitimately, even after three hundred years of decided cases, still be allowing ourselves to ask when a contract actually is a contract. Gilmore sees contract law as analogous to your first battered up motor: a good runner, you have your fun with it, but there comes a point when its time to upgrade. I like his reasoning: there has been a death of contract.

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