

THE PACIFIC REPORTER VOLUME 155

CALIFORNIA, SUPERIOR COURTS AND COLORADO, SUPREME COURT AND KANSAS, SUPREME COURT AND OREGON, SUPREME COURT AND NEVADA, SUPREME COURT AND ARIZONA, SUPREME COURT AND IDAHO, SUPREME COURT AND MONTANA, SUPREME COURT AND WASHINGTON (TER.), SUPREME COURT AND WASHINGTON (STATE), SUPREME COURT AND WYOMING, SUPREME COURT AND UTAH, SUPREME COURT AND NEW MEXICO, SUPREME COURT AND OKLAHOMA, SUPREME COURT AND COLORADO, COURT OF APPEALS AND KANSAS, COURTS OF APPEALS AND CALIFORNIA, DISTRICT COURTS OF APPEAL AND OKLAHOMA, CRIMINAL COURT OF APPEALS AND WEST PUBLISHING COMPANY



The Pacific Reporter Volume 155

California Superior Courts



This historic book may have numerous typos and missing text. Purchasers can usually download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1916 edition. Excerpt: ...s=j16--Grounds--Fraud Or Mistake. An answer, alleging that a grantor intended to convey, and that the grantee intended to take, only a life estate in lands conveyed by a deed which is set forth in the answer, and which on its face conveys title to the lands in fee simple, but which does not allege fraud or mistake in the execution thereof, states no defense to an action by the grantee in such deed, or his assigns, to quiet title to said lands against the answering defendant, who claims title to the remainder in said lands. Ed. Note.--For other cases, see Reformation of Instruments, Cent Dig. 68 Dec. Dig. (c)= 16. Commissioners Opinion, Division No. 1. Error from District Court, Garvin County R. McMillan, Judge. Action by Edgar A. Bancroft against R. D. Bell. From judgment denying application of defendant to set aside judgment, defendant brings error. Affirmed. Bond, Melton & Melton and J. O. Gilbert, all of Chickasha, for plaintiff in error. H. A. Ledbetter, of Ardmore, for defendant in error. RUMMONS, C. Plaintiff In error, hereinafter styled the defendant, tiled an application in the district court of Garvin county to vacate a default judgment In favor of defendant in error, hereinafter styled the plaintiff, against him upon service by publication, and praying to be let in to defend In said action. As required by section 4728, Revised Laws 1910, the defendant filed, an answer with his application to vacate the judgment and be let in to defend. The plaintiff filed a motion to strike the application of defendant, for the reason that the application and exhibits were insufficient to warrant the court to entertain such application, and at the same time demurred to the application for the.

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