

	Page
bill of lading in c.i.f. cases ..	124
by birth, naturalization, by	
hostilities, by place of trade,	
by commercial domicile, by	
marriage, by incorporation	
as a company	3, 4
cannot sue	10
company	4, 71, 78, 99
Contracts with— <i>See</i> Contracts.	
Correspondence with, forbid-	
den	5, 67
directors cannot direct ..	105
Disclaimer of, leaseholds ..	97
Goods coming from, country ..	123
goods in prize proceedings ..	24
Insurance— <i>See</i> Title.	
Interment of,	6
lessee liable for rent ..16, 96,	160
Object of war to cripple com-	
merce of	65
partners dividing assets before	
war	82
partnership dissolved by war	
81, 97	
shareholder cannot appoint	
proxy	71, 105
shareholders cannot vote ..	105
ships— <i>See</i> Title.	
Statutory powers to dissolve	
contracts with or for .. 4,	177
Trading with the— <i>See</i> Title.	
trustee cannot act as such ..	71
Executed and Executory Contracts—	
Effect of war on	8
Enemy parties to	8
Meaning of phrase "contracts	
not dissolved but suspended"	
10	
Part executed lawful and part	
executory unlawful	19
Principles of <i>Taylor v. Caldwell</i>	
applicable to part perform-	
ed	150
Sale of goods— <i>See</i> Title.	
with enemy parties	8
with non-enemy parties ..	18
with provisions excepting war,	
etc.	28
with provisions implied except-	
ing war	57
Export and Import—	
Cargo first detained then ex-	
port prohibited	168
Contract as to, of goods may	
be rendered unlawful	66
Prohibition as to	168, 170

	Page
Freight—	
Failure to cover a rise in ..	173
Implied condition as to availa-	
bility of ships	60
Return of, when voyage is il-	
legal	108, 168
Rise in	49, 52
" —meaning of phrase	
when chartered vessel is requi-	
sitioned	38

Impossibility of Performance—	
Commercial	142, 145, 173
Economic unprofitableness ..	50
Effect of supervening	163
Implied terms as to possibi-	
lity	60, 162
Legal	142
Meaning of	159
Meaning of "foundation of	
contract"	153, 161
Physical	142
Principles <i>re</i> , in Coronation	
cases	151
Principles <i>re</i> , in earlier deci-	
sions	147
Principles <i>re</i> , under English	
and Indian law	140
Recent war cases where per-	
formance was excused	167
Recent war cases where per-	
formance was not excused ..	171
Submarine attacks, fear of ..	165

Insurance—	
against accidents "Ex-	
War"	43
against loss by war, military	
or usurped power	119
contracts, when dissolved by	
war	13
Enemy policies in c.i.f. cases ..	95
Life—when death caused by	
or traceable to war 43, 112	
when enemy a party to ..	90
Marine—constructive total loss	
118, 119	
early cases	91
illegal voyage 91, 92, 93	
loss from "any cause	
whatever"	46
loss on goods seized	
before war	93
on goods to neutral	
port	93
peril of capture, of	
men-of-war, of sea 113,	
171	