

TITLE - *continued.*

- doubtful, amount of doubt required by the rule as to, 433.  
arguments for and against the rule as to, 432, 433.  
former and present tendencies of the Court in cases of,  
    431 *et seq.*  
nature of the doubt in cases of, 436.  
rule as to, 432.  
    where Court would consider title to be, 437—440.  
                not to be, 440—443.  
  
equitable, of assign, 412.  
forced, or not forced, on purchaser, 432, 435.  
freehold, to the, 185.  
general rule of construction, question on, 441.  
good, 431, 446, 585, 595, 647, 662, 670—672.  
holding, 652.  
implied condition for, 484, 647.  
in case of sale of lease, 185, 654.  
inquiry as to, 645 *et seq.*  
    into, excluded, 592, 649.  
    limited, 650—651.  
        precluded altogether, 429, 650.  
latent defect of, 428 n., 514.  
legal right of purchaser to, 431, 585.  
lessor, of, 611, 649, 651, 652, 659.  
litigation probable, or not probable, 440.  
making and showing, distinction between, 672.  
marketable, 434.  
minerals, to, 544.  
MISREPRESENTATION (*q.v.*) as to, 341.  
new, 605.  
objection not going to root of, 590 n.  
obligation to disclose, 352.  
old practice of Court of Chancery in disputes as to, 431 *et seq.*  
one particular objection to, 645.  
onerous and unusual covenants undisclosed, 650.  
part of property, as to, 544 n.  
plaintiff aware, at time of contract, of defect, 649.  
presumption, depending on, 441.  
question dependent on general law, 441.  
questions of, are mixed questions of law and fact, 341.  
    distinguished from questions of conveyance, 614 n.,  
        670, 672.  
    of evidence of title, 670,  
        672.  
        right to rescind for, 543, 632.  
REFERENCE OF (*q.v.*), 645 *et seq.*  
requisitions upon, and inquiries from vendor, precluded, 650, 651.  
restrictive stipulations as to, 648 *et seq.*  
shares, to, 647.  
special case on question of, 445.