

Cutter v Powell (1795) 101 ER 573

<http://lawcasesummaries.com/knowledge-base/cutter-v-powell-1795-101-er-573/>

Facts

- A man is contracted to complete a voyage between England and Jamaica for 8 weeks
- About 5 days before arriving, he died
- They do not pay him for any, so his widow sues

Held

- The obligation upon him was such that only entire performance would be acceptable
- Entire performance was a condition precedent to the contract so nothing else would succeed

Law case summary from www.lawcasesummaries.com