

# **CONTRACT ELEMENTS**

**SUBMITTED BY:  
Therese Bodenstein  
East Hampton HS**

[tbodenstei@rocketmail.com](mailto:tbodenstei@rocketmail.com)

Business Law



## CONTRACTS

### TEACHING CONCEPTS:

Elements of a Contract  
Form of Contract  
Statute of Frauds  
Performance  
Breach of Contract

### 5 Contract Elements:

Mutual Agreement  
Competent Parties  
Legality  
Consideration  
Proper Form

### Source Information:

Understanding Business and  
Personal Law  
Glencoe/McGraw Hill

THE BENNETT FAMILY ENTERS INTO  
LEGAL ENFORCEABLE CONTRACTS---OR DO THEY?

DIRECTIONS: IN THE FOLLOWING STORY UNDERLINE AS MANY  
SITUATIONS AS YOU CAN THAT APPEAR TO BE  
CONTRACTS.

Mr. and Mrs. Lester Bennett of Acabonac Hwy. have four children Sam, 20, Little Lester 18, Mabel 16, and Mortimer 10. They were awakened on the morning of September 13, 2005, by the Milkman who had overslept so wasn't too quiet in his rush to make his rounds.

Mrs. Bennett clomped downstairs to take in the milk and morning Newsday. While doing this, she found on the doorstep a bird cage with her neighbor's canary and a note attached, "Please take care of me for the week while my owners, the Bub's, are away. Oh well so far her day was starting off just great!

Mabel and Mortimer, Jr. rushed through breakfast and ran to the corner only to find they had missed the school bus. They quickly returned home with their good news and mother angrily agreed to drive them to school.

During this confusion, Mr. Bennett smart man that he was, sneaked out the back door to have a quiet breakfast at the local donut shop, Dreesen's, on his way to the office. After banging a few doors, Mrs. Bennett tried to start her car, but the motor wouldn't turn over. She ran across the street to the Miller's to ask if she could borrow their car to take the darlings to school. When they realized her frame of mind, they said yes immediately. As she dropped them at school she said, "Thank God, they're gone for the day." But she was only to return home to more excitement.

Sam, who had been working in the Stewart's Fish Market days and attending SCCC nights, had purchased a Suze Q motorcycle. Since business had been slow he was laid off two weeks ago and had missed the last payment to the Speedy Motorcycle Co. Mr. Slow, proprietor of the company, was at the Bennett's door talking to Sam and threatening to sue his father if he didn't get paid. Mrs. Bennett calmed him down by saying that she would discuss it with her husband that evening, after dinner hopefully. She told Sam he better mow the lawn, and she would pay him \$40.

Thoroughly disgusted, she called Kalbacher's to pick up her car and decided to take the Suffolk Transit Bus to the Tanger Mall in Riverhead. To add insult to injury, when she arrived at the GAP she found that she had left her charge card home so she paid for her purchases by check.

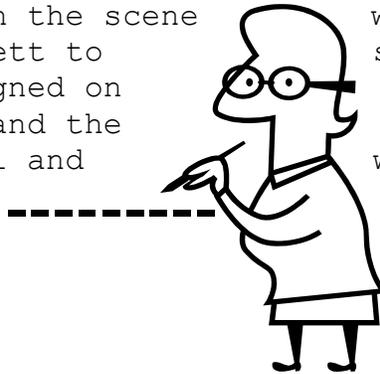
She had lunch at the Birchwood in Polish Town, Riverhead. As she was leaving, a man approached her offering a wristwatch for sale. He told her a story that he had just bought an odd lot from a wholesaler, Shifty Sam, and she could have it real cheap. She smelled a rat, so told him she really didn't need a watch, and he went on his way.

She stopped in at Sears to renew her service agreement for another two years on her washing machine. Then she decided to treat herself to a taxicab ride home and avoid the workers' rush on the bus.

When Mabel arrived home from BONAC TECH, she told her mother about a dress she was having made at Calypso and was having it held until tomorrow. This brought about the comment, "You wear jeans all the time so what do you need a dress for?"

Little Lester, who graduated from Bonac Tech in June and decided to "do his own thing" was living and working in Montauk. He called to give Mrs. Bennett his new address, as he had moved out of the Memory Motel into a small apartment on West Lake Drive.

After dinner, Mr. and Mrs. Bennett sat down in the den to watch their new plasma TV. When the doorbell rang, they realized they had forgotten their appointment with their friendly insurance man from the Cook agency, Snidley Whiplash, who was on the scene with a new insurance policy for Mr. Bennett to sign. After reading it carefully, he signed on the dotted line. Mr. Whiplash left, and the Bennett's decided to get away from it all and went to the latest Movie, It's a Beautiful Life.



## ANSWER KEY

THE BENNETT FAMILY ENTERS INTO  
LEGAL ENFORCEABLE CONTRACTS---OR DO THEY?

DIRECTIONS: IN THE FOLLOWING STORY UNDERLINE AS MANY  
SITUATIONS AS YOU CAN THAT APPEAR TO BE  
CONTRACTS.

~~Mr. and Mrs. Lester Bennett~~ of Acabonac Hwy. have four children Sam, 20, Little Lester 18, Mabel 16, and Mortimer 10. They were awakened on the morning of September 13, 2005, ~~by the Milkman~~ who had overslept so wasn't too quiet in his rush to make his rounds.

Mrs. Bennett clomped downstairs to take in the milk and ~~morning Newsday~~. While doing this, she found on the doorstep a bird cage with her neighbor's canary and a note attached, "Please take care of me for the week while my owners, the Bub's, are away. Oh well so far her day was starting off just great!

Mabel and Mortimer, Jr. rushed through breakfast and ran to the corner only to find they had ~~missed the school bus~~. They quickly returned home with their good news and mother angrily agreed to drive them to school.

During this confusion, Mr. Bennett smart man that he was, sneaked out the back door to have a quiet ~~breakfast at the local donut shop, Dreesen's~~, on his way to the office. After banging a few doors, Mrs. Bennett tried to start her car, but the motor wouldn't turn over. She ran across the street to the Miller's to ask if she could borrow their car to take the darlings to school. When they realized her frame of mind, they said yes immediately. As she dropped them at school she said, "Thank God, they're gone for the day." But she was only to return home to more excitement.

Sam, who had been ~~working in the Stewart's Fish Market days and attending SCCC nights~~, had ~~purchased a Suze Q motorcycle~~. Since business had been slow he was laid off two weeks ago and had missed the ~~last payment to the Speedy Motorcycle Co.~~ Mr. Slow, proprietor of the company, was at the Bennett's door talking to Sam and threatening to sue his father if he didn't get paid. Mrs. Bennett calmed him down by saying that she would discuss it with her husband

that evening, after dinner hopefully. She told ~~Sam he better mow the lawn, and she would pay him \$40.~~

Thoroughly disgusted, ~~she called Kalbacher's to pick up her car and decided to take the Suffolk Transit Bus to the Tanger Mall in Riverhead. To add insult to injury, when she arrived at the GAP she found that she had left her charge card home so she paid for her purchases by check.~~

She had ~~lunch at the Birchwood in Polish Town, Riverhead.~~ As she was leaving, a ~~man approached her offering a wristwatch for sale.~~ He told her a story that he had just bought an odd lot from a wholesaler, Shifty Sam, and she could have it real cheap. She smelled a rat, so told him she really didn't need a watch, and he went on his way.

She stopped in at ~~Sears to renew her service agreement for another two years on her washing machine.~~ Then she decided to treat herself to a ~~taxicab ride home~~ and avoid the workers' rush on the bus.

When Mabel arrived home from BONAC TECH, she told her mother about a ~~dress she was having made at Calypso~~ and was having it held until tomorrow. This brought about the comment, "You wear jeans all the time so what do you need a dress for?"

Little Lester, who graduated from Bonac Tech in June and decided to "do his own thing" was living and working in Montauk. He called to give Mrs. Bennett his new address, as he had moved out of the Memory Motel into a ~~small apartment on West Lake Drive.~~

After dinner, Mr. and Mrs. Bennett sat down in the den to ~~watch their new plasma TV.~~ When the doorbell rang, they realized they had forgotten their appointment with their friendly insurance man from the Cook agency, Snidley Whiplash, who was on the scene ~~policy~~ for Mr. Bennett to it carefully, he signed on Mr. Whiplash left, and the get away from it all and ~~Movie, It's a~~



with a ~~new insurance sign.~~ After reading the dotted line. Bennett's decided to went to the latest ~~Beautiful Life.~~

Answer Key:

Mr. and Mrs. Bennett  
The Milkman  
Morning Newsday  
School bus  
Breakfast at Dreesen's  
Working at fish market  
Attending SCCC  
Purchased motorcycle  
Payment to Motorcycle Co.  
Mowing the lawn  
Kalbacher's  
Suffolk Transit  
Charge card  
Lunch at Birchwood  
Wristwatch for sale  
Sears to renew service contract  
Taxicab ride  
Dress made at Calypso  
Apartment in Montauk  
Plasma TV  
Movie

Marriage Contract  
Delivery contract with Milk distributor  
Subscription contract with Newsday  
Transportation contract between school and bus co.  
Informal contract  
Employment contract  
Contract for school services  
Sales contract  
Installment contract  
Service contract  
Contract for service to car  
Contract with County for Public Transport  
Credit contract  
Informal contract  
Offer to sell  
Warranty contract  
Informal contract  
Contract for services  
Lease contract  
Sales Contract  
Implied Contract