

SUMMARY TRIALS, (*continued.*)

remarks as to actions before justices, to recover for necessities, 519.

infant, when liable for necessities, 520.

no recovery from infant, for goods supplied him to trade with, 520.

when husband is liable, and when not, for necessities for wife, 520.

necessaries for a ship, 521.

when master is liable for medical attendance on servant, 521.

Freight—who shall be liable for it, 521.

Award—submission may be without writing, 521.

award conclusive upon parties, as to all matters enquired into, within the submission, 521.

submission and award must both be proved, in an action to recover sum awarded, 521.

when notice of award and demand of payment are requisite, 521.

certain other cases in which actions may be brought before justices, 521.

8. *Account Stated.*

proof in actions thereon, 522.

infant cannot bind himself by account stated, 522.

recovery thereon, only where a debt actually exists, and a precise sum is admitted, 522.

9. *Statute of Frauds.*

section thereof, relating to promise to answer for debt, default, or miscarriage of another, 522.

concerning original credit given, 522.

verbal and collateral promise, 523.

promise, on forbearance of suit, against another, not binding, 523.

promise, on condition of discontinuing a suit for other cause than a debt is binding, 523.

verbal promise when under a legal obligation, is good, 524.

consideration must be good, to make written promise for another, binding, 524.

agreements not to be performed within a year, 524.

directions and remarks, 524.

VI. *The Defendant's Set-Off.*

enactments concerning setting off mutual debts, 525.

debt sued for, and the one set off must be due in the same right, 526.

SUM

SUM

Sunday
Superv
SURE

II