

7. *Postea on the Issue numbered 3, ante.*

(*The same as in ordinary cases except that there is no assessment of damages.*)

8. *Postea where a Judge, upon a Trial before him, directs a reference on some of the Issues and of the Accounts involved therein, and takes a Verdict on others of the Issues, referring the amount of damages under sec. 156.*

Afterwards on the            day of            18    , (*the Commission day of the Assizes*) at            in the County (or United Counties) of            at the Assizes there holden before the Honorable one of Her Majesty's Justices of the Court of

for Upper Canada come the parties within mentioned by their Attorneys within mentioned, and a Jury of the said County (or United Counties) being summoned, also come and are sworn to try the matters in question between the said parties, and as to the Plaintiffs claim in the            Count of the Declaration within mentioned, it appears to the said Judge that the questions arising thereon involve the investigation of long Accounts on the Plaintiff's side, and that the questions arising on the Defendant's plea that the Plaintiff at the commencement of this Suit was and still is indebted to the defendant in an amount equal to (*or greater than as the case may be*) the Plaintiff's claim within mentioned, involve the investigation of long accounts on the defendant's side which cannot be conveniently tried before him. And hereupon the said Judge orders and directs that a verdict be entered on each of the Issues on the said            Count of the declaration in favor of the Plaintiff, except            the Issue on the plea to the said            Count, that the alleged cause of Action ~~did not~~ accrue within six years before this suit ~~and~~ that such verdict shall be subject to and that the matters in difference between the said parties on the said            Count except as to