

1824

— —

*against
Hagben.*

action above the competence of a district court—but,

Boulton, Solicitor General, had obtained a rule to show cause why the verdict should not be entered upon the common counts agreeable to the Judges' notes, no evidence having been given upon the special counts.

Macaulay shewed cause—He contended that the plaintiff by a verdict upon an account stated, might recover King's Bench costs.

That the district court act, which confines its jurisdiction in sums above £15, to accounts liquidated, is to be considered to intend those settled by note or some express acknowledgment of the parties—as a certain price for a piece of goods—The principle does not apply to accounts stated where there may be £80 upon one side and £120 upon the other—for though parties may have stated their accounts, they may contend against and correct inaccuracies, as laid down in the term reports*.

That the plaintiff having brought his

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