

[Hillsborough, December, 1889.]

SARGENT INVALID FURNITURE CO. v. SARGENT.

BINGHAM, J. The agreed case is insufficient. All the material facts necessary for the determination of the questions of law, or the decision of the cause, should appear.

Case discharged.

SMITH, J., did not sit: the others concurred.

E. E. Parker, W. L. Foster, and G. B. French, for the plaintiffs.

J. W. Fellows and J. P. Bartlett, for the defendant.

[Hillsborough, June, 1890.]

METROPOLITAN LIFE INS. CO. v. HELMER.

ASSUMPSIT, to recover moneys collected by the defendant as the plaintiffs' agent. The court stated the accounts between the parties, finding \$47.75 due to the defendant, and ordered judgment in his favor for that sum with interest from the date of the writ, subject to the plaintiffs' exception.

Burnham & Brown, for the plaintiffs.

Sulloway & Topliff, for the defendant.

CARPENTER, J. No error of law is pointed out by the plaintiffs.

Exceptions overruled.

SMITH, J., did not sit: the others concurred.