

SUPREME COURT RECORDS (ACTION No. 30).

A.—Certificate, 11th March, 1885.—Extract from Registrar's Notes of Evidence.

G. W. Ell, v. L. Harper.—Monday, 1st December, 1884.

REGISTRAR and arbitrator ruled that there was a settlement of accounts between plaintiff and defendant in June, 1873, but that such account was an incorrect one.

Mr. Martin asked for ruling in certificate, whether or not defendant was induced at such settlement to accept as the balance due to him a less sum than was really due, in consequence of the representations and statements of plaintiff that he was unable to pay more.

EXTRACT from Registrar-book at Supreme Court Office, Christchurch, re Actions Nos. 30, 353, 683 709, 715, 717, 1034, 1397.

8th December, 1887.

A. R. BLOXAM, Registrar.

G. W. Ell and Leonard Harper and Humphrey Hanmer (for Accounts).

- 26/1/83. File warrant to sue.
- 26/1/83. Seal writ (seven days).
- 26/1/83. File writ, claim annexed.
- 26/1/83. Seal copy for service.
- 2/2/83. File summons with consent to order indorsed.
- 2/2/83. Defendants allowed one month further time to file statement of defence.
- 5/4/83. File consent to adjournment pending arbitration.
- 5/4/83. Set down for leave for case to stand over.
- 6/4/83. Trial to be postponed to 18th June.
- 8/12/83. File warrant to defend.
- 8/12/83. File statement of defence.
- 12/1/84. File consent to interlocutory judgment.
- 14/1/84. Judgment for accounts according to consent and filed.
- 17/1/84. Seal order and file same.
- 18/1/84. Seal duplicate order.
- 20/2/84. Sign summons applying that Mr. Austin may be plaintiff's solicitor.
- 20/2/84. Order that Mr. Austin be plaintiff's solicitor in place of Mr. Loughrey.
- 20/2/84. Seal and file order.
- 20/2/84. File affidavit (plaintiff).
- 20/2/84. Sign summons that accounts be filed by 14th March.
- 7/3/84. Order as prayed.
- 11/3/84. Seal order and duplicate.
- 14/3/84. File account defendant.
- 4/4/84. File writ of plaintiff's surcharge.
- 12/5/84. Sign appointment to proceed with accounts.
- 12/5/84. Items proceeded with and adjourned from 20th May till
- 17/5/84. File affidavit of Harper.
- 17/5/84. Sign summons.
- 20/5/84. Adjourned *sine die*; all items over £10 referred to Judge.
- 2/6/84. File affidavit to A. Moss.
- 2/6/84. File affidavit to James McHaffie.
- 2/6/84. File affidavit to plaintiff.
- 2/6/84. Sign summons calling upon defendant to amend and vouch accounts.
- 6/6/84. File affidavit (Harper).
- 6/6/84. Stand over till next Chamber day; summons, 17th May.
- 6/6/84. To stand over Chamber day; summons, 2nd June.
- 18/6/84. File affidavit (L. Harper).
- 18/6/84. File affidavit (E. Parkinson).
- 18/6/84. File affidavit (F. C. Hall).
- 24/6/84. Summons 17th May to stand over.
- 24/6/84. Summons 2nd June to stand over.
- 24/6/84. Affidavit of G. W. Ell.
- 27/6/84. Decrees to be varied by reference to Registrar and accountant instead of Registrar. Registrar to appoint accountant. If parties do not agree on items where vouchers are lost or other evidence cannot be given, entries in defendants' account to be *prima facie* evidence, subject to objection. Cost of three summonses to abide event.
- 27/6/84. No order as to summons (2nd June) but as to costs. (See order 17th May.)
- 9/7/84. Seal and file order.
- 9/7/84. Appointment to take accounts.
- 10/7/84. Seal duplicate order.
- 11/7/84. Adjourned *sine die*.
- 17/10/84. Sign summons for direction on summons 17th October.
- 21/10/84. Adjourned to *Banco*.
- 22/10/84. To stand over.
- 29/10/84. For directions on summons 17th October.
- 3/11/84. Seal order and file same.