

Form 45 (Reg. 91).

Under "The Mining Act, 1898."

RECORD-BOOK.

No. of Plaint.	Plaintiff.		Defendant.		Nature of Relief sought.	Amount of Demand pecuniary.	Decision, and stating whether heard before Assessors or not.	Date when and Name of Person to whom Certificate of Decision given.	Date of Order in Suit.	Memorandum.	Date of Notice of Appeal, if any received.	General Remarks and Observations by Warden.
Date of Plaint.	Name.	Address.	Name.	Address.								

Form 46 (Reg. 92).

Under "The Mining Act, 1898."

STATEMENT OF CLAIM.

In the Warden's Court of the No. Mining District, holden at
Between A.B. [Name in full], of [Residence and occupation], plaintiff, and
C.D. [Name in full], of [Residence and occupation], defendant.

THE plaintiff sues the defendant, and says—
(1.) [Here set out in paragraphs, consecutively numbered, clearly and concisely the basis of the plaintiff's claim.]

Wherefore the plaintiff claims as follows:—
(a.) [Here set out in paragraphs, consecutively numbered, clearly and concisely the relief claimed by the plaintiff, including (if necessary) the amount in money for which judgment is sought.]

The plaintiff's address for service is

Form 47 (Reg. 92).

Under "The Mining Act, 1898."

SUMMONS TO DEFENDANT.

No. of the year 1
In the Warden's Court of the Mining District, holden at
Between , plaintiff,
and , defendant.

You [If more than one defendant, add and each of you] are hereby summoned to attend at the Warden's Court of the Mining District, to be holden at the Courthouse at , on day, the day of , 1 , at the hour of o'clock in the noon, to answer the plaintiff's statement of claim, copy whereof is annexed hereto.

Herein fail not, or the case will be heard and determined in your absence.

Debt or claim (if any) £

Cost of summons ...

Extra mileage ...

Subpœnas ...

£

Given under my hand and the seal of the said Warden's Court, this day of , 1 , Clerk of Court.

Hours of attendance at the office of the Clerk at : From till , except on , when the office will be closed at .

NOTICE.

[To be indorsed on the summons and the duplicate summons, Form 4.]

To the defendant.

If you pay to the Clerk of the Court the debt and costs as stated in the summons, and give notice to the plaintiff or his solicitor forty-eight hours at least before the time appointed for the hearing, the action will be stayed; but you may pay the same at any time before the hearing, subject to the payment of further costs.

If you rely on a counter-claim by way of defence, you must file a copy with the Clerk of the Court and serve a copy on the plaintiff or his solicitor twenty-four hours before the time appointed for the hearing of the suit.

This summons was sued out by the plaintiff [or , of , solicitor for the plaintiff].
Summonses for witnesses and for the production of documents will be issued on application at the office of the Clerk.

Form 48 (Reg. 92).

Under "The Mining Act, 1898."

AFFIDAVIT OF SERVICE OF SUMMONS TO BE INDORSED ON COURT COPY.

I, [Name, residence, and occupation], do swear that I served the within-named with a summons, a true copy of which is within written, marked "A," together with a copy of the statement of claim hereunto annexed, marked "B," by delivering the same to him personally [If summons served otherwise than personally, state precisely mode of service] at , on , the day of , 1 .

[Signature of deponent.]

Sworn at , this day of ,
1 , before me—

, Warden
[Solicitor of the Supreme Court, Justice of the Peace, or Clerk].

Form 49 (Reg. 92).

Under "The Mining Act, 1898."

SUMMONS TO WITNESS TO PRODUCE.

No. of the year 1
In the Warden's Court of the Mining District, holden at

Between , plaintiff,
and , defendant.

To [Name in full, description, and residence of witness.]

You are hereby commanded to attend at the Warden's Court of the Mining District, holden at , on , the day of , 1 , at the hour of o'clock in the ,