

to give evidence on behalf of the plaintiff [or defendant], and then and there to have and produce [*State any particular documents required*], and all other books, papers, writings, and other documents relating to the said action which may be in your custody, possession, or power. Herein fail not at your peril.

Given under my hand and the seal of the Court, at _____, this _____ day of _____, 1 _____, Clerk.

Form 50 (Reg. 92).

Under "The Mining Act, 1898."

SUMMONS TO WITNESS TO APPEAR.

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 Otago Mining District, holden at _____, on _____, the _____ day of _____, at the hour of _____ o'clock in the _____, to give evidence on behalf of the plaintiff [or defendant]. Herein fail not at your peril.

Given under my hand and the seal of the Court, at _____, this _____ day of _____, 1 _____, Clerk.

Form 51 (Reg. 92).

Under "The Mining Act, 1898."

DEMAND FOR ASSESSORS.

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

Between _____, plaintiff,
and _____, defendant.

TAKE notice that I, A.B., the above-named plaintiff [or C.D., defendant, *as the case may be*], hereby demand that this suit be tried by Assessors pursuant to the provisions of "The Mining Act, 1898."

Dated at _____, this _____ day of _____, 1 _____.

A.B. [or C.D.]
[or A.B., or C.D., by his
solicitor, E.F.].

To the Clerk, _____.

Form 52 (Reg. 92).

Under "The Mining Act, 1898."

CLERK'S NOTICE TO PARTIES OF TRIAL BY ASSESSORS.

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

Between _____, plaintiff,
and _____, defendant.

TAKE notice that this case will be tried by Assessors, the plaintiff [or defendant, *as the case may be*] having demanded a trial by Assessors.

Dated this _____ day of _____, 1 _____.

C.D.,
Clerk of the Court.

To the plaintiff [or defendant, *as the case may be*]
[*Address, description, &c.*].

5—I. 4A.

Form 53 (Reg. 92).

Under "The Mining Act, 1898."

SUMMONS TO ASSESSOR.

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

You are hereby summoned to appear and serve as an Assessor in this Court at the [Courthouse] on the _____ day of _____, 1 _____, at the hour of _____ in the _____ noon, upon the trial of the cause or causes to be taken and tried by Assessors.

In default of attendance you will be liable to a penalty not exceeding five pounds.

Dated this _____ day of _____, 1 _____, C.D.,

To _____ Clerk of the Court.

Form 54 (Reg. 92).

Under "The Mining Act, 1898."

ORDER FINING AN ASSESSOR FOR NON-ATTENDANCE.

In the Warden's Court of the _____ Mining District, holden at _____

WHEREAS _____ was duly summoned to appear and serve this day as an Assessor in this Court upon the trial of the cause or causes to be tried by Assessors at this Court: And whereas he has neglected, without sufficient cause shown, to appear and serve as an Assessor at this Court: It is hereby ordered that he shall forthwith [or on the day of _____, 1 _____] pay to the Clerk of this Court at _____ a fine of £ _____ for such neglect.

Dated this _____ day of _____, 1 _____, Warden.

Hours of attendance at the office of the Clerk [Place of office]: From _____ until _____, except on [*Here insert the days of the week on which the office will be closed*], when the office will be closed.

Form 55 (Reg. 92).

Under "The Mining Act, 1898."

OATH OF ASSESSORS.

I, A.B., do swear well and truly to try and determine the matters which shall be brought before me, and a true decision to give, according to the evidence. So help me God.

Form 56 (Reg. 92).

Under "The Mining Act, 1898."

DECLARATION OF ASSESSOR IN LIEU OF OATH.

I, A.B., do solemnly, sincerely, and truly affirm and declare that I will well and truly try and determine the matters which shall be brought before me, and a true decision give according to the evidence.

Form 57 (Reg. 92).

Under "The Mining Act, 1898."

NOTICE OF COUNTER-CLAIM.

Plaint No. _____

In the Warden's Court of the _____ Mining District, holden at _____

Between _____, plaintiff,
and _____, defendant.

TAKE notice that the defendant intends, at the hearing of this suit, to set up a counter-claim, par-