

No of Plaintiff 98

Superior Court

holden at Victoria

Between Thomas Harris, Butcher Plaintiff,

and

Mr Douse Defendant.

Issued by leave of the Court

Mr Douse You are hereby Summomed to appear at a Court to be holden at the Court House in Victoria on the 17th day of January AD 1859 at the hour of Ten in the forenoon, to answer the Plaintiff

to a Claim, the particulars of which are hereunto annexed (a).

	£	s.	d.
Debt or Claim	28	6	8
Costs of Summons and Service ..	1	3	4
Paying in		3	4
Total Amount of Debt and Costs	£ 29	13	4

Dated the Seventh day of January AD 1859

Thomas G. Millions Registrar of the Court.

(a) Where the amount of the claim does not exceed forty shillings, after "claim" strike out the words "the particulars of which are hereunto annexed," and state shortly the substance of the claim.

N.B.—See Notice at Back,

1.—Summons to appear to Plaintiff.

NOTICE.—If you are desirous of confessing the Plaintiff's claim, you must deliver your confession to the Registrar of the Court five clear days before the day of appearing to this summons; but you may enter your confession at any time before the day of appearing, subject to the payment of further costs.

If you and the Plaintiff can agree as to the amount due and the mode of payment, judgment may at any time before the Court day be entered by the Registrar of the Court. In which case you and the Plaintiff must attend at the Registrar's office for that purpose, and no attendance by either of you will be necessary at the Court.

If you admit the whole or any part of the Plaintiff's demand, by paying into the office of the Registrar of the Court at the amount so admitted, together with the costs, proportionate to the amount you pay in, five clear days before the day of appearance, you will avoid any further costs, unless in case of part payment, the Plaintiff, at the hearing, shall prove a demand against you exceeding the sum so paid into Court.

y, coverture, a statute of limitations, or a discharge under a
the Registrar of the Court five clear days before the day of
red by the rules of the Court. You must also, in any of the
as there are opposite parties, of the notice and particulars,
efence be a set-off, you must, within the same time, also
of. If your defence be a tender, you must pay into Court,
e to have been tendered.

for entering and transmitting the same be paid at the time

the cause tried by a jury, on giving notice thereof in writing
ast before the day of trial, and on payment of the fees for

ents may be obtained at the office of the Registrar.

the Registrar from Ten till Four.

Jan 7th 1859

to Mr Duce

Thomas Harris

Lo Meats Vegetables &c

Lo Balance due

\$136,00

Equal to £28, 6, 8

Delivered by me personally on
Wednesday morning 12th 1859.
Robert Duce
Deputy Sheriff

NOTICE.—If you are desirous of confessing the Plaintiff's claim, you must deliver your confession to the Registrar of the Court five clear days before the day of appearing to this summons; but you may enter your confession at any time before the day of appearing, subject to the payment of further costs.

If you and the Plaintiff can agree as to the amount due and the mode of payment, judgment may at any time before the Court day be entered by the Registrar of the Court. In which case you and the Plaintiff must attend at the Registrar's office for that purpose, and no attendance by either of you will be necessary at the Court.

If you admit the whole or any part of the Plaintiff's demand, by paying into the office of the Registrar of the Court at the amount so admitted, together with the costs, proportionate to the amount you pay in, five clear days before the day of appearance, you will avoid any further costs, unless in case of part payment, the Plaintiff, at the hearing, shall prove a demand against you exceeding the sum so paid into Court.

If you intend to rely on as a defence, a set-off, infancy, coverture, a statute of limitations, or a discharge under a Bankrupt or Insolvent Act, you must give notice thereof to the Registrar of the Court five clear days before the day of hearing, and your notice must contain the particulars required by the rules of the Court. You must also, in any of the above cases, then deliver to the Registrar as many copies, as there are opposite parties, of the notice and particulars, and an additional one for the use of the Court. If your defence be a set-off, you must, within the same time, also deliver to the Registrar a statement of the particulars thereof. If your defence be a tender, you must pay into Court, before or at the hearing of the cause, the amount you allege to have been tendered.

Notices of defence cannot be received unless the fees for entering and transmitting the same be paid at the time the notices are given.

If the debt or claim exceed five pounds, you may have the cause tried by a jury, on giving notice thereof in writing at the said office of the Registrar, two clear days at least before the day of trial, and on payment of the fees for summoning, and payable to such jury.

Summonses for witnesses and the production of documents may be obtained at the office of the Registrar.

Hours of attendance at the Office of the Registrar from Ten till Four.

Deputy Sheriff

Robert Scott

Wednesday 12th 1859

Served by me personally on