

copy for Service

IN THE SUPREME COURT OF SOUTH AFRICA  
(GRIQUALAND WEST LOCAL DIVISION)

In the matter between

BADARILE MONTSIOA

Plaintiff.

and

RAMOSIANE MOTLAHABANI

Defendant.



1909.

Fees and disbursements due to Messrs Denoon Duncan & Brown  
Plaintiff's Kimberley Attorneys in the abovematter as between  
Party & Party.

Dec: 18

Attending on receipt of letter from  
Plaintiff's Mafeking Attorneys for-  
warding original notice of motion and  
annexures and perusing and noting and  
taking instructions to apply for inter-  
dict restraining Defendant from tres-  
passing on portion of the Native Reserve  
near Maritzani.

13 4

Perusing and considering Notice of

Carried forward

13 4

Brought forward.

13 4

of Motion and Affidavits, 9 Brief

1:6:8

Sheets @ 6/8.

3 0 0

Drawing Notice setting down.

5

Attending to file

n 3 4

Paid

17

Attending Mr Bennett of Defendant's

Attorneys office when he brought

telegram from Defendant's local

Attorneys and wished to know wheth-

er we were acting as the Attorneys

of record for Plaintiff as his

firm had been instructed in the

matter and discussing matter and

informing him that we had filed

papers

6 8

Subsequently attending on tele-

phone message to see Registrar and

attending when he informed us that

Judge had left for Cape Town and

inquired whether we wished papers

forwarded on to Judge to be dealt

17 0 4 8 4

1/6/8

Rectified on page 15.

6x8

Brought forward

17 0 4 8 4

dealt with etc and instructing him accordingly.

3/4

6 8

Attending Defendants Attorneys informing them that papers were leaving by this evenings train for Cape Town so that Defendant would have an opportunity of having any replying affidavits sent down to be considered by Judge at the same time.

3/4

6 8

Dec 20

Attending on receipt of message from Registrar that Order had been received from Judge and could be taken out.

3 4

Attending to take out Order

3 4

Copy order for original.

2 6

Paid stamps

5 0

Copy for service

2x 6

Letter to Mafeking Attorneys reporting and forwarding order and

4 13 8  
1 0 0

Carried forward

1 2 0 (4 13 4  
1 0 0

Rectified on page 46.

1/13/4

13-4

Brought forward

1 2 0 4 13 4

and copy for service with instructions as to service and post.

6 5 0

Attending on receipt of letter from Mafeking Attorneys returning original order of Court and affidavit of service. Drawing Notice setting down Order for confirmation.

5 0

Dec 28

Attending to file.

3 4

Paid

14 8

Letter acknowledging receipt of documents and that application set down for 15th January 1910, and that no replying affidavits had been filed with us up to the present.

1 5 4

Feb 4

Attending Attorney Bennett when he stated that his firm were now instructed to defend confirmation of Rule when he admitted that no

Carried forward

1 16 7 (4 11 8  
1 0 0

Carried forward

4 8 7 13 12 0

1/13/4

13<sup>th</sup>

Brought forward

1 16 7      5 11 8  
5 0 7      13 12 0

no replying affidavits had been  
filed but that Defendant intended  
relying upon old affidavits which  
were originally made when Notice of  
Motion was given and obtaining  
copies of same and informing him  
that we had briefed counsel for  
an unopposed motion.

1 0

6 8

Perusing and considering Defendant's  
affidavit and annexures 5 Brief  
with the matter.

Sheets at 6/8

1 13 4

Drawing Brief 14 Brief sheets @ 5/-  
they would instruct us further on

3 10 0

Short brief

5 0

Attending him therewith.

3 4

Paid his fee

4 8 0

Attending Court when application  
for confirmation of Rule Nisi opposed

Letter in reply reporting and point-  
ing out that order granted was of a  
temporary nature etc.

2 2 0

Drawing telegram to Plaintiff's  
Attorneys informing them and attend-  
Attending to take out order.

Copy order Carried forward.

6 0 7      13 12 0

Carried forward.

6 1 0      14 16 0

3/4

16/8

5/-

Feb 15

5/1

2/18/4

46/9

118/4

Brought forward

6 0 7 13 12 0

ing to forward.

5 0

Paid

1 0

2 6

Letter reporting fully and setting

forth that Defendant's Attorneys

3 4

had been instructed to oppose and

5 0

that they had served replying affi-

davits on us and reporting inter-

view with Counsel, etc, and asking

for instructions as to proceeding

3 4

with the matter.

1

5 0

Attending on receipt of reply that

2 2 0

they would instruct us further on

1

5 0

seeing Plaintiffs and enquiring as

1 1

to reason why costs had not been

10 6

granted against Defendant, perusing

and considering

3 4

Letter in reply reporting and point-

3 4

ing out that order granted was of a

2 2 0

temporary nature etc.

1

5 0

Attending to take out order.

3 4

Copy order for original.

2 6

Paid stamps

5 0

Carried forward

6 1 9

14 16 2

Drawing instructions for Declaration

Carried forward

2/6

3/4

3/4

5/1

3.7.1  
less 4  
36/9

5 13 10 20 19 4

Brought forward

6 1 9 14 16 2

Paid stamps

5 0 5 0

Copy order to serve.

2 6

Attending to serve on respondent's attorneys. receipt of draft of

3 3 3 4

Note of service.

5 0

Attending on receipt of letter from

2 0

Mafeking Attorneys giving history

2 0

of matter and certain documents

and statements, 3 pages.

3 4

Perusing and considering same and

statements. signing and checking.

2 2 0

Letter acknowledging receipt

1 5 00

Drawing summons (Instructions)

1 1

Fair copy original corrections,

10 6

Drawing short brief for Counsel

attending to pay his account to settle summons.

2 10 0 5 4

Attending Counsel for signature

Attending him therewith.

3 4

Paid his fee

2 2 0

Attending on receipt of summons as

settled; perusing and considering.

6 8

Engrossing same

10 6

Drawing instructions for Declaration

14 5 10 30 10 4

Carried forward

8 13 10 20 19 4

14/4  
57-

2/6

3/4

10/6

4/8/5

Brought forward

8 13 10 20 19 4

64 Brief Sheets @ 6/8

2 3 4

Short brief.

5

Attending Counsel.

3 4

Paid his fee.

3 3

Attending on receipt of draft as

settled perusing and considering

6 brief sheets @ 6/8

2 0

Engrossing declaration 8 pages @ 5/-

2 0

Attending printer therewith with

instructions

6 8

Attending on receipt of proof from

printer perusing and checking

13 4

Attending printer with corrected

proof going over same again and

making additional corrections.

6 8

Attending printer with instructions

6 8

Attending to pay his account

2 10 0

3 4

Attending Counsel for signature

3 4

Paid

5

Copy of summons for service on

Defendant Ramosiane.

10 6

The like on Defendant Phooi

10 6

Carried forward

14 11 10 30 15 4

5/5

1-3/4

15.0

3/4

1/4

3/4

3/4

6-18-1



Brought forward

14 11 10 30 15 4

Letter to Mafeking Attorneys forwarding summons and copy of Declaration for service and full instructions; postage

1 5

Attending on receipt of reply that process handed to Sheriff for service.

3 4

Attending to search for return

3 4

30th Ap

Attending on receipt of letter from Mafeking Attorneys with reference to subpoenaing Messrs Pringle and Green; perusing and considering same.

6 8

3/4

Attending on receipt of letter from Haarkhoff, Hertog & Burke that they had entered appearance on behalf of Defendant Phooi; perusing and considering same.

3 4

Attending on receipt of letter from Messrs Lezard & Bennett that they had entered appearance on behalf of Defendant Ramosiane, perusing and considering same.

3 4

7/1/5

Carried forward

14 12 10 32 0 4

Carried forward

Brought forward

14 12 10 32 0 4

1/5  
May 11th

Attending on receipt of letter from Messrs Haarhoff Hertog & Burke pointing out that in consequence of the distance of Phooi's residence it would be necessary to obtain an extension of time in which to plead, that they would write us again on the subject; perusing and considering Letter acknowledging and that we had written for instructions and would reply in due course.

1 5 0

6/8

6 8

5/1

May 21st

Letter to Mafeking Attorneys thereon asking for instructions

1 5

5/1

May 18

Attending on receipt of letter from Defendants Attorneys that owing to Defendant Ramosiane's absence from home, and as certain material witnesses were living at considerable distances away they wished to have an extension of time in which to plead; perusing and considering.

6 8

Letter to Messrs Lexard & Bennett in reply that we had written for

14 13 0 34 0 4

Carried forward

14 13 0 33 3 8

4/18/3

Brought forward

14 13 0

33 3 8

instructions and would reply in due course.

1

5

Letter to Mafeking Attorneys thereon

asking for instructions and report-

ing. Mafeking Attorneys forwarding us

1

5

May 19

Attending on receipt of letter from

Mafeking Attorneys authorising us

to grant Phool additional time in

which to plead; perusing and noting.

3 4

Letter to Haarhoff Hertog & Burke

accordingly.

5

3/4

5/

May 21st

Attending on receipt of further let-

ter from Mafeking Attorneys pointing

out that Defendant Ramosiane could

easily go to Mafeking instead of to

Vryburg and give instructions as

to his plea and noting instructions

as to time to be given.

3 4

Letter to Messrs Lezard & Bennett

accordingly.

5

May 27th

Attending on receipt of letter from

Haarhoff Hertog & Burke accordingly

6 8

Carried forward

14 13 2

34 10 4

8/6/7

Brought forward

14 13 2 34 10 4

that they <sup>had</sup> handed brief to Counsel  
and hoped to serve plea within the  
time given; perusing and considering.

3 4

June 2nd

Attending on receipt of letter from  
Mafeking Attorneys forwarding us

Phool's Draft Plea.

3 4

Perusing and considering same

13 4

Attending on receipt of letter from

Lezard & Bennett that it was impos-

sible to file plea within extended

time given and as to overtures made

to effect a settlement by Government

and asking for further time in which

to plead; perusing and considering

6 8

Letter in reply that we would com-

municate with Mafeking Attorneys and

obtain instructions.

6

June 4th

Attending on receipt of instructions

from Mafeking Attorneys to grant time

until the 6th inst but no longer;

perusing and noting instructions.

6 8

Letter to Lezard & Bennett accordingly

Carried forward

14 13 2 36 8 8

16/7

3/4

3/4  
13/4

9/6/7

Brought forward

14 13 2 36 8 8

drawing formal notice to Defendant

Phooi to plead etc on pain of Bar.

Copy to serve

Attending to serve on Defendant's Attorneys

Note of service

Attending on receipt of telegram and

subsequent letter from Mafeking At-

torneys confirming their telegram and

giving reasons why further extention

to the 6th instant should not be

given and as to the right of the Gov-

ernment to intervene etc and penning

and considering

6th June

Attending to search for plea and

found same had not been filed.

Drawing notice to Defendant that he

was barred.

Copy to serve

Attending to serve on Defendants

Attorneys

Note of service

Drawing notice to Registrar that  
Defendant Ramosiane barred.

Carried forward

14 13 2 38 15 4

6/7

7/6

8/4

5/-

10/7/5

7/5  
2/6

<u>Brought forward</u>	14	13	2	38	15	4
Duplicate original to file					2	6
Drawing affidavit of Mr Brown setting forth particulars of bar.						10
Attending to be sworn					3	4
Attending to file					3	4
Paid			3			
Attending on receipt of notice of Motion from Ramosians's attorneys giving notice to apply for removal of Bar; perusing and considering same.						6
Perusing and considering affidavit of Mr Bennett 3 brief sheets, 1 @ 6/8 and 2 @ 3/4.						13
Perusing and considering affidavit of Mr Wessels and annexures.						13
Perusing and considering affidavit of Mr P.H.de Kock and annexures 7 brief sheets, 1 @ 6/8 and 6 @ 3/4						1
Letter forwarding documents to Making attorneys for Mr de Kock to						6

5/-  
15/-  
6/8

Carried forward

14 16 2 42 15

10-16-7

16/7

Brought forward

14 16 2 42 15 0

to make affidavit, in reply and

registration and postage

1

2

5

Attending on receipt of reply for-

warding affidavit of Mr de Kock and

annexures.

3 4

Perusing and considering 10 brief

sheets @ 3/4.

1 13 4

Attending to file original affidavit

of Mr de Kock

1 2

3 4

Paid stamps

3

Making copy of affidavit of Mr de

Kock to serve, 4 brief sheets @ 5/-

1

Attending to serve copy of same and

annexures on applicant's attorneys.

3 4

Note of service

5

Drawing brief 23 sheets @ 5/-

5 15

Short brief

5

Attending Mr Phear therewith.

3 4

Paid his fee

4 4

9th June

Attending at Court when application

heard, Bar removed, on condition

Carried forward

19 4 2 52 11 8

11/16/7

Brought forward

19 4 2 52 11 8

That Defendant Mothlabane should  
plead by the 1st July next.

2 2

Attending on receipt of order of Court  
served on us by Lezard & Bennett  
herein; perusing and noting.

6 8

Drawing telegram to Mafeking Attorneys  
reporting result of application re  
Bar and attending to forward.

5

Paid to contents of letter and

1 2

Letter confirming and reporting

Judge's remarks and statement made

by Appellant's Counsel re Arbitra-

tion etc.

1

5 0

Attending to search for Defendant's

Ramosiane's plea.

3 4

Letter to Lezard & Bennett reminding

them that plea was due yesterday and

had not been served and calling

upon them to let us have same.

1

5 0

Attending on receipt of reply that

owing to complicated nature of de-

fence they wished until end of next

Carried forward

19 5 6 55 18 8

16\*7

3/4

57-

July 2nd

12-4-11



Brought forward

19 5 6 55 18 8

week in which to file plea ; perusing  
and considering.

3 4

Letter to Mafeking Attorneys thereon  
asking for instructions.

1

5

July 8th

Attending on receipt of reply from  
Mafeking Attorneys, perusing and  
considering instructions.

6 8

Attending Mr Bennett and notifying  
him as to contents of letter and  
arranging to write to him and give  
time and when he was to let us have

10

an advanced copy of Defendant's plea  
Letter to Lezard & Bennett accord-  
ingly.

6 8

Attending on receipt of typewritten  
copy of plea.

3 4

Perusing and considering same.

13 4

Letter to Mafeking Attorneys for-  
warding draft pleas and asking in-  
structions to enable us to draw in-  
structions for replication and post.

6

5

Carried forward

19 6 1 58 7

13 3 4

4 17

5 1

6 8

6 8

5 6

Brought forward

19 16 1 58 7 0

aly 22nd

Attending on receipt of letter from  
Mafeking Attorneys returning draft  
plea and giving instructions for  
replication; perusing and considering  
same.

13 4

Drawing instructions, 3 brief sheets  
with list of all documents  
@ 6/8

1

10/-

Fair copy, 3 briefs sheets @ 3/4

10

Short brief

5

Attending Counsel

3 4

Paid his fee

2 2

Attending on receipt of replication

1

as settled by Counsel and perusing

Attending Counsel therewith  
and considering same

6 8

5/6

Engrossing same for signature

10 6

Attending Counsel for signature

3 4

Attending to file

3 4

Paid

5

Copy to serve

5

Note of service

5

Letter to Mafeking Attorneys acknow-

ledging receipt of letter with in-

25 6 1 62 12 10

Carried forward

22 3 1 62 12 6

13-18-10

Brought forward

22 3 1 62 12 6

instructions for replication.

July 28th

Letter to Making Attorneys forwarding copies of pleadings in order to enable them to be fully informed of position of matters and as to affidavit of discovery and to be supplied with list of all documents to enable us to draw same up and as to whether Chief kept any records etc 2 sides postage.

Instructions for advice on evidence

Sorting and arranging papers

Short brief.

Attending Counsel therewith

Paid his fee

Attending on receipt of advice on

evidence perusing and considering

4 brief sheets @ 3/4

Engrossing same 4 brief sheets @ 5/-

Making copy to forward to Making

Attorneys in order to enable them

Carried forward

25 6 8 66 13 10

13"/8-10

Carried forward

25 7 3 69 8 2

Brought forward

25 6 8 66 13 10

to carry out instructions contained  
in such advice.

1 1

Letter forwarding same addpostage

6 5

Attending on receipt of reply that

papers received and that Mafeking

6 7

Attorneys hoped to see Plaintiff

shortly and be in a position to

give instructions as to subpoena

perusing and considering same

6 8

Aug 8th

Letter to Defendant's Attorneys

enquiring as to their willingness

3 4

to exchange affidavit of discovery

5

Attending on receipt of reply agree-

ing to our suggestion that in the

meantime schedules should be exchanged

3 4

Attending on receipt of letter from

Mafeking Attorneys going fully into

instructions for advice on evidence

and various points made by Counsel

perusing and considering 4 pages say

13 4

Letter in reply dealing with same and

25 6 8 70 10 2

as to witnesses being subpoenaed.

Carried forward

25 7 2 69 8 2

14-19-10

3/4

1-1-0

10

Brought forward

25 7 2 69 8 2

as to authority to pay conduct money,  
as to official evidence, as to bound-  
ary line, and as to records of con-  
viction of Phooi in 1888, 2 sides and  
post say

6

7

Aug 10th

Attending on receipt of telegram from  
Civil Commissioner, Middelburg enquir-  
ing about when case would be heard,  
the reason being that he would have  
to make arrangements to be relieved;  
perusing and considering

3 4

Drawing telegram in reply and at-  
tending to forward.

5

Paid

1

Attending on Mr Bennett on his cal-  
ling and enquiring as to probable  
date of trial, and arranging to re-  
fer to Mafeking Attorneys to let  
him know in ample time and conferring  
as to a special date.

6 8

Carried forward

25 8 8 70 10 2

3/4

15.13.2  
less 10

Brought forward

25 8 8 70 10 2

Attending on receipt of letter from Graham Green, Magistrate of Middelburg that he was prepared to come on ordinary subpoena.

6 8  
10 6  
3 4

Letter to him enquiring whether he had any documents in his possession relating to this case and forwarding him copy of Declaration, and asking him what conduct money he would require.

1 5

11th

Attending Mr de Kock on his handing us minute of the evidence of a number of witnesses and making appointment for consultation and discussing date of trial and arranging that same should be for the 7th proximo.

6 8  
6 8  
10 6  
6 8  
13 4  
6 8

Attending Defendant's Attorneys and arranging and informing them of date which they stated was suitable.

13 4  
13 4  
6 8

Perusing minute of evidence of the

6 8

Carried forward

z 25 8 9 71 11 10

Carried forward

25 8 9 70 7 2

13-2

21-4-6  
15-16-6

Brought forward

25 8 9 71 11 10

following witnesses:-

Phooi, 1 brief sheet.

E.C.A. Welsh, 1½ brief sheets

Edgar Rowland, 1 brief sheet

Perusing and considering plaintiff's

statement giving history of the Rat-

sidis, and descent of Plaintiff, 5

brief sheets @ 5/8

Perusing statement of respondent

Lefenya. 1½ brief sheets say

The like of N. Matsumo

Attorney " J. Mesaloawana

Attorney " M. Setlohotlo 1½ brief sheets

Attorney " S. Mokoto and going over

advice " A. Mokoto, 2 brief sheets

witness " Meela, 1½ brief sheets

witness " S. Motshegare, 2 brief sheets

Dr. " Seleka, 2 brief sheets

Attorney " J. Sewana

Part " Bocagu

Copy for " P. Thlabayane 2 brief sheets

Middelburg

Carried forward

25 8 9 80 7 2

Letter to him forwarding same and

Carried forward

16/6

1-13/4

3/4

10/6

6/8

13/4

10/6

6/8

13/4

6/8

6/8

21-4-6

Brought forward

25 8 9 80 7 2

The like of Chief Lekoko of conduct

6 8

" " S. Molema postage

6 8

Attending conferring and going ful-

ly into case, engaged whole afternoon

nearly 3 hours, say

3 3

Drawing notice setting down case.

5

Attending to file

3 4

Paid

5

Drawing notice to Defendant's Attorneys

of setting down of case

5

Copy to serve

2 6

Attending to serve

3 4

Not eof service

5

Attending Mr de Kock and going over

2 10

advice on evidence and names of

witnesses and instructions for sub-

poenas.

13 4

Drawing Duces tecum No 1

7 6

Attending to sue out

3 4

Paid

5

Copy for Mr Green Resident Magistrate

Middelburg

3 9

Letter to him forwarding same and

Carried forward

25 18 9 86 15 7

7/6

6/8

1-1-0

Aug 12

2/6

5/-

23-2-8



Brought forward

27 4 9 91 14 5  
25 18 9 86 15 7

Brought forward

write to us again later on with full  
an instalment on account of conduct  
account

money, registration and postage.

Letter to Making Attorneys for-

Copy for Mr Welsh Civil Commissioner

warding subpoena for service on

of Making

Messrs Rowland and Welsh and copies

Copy for C.S.Pringle

for service.

Copy for Mr Rowland

Registration and post

Drawing subpoena No a

Letter to Deputy Sheriff at Kuruman

" " " 3

forwarding subpoena and copy for

" " " 4

service on Mr Ashton and postage

" " " 5

Attending on receipt of letter from

" " " 6

Mr Green acknowledging receipt of

Attending to sue out

subpoena and conduct money and for-

Paid stamps

warding certain correspondence that

Making 20 copies for service @ 2/6

had taken place between Government

Letter to Deputy Sheriff Griquatown

and himself.

forwarding subpoena for service on

Letter acknowledging

Mr Pringle and with instructions

Letter to Making Attorneys with

as to payment of conduct money

reference to copies of correspondence

Registration and postage

forwarded us by Mr Green and in-

Attending on receipt of reply that

strusting them to make enquiries at

papers received and matter would

their Magistrate's office for origi-

receive attention and that he would

nals.

Attending Carried forward later from

27 4 9 91 14 5  
25 5 11 93 4 5

1/8

3/6

1/3

1

5

5

5

1-0-0

25-4-5

25-4-5

Brought forward

27 4 9 91 14 5

write to us again later on with full  
account

3 4

subpoenas and with instructions to  
Letter to Mafeking Attorneys for-  
warding subpoena for service on  
Messrs Rowland and Welsh and copies  
for service.

5

Registration and post

6

Letter to Deputy Sheriff at Kuruman

6

service on Mr Ashton and postage

6

5

Attending on receipt of letter from

Mr Green acknowledging receipt of

subpoena and conduct money and for-

warding certain correspondence that

had taken place between Government

and himself.

6 8

Letter acknowledging

1

5

Letter to Mafeking Attorneys with

reference to copies of correspondence

forwarded us by Mr Green and in-

structing them to make enquiries at

their Magistrate's office for origi-

nals.

1

5

Attending on receipt of letter from

Carried forward

27 5 111 93 4 5

25-4-5

25-4-6

Brought forward

27 5 011 93 4 5

Mafeking Attorneys returning original subpoenas and with instructions to send subpoena for Thlabayne which they would have an opportunity of serving and Deputy Sheriff's charges perusing and considering.

3 4

Letter accordingly a/d postage

6

5

Aug 20th

Attending on receipt of letter from Mafeking Sttorneys reporting interview with Magistrate relative to correspondence with Government and to use of documents in his possession, and as to production of copies taken from Letter Books with a view to avoid necessity of bringing originals down, perusing and considering

6 8

Attending Defendant's Attorneys con-

ferring and arranging mutually to

agree to copies of documents being

taken in the place of originals.

6 8

Letter to Mafeking Attorneys and

asking them to endeavour to trace

certain letters specially referred

Carried forward

27 6 5 94 6 1

25-4-5

Brought forward

27 6 5 94 6 1

to by Mr Welsh in the minute of his

evidence etc on the Defendant to prod-

1 5

Making up provisional list of docu-  
ments in our possession to be attached

to Plaintiff's affidavit of discovery

13 4

Copy to serve

10

Attending Defendant's Attorneys there-  
with and arranging for them to let us

have Defendant's provisional list

6 8

Subsequently attending Defendant's

Attorneys when they served provisional

list of Defendant's documents

3 4

Perusing and considering same

4 6 8

Drawing notice of a bill sheets 2 5/8

2 5 8

Copy to serve 1, 187 brief sheets

46 5

Drawing notice of trial to serve on

2 12 6

Defendants

5

Attending to serve therewith

3 3 4

Note of service

31 10

5

Drawing notice to produce. letter from

5

Carried forward

27 6 6 97 19 5

Carried forward

58 16 6 182 7 11

4-5-

5/11

2/6

6/8

5/-

13/4

2/6

5/-

3/4

5/-

26-17-0

Brought forward

27 6 6 97 19 5

Copy to serve.

5

Drawing notice to Defendant to produce for inspection documents mentioned in the Provisional list of documents served.

3 4

6 6

5

Copy to serve

5

Attending to serve of letter from

3 4

Attending Defendants Attorneys when

they wished inspection of documents

in our possession and arranging to

let them make copies of the like and

sorting papers for them.

6 8

Instructions for brief on trial

1 1

Drawing same, 7 brief sheets @ 6/8

2 6 8

Drawing brief, 187 brief sheets

46 15

Drawing index, 5 brief sheets @ 10/6

2 12 6

Short brief

5

Attending Counsel therewith

3 4

Paid his fee with note of services

31 10

Attending on receipt of letter from

Mafeking Attorneys advising date

when witnesses would arrive and with

Carried forward

58 16 6 152 7 11

7-0

2-6

2/6

13/4

16-0-0

2-2-0

45-17-4

Brought forward

58 16 6 152 7 11

instructions to arrange for consultation with Counsel; perusing and considering.

3 4

Attending Counsel and arranging date

6 8

Letter reporting that we had handed

3 4

brief to Counsel

5

Attending on receipt of letter from

8

Deputy Sheriff, Kuruman, advising

his charges, perusing and noting

6 8

Paid Pringle required guarantee

3 5

Letter relating

5 4

Attending on receipt of letter from

Deputy Sheriff, Griqua Town advising

his charges perusing and considering

6 8

Letter relating

5 1

Paid the amount payable to witnesses

12 5 6

Attending on receipt of letter from

Mafeking Attorneys returning original

subpoenas and with note of service

on Messrs Welsh, Rowland, & Thiabane,

perusing and considering same.

6 8

Carried Forward

74 7 2 154 13 0

17/4

3/4

5/1

5/1

3-0-0

Aug 26

5/1

49/5/9

Brought forward

74 7 2 154 13

59  
Aug 26th

Attending Counsel when he requested us to obtain a map of the District and have same clearly marked showing boundary line in dispute and conferring.

3 4

3/4

Letter to Making Attorneys accordingly.

1

5

5/1

Sept 2nd

Attending on receipt of telegram from Deputy Sheriff, Griquatown that Witness Pringle required guarantee for his costs; perusing and considering Drawing telegram in reply and attending to forward.

3 4

3/4

Paid

1 4

5

5/-

1/4

Letter confirming, and pointing out that the amount payable to witnesses could not be settled until after taxation etc

1

5

5/1

Sept 2nd

Attending Defendant's Attorneys when they served complete affidavit of discovery.

3 4

Carried forward

74 8 8 155 18 0

50-8-11

Brought forward

74 8 8 155 18 0

Perusing and considering same

13 4

4/8

Drawing affidavit of discovery and list of documents.

1 1

3/4

Attending Mr de Kock when he was to make affidavit on Plaintiff's behalf.

3 4

13/4

Copy to serve

10 6

Attending to serve

3 4

Attending on receipt of Defendant's notice to produce documents for

inspection; perusing and considering.

6 8

3/4

The like of his notice of avail

6 8

the like of his notice to produce documents at trial.

6 8

6/8

Attending Messrs Mezard & Bennett and making copies of additional documents disclosed

6 8

Sept 3rd

Attending witnesses Phooi, Khumatlaka and an other and serving subpoenas on them, three at 3/4

10

3/4

5th

Attending Mr Surveyor Ashton on his calling and bringing map of disputed

Carried forward

74 8 8 160 6 2

51.9.11



Brought forward

74 8 8 160 6 2

ground; perusing and considering same.

6 8

and conferring with him

13 4

Making minute of his evidence

6 8

Attending Mr Green and arranging to

minute his evidence.

6 8

Minuting same, 5 brief sheets @ 6/8

1 13 4

Attending Witness Rowland and con-

ferring and arranging to minute his

evidence.

3 4

Minuting same

6 8

Attending Mr Weksh conferring and

noting list of documents in his pos-

session which he was prepared to

produce etc and making appointment

for conference.

6 8

Attending Chief Mokoko and 12 others

conferring and going through their

statements and arranging to make

appointment for conference tomorrow

2 2

Attending on receipt of letter from

Defendants Attorneys disclosing further

Carried forward

74 8 8 166 11 6

Carried forward

77 11 8 174 7 6

9-11  
6-8

13/4

3/4

2-2-0

54-9-3  
6-

Brought forward

74 8 8 166 11 6

documents perusing and considering

6 8

Attending to make copies of same.

6 8

Attending Counsel therewith.

3 4

Attending Mr De Kock on his calling

consulting re case and arranging a

conference tomorrow morning with

Counsel. Engaged nearly all day say

2 2

Short brief for conference

5

Attending Counsel therewith

3 4

Paid his fee

3 3

Sorting out and arranging documents

to be laid before Counsel for con-

ference

1 1

Attending conference of witnesses

engaged from 10 till 1 and from

3 till 6.

3 3

Letter to Defendant's Attorneys in\*

forming them that we had now ob-

tained Sectional Map from Surveyor

Ashton which they were at liberty

to inspect.

Attending Defendant's Attorneys when

Carried forward

77 11 08 174 7 6

9-3

6/8

3/4

2-2-0

5-7-1-3

Brought forward

77 11 8

174 7 6

The y desired inspection of same and

letting them have same to make copy

Attending Mr Pringle conferring and

arranging to note his evidence.

Minuting same.

Attending on receipt of letter from

Defendant's Attorneys that they in-

tended availing themselves of Blue

Book No C 5237 and noting.

Attending at their office inspecting

book and extracts engaged long time.

Attending Court engaged all day.

Clerk's attendance.

Instructions for further conference

with Counsel and arranging with wit-

nesses.

Arranging papers for Counsel.

Short brief

Attending him therewith

Paid his fee.

Attending conference.

Instructions for refresher.

Short brief

Attending Counsel therewith

Paid his fee

Attending Court all day case partly heard.

Clerk's attendance

Short brief for refresher

Carried forward

101 14 8

191 5

13.4

Sept 7

10/6

48

58.11.9

9th

3 4  
6 8  
6 8  
3 4  
13 4  
5 5  
10 6  
10 6  
13 4  
10 6  
5  
3 4  
3 3  
1 1  
6 8  
5  
3 4  
5 5  
10 6  
5

**Collection Number: A979**

**Silas T MOLEMA and Solomon T PLAATJE Papers**

***PUBLISHER:***

*Publisher:- Historical Papers, University of the Witwatersrand*

*Location:- Johannesburg*

**©2012**

***LEGAL NOTICES:***

**Copyright Notice:** Copyright for all materials on the Historical Papers website is owned by The University of the Witwatersrand, Johannesburg and is protected by South African copyright law. Material may not be reproduced, distributed, transmitted, displayed, or otherwise published in any format, without the prior written permission of the University of the Witwatersrand, Johannesburg.

**Disclaimer and Terms of Use:** Provided that you maintain all copyright and other notices contained therein, you may download material (one machine readable copy and one print copy per page) for your personal and/or educational non-commercial use only.

People using these records relating to the archives of Historical Papers, The Library, University of the Witwatersrand, Johannesburg, are reminded that such records sometimes contain material which is uncorroborated, inaccurate, distorted or untrue. While these digital records are true facsimiles of paper documents and the information contained herein is obtained from sources believed to be accurate and reliable, Historical Papers, University of the Witwatersrand has not independently verified their content. Consequently, the University is not responsible for any errors or omissions and excludes any and all liability for any errors in or omissions from the information on the website or any related information on third party websites accessible from this website.

This document is part of a collection owned by the University of the Witwatersrand, Johannesburg and deposited at Historical Papers at The University of the Witwatersrand.

---