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1926

The Royston Lumber Co. Limited V. Thomas Bates

PABC
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Box 24 File 6

FORM A.
C.C. 107

54
1926

Affidavit in Support of Garnishing Order before Action.

In the County Court of NANAIMO

HOLDEN AT CUMBERLAND

In the Matter of AN Action

between THE ROYSTON LUMBER CO. LIMITED, Plaintiff,

and THOMAS BATES, Defendant.

I, PAUL PHILLIPPS HARRISON, of the Urquhart Block, Judson Street, in
(Name, address, and occupation.)
the City of Courtenay in the County of Nanaimo and Province of British Columbia, Barrister -at-law,
make oath and say:—

~~(1.) I am the above-named Plaintiff, and am aware of the facts hereinafter referred to.~~

Or

(1.) I am the Solicitor of the above-named Plaintiff, and am aware of the facts hereinafter referred to.

Or

(1.) I am acting for the above-named Plaintiff, and am aware of the facts hereinafter referred to.

(2.) That I am desirous of commencing an action against the above-named Defendant in respect of

(Here state briefly the grounds of the proposed action.)

Or

(2.) The Plaintiff is desirous of commencing an action against the above-named Defendant in respect of $41.85 balance of the price of lumber sold and delivered by
(Here state briefly the grounds of the proposed action.)
the Plaintiff to the defendant at his request

(3.) In respect of the cause of action herein the Defendant is justly and truly indebted to the Plaintiff in the sum of $41.85 after making all just discounts.

(4.) I am informed and believe that.....
(Name, address, and description of the Garnishee.)

.....

is indebted, under obligation, or liable to the said Defendant for other than wages or salary, and that the said .....
(Name of the Garnishee.)
is within the jurisdiction of this Court.

Or, if the debt sought to be garnished is wages or salary for four weeks or more and the claim against the Defendant is for other than board or lodging, substitute for (4) ante:—

(4.) I am informed and believe that.....
(Name, address, and description of the Garnishee.)

.....

is indebted to the said Defendant for wages or salary in an amount in excess of sixty dollars, and that the said .....is within the jurisdiction of the Court.
(Name of the Garnishee.)

Or, if the debt sought to be garnished is for a period of less than one month, and the Plaintiff is only willing to allow a proportionate exemption:—

(4.) I am informed and believe that Canadian Collieries (Dunsmuir) Limited
(Name, address, and description of the Garnishee.)
of the City of Cumberland in said County and Province

is indebted to the Defendant for wages or salary for a period of eleven days weeks in a sum in excess of fifteen dollars per week for the said period, and that the said company
.....is within the jurisdiction of the Court.
(Name of the Garnishee.)

SWORN before me at Cumberland B.C.,
this 9th day of November 1926, 192

A. P. Harrison

Wm Conway
Registrar

Form A-C.C. 107-10M-523-2125