

Summer Shirts

Big Variety of the Very Latest Designs and Colours.—Collars to match.

SEE OUR WINDOWS.

Walter H. Adams,
Opposite Post Office.

Diamond Fields Advertiser.

REGISTERED AT THE GENERAL POST OFFICE AS A NEWSPAPER.

No. 13,432 Vol. XLII. CIRCULATION OVER 30,000 WEEKLY. KIMBERLEY, TUESDAY, NOVEMBER 2 1920. CIRCULATION OVER 30,000 WEEKLY. PRICE THREEPENCE

Sport Coats,

IN SUMMER WEIGHTS.
Leading Makes and Styles,
45/- to 100/-.

WONDERFUL VALUE.

WALTER H. ADAMS,
Opposite Post Office.

The Favourite of all Sports: "Castle" Lager.

Harding Melville's Sales.

"THE WARREN,"

108 DUTOITSPAN ROAD.
SALE BY PUBLIC AUCTION OF

The Entire Furnishings of the above well-known Boarding Establishment. HARDING MELVILLE

Auctioneer and Sworn Appraiser, duly instructed by Mrs. Dorkin, will Sell by Public Auction.

To-day

(Tuesday), November 2nd,
Commencing 10.30 a.m.

The whole of the Furnishings and Appointments of "THE WARREN," No. 108, DUTOITSPAN ROAD (contents of Dining Room, Lounge, Hall, 8 Bedrooms and Kitchen), including Bed and Table Linen, Blankets, Crockery, Cutlery, Glassware, etc.

To publish a detailed inventory would only severely tax space and the public patience, but special mention must be made of the SPLENDID OAK BEDROOM SUITE (5½ feet), CHESTERFIELD SUITE (Couch, 2 Club Easies and 6 Table Chairs); a very fine WALKER SIDEBOARD; "HOPKINS" PIANO, and the COLUMBIAN COILING RANGE.

Everything to be converted into "ready" without one particle of reserve—BARGAINS INEVITABLE!

Phone 512.
P.O. Box 102.

HARDING MELVILLE,
Auctioneer and Sworn Appraiser.
6180

A. W. Ricketts' Sale.

Messrs. Slaughter & Stimpson Realisation Sale
Account of Dissolution of Partnership.

A. W. Ricketts, Auctioneer and Sworn Appraiser
Duly instructed, by the above, will Sell on the Market Square, at
SATURDAY, at 11 a.m., on NOVEMBER 2nd

20 Horses, some Half-bred Clydesdale Stallions amongst them; a Ford Motor, in first-class running condition; a number of Wagons, Carts, Harness, &c.
MUST BE SOLD.

SALE OF

Slaughter Poles at Newton, and other Premises disposed of by Private Treaty.

Apply to Slaughter & Stimpson, or

A. W. RICKETTS, Auctioneer.

6605

Kimberley-Beaconsfield Co-operative Society, Ltd.

DECLARATION OF DIVIDENDS.

Notice is hereby given that the following Dividends have been declared:

SHARE DIVIDEND No. 1, at the rate of five per cent. per annum, payable to Shareholders registered at June 30th, 1920.

PURCHASES DIVIDEND No. 1, at the rate of two and half per cent. payable to Members on their purchase for the eight-months ended 30th June, 1920.

On and after the 8th instant, the Secretary will be in attendance daily (except Wednesdays), at 15 Jones Street, Kimberley, between the hours of 9 a.m. and 5 p.m. for the purpose of paying out the above-mentioned Dividends, or for issuing new Shares to those who desire to take their Dividends in Shares instead of in Cash.

By order,

C. E. BEALES, Secretary.

November 1st, 1920, Kimberley.

6641

KEEP COOL

and buy your Summer Clothing from

McCullagh & Bothwell

Men's White Indian Drill Trousers
13/6

Men's White Indian Drill Jackets
17/6

Men's Tussorette Lounge Suits
42/6, 50/-, 75/-

Large Selection in Cool Underwear, Aertex Cellular, India Gauze Net, etc., etc.

Panama Hats, 12/6, 17/6, 22/6.

ONLY ADDRESS:

40/42 Jones Street.

Phone 477.

Box 348.

Prosperous Firms are Advertising Firms!
Advertising Firms are Prosperous Firms!

Advertising, like everything else, needs to be advertised.

IF IT PAYS US TO ADVERTISE ADVERTISING, IT'S A MORAL CERTAINTY ADVERTISING WILL PAY YOU

Great Sale C. J. FOAKES & CO.

Will offer to the Public

£15,000

— OF —

Ladies', Children's, and Gent's
STOCK

SPECIAL:

50 Only Gent's Working Shirts,

ALL SIZES—**8/6**—WITH COLLAR

VERY STRONG.

6509

THERE BE WARMTH & COMFORT
YOUR HOME THIS WINTER

PERFECTION HEATERS

Warmth and comfort in your room, then to the Perfection Heater as you get. No other heater

at night, when the blinds are drawn, it will make the room warm and pleasant till bedtime. You owe it to your children to have a Perfection Heater in the Nursery. Burns Paraffin Oil, and gives best results when "Perfection" brand is used. It is stocked by all Hardware

VACUUM OIL COMPANY OF SA. Ltd.

APOSTLE 5 Star BRANDY,

the most successful

Influenza Medicine,
recommended during
The Epidemic.

SOLE PROPRIETORS:

E. K. GREEN & MORISON, Ltd.,

67 Dutoitspan Road, Kimberley.

P.O. Box 183.

Telegrams: "Grapes."

2479

NORWICH UNION

MUTUAL LIFE OFFICE.

OLDEST AND BEST.

JOHN KENT & CO.,
Chapel Street, Kimberley.

H. A. LIDDLE,
Manager.

FUNDS £16,000,000.

608

Voiles! Voiles! Voiles!

The Popular Summer Fabric
For Ladies' Wear.

J. R. Hicks,
DRAPER and OUTFITTER,
71 and 73 DE BEERS ROAD.

WHITE VOILES
(39in.), at 2/6 to 6/6 yard.

COLOURED VOILES
(39in.) all the Leading Colours, including Mauve, Marine, Cerise, V. Rose, &c. 3/3 to 4/6 yard.

FIGURED VOILES
(39in.), Pretty, Refined Patterns, 3/3 to 6/6 yard.

SPOTTED VOILES
(Single Width), 1/6 yard.

BLACK VOILES
(39in.), Good Blacks, 3/3 to 4/6 yard.

NICE RANGE OF WHITE Piques
COTTON GABS, DRILLS, &c.

WHITE Piques
(40in.), 2/6 to 6/6 yard.

WHITE COTTON GABERDINES
(and Cream), 3/3in., 3/6 to 6/6 yard.

STRIPE SPONGE CLOTHS
(40in.), 8/6 yard.

POPULAR ZEPHYRS
(in Stripes and Checks), 1/9 to 4/6 yard.

PRINTED NAINSOOKS & MUSLINS
(Neat Patterns), 1/6 yard.

CREPE CHINETTES
(38in.), Black, White, and Colours, 4/9 and 7/9 yard.

J. R. Hicks,
De Beers Road,
4053

We Told You

THAT B. RIG

Diamond

Pearl Pins, Slave

and Pendants—

Novelty and Utility

just arrived from

open for the inspection

DISCRIMINATING

Our Prices Defy

6285

J. T. Vigne's Sales.

In the Estate of the late Mrs. M. M. SELZER

THE FARM

"Klein Rietfontein"

(No. N.W. 60).

Situate in the District of Barkly West, in extent 2,896 morgen or thereabouts.

To-day

(Tuesday), the 2nd Nov., at 12 noon.

J. T. VIGNE, AUCTIONEER AND SWORN APPRAISER

Duly instructed by C. A. SELZER, Esq., Executor in the above Estate, will offer to Public Auction:

IN FRONT OF

Moll's Hotel, Delpport's

The Above-mentioned Valuable Farm Property, in morgen or thereabouts, fenced on two sides.

There are Two Homesteads thereon, each containing 4

The Water-Supply is in abundance and a Dam has been

There is a splendid Mixed Veldt suitable for all classes and the Farm is very healthy.

TERMS WILL BE

For any further information

	£	s.	d.
123	1	12	9
124	0	11	0
125	0	11	0
126	0	11	0
127	1	13	0
128	0	13	0
129	0	13	0
130	0	13	0
131	0	13	0
132	0	13	0
133	0	13	0
134	0	13	0
135	0	13	0
136	0	13	0
137	0	13	0
138	0	13	0
139	0	13	0
140	0	13	0
141	0	13	0
142	0	13	0
143	0	13	0
144	0	13	0
145	0	13	0
146	0	13	0
147	0	13	0
148	0	13	0
149	0	13	0
150	0	13	0

Heynes Mathew, Ltd.

Manufacturing Chemists and Photographic Dealers,
Dutoitspan Road, Kimberley.

Telephone 92. P.O. Box 220
3941. Telegraphic Address: "Bismuth."

Traction and Safety



U.S. Nobby Tread Tyres.

Are the right type for hard-worked Car. No side or back slipping, every road rideable in comfort, decreases both repairs and replacements.

The India Rubber Products Co.

(S.A.) LIMITED,

Johannesburg, Cape Town, Durban,
Box 4945. Box 445. Box 1106

2479

THERE IS ONLY ONE CAR

with the Patent Three-Point
Suspension Springs, that is

THE



That it meets the requirements of the rough conditions of the country roads of South Africa was proved by its performance in the Non-Stop Run from Capetown to Johannesburg, the engine running continuously day and night.

LET US DEMONSTRATE.
Price £475.

BARTLE & Co. (Kimberley), Ltd.

3-5 Dutoitspan Road,
KIMBERLEY.

Box 444.

Phone 452.

6628

UNION-CASTLE LINE SERVICES TO ENGLAND, South and East African Ports and Mauritius.

ROYAL MAIL STEAMERS TO ENGLAND VIA MADEIRA.

At 4 p.m.:

- November 5th, "Norman," Captain George.
- November 12th, "Llanstephan Castle," Captain Millard.
- November 19th, "Barnstaple Castle," Captain Strong.
- November 26th, "Balmoral Castle," Captain Bremner.
- December 3rd, "Kintaus Castle," Captain Hoskins.
- December 10th, "Kenilworth Castle," Captain Chope.
- December 17th, "Armadale Castle," Captain Hague.
- December 24th, "Walmer Castle," Captain Neilson.
- December 31st, "Edinburgh Castle," Captain Gandy.

NO VISITORS ALLOWED ON BOARD ON SAILING DAY.

UNION CASTLE MAIL STEAMSHIP CO., Ltd.,
GRIQUALAND WEST BOARD OF EXECUTORS, TRUST AND AGENCY COMPANY, LTD., AGENTS.

DAY BY DAY.

The usual annual ten per cent. bonus was paid out to members of the Standard Bank staff in Capetown last week.

General Olivier, accompanied by Mrs. and Miss Olivier, arrived at Johannesburg from Bloemfontein on Friday morning.

The £100 contribution to the subscription list for the Bishop's Hostel for Boys, attributed to Mr. W. B. Humphreys, was in error. It should have been from the late Mr. S. B. Humphreys.

Owing to the delay due to coaling arrangements, the Kinfauns Castle, conveying Prince Arthur of Connaught will not arrive until Wednesday, November 17th.

Mr. and Mrs. Joe Cohen have received cable information to the effect that their son Sol has been appointed to the position of Junior House Surgeon in the Dundee Hospital.

A Johannesburg telegram says that William Henry Smullan, a policeman, who had retired on pension, was found dead in his room on Tuesday, with a bloodstained razor by his side.

The Post Office notifies that on and after the 1st November, the rate of conversion of money orders exchanged between the Union of South Africa and Canada will be four dollars per pound sterling.

Mr. Potgieter, M.P.C. for the Oudtshoorn division, having resigned his seat in connection with having unwittingly incurred certain expenditure during the election campaign, has been re-nominated the candidate of the Nationalist Party.

Advices from Hamburg state that tonnage is wanted for a cargo of German beet sugar for New Orleans. The opinion is held in some quarters that German houses must have a surplus of sugar over local requirements, as during a recent month England received 4,000 tons of German sugar.

An Austrian aristocrat, received at Prangins, Switzerland, by the ex-Emperor Karl, reports that the Emperor assured him: "I am outside the monarchical propaganda in Austria. Far be it from my thoughts to provoke civil war." The ex-Emperor has turned grey, says his visitor.

The Zambesi River is very low just now; it is possible to cross over the rocks from Eastern Cataract to Livingstone Island, a distance of about three-quarters of a mile. Judging from the number of large fish now being brought in by the natives, the lowness of the water presents good opportunities for spearing.

The "Cape Argus" of Saturday last publishes an excellent cartoon under the heading "Not Letter-Perfect." The Tielman Roos instructor is depicted as endeavouring to impress upon the parrot that it must cry "Secession; secession!" The response of the Smithfield bird, made with an effort, is "Discretion; discretion!"

The price of bread in Pretoria has been reduced by twopence a loaf since August, when it cost 1s. 4d. for the 2lb. loaf. In September the price was 1s. 8d., and on October 1 it was reduced to 1s. 2d. Several shops in town, moreover, have been selling at 1s. per 2lb. loaf for some months past, adds the local paper.

In connection with unemployment, the Government, it is stated, has agreed to take on a hundred additional whites at Hartebeestepoort Dam, married men to receive 1s. 0½d. per hour, and single men 11d. The Unemployment Commission is endeavouring to get an assurance that men who prove themselves steady and capable at this work will be allotted farms in the district.

Mr. W. Pickering, hon. treasurer of the Child Welfare Society, Kimberley Branch, acknowledges with thanks the following donations to the funds of the Society: Price Bros., Ltd., £1 1s.; Mosenthal Bros., 25 5s.; Mr. and Mrs. Lezard, £2 1s.; Sam Sutherland, £2 2s.; G. Scott Ronaldson, 25; S. S. Brown, £1 1s.; Jno. Nicholson, £1 1s.; Mrs. A. H. Hill, £2 2s.; the Very Rev. Dean Robson, 10s.; E. Oppenheimer, 10s.

The following appointments in the Native Affairs Department are gazetted:—Mr. E. Barrett, Secretary for Native Affairs; Mr. G. A. Godley, Under-Secretary for Native Affairs; Mr. E. H. R. Garthorne, First Grade Chief Clerk, Native Affairs Department; Mr. W. T. Welsh, Chief Magistrate, Transkeian Territories; and Mr. T. W. C. Norton, Assistant Chief Magistrate, Transkeian Territories, and Resident Magistrate, Umtata.

Signs of disaffection amongst the natives at the Point, Durban, says the "Advertiser" have not been wanting during the last few days, and it is feared that there are agitators at work similar to those who fomented the Port Elizabeth trouble. It is not usual to have any number of boys charged with breaches of discipline, yet yesterday there were no fewer than seven. None, it is true were of a serious nature, but the sullen bearing of the men was significant.

The successful tenderers for the new coaling plant at Lourenco Marques are Head, Wrightson & Co., South Africa, whose scheme provides for a coaling capacity of eight hundred tons an hour, and has to be working in six months. The port already possesses a plant capable of lifting six hundred tons hourly, and it is confidently expected (says Reuter's correspondent) that the two combined will double the Transvaal export trade through Delagoa Bay if coal can be delivered quick enough.

It is suspected, states the Durban "Mercury," that there was a deliberate attempt to wreck the special train conveying the delegates attending the annual congress of the South African Agricultural Union to the North Coast, for the purpose of inspecting the sugar industry there. A railway employee discovered a sleeper on the track shortly before the train would have passed. He removed the obstruction, but on returning later found it had been replaced. Three shots were fired at a native suspected of the deed, but he got away. A sharp look-out is being kept by the authorities against further obstructions being placed on the railway track.

Ex-soldiers who have received war medals or decorations through the post, and who wish to have them presented at a presentation to be made on Armistice Day, November 11th, are requested to forward them to the District Staff Officer, Drill Hall, Kimberley, not later than Tuesday, the 9th inst. The regimental number, rank, name, unit and address of the recipient should accompany any medals, etc.

The first of the De Beers ambulance competitions will take place at the Bloemfontein Mize this afternoon at 2.30.

Transvaal Teachers.

THE SALARIES QUESTION

THREAT FROM NATIONALIST MEMBERS

Pretoria, Nov. 2 (Reuter).—The question of teachers salaries formed the burden of the debate in the Provincial Council to-day on a motion to go into Committee on the estimates.

Mr. Kuper (Labour) was ruled out of order on a technicality when originally moving the adjournment of the Council to call attention to the matter. Labour members strongly protested against the action of the Executive in offering a 50 per cent. increase when a motion was before the Council to make it 33.1-3 per cent. Mr. Kuper warned the Council not to treat the matter lightly, asserting that teachers would be deserving of all they got if they had not the backbone to strike if the Executive did not accede to a fair and reasonable demand.

Mr. Joubert (Nat.) thought only labourers went on strike, not exalted people like teachers. Personally he did not object to teachers getting an increase of money got through lottery or such means, but not through a land tax. It was a scandal and disgrace the way that Labour members hammered away at the land tax.

Mr. Moll (Nat.) warned teachers that if they went so far as to strike they would get nothing at all. That voiced the sentiments of the Nationalist Party.

Mr. Jooste (S.A.P. Harberton) on behalf of the party, protested against Mr. Moll's threat to the teachers. If the Executive could agree to a compromise with the teachers, the S.A.P. members would support it, if it cost £10 or £10,000. The debate was adjourned.

White Labour on S.A.R.

Criticism of Administration Policy

By the "Nurahs" Secretary

Johannesburg, Nov. 2 (Reuter).—In an interview to-day, Mr. Moore, secretary of the National Union of Railway and Harbour Servants, discussing the question of white labour, said that during the conference with the Minister of Railways at Pretoria recently, the "Nurahs" brought up the question of the relation of white to coloured labour.

"By way of illustration, we said that, taking the full number of employees in the Railway and Harbour Service to-day at 80,000, and that 40,000 were white and the remainder coloured, we said that in order to preserve the balance an undertaking should be given to preserve the equilibrium. All the time we urged that the obligation of the Government to the community should ensure that approximately all white vacancies in the Service should be filled by whites only, and that all vacancies among the coloured employees should be filled by coloured men, that one class should not encroach on the others. The Minister would not agree," said Mr. Moore. They had to venture the opinion, continued Mr. Moore, that until such arrangement was arrived at, from their knowledge of the Service all over the country, the Government was under the suspicion of proclaiming a white policy, and at the same time actually encouraging a black policy. The economic factor was overwhelmingly the moral obligation of the country, as represented by the Railway Administration; that was to say, that as white labour was forced by the "Nurahs" into a higher standard of living, it could be taken that the lowest living cost of a white to-day was 12s. per day, as compared with the pre-war figure of 4s. 6d. Owing to this increased cost to white labour, white employees were being replaced when vacancies occurred by cheaper natives and coloured men.

RELIEVES INDIGESTION IN TWO MINUTES.

SIMPLE REMEDY SAVES DOCTORS' BILLS.

If you suffer from dyspepsia, indigestion, pain after eating, gastritis, heartburn, or any stomach trouble due to acidity or food fermentation—and over ninety per cent. of stomach complaints are due to these causes—go to your chemist, and get a bottle of Bisurated Magnesia. The next time you eat or have pain in the stomach, take half a teaspoonful in a little hot water, and note how quickly all pains and discomfort cease. The reason for this is simple—it is due to the fact that Bisurated Magnesia quickly neutralises the excess acid and stops fermentation, thus promoting healthy, natural digestion. Being absolutely harmless, as well as inexpensive, Bisurated Magnesia should be kept on hand in every home where economy and good health are sought.

Bisurated Magnesia is one of the best remedies for indigestion, and is also obtainable in tablet form. Beware of substitutes. Look for the makers' name, Bismag, Limited, which appears on every genuine package.

Reduction.—Collisons announce a reduction of 12s. per dozen on Commando and all their other choice brandies. If any difficulty in obtaining supplies, write Box 390, Kimberley.

Spec. "Parrand Field's Advertiser" 3.11.20

The Ratsidi's Dispute.

CASE FOR THE DEFENCE COUNCILLORS FINED

The case was resumed in the Criminal Sessions, before the Hon. Sir John Lange on Tuesday, in which five Councillors of the Ratsidi branch of the Baralong nation, viz., Silas Molema, Goitsenna Lekoma, Tau Tawana, Molokwane Lekoma and Motshegare Motshegare were indicted for stealing two head of cattle, the property of Dinko Mooki, and two head of cattle, the property of Tiego Tawana, or alternatively with malicious injury to property by shooting an ox, the property of Tiego Tawana, and one heifer, the property of Dinko Mooki.

Mr. Advocate F. K. Loewenthal represented the Crown, and Mr. Kitchin, K.C., instructed by Messrs. De Kock and De Kock, of Mafeking, appeared to defend.

In this case it appeared there had been a dispute among the Ratsidis as to the chieftainship of the tribe. Chief John Montsioa had been deposed by the Government, and Chief Lotlamoreng appointed by Government in his place. Part of the Ratsidis objected to Lotlamoreng, because he was not the nearest successor, according to native custom, and part supported the Government nominee. When Lotlamoreng's headman, acting under instructions from the chief, fined a native named Ackerman two oxen, and he did not pay, it was by orders of the chief and slaughtered. Some of the natives, who did not favour Lotlamoreng, then seized four cattle in retaliation, two of which they slaughtered. Accused were charged in connection with the taking of these four oxen. A sixth Councillor named Lebopa Molema was charged originally along with the other five, but was discharged on the ground that there was no evidence against him.

The defence was now entered upon, Silas Molema, the first accused, giving evidence. He said he was headman and Councillor of the Ratsidi tribe at Mafeking, and was related to the late Chief Montsioa through his brother Molema. His defence briefly was, that he had nothing to do with the seizing of these cattle. He did not recognise Lotlamoreng as Chief of the Ratsidis, though he recognised him as his superior by birth. He said the

SUCCESSION TO THE CHIEFTAINSHIP

was by birth, and there were many nearer heirs to the chieftainship than Lotlamoreng, who had recently been appointed by Government. This contention was upheld by the majority of the tribe, who did not support the chief appointed by Government.

Witness said the rightful chief was Tshiperang.

Mr. Kitchin: Is he regarded by the majority of the Ratsidis as the rightful heir?—Yes.

The Judge: He is not proclaimed until he becomes of age? Then you proclaim him?—Yes.

Mr. Kitchin: According to your native custom, has the Government once a chief has been proclaimed by the assembly of the people and accepted as the chief by the people—has the Government any right to depose such a chief?—No, sir.

Has the Government any right to appoint anyone else who is not the rightful heir as chief?—No, sir.

Supposing one dies has the Government any right to bring in a tenth-rate man in the order of succession, and put him over the rightful heir?—No.

The Judge: How came Lotlamoreng to be appointed? Some of the people must have made representations to the Government about it?—There was a private petition drawn up by a certain party to the Government to come in and proclaim him, and depose John Montsioa.

The Judge: You say a petition was sent by some of your people to Lotlamoreng's people. Then Government had a meeting. I suppose, How did they come to put Lotlamoreng's people in?—The Minister of Native Affairs came and said he had got a petition from some of the Baralong people to come and proclaim Lotlamoreng as their rightful chief, of course, there was opposition—great opposition—on the ground that Lotlamoreng was not the proper chief. At the same time they wanted to be given time, so that they could consult all the nation, and discuss the matter, and this was

REFUSED BY THE GOVERNMENT.

In answer to counsel, witness said they were all on friendly terms, personally. This was only a political matter. There was no bad feeling against anyone of the other party.

The Judge: When you meet the Chief Lotlamoreng, do you speak to him or go on?—Yes; I give him what is worthy to be given him, in the line of money or anything he ought to get. Even himself (Lotlamoreng) he is on friendly terms with me.

Witness, proceeding, said the majority of the Baralongs were with him (witness) in this matter. A petition was sent to Government this year, signed by 400 Ratsidis, and there would have been more, but some did not know the way to sign.

Witness said he heard of the four cattle being seized but did not know by whose orders it was done. He presumed

it was Elijah (since dead) who gave the orders, but he could not say. There was great excitement over the seizure of the cattle, and in order that peace might be preserved, witness reported to the Superintendent of Natives, and the superintendent called a meeting. Witness pointed out at the meeting that the cattle must have been seized in retaliation, and he further said that the trouble regarding the chieftainship was the cause of the cattle being taken. Afterwards there was a meeting of the Kgotla, or native council, and there witness suggested that an independent chief should be called in to settle the friction, because Lotlamoreng was interested, through his father-in-law being a party to the case against Ackerman. Some of the headmen said they had better settle the matter among themselves, whereupon witness suggested six Councillors, three from either side, should settle the matter, and this was agreed to, but the arrangements afterwards broke down. The present chief had told the Resident Commissioner of the Bechuanaland Protectorate that he never accused witness in connection with the taking of these four cattle, but it was the Government who did so.

Witness was cross-examined at great length by Mr. Loewenthal.

Mr. Loewenthal: You say your party had sent in a petition to Government to get rid of the present chief. Supposing Government does not accede to your request, and the present chief remains chief, are you going to continue this business?—I hold on to the native custom.

Supposing the present chief has a case brought before him, and he fines you personally two head of cattle, and takes two away, are you going to retaliate?—I will retaliate.

Now say Government has no right to appoint the present chief?—The

GOVERNMENT HAS A RIGHT TO SANCTION

the wish of the people, but not appoint.

Have they any right to depose?—They have no right to depose.

The Judge: As far as I can see, Silas, this sort of thing cannot go on. The chief, acting within his jurisdiction as he thinks, fines a man two head of cattle, and the other party goes and seizes cattle of the headman of that chief. Where is the thing going to end? It seems to me your people are coming to a deadlock there.

Witness was questioned by the foreman of the jury as to the point of his recognition of the authority of the chief and his headman, and at length the foreman remarked: "It seems to be a case for a Government inquiry instead of a case to be tried by a jury."

The Judge: That is what defendants contend. That is the whole thing I am going to leave to you in the end.

The Judge described the law as applied to the area in question, which had left certain jurisdiction to be exercised by the natives as between members of their own tribe, concerning certain civil and other minor matters. He pointed out their liquor law was retained by them, by which no native could get liquor under any circumstances.

Other evidence was given for the defence.

Mr. Loewenthal addressed the Court for the Crown. He showed that there was evidence against Tau and Molokwane for taking the four cattle away, while there was also evidence against Molokwane and Motshegare for selling the skins of the two slaughtered animals. He admitted the case was not so strong against Silas and Goitsenna.

Mr. Kitchin, in his address for the defence, urged there was no evidence against Silas and Goitsenna. As to Tau and Molokwane taking the cattle away, he urged there might have been a bona-fide mistake in their identification by the one witness who said she saw them. As to the selling of the skins by Molokwane and Motshegare, he said even if they were in possession, they were not in guilty possession of them. Concerning the charge of malicious injury to property, there was nothing to connect any of accused with the shooting of the two animals. With regard to the general question, he said it would appear to be more

A MATTER FOR LEGISLATION

than anything else, after a proper inquiry.

The jury found Silas and Goitsenna not guilty, and Tau, Molokwane, and Motshegare guilty of theft; and the foreman said they would like to add that the three guilty men had been strongly influenced by this tribal dispute, and therefore they begged to recommend them to the Judge's consideration.

The Judge: I think I have a right to do that.

Mr. Loewenthal: In this case the Government does not press for anything more than a fine.

His Lordship intimated that he proposed doing this.

Mr. Kitchin asked that a suspended sentence should be passed.

The Judge thought it would be better not to pass a suspended sentence. It would be misunderstood. He did not propose to pass a heavy sentence. The tribe would pay the fine and not the individuals.

Mr. Kitchin said then he would ask His Lordship to deal with them as leniently as possible.

The Judge: I propose to deal with them quite leniently.

His Lordship, in passing sentence, said Silas and Goitsenna had been found not guilty by the jury, and would be discharged. Tau, Molokwane and Motshegare had been found guilty of stealing these cattle, but the jury had recommended them to mercy. As a rule, men who stole cattle were seriously dealt with, but the jury had recommended them to mercy because they considered they were influenced by this tribal trouble. He warned them to take care not to be so influenced in the future. If the Chief imposed a fine on a man, and any of them retaliated, as it was said they did here, they would get into very serious trouble, or if any others did so they would get into trouble. He advised them to tell all the people in the stad that if such a thing occurred again—if they went and took other people's cattle and killed them because they did not give a decision of which they did not approve—it would not be a question of a fine in the future, but the question of a long term of imprisonment, and possibly of lashes as well. He was going to let them off lightly, and they would each be fined £10, or in default of payment three months' imprisonment with hard labour. Then he must also make them pay the value of the two cattle not recovered. He took the value of each at £15, and they would have to pay among them that amount of £30, and in default of payment of this amount they would each have to go to hard labour for an extra three months, with hard labour. If they did not pay either amount, they would receive six months' imprisonment each, with hard labour. Time was allowed for payment until 4 p.m. on Tuesday, November 9, and accused were let out on bail on their own recognisance of £25 each.

European's Death.

Singular Occurrence at Oudtshoorn

Oudtshoorn, Nov. 2 (Reuter).—A European, aged 50, who is said to have been suffering from toothache, gashed his abdomen with a knife so severely, that he died in hospital last night. The European was named Henry Arker.

Reduction.—Collins announces a reduction of 12s. per dozen on Commandos and all their other choice brands. If any difficulty in obtaining supplies, write Box 390, Kimberley.

Special 15 per cent. discount on all cash purchases, other than white goods, during White Sale week.—P. H. Hendersob, Ltd. 6579

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.
