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COLONY AND PROTECTORATE
OF
KENYA

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Colony and Protectorate of Kenya

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TABLE OF CONTENTS

	PAGE
Govt. Notice No. 180—Arrivals, Departures, Appointments, etc.	290
„ „ „ 181—For Introduction into Legislative Council—A Bill to Provide for the Protection of the Diamond Industry	291
Proclamation No. 25—The Diseases of Animals Ordinance	298
Govt. Notice No. 182—The Local Government (Municipalities) Ordinance, 1928—Nomination	298
„ „ „ 183—The Diseases of Plants Prevention Ordinance—Notice	298
„ „ „ 184—The Bankruptcy Ordinance, 1930—Appointment	298
„ „ „ 185—Movements of the 4th Cruiser Squadron	298
„ „ „ 186—The Liquor Ordinance—Appointment	298
„ „ „ 187-8—The Mining Ordinance, 1933	299
General Notices Nos. 344-371	299

SUPPLEMENT

KENYA PROCLAMATIONS, RULES AND REGULATIONS

GOVERNMENT NOTICE No. 180

ARRIVAL

Name	Rank	From leave or on 1st Appointment	Date of leaving England	Date of Embarkation	Date of arrival at Mombasa
E. N. McGuinness	Driver, K. U. R. & H.	Leave	14th Feb., 1934 *	19th Feb., 1934 †	27th Feb., 1934

* Date of leaving South Africa.

† Date of leaving Durban.

DEPARTURES

Name	Rank	On leave or termination of appointment	Date of Departure
Dr. P. Milne	Medical Officer	Sick leave pending termination of appointment	1st March, 1934
Miss E. M. Buncle	Nursing Sister, Medical Department	Leave	3rd March, 1934
Major A. T. Miles, D.S.O., O.B.E., M.C.	H. B. M.'s Consul for Southern Abyssinia	Sick leave pending termination of appointment	do
W. H. Anderson	Clerk, Police Department	Leave pending termination of appointment	4th March, 1934

APPOINTMENTS.

PHILIP FORSTER FOSTER to be District Officer, Mombasa District, Coast Province, with effect from 21st February, 1934.

GEORGE GORDON KELLIE, Senior Postmaster, to be Acting Assistant Postmaster General, with effect from 10th March, 1934.

JOHN HENRY FLYNN to be Acting Deputy Registrar, Supreme Court of Kenya and Acting District Registrar, Mombasa, with effect from 6th March, 1934.

CECIL THORNHILL DAVENPORT to be District Commissioner, Central Kavirondo District, Nyanza Province, with effect from 5th March, 1934.

NOEL FREDERICK KENNAWAY to be District Officer, Garissa Sub-district, Northern Frontier District, with effect from 1st February, 1934.

MRS. P. NEEDLER to be Acting Office Superintendent, Education Department, with effect from the 10th March, 1934.

REGINALD ARTHUR HAWKINS to be Acting Recorder of Titles, Local Government, Lands, Settlement and Mines Department, with effect from the 22nd February, 1934.

HENRY GUY PILLING, C.M.G., M.A. (Oxon), to be Deputy Colonial Secretary, with effect from the 9th February, 1934.

SHEIKH MAAMUN BIN SHEIKH SULEIMAN to be Acting Kathi of Mombasa, with effect from the 27th January, 1934.

SHEIKH AL-AMIN BIN ALI, Kathi of Mombasa, to be Acting Chief Kathi for the Protectorate of Kenya, with effect from the 27th January, 1934. Government Notice No. 123, dated the 6th of February, appearing in the Official Gazette dated the 13th February, 1934, is hereby cancelled.

PROMOTION.

WILLIAM NORMAN DOLTON, M.A., to be an Inspector of Schools, Education Department, with effect from 16th October, 1933.

REVERSIONS.

HUBERT CHARLES WILLBOURN, M.C., reverted to his substantive rank of Senior Postmaster, with effect from the 10th March, 1934.

CECIL JAMES JUXON TALBOT BARTON, O.B.E., M.A. (Cantab), reverted to his substantive post of Senior Assistant Colonial Secretary, with effect from the 12th March, 1934.

CECIL WILLIAM HAYES-SADLER, M.A. (Oxon), reverted to the post of Acting Assistant Secretary, Secretariat, with effect from the 12th March, 1934.

GEORGE RAYMOND BRAMLEY BROWN, B.A. (Dublin), reverted to his substantive post of District Officer, Administration, with effect from the 12th March, 1934.

MAGISTERIAL WARRANTS.

PHILIP FORSTER FOSTER to be a Magistrate of the Second Class, with power to hold a Subordinate Court of the Second Class in the Mombasa District, whilst holding his present appointment as District Officer, Mombasa District, Coast Province.

HAROLD HENRY TRAFFORD to be a Magistrate of the First Class, with power to hold a Subordinate Court of the First Class in the Rift Valley Province, whilst holding his present appointment as District Commissioner, Laikipia District, Rift Valley Province.

NOEL FREDERICK KENNAWAY to be a Magistrate of the Second Class with power to hold a Subordinate Court of the Second Class whilst holding his present appointment as District Officer in the Garissa District.

JUXON BARTON,
for Colonial Secretary.

Colony and Protectorate of Kenya

GOVERNMENT NOTICE No. 181

His Excellency the Governor in Council has approved of the following Bill being introduced into the Legislative Council.

J. F. G. TROUGHTON,

Acting Clerk of the Legislative Council.

A Bill to Provide for the Protection of the Diamond Industry.

BE IT ENACTED by the Governor of the Colony of Kenya, with the advice and consent of the Legislative Council thereof, as follows :—

1. This Ordinance may be cited as the Diamond Industry Protection Ordinance, 1934, and shall come into force upon such date as the Governor may by notice in the Gazette appoint. Short title and commencement.

2. In this Ordinance, unless the context otherwise requires :— Interpretation.

“diamond” means any rough and uncut diamond, bort, or carbon ;

“buy” and “sell” include barter, “buy” includes “receive as a pledge or security”, and “sell” includes “deposit as a pledge or security” ;

“authorized diamond miner” means the holder of a licence to prospect for diamonds, whether on his own behalf or as an agent for another individual or for a company, body of persons or partnership, or of a claim, location or mining lease for precious stones granted under any mining legislation in force, or any person authorized in writing by the holder of such licence or lease to act on his behalf for the purposes of this Ordinance, provided that such authorization has been previously communicated to the Commissioner ;

“licensed diamond dealer” means the holder of a diamond dealer’s licence issued under this Ordinance ;

“Commissioner” means the Commissioner of Mines appointed by the Governor, and includes any public officer authorized by the Commissioner to act on his behalf.

3. (1) If any diamond is found in the possession, power, or control of any person, that person shall, unless he proves that he obtained it lawfully, be guilty of an offence against Unlawful possession of diamonds.

this Ordinance, and shall on conviction be liable to a fine not exceeding one thousand pounds or to imprisonment for a term not exceeding ten years or to both such fine and imprisonment.

(2) Any diamond in the course of transmission through the post, either within the Colony or from the Colony to a place beyond the Colony, shall while within the Colony be deemed for the purpose of this section to be in the possession of the person who despatched the same by post.

Payment of
debts in
diamonds.

4. No person shall pay or satisfy any debt by means of diamonds; provided that this section shall not prevent an authorized diamond miner from satisfying a debt due from him to a licenced diamond dealer by means of diamonds.

Restrictions
on selling
diamonds.

5. (1) No person, other than an authorized diamond miner or a licensed diamond dealer, shall sell any diamond.

(2) No authorized diamond miner shall sell any diamond which is not lawfully won by him or by some other authorized diamond miner, for whom he is authorized to act, under the authority of a prospecting licence or duly registered claim, location or mining lease.

(3) No licensed diamond dealer shall sell any diamond except on behalf of an authorized diamond miner or another licensed diamond dealer or unless the diamond has been obtained from an authorized diamond miner or another licensed diamond dealer.

(4) No authorized diamond miner or licensed diamond dealer shall sell any diamond to any person residing in the Colony other than a licensed diamond dealer.

(5) Any person contravening any of the provisions of this section shall be liable to a fine not exceeding one thousand pounds or to imprisonment for a term not exceeding ten years or to both such fine and imprisonment.

Restrictions
on buying
diamonds.

6. (1) No person, other than a licensed diamond dealer, shall buy any diamond.

(2) No licensed diamond dealer shall buy any diamond except from an authorized diamond miner or another licensed diamond dealer.

(3) Any person contravening any of the provisions of this section shall be liable to a fine not exceeding one thousand pounds or to imprisonment for a term not exceeding ten years or to both such fine and imprisonment.

7. No person shall buy or sell any diamond on Sunday or between the hours of 6 p.m. and 6 a.m. on any other day.

No buying or selling at night or on Sundays.

8. Sections 4, 5, 6, and 7 of this Ordinance do not apply to transactions which have been previously approved in writing by the Commissioner if all conditions attached to such approval are observed.

Exceptions of transactions approved by the Commissioner.

9. No diamond shall be exported from the Colony except by registered post under permit from the Commissioner to a valuer approved of by the Commissioner.

Diamonds to be exported only under permit and by registered post.

10. (1) A diamond dealer's licence in the prescribed form may be issued by the Commissioner and shall expire on the following thirty-first day of December.

Issue of diamond dealer's licence.

(2) The fee for a licence shall be five pounds, or if issued after the end of June, three pounds.

(3) The Commissioner may, without assigning a reason, refuse to issue a licence.

(4) The Commissioner may revoke a licence—

(a) upon the conviction of the holder thereof for an offence under this Ordinance;

(b) for any other reason with the approval of the Governor in Council:

Provided that on revocation the Commissioner may refund such part of the fee as he thinks just.

(5) A licensed diamond dealer shall not buy, sell or store any diamond except on the premises specified in his licence.

(6) Every licensed diamond dealer shall have affixed outside his premises a sign with his name and the words "Licensed Diamond Dealer" in a conspicuous place, and in legible lettering in the English language, and any such dealer contravening this sub-section shall be liable to a fine not exceeding twenty-five pounds for a first offence and two hundred and fifty pounds for a subsequent offence.

11. Every licensed diamond dealer shall keep a book in which he shall enter or cause to be entered in the English language such particulars of every transaction as may be prescribed, and shall at all times produce such book and his stock for inspection by the Commissioner and shall render monthly to the Commissioner a return of such transactions in such form as may be prescribed.

Books to be kept by licensed diamond dealers.

Payment of
royalties by
licensed
diamond
dealers.

12. (1) Every licensed diamond dealer shall be liable for the due payment of all royalties which may be due on any diamonds bought, sold, received, or exported by him, and, if so required by the Commissioner, shall give security to the satisfaction of the Commissioner for the due payment of all such royalties.

(2) Subject to any agreement to the contrary, a licensed diamond dealer who pays any royalty on any diamonds may recover or retain the amount from the person on whose behalf he sold or exported them or from whom he received them.

Forfeiture of
diamond
without an
apparent
owner.

13. (1) Any diamonds found without an apparent owner may be seized by any police officer or by the Commissioner and shall forthwith be taken before a subordinate court of the first class which shall advertise the finding in one issue of the Gazette.

(2) Unless within three months from the date of the Gazette in which the advertisement appears any person proves to the satisfaction of the court a title to the diamonds and that he was not concerned in any offence in connexion with them, the court shall declare them to be forfeited to His Majesty.

Search
warrants.

14. (1) A magistrate who has reason to suspect that any diamond with respect to which an offence against this Ordinance has been committed is concealed in any place may issue a warrant authorizing any police officer with his assistants at any time within one month from the date of the warrant to enter and search that place and all buildings and things therein, using such force as may be necessary, and to seize any diamond and arrest any person found therein.

(2) Any person arrested and any diamond seized under the authority of such a warrant shall, as soon as possible, be brought before a subordinate court to be dealt with according to law.

Stealing by
servants.

15. (1) Any person employed as a clerk or servant who shall steal any diamond the property of or in the lawful possession of his employer or shall conceal or retain any such diamond with intent to convert the same to his own use shall be liable on conviction to imprisonment for a term not exceeding ten years, or to a fine not exceeding one thousand pounds or to both such fine and imprisonment; and any person inducing any other person employed as a clerk or servant to commit any such offence shall be liable to the same punishment.

(2) Any diamond found in the possession of any person who is at the time when the diamond is found in his possession, or was within three months previously, employed as a clerk or servant by any licensed diamond dealer, or authorized diamond miner, shall unless the contrary be proved, be deemed to be the property of such employer and may be seized and taken possession of by such employer.

16. Any person who contravenes any provision of this Ordinance for the contravention of which no penalty is specially imposed shall be liable to a fine not exceeding one thousand pounds and on a second or any subsequent conviction either to such fine or to imprisonment for any term not exceeding two years or to both such fine and imprisonment, and the court may, if it thinks fit, declare that any diamond with respect to which the offence was committed shall be forfeited to His Majesty if there be no person lawfully entitled thereto.

Punishment
for offences.

17. Any person who attempts to commit or abets an offence against this Ordinance shall himself be guilty of an offence against this Ordinance, and shall be liable to the same punishment as for the offence attempted or abetted.

Attempts and
abetment.

18. If, for any purpose under this Ordinance, the question is in issue as to whether any article is or is not a diamond, the burden of proof that such article is not a diamond shall be on the person who alleges that it is not a diamond; and, in the absence of such proof, such article shall be deemed to be a diamond.

Burden of
proof as to
diamond.

19. A police officer may, without warrant, arrest any person who has been concerned in any of the offences described in sections 3, 4, 5, 6, 9, and 15, or against whom a reasonable complaint has been made, or credible information has been received, or a reasonable suspicion exists, of his having been so concerned.

Power of
arrest without
warrant.

20. (1) It shall be lawful for any police officer of or above the rank of Assistant Superintendent whenever he shall have good cause to believe that any article is being despatched through the Post Office containing diamonds in connexion with which an offence against this Ordinance has been committed, to stop or cause to be stopped such article as aforesaid at any post office within the Colony either during transit or otherwise.

Power to
detain
diamonds sent
by post.

(2) If the person who shall have despatched such article can be ascertained and is in the Colony such police officer shall thereupon by a notice in writing personally served upon such person require him to attend, either personally or by an agent duly authorized by him in writing, at the post office at which such article is detained and at a time which shall be specified, and which shall allow reasonable opportunity for his attendance or that of his agent, in order that he or his agent may be present at the opening and examination of such article. At the time and place specified in the notice aforesaid such police officer shall open the article in the presence of the postmaster and, if such person or his agent shall attend, in the presence of such person or the agent, and shall, after examination, either release such article for transmission through the post or require the same to be detained pending an order of the court for the disposal of the same.

(3) If the person who shall have despatched such article cannot be ascertained or is not in the Colony such police officer may at any time open such article in the post office at which it is detained and in the presence of the postmaster and may examine the same and shall, after examination, either release such article for transmission through the post or require the same to be detained pending an order of the court for the disposal of the same.

Persons
finding
diamonds to
report forth-
with to Com-
missioner:

21. Any person who finds a diamond on any land, not held by him under lease, claim, location or prospecting licence, shall forthwith report the discovery to the Commissioner and shall deliver such diamond to the Commissioner who shall deliver it to the person lawfully entitled thereto.

Power to
Governor in
Council to
make regula-
tions.

22. (1) The Governor in Council may make regulations prescribing anything which this Ordinance requires to be prescribed and generally for carrying this Ordinance into effect.

(2) In particular, and without prejudice to the generality of the foregoing power, such regulations may :—

- (a) empower the holder of a claim, location or mining lease to demarcate by such means as may be prescribed, any part of the area, on which diamond mining operations are in progress; and may prohibit or restrict any persons from entering thereon; provided that the area so demarcated shall not include any dwelling house, or the ground lawfully occupied therewith, unless the occupiers consent shall have been obtained;

- (b) prohibit or restrict the entry of persons into any mining village. A mining village in this section means a village which is situated on a mining lease and the whole or the greater part of which has been erected by the holder of such lease or his predecessors in title;
 - (c) confer on such persons as may be specified the power of searching persons, buildings and articles within a demarcated part of a claim, location or mining lease and within a mining village;
 - (d) provide for the registration of diamonds.
-

OBJECTS AND REASONS.

The object of this Bill is to control the possession, purchase and sale of uncut diamonds. The Bill is modelled on existing legislation in Tanganyika Territory.

No expenditure of public moneys will be involved if the provisions of this Bill become law.

PROCLAMATION NO 25

THE DISEASES OF ANIMALS ORDINANCE
(Chapter 157 of the Revised Edition, section 4)

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13).

GOVERNMENT NOTICE No. 231 OF 1919.

PROCLAMATION.

IN EXERCISE of the powers thereunto enabling me, I hereby declare the following areas to be infected areas for the purpose of the said Diseases of Animals Ordinance.

RINDERPEST.

Farm L.R. Nos. 4214 and 4758, Major L. Knapman, P.O. Eldoret, Uasin Gishu District.

Farm L.R. No. 7149, A. B. Sands, Esq., Wattle Blossom Farm, Nairobi District.

Given under my hand at Nairobi this 7th day of March, 1934.

H. H. BRASSEY-EDWARDS.

Chief Veterinary Officer.

GOVERNMENT NOTICE No. 182

THE LOCAL GOVERNMENT (MUNICIPALITIES) ORDINANCE, 1928.

NOTICE.

IN EXERCISE of the powers conferred upon him by section 5 of the Local Government (Municipalities) Ordinance, 1928, His Excellency the Governor has been pleased to nominate Mr. J. G. Nisbet, to be a member of the Nairobi Municipal Council, *vice* Mr. P. Macfarlane, with effect from the 1st March, 1934.

By Command of the Governor's Deputy.

Nairobi,

8th March, 1934.

H. L. G. GURNEY,

for Colonial Secretary.

GOVERNMENT NOTICE No. 183

THE DISEASES OF PLANTS PREVENTION
ORDINANCE

(Chapter 155 of the Revised Edition)

AND

THE DISEASES OF PLANTS PREVENTION
RULES, 1930.

NOTICE.

IN EXERCISE of the powers conferred upon me by Rule 8 of the Diseases of Plants Prevention Rules, 1930, I hereby prohibit, except with my written permission first obtained, the movement of any sugar cane plant or any part thereof from any place within the Nyanza Province to any place outside that Province.

Government Notices No. 482 of 6th November, 1925, and No. 498 of 31st July, 1933, are hereby cancelled.

Nairobi,

5th March, 1934.

H. B. WATERS.

Director of Agriculture.

GOVERNMENT NOTICE No. 184

THE BANKRUPTCY ORDINANCE, 1930.

APPOINTMENT OF DEPUTY OFFICIAL RECEIVER.

IN EXERCISE of the powers conferred by section 71 of the Bankruptcy Ordinance, 1930, His Excellency the Governor is pleased to appoint the District Commissioner, Kisumu-Londiani, to be the Deputy Official Receiver under the said Ordinance for the Nyanza Province, for the purpose of conducting the public examination in Bankruptcy Causes Nos. 3 and 6 of 1933 of the Resident Magistrate's Court at Kisumu.

By Command of His Excellency the Governor.

Nairobi,

Dated this 10th day of March, 1934.

L. A. WEAVING,

for Colonial Secretary.

GOVERNMENT NOTICE No. 185

MOVEMENTS OF THE 4TH CRUISER
SQUADRON.

THE following dates of arrival at and departure from Mombasa are notified for general information:

H.M.S. *Hawkins*.—Arrives Wednesday, 22nd August, 1934; leaves Monday, 10th September, 1934.

H.M.S. *Enterprise*.—Arrives Tuesday, 1st May, 1934; leaves Tuesday, 8th May, 1934.

H.M.S. *Colombo*.—Arrives Thursday, 3rd May, 1934; leaves Thursday, 17th May, 1934.

Nairobi,

10th March, 1934.

L. A. WEAVING,

for Colonial Secretary.

GOVERNMENT NOTICE No. 186

THE LIQUOR ORDINANCE.

NOTICE.

IN EXERCISE of the powers conferred upon him by section 11 of the Liquor Ordinance (Chapter 71 of the Revised Edition), His Excellency the Governor has been pleased to appoint—

The District Commissioner, Eldoret (Chairman),

The District Commissioner, Trans Nzoia,

Captain J. W. Newton,

Mr. C. Edison Egleton,

Captain Eric L. Pharazyn,

Mr. P. I. Patel,

Mr. Labhuram Prithimal,

to be members of the Licensing Court of the Plateau Licensing Area for the year ending the 31st December, 1934.

By Command of His Excellency the Governor.

Nairobi,

This 6th day of March, 1934.

L. A. WEAVING,

for Colonial Secretary.

GOVERNMENT NOTICE NO. 187

THE MINING ORDINANCE, 1933.

NOTICE is hereby given under section 17 (2) of the Mining Ordinance, 1933, that an application by Alluvials Limited has been accepted for consideration for an Exclusive Prospecting Licence over an area situated in the North Kavirondo District as described in the Schedule hereto.

Under section 7 (d) of the Mining Ordinance, 1933, this area, except such portion already held under existing mining title, is therefore excluded to prospecting or to occupation under any prospecting right with effect from the 10th day of February, 1934.

Nairobi,

This 9th day of March, 1934.

E. B. HOSKING,

*Ag. Commissioner of Mines.
Department of Local Government,
Lands, Settlement and Mines.*

SCHEDULE.

1. A block of twenty-nine alluvial claims, Registered Nos. 955/1-9, 19/1-10, and 143/1-10, situated on both banks of the Yala River and including the river channel, and marked "Hyperion" on the Plan No. 32975 lodged in the Survey Records Office, Nairobi.

2. A block of ten alluvial claims, Registered Nos. 137/1-10, situated on the north bank of the Yala River, and marked "Papyrus" on Plan No. 32975 lodged in the Survey Records Office, Nairobi.

3. A block of four alluvial claims, Registered Nos. 136/1-4, situated on the south bank of the Yala River, and marked "Manna" on Plan No. 32975 lodged in the Survey Records Office, Nairobi.

4. A block of ten alluvial claims, Registered Nos. 140/1-10, situated on the south bank of the Yala River, and marked "Spearmint" on Plan No. 32976 lodged in the Survey Records Office, Nairobi.

5. A block of ten alluvial claims, Registered Nos. 142/1-10, situated on the north bank of the Yala River, and marked "Sansevino" on Plan No. 32976 lodged in the Survey Records Office, Nairobi.

6. A block of five alluvial claims, Registered Nos. 466/1-5, situated on the north bank of the Yala River, and marked "April the Fifth" on Plan No. 32976 lodged in the Survey Records Office, Nairobi.

7. A block of ten alluvial claims, Registered Nos. 20/1-10, situated on the south bank of the Yala River, and marked "Felstead" on Plan No. 32976 lodged in the Survey Records Office, Nairobi.

8. A block of thirty alluvial claims, Registered Nos. 141/1-10, 191/1-10, and 192/1-10, situated on the north bank of the Yala River, and marked "Coronach" on Plan No. 32976 and Plan No. 32977 deposited in the Survey Records Office, Nairobi.

9. A block of twenty-three alluvial claims, Registered Nos. 967/1-3, 138/1-10, and 966/1-10, situated on the south bank of the Yala River, and marked "Minoru" on Plan No. 32977 deposited in the Survey Records Office, Nairobi.

10. A block of ten alluvial claims, Registered Nos. 527/1-10, situated on the north bank of the Yala River, and marked "Lemberg" on Plan No. 32977 deposited in the Survey Records Office, Nairobi.

11. A block of twenty-nine alluvial claims, Registered Nos. 506/1-2, 190/1-10, 1019/1-7, and 139/1-10, situated on the north bank of the Yala River, and marked "Carbine" on Plan No. 32977 deposited in the Survey Records Office, Nairobi.

12. A block of ten alluvial claims, Registered Nos. 330/1-10, situated on the north bank of the Yala River, and marked "Orby" on Plan No. 32978 deposited in the Survey Records Office, Nairobi.

13. A block of ten alluvial claims, Registered Nos. 18/1-10, situated on the south bank of the Yala River, and marked "Jeddah" on Plan No. 32979 deposited in the Survey Records Office, Nairobi.

GOVERNMENT NOTICE NO. 188

THE MINING ORDINANCE, 1933.

NOTICE is hereby given under section 17 (2) of the Mining Ordinance, 1933, that an application by The East African Rock Product Company, has been accepted for consideration for an Exclusive Prospecting Licence over an area situated at Mrina Hill in the Kwale District of the Coast Province, as described in the Schedule hereto.

Under section 7 (d) of the Mining Ordinance, 1931, this area, except such portion held under existing mining title, is therefore excluded to prospecting or to occupation under any prospecting right with effect from the date hereof.

Objections to the grant of the Exclusive Prospecting Licence applied for will be entertained until the 29th March, 1934, and should be addressed to the Commissioner of Mines, Local Government, Lands, Settlement and Mines Department, P.O. Box 339, Nairobi.

Nairobi,

8th March, 1934.

E. B. HOSKING,

*Ag. Commissioner of Mines.
Department of Local Government,
Lands, Settlement and Mines.*

SCHEDULE.

The area comprising approximately eight square miles in the Digo District of the Coast Province as marked on a map deposited in my office and more particularly described as follows:—

Commencing at a point bearing 225° magnetic and at a distance of approximately one mile from the south-western peak of Mrina Hill shown on South B. 37 topographical sheet—

D

thence due north for a distance of 2.8 miles;

thence due east for a distance of 2.5 miles;

thence due south for a distance of 2.8 miles;

thence due west for a distance of 2.3 miles to the point of commencement.

GENERAL NOTICE NO. 344

NOTICE.

UNDER section 7, Ordinance 30 of 1932, Local Government (District Councils) (Amendment) (No. 2) Ordinance, 1932, I hereby declare Andrew Ritchie McCrae, Esq., to be a member of the District Council of Naivasha for the Lake Ward.

Naivasha,

1st March, 1934.

O. G. FRERE,

Returning Officer.

GENERAL NOTICE No. 345

KENYA AND UGANDA RAILWAYS AND HARBOURS.

WHARFAGE CHARGES, LAKE VICTORIA PORTS.

NOTICE is hereby given that with effect from 15th March, 1934, wharfage charges at Kisumu Pier, Mjanji, Jinja Pier, Kibanga, Port Bell, Entebbe and Bukakata on all cargo not conveyed by the vessels of the High Commissioner, landed from and shipped to craft using the High Commissioner's piers, will be at the rate of Sh. 1 per ton or part thereof.

Nairobi,
12th March, 1934.

G. D. RHODES,
General Manager.

GENERAL NOTICE No. 346

UNDER THE CROWN LANDS ORDINANCE, 1902.

Re MARCUS DALY AS LEGAL GUARDIAN OF HIS DAUGHTER GRACE DALY.

NOTICE.

NOTICE is hereby given that a breach of the lessee's covenant implied by virtue of the Crown Lands Ordinance, 1902, in a lease of land situate in the North Nyeri district of the Colony and Protectorate of Kenya, and known as L.R. No. 4763/1, Nanyuki, dated the 29th day of December, 1913, granted to Kate Pelham Burn and registered in the Crown Lands Registry in Volume No. H 14, Folio 474, the benefits of which lease, so far as a portion comprising 1.043 acres is concerned, were assigned by various Deeds of Assignment and eventually by an Indenture of Assignment, dated the 19th day of July, 1923, unto Marcus Daly as legal guardian of his infant daughter Grace Daly, has been committed in that the lessee and her assignees have failed to pay the rent reserved as is required by the covenant in that behalf implied by virtue of section 13 (a) of the said Ordinance.

Further the lessee and her assignees have incurred penalties under Part VII, section 64 of the Crown Lands Ordinance (Chapter 140 of the Revised Laws of Kenya), through their failure to pay the aforesaid rent.

Now, therefore, by virtue of the provisions of section 18 of the Crown Lands Ordinance, 1902, and Government Notice No. 34, of the 17th January, 1924, I, Ethelbert Bernard Hosking, the Acting Commissioner of Lands of the Colony and Protectorate of Kenya do hereby give notice to the said lessee and her assignees that I intend after one month from the service of this notice to commence an action in the Supreme Court for the recovery of the said land and for a declaration that the said lease so far as the 1.043 acres aforementioned are concerned be forfeited.

The said amount of rent and penalties in arrear is Sh. 267/60.

Dated at Nairobi this 2nd day of March, 1934.

E. B. HOSKING,
Acting Commissioner of Lands.

GENERAL NOTICE No. 347

LOCUST REPORT, 8TH MARCH, 1934.

KENYA.

The Red Locust.

Coast.—Few reports have been received from this area this week; the situation remains the same. No hopper emergence has as yet been reported.

Masai-Machakos.—Further reports from this area indicate that the steady drift of locusts from Masai into Ukamba continues. The swarms are not dense but widespread and the general direction of flight in Machakos district appears to be eastward although in many cases it is uncertain. Some damage has been done to crops and grazing in the reserve and in the settled area but this has not been severe. No signs of egg-laying have been noticed at Machakos but many of the locusts are dying and heavy mortality is reported in Kalama and Kilungu. It is possible that these swarms having laid in Masai territory are now dying out.

Narok-Sotik-Kisii.—Some scattered swarms of red locusts are circling in Kisii, but their numbers are on the decrease owing to attacks by birds. Hopper emergence is reported from Sakwa but the hoppers are being eaten by large numbers of birds. In no area is the laying considered to have been serious.

Small scattered swarms have been reported from Miwani, Chemelil and Muboroni; damage to crops is slight.

General.—The situation as a whole is no worse than as reported last week.

The Migratory Locust.

It has been confirmed that the Busia hoppers reported last week are of the migratory locust. No importance is attached to this small infestation.

TANGANYIKA TERRITORY.

A report from Tanganyika indicates that laying in the Kilimanjaro area was diffuse. The position is being closely investigated.

UGANDA.

The following report for January has been received from Uganda:—

The Migratory Locust.

Reports from the districts show an almost complete absence of locusts in the north (Gulu, Chua, Lango, Teso). Hoppers and a few swarms persisted in West Nile. Otherwise locust activities were confined to the southern districts, where egg-laying has taken place producing scattered and small bands of hoppers. Where bands have been frequent, they have in some cases coalesced, and small swarms may result. In all other instances the formation of swarms is unlikely.

The District Commissioner, Bunyoro, has observed hoppers changing colour and becoming solitary. This phenomenon was fairly widespread in the country during the month.

The Red Locust.

Hoppers continued to be found in Ankole in very small and innocuous quantities. Destruction has been carried out vigorously, and it is unlikely that swarms of this species will originate in Uganda. Continued vigilance is needed, as further egg-laying swarms from the south and west may be expected.

Damage has been slight, but the reported destruction of peas and crops, other than cereals, in the west suggests the work of red locust.

W. O. SUNMAN,
for Director of Agriculture.

GENERAL NOTICE No. 348

WAKF COMMISSION

MOMBASA, 31ST DECEMBER, 1933

STATEMENT OF RECEIPTS AND EXPENDITURE FOR THE YEAR ENDED
31ST DECEMBER, 1933

	Receipts		Expenditure	
	Sh.	cts.	Sh.	cts.
Mosque of Abdulla Shimbwa	248	34	135	36
" " Hemed bin Sheikh	96	00	92	58
" " Khamis bin Nasor Duweki	480	00	336	00
" " Khamis Mohamed Requeshi .. .. .	..	..	860	80
" " Ibathi	3,180	00	1,498	56
" " Juma Muhunzi	162	50	920	30
" " Mwijabu	10,239	00	1,489	38
" " Manthiri	5,825	56	1,168	66
" " Mwinyi Kombo	480	00	459	16
" " Mohamed bin Juma	780	00	432	67
" " Naaman Basheikh	2,188	00	2,621	63
" " Salim bin Khalfan	2,585	00	1,151	80
" " Mbaruk bin Rashid	2,500	00	878	11
" " Liwali Seif bin Salim	758	30	1,104	82
Wakf Wells	302	00	86	17
Registration Fees	192	00	..	..
Wakf of Ali bin Khamis El Mazrui	384	00	406	14
Wakf of Mohamed bin Juma	360	00	1,000	00
Cemetery of Suleiman bin Geith Dharamkey	1,900	00	90	00
Administration Expenses	2,822	49	4,211	84
National Bank of India, Ltd., Deposit A/c.	66,000	00	94,000	00
Unclaimed Estates of Deceased Mohammedan Natives	15,508	86	688	35
Wakf of Mohamed bin Said Bamkelle No. 1	872	00	86	50
" " " " " " No. 2	936	00	699	74
" " " " " " No. 3 .. .. .	..	..	4,625	24
" " Mwana Iki Binti Suleiman	77	33	111	39
Mombasa Cemeteries and Ruined Mosques .. .. .	..	..	93	46
Mosque of Pwani .. .. .	..	..	120	00
Sundry Suspense Account	2,000	00	..	..
Wakf of Suleiman bin Rashid No. 2	3,163	00	4,171	20
" " " " " " No. 1	196	90	248	98
" " Aisha binti Mohamed bin Nasir	991	40	862	61
Mosque of Makadara .. .. .	..	..	355	10
Excess of Receipts over Expenditure .. .. .	..	..	222	13
Total .. Sh.	125,228	68	125,228	68

Examined,

F. R. COLLINS,

Assistant Auditor,

Branch Audit Office, Mombasa.

5th March, 1934.

F. A. BEMISTER,

Secretary, Wakf Commissioners.

WAKF COMMISSION.—(Contd.)

SCHEDULE OF BALANCES AT PERIOD ENDED 31st DECEMBER, 1933

	Receipts		Expenditure	
	Sh.	cts.	Sh.	cts.
Mosque of Abdulla Shimbwa	4,555	51	..	..
" " Hemed bin Sheikh .. .. .	..	..	712	66
" " Khamis bin Nasor Duweki .. .. .	..	..	1,556	64
" " Khamis Mohamed Requeshi	5,975	13	..	..
" " Ibathi .. .. .	..	..	4,570	73
" " Juma Muhunzi	5,505	89	..	..
" " Mwijabu	8,274	77	..	..
" " Manthiri	1,766	69	..	..
" " Mwinyi Kombo .. .. .	..	..	159	28
" " Mohamed bin Juma .. .. .	..	..	34	87
" " Naaman Basheikh .. .. .	..	..	9,233	93
" " Salim bin Khalfan .. .. .	..	..	14,860	86
" " Mbaruk bin Rashid .. .. .	..	..	13,548	80
" " Liwali Seif bin Salim .. .. .	..	..	520	66
Wakf Wells .. .. .	..	..	11,971	24
Registration Fees .. .. .	..	..	192	00
Wakf of Ali bin Khamis El Mazrui .. .. .	..	..	407	01
Wakf of Mohamed bin Juma	309	98	..	..
Cemetery of Nasor bin Suleman .. .. .	..	..	759	48
" " Suleman bin Geith Dharamkey .. .. .	..	..	16,738	36
" " Wakilifi .. .. .	..	..	1,248	00
Administration Expenses .. .. .	..	..	6,500	48
Estates of Deceased Mohammedan Natives .. .. .	..	..	5,504	64
National Bank of India, Ltd., Deposit A/c.. .. .	101,500	00	..	..
Special Fund .. .. .	..	..	3,354	33
Unclaimed Estates of Deceased Mohammedan Natives .. .. .	..	..	31,400	79
Wakf of Mohamed bin Said Bamkelle No. 1 .. .. .	..	..	4,626	86
Wakf of Mohamed bin Said Bamkelle No. 2 .. .. .	..	..	714	44
Wakf of Mohamed bin Said Bamkelle No. 3	5,992	97	..	..
Wakf of Mwana Iki binti Suleman .. .. .	..	..	949	39
Wakf of Muhidin bin Basheikh .. .. .	..	..	966	00
Mombasa Cemeteries and Ruined Mosques .. .. .	..	..	561	96
Mosque of Pwani	1,142	50	..	..
Sundry Suspense Account .. .. .	..	..	4,565	10
Wakf of Suleman bin Rashid No. 2 .. .. .	..	..	241	85
Wakf of Suleman bin Rashid No. 1 .. .. .	..	..	30	46
Poor Relief and Upkeep of Cemeteries .. .. .	..	..	258	76
Wakf of Aisha binti Mohamed bin Nasir .. .. .	..	..	128	79
Mosque of Makadara	355	10	..	..
National Bank of India, Ltd., Current A/c.. .. .	867	37	..	..
Petty Cash	52	46	..	..
Total .. Sh.	136,318	37	136,318	37

Examined,

F. R. COLLINS,

*Assistant Auditor,**Branch Audit Office, Mombasa.*

5th March, 1934.

F. A. BEMISTER,

Secretary, Wakf Commissioners.

GENERAL NOTICE NO. 1356

SESSIONS of His Majesty's Supreme Court of Kenya will be held on the dates and at the places hereinafter set out:—

SUPREME COURT CRIMINAL SESSIONS AT NAIROBI, 9-4-34.

Criminal Case No. 165/33. *Rex vs. Njerōgē s/o Chege.*

MURRAY M. JACK,

*Registrar,**Supreme Court of Kenya.*

GENERAL NOTICE No. 349

KENYA AND UGANDA RAILWAYS AND HARBOURS.

TARIFF REVISIONS.

NOTICE is hereby given that, with effect from 15th March, 1934, tariff alterations comprising—

- (a) Reintroduction of certain Distribution Rates;
- (b) Minimum charge of Sh. 1 per consignment for perishable traffic (as defined in Part I of the Official Tariff Book) by goods train;
- (c) Minimum charge of Cents 20 per consignment for butter, cheese and egg returned empties.

will be introduced. Full details of these alterations are available for examination at all stations, ports, district offices, and the office of the Superintendent of the Line, Nairobi. A correction slip, embodying the alterations, is being distributed to all registered holders of Official Tariff Book No. 14.

Headquarter Offices, Nairobi,
9th March, 1934.

G. D. RHODES,
General Manager.

GENERAL NOTICE No 350

POST OFFICE NOTICE.

ARRIVAL OF KENYA MAILS IN ENGLAND.

IT is notified for general information that the mails despatched from Mombasa on the under-mentioned date arrived in England as stated:—

Date of despatch from Mombasa	Name of vessel by which despatched	Date of arrival in England
18th February, 1934	S.S. "Dunluce Castle"	9th March 1934

General Post Office,
Nairobi,
12th March, 1934.

A. W. DRURY,
*for Postmaster General,
Kenya, Uganda and Tanganyika.*

GENERAL NOTICE No. 351

POST OFFICE NOTICE.

ARRIVAL OF AIR MAILS IN ENGLAND.

IT is notified for general information that the Air Mails despatched from Nairobi on the under-mentioned date arrived in England as stated:—

Date of despatch from Nairobi	Date of arrival in England
3rd March, 1934	10th March, 1934

General Post Office,
Nairobi,
12th March, 1934.

A. W. DRURY,
*for Postmaster General,
Kenya, Uganda and Tanganyika.*

GENERAL NOTICE No. 299

TENDER NOTICE.

GOVERNMENT QUARRY AT ENGLISH POINT, MOMBASA.

1. TENDERS are invited by way of annual rental payable yearly in advance for the sole licence to quarry coral stone in the above quarry, situated on Plot No. 1 of section I, Mainland North, Mombasa.

2. A plan of the quarry and a copy of the general and special conditions of the licence may be obtained at a cost of Sh. 5, or inspected free of charge, at the Survey and Registration Department, Mombasa. Intending tenderers should make themselves acquainted with these conditions before submitting tenders.

3. General Conditions.—

- (a) *Term.*—One year from 1st April, 1934, renewable for a further period of one year.
- (b) *Royalties.*—Sh. 8 per 100 cubic feet of dressed stone, and Sh. 3 per 100 cubic feet of broken undressed stone shall be paid to Government.
- (c) *Municipal charges.*—The licensee shall be liable to pay to the Municipal Board any fees or charges which may be payable under existing or future by-laws in respect of the quarry, its inspection, or control.

4. All costs in connexion with the preparation and issue of the licence shall be paid by the successful tenderer.

5. No tender of less than Sh. 500 per annum will be accepted.

The highest or any tender will not necessarily be accepted.

Tenders must be sealed, marked "Tender for Quarrying Licence", addressed to the District Commissioner, Mombasa; and must be received in his office before noon on Tuesday, 20th March, 1934.

Nairobi,
3rd March, 1934.

C. E. MORTIMER,
*for Ag. Commissioner for Local Govern-
ment, Lands, Settlement and Mines.*

GENERAL NOTICE No. 164

TRANS NZOIA DISTRICT COUNCIL.

IMPOSITION OF HOSPITAL RATE FOR 1934.

NOTICE is hereby given that at a meeting of Council held on the 31st January, 1934, the following resolution was passed:—

"That this Council intends to move the following resolution at a meeting of Council, to be held at the Council offices, Kitale, at 10.30 a.m. on the 11th day of April, 1934:

That this Council hereby imposes a rate of Sh. 10 (ten shillings) on every male person of wholly European origin or descent, of the age of twenty-one years or over, residing within the Trans Nzoia District or Kitale Township, for the year 1934, for the purpose of providing additional funds towards the maintenance and upkeep of the Trans Nzoia European Cottage Hospital. This rate shall become due and payable at the offices of the District Council, Kitale, on the 17th day of May, 1934."

H. J. BELL,
Engineer-Clerk to Council.

GENERAL NOTICE NO. 352

NOTICE

It is hereby notified for public information that the following claims have been cancelled.

NAIROBI,

This 1st day of March, 1934.

E. B. HOSKING,
*Ag. Commissioner of Mines,
Department of Local Government,
Lands, Settlement and Mines.*

Mining Ord.	Claim Numbers	Class	Name of Registered Owner
1931	6/1-3; 7/1; 11/1-4; 12/1-3; 21/1-10; 21A/1-9; 24/1-6; 29/1-5; 30/1-6; 33/1-8; 34/1-2; 35/1; 117/1-3; 118/1-6; 119/1-10; 120/1-5; & 121/1-10	Reef ..	Lolgorien Goldfields, Limited
1931	90/1-10; 91/1-10; 92/1-10; 93/1-10; 94/1-10; 95/1-10; 96/1-10; 97/1-10; 98/1-10; 99/1-10; 100/1-10; 101/1-10; 102/1-10; 103/1-10; 104/1-10; 105/1-10; 106/1-8; 107/1-8; 108/1-8; 109/1-8;	Reef ..	A. G. Nourse

KAKAMEGA DISTRICT

1931	1955-1956; 3204-3206	Reef ..	Harries Bros.
1931	103/1-9, 104/1-9 ..	Reef ..	J. C. Button
1931	215/1-9, 216/1-6 ..	Reef ..	S. E. Walker
1931	93/1-5	Alluvial ..	C. Cripps
1931	148/1-8	Alluvial ..	J. D. Allen
1931	123/1-2	Alluvial ..	J. Joubert
1931	17/1-8	Alluvial ..	J. P. Engelbrecht
1931	251/1-3, 252/1-10 ..	Alluvial ..	A. M. Simpson
1931	222/1-10	Reef ..	T. W. Morgan
1931	1440-1456, 2540-41, 3061-3063	Reef ..	T. W. Morgan
1931	243-247; 442 ..	Reef ..	H. W. Bearcroft for B & G Syndicate
1931	68/1-2	Alluvial ..	Kakamega Mining Co.
1931	783-786, 879 ..	Reef ..	E. H. de Waal
1931	1373-74	Reef ..	Kampala Syndicate
1931	801-805	Reef ..	Moonshine Syndicate
1931	96/1-10	Alluvial ..	W. L. Galbraith

ELDORET DISTRICT

1931	5/1-6, 6/1-7, 7/1-6, 8/1-7, 9/1-8, 10/1-9	Reef ..	Kipsombe Estate
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GENERAL NOTICE No. 231

THE CROWN LANDS ORDINANCE

(Chapter 140 of the Revised Edition).

NAKURU TOWNSHIP, AUCTION OF RESIDENTIAL PLOTS.

NOTICE is hereby given that grants in respect of the plots at Nakuru, specified in the Schedule hereto, will be sold by auction at the office of the Provincial Commissioner, Nakuru, on Monday, 26th March, 1934, commencing at 10 a.m.

Plans of the plots may be seen at the Public Map Office attached to the Survey Office, Nairobi, and at the office of the Provincial Commissioner at Nakuru, or may be had on application to the Surveyor General on payment of Sh. 3, post free.

The right to withdraw any plot from the auction is reserved to the Commissioner for Local Government, Lands and Settlement.

In the following general and special conditions of sale, the term "Authority" means the Municipal Board, Nakuru, or such other Municipal Authority as may be hereafter established by law.

CONDITIONS OF SALE.

(a) Auction.

1. Each plot will be auctioned separately.
2. The amount of the advance of each bid will be regulated by the auctioneer, and no bidding shall be retracted.
3. The highest bidder will be the purchaser, but if any dispute arise as to any bid, the plot will be reoffered at the last undisputed bid.
4. Each purchaser shall pay to the auctioneer immediately on the fall of the hammer, a deposit of 25 per cent of the purchase money. In default of such payment, the plot may be immediately re-offered for sale, and any subsequent bid by the person who has made default may be ignored or refused.
5. Each purchaser shall on paying the deposit inform the auctioneer of the name or names of the person or persons on whose behalf the plot is purchased; the grant will be issued in accordance with this information.
6. The balance of the purchase money, together with the rent due to the 31st December, 1934, shall be paid to the Provincial Commissioner, Nakuru, while the survey fees, the fees payable for the preparation and registration of the grant (Sh. 120) and the stamp duty payable in respect of the grant, and all other expenses, if any, shall be paid to the Surveyor General, Nairobi, all the amounts to be paid within seven days from the date of the sale, and upon such payments being duly made, the purchaser shall, subject to the provisions of the Crown Lands Ordinance (Chapter 140, Revised Edition), and to the Conditions of Sale having been complied with, be entitled to a grant of the plot, which grant shall be presented to him duly executed as soon as conveniently may be. Provided that the balance of the purchase money shall not be payable within the time stated or thereafter, unless and until

the Commissioner for Local Government, Lands and Settlement can present to the purchaser the grant duly executed.

7. Subject to the proviso contained in Condition No. 6, if the amounts therein mentioned are not paid as therein laid down within seven days from the date of sale, the Commissioner for Local Government, Lands and Settlement, may order the deposit made by the purchaser to be forfeited, and the purchaser shall have no further claim to the grant of the plot.

(b) General.

1. The Government or such person or authority as may be appointed for the purpose shall have the right to enter upon any plot and lay and have access to water mains, service pipes, telegraph or telephone wires, and electric mains of all descriptions whether overhead or underground, and the grantees shall not erect any building in such a way as to cover or interfere with any existing routes, main or service pipes or the telegraph or telephone wires and electric mains aforementioned.

2. No building shall be erected on any plot unless plans (including block plans showing the position of the buildings), drawings, elevations and specifications thereof shall have been previously approved by the Authority, and by the Commissioner for Local Government, Lands and Settlement, or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the Provincial Commissioner, Nakuru, for necessary action.

3. Grants will be issued under the Registration of Titles Ordinance. The term of the grants will be 99 years from the 1st day of April, 1934.

4. The grantee shall not at any time subdivide the plot, or assign, sublet or otherwise dispose of any portion of the plot without the previous written consent of the Governor.

5. Any building erected shall conform to a building line decided upon by the Authority.

(c) Special.

1. Each purchaser of a plot shall erect within two years of the commencement of his grant a building of approved design constructed of stone, burnt brick or concrete, on proper foundations.

2. No building shall at any time during the term of the grant be used for any other purpose than a dwelling-house.

3. At no time during the term of the grant shall more than one dwelling-house with the necessary offices and out-buildings be erected on any plot without the consent of the Governor.

4. The grantee shall not at any time during the term of the grant erect any building or buildings so as to cover more than one-half of the area of the plot.

5. All out-buildings, offices, etc., shall be properly sited and screened from view to the satisfaction of the Authority or such other person as may be appointed, and shall be kept so screened during the term of the grant.

SCHEDULE.

Plot No.	Section No.	Area approx. Acres.	Rent per annum Sh.	Upset Price Sh.	Survey Fees Sh.	Proportionate rent to 31-12-34 Sh.
15	XXXV	2.44	300	1,875	80	225
17	XXXV	2.44	300	1,875	80	225

Nairobi,

This 12th day of February, 1934.

C. E. MORTIMER,
for Acting Commissioner for Local
Government, Lands Settlement and Mines.

GENERAL NOTICE No. 268

THE CROWN LANDS ORDINANCE.
(Chapter 140, Revised Edition).TENDERS FOR GRANT FOR BRICK WORKS PLOTS,
KIBOS.

TENDERS are invited for a grant in respect of plots of land at Kibos (L.R. No. 654/38).

2. The grantee of the plots will be required to erect on the factory plot within two years of commencement of the grant, a building of approved design suitable for the purpose of a brick-making factory, and to establish a brick-making industry.

GENERAL CONDITIONS.

1. The plots may be used for brick-making purposes only, or for the combined purposes of brick-making and residence of the manager and employees engaged on the plots.

2. No buildings shall be erected on the plots unless plans (including block plans showing the position of the buildings), drawings, elevations and specifications thereof shall have been previously approved by the local authority and by the Commissioner of Lands, or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the District Commissioner, Kisumu-Londiani, for necessary action.

3. The term of the grant will be five years from the 1st April, 1934. The grant will be issued under the Registration of Titles Ordinance (Chapter 142 of the Revised Edition) and will include both plots as one.

4. The grantee shall not at any time subdivide the plots or assign, sublet or otherwise dispose of any portion of the plots.

5. The grantee of the plots shall pay to the District Commissioner, Kisumu-Londiani, within seven days of the acceptance of his tender, 25 per cent of the purchase money, together with the rent due to the 31st December, 1934. In default of such payment the sale of the plots may be cancelled.

6. The balance of the purchase money shall be paid to the District Commissioner, Kisumu-Londiani, while the survey fees, the fees payable for the preparation and registration of the grant and the stamp duty payable in respect of the grant, and all other expenses, if any, shall be paid to the Surveyor General, Nairobi. All these amounts shall be paid within seven days of a request for payment being made when the grants are ready for execution. If these amounts are not paid within the time stated the Commissioner of Lands may order that the deposit made by the grantee be forfeited, and the grantee shall have no further claim to the grant of the plots.

7. No tender less than the amounts stated in the schedule hereto will be considered.

8. Tenders, in writing, must be submitted to the District Commissioner, Kisumu-Londiani, in sealed envelopes marked "Tender for Brick Works Plots, Kibos", on or before the 28th of March, 1934.

9. The highest or any tender will not necessarily be accepted.

SPECIAL CONDITIONS.

1. The grantee shall permit the free use of any roads or rights of way crossing the plots, or shall make provision to the satisfaction of the District Commissioner, Kisumu-Londiani, for the deviation of such roads or rights of way.

2. The grantee shall work the clay of the brick field by excavations open to the daylight and not by underground working.

3. The grantee shall, if required by the District Commissioner, Kisumu-Londiani, make and keep in repair sufficient fences for the protection of man and beast round every pit or other open space made upon the premises.

4. The grantee shall provide proper and efficient drainage for the premises and every part thereof, and shall keep such drainage in a good state of repair.

5. The grantee shall not allow any stagnant water to accumulate upon any part of the premises or in any of the excavations made therein or thereon, and in the event of any water so accumulating shall immediately execute such works as may be necessary for the removal of such water.

6. The grantee shall keep, or cause to be kept, proper books of account wherein shall be entered from time to time the quantities of clay removed from the brick fields upon which royalty shall be payable, and the said books shall be open to the inspection of the District Commissioner, Kisumu-Londiani, or any officer appointed by him for the purpose.

7. Royalty at the rate prescribed shall be paid to the District Commissioner, Kisumu-Londiani, in respect of the preceding month, not later than the 7th day of each month.

8. The grantee after working out any part of the premises shall forthwith level the ground and replace the overburden and slope the edges where necessary so as to afford convenient connexion with the adjoining land, to the satisfaction of the District Commissioner, Kisumu-Londiani.

9. The grantee shall, on the determination of the grant, deliver up the premises in a clean and sanitary condition to the satisfaction of the District Commissioner, Kisumu-Londiani.

SCHEDULE.

A.—FACTORY PLOT.

40,000 square feet (200 × 200 ft.).

Minimum tender.—Sh. 1,000.

Rent per annum.—Sh. 120.

Proportionate rent from 1st April, 1934, to 31st December, 1934.—Sh. 80.

B.—BRICK FIELD.

9 acres (approximately).

Rent per annum.—Nil.

Minimum royalty.—Sh. 10 per 1,000 cubic feet of clay removed.

Survey fees on the combined plots.—Sh. 150.

Nairobi,

24th February, 1934.

C. E. MORTIMER,

for Ag. Commissioner for Local Government,
Lands Settlement and Mines.

GENERAL NOTICE NO. 269

THE CROWN LANDS ORDINANCE
(Chapter 140 of the Revised Edition).

SALE OF BUSINESS PLOTS, NAIROBI MUNICIPALITY.

NOTICE is hereby given that grants in respect of the plots in the Nairobi Municipality specified in the Schedule hereto will be sold by auction at the District Commissioner's office, Nairobi, on Thursday the 29th March, 1934, commencing at 10 a.m.

Plans of the plots may be seen at the Public Map Office, attached to the Survey and Registration Division, Nairobi, and at the office of the District Commissioner at Nairobi, or may be had on application to the Commissioner of Lands, P.O. Box 89, Nairobi, on payment of Sh. 3, post free.

The right to withdraw any plot from the auction is reserved to the Commissioner of Lands.

CONDITIONS OF SALE.

1. Each plot will be auctioned separately.
2. The amount of the advance of each bid will be regulated by the auctioneer, and no bidding shall be retracted.
3. The highest bidder will be the purchaser, but if any dispute arise as to any bid, the plot will be re-offered at the last undisputed bid.
4. Each purchaser shall pay to the auctioneer immediately on the fall of the hammer, a deposit of 25 per cent of the purchase money. In default of such payment the plot may be immediately re-offered for sale, and any subsequent bid by the person who has made default may be ignored or refused.
5. Each purchaser shall on paying the deposit inform the auctioneer of the name or names of the person or persons on whose behalf the plot is purchased; the grant will be issued in accordance with this information.
6. The balance of the purchase money shall be paid to the District Commissioner, Nairobi, and may be paid in full within seven days from the date of the sale, and may be paid in three equal annual instalments payable on the first day of January in each year, the first of such instalments to be paid on the first day of January, 1935.

If the purchaser elects to pay the balance of the purchase price by instalments he shall also pay interest at the rate of 6 per cent per annum from the first day of April, 1934, on the unpaid portion of the purchase money, such interest to be paid on the 1st day of January, 1935, and subsequently on the 1st day of January in each year in respect of the immediately preceding period.

If the purchaser is the owner of a plot required by the Municipal Council for town planning purposes in respect of which Government has approved that the agreed value of the plot shall be accepted as a set-off towards the price of one of the plots now offered for sale such value shall be deducted from the purchase price. In this event the deposit referred to in condition No. 4 shall be 25 per cent of the balance of the purchase price.

Interest shall be payable in accordance with the preceding condition, on the initial amount of the balance of the purchase price up to the date of surrender to the Crown of the plot required under the Town Planning Scheme, and on the reduced

balance of the purchase price from the date of such surrender. If the purchaser elects to pay the purchase price by instalments he shall pay in accordance with the preceding condition until the full amount of the purchase price as reduced by the value of the plot to be surrendered, has been paid.

Unless such instalments and the interest on the unpaid portion of the purchase money is paid on the date on which it falls due they shall be deemed to be added to the annual rent reserved in the lease and shall be payable and recoverable as such.

Provided that the balance of the purchase money shall not be payable within the time stated or thereafter, unless and until the Commissioner of Lands can present to the purchaser the grant of the plot duly executed.

The rent due to the 31st day of December, 1934, shall be payable to the District Commissioner, Nairobi, within seven days of the date of the sale.

The survey fees, the fees payable for the preparation and registration of the grant (Sh. 120), and the stamp duty payable in respect of the grant shall be payable to the Commissioner of Lands, Nairobi: these amounts to be paid within seven days from the date of the sale.

7. Subject to the proviso contained in condition No. 6, if the amounts mentioned are not paid as therein specified, the Commissioner of Lands may order the deposit made by the purchaser to be forfeited, and the purchaser shall have no further claim to the grant of the plot.

8. Each purchaser shall within twelve months of the commencement of his grant submit to the Town Clerk, Nairobi, a plan of the buildings it is proposed to erect on the plot, and such plan shall conform in architectural design to the amenities of the neighbourhood. The building shall be constructed of stone, burnt brick or concrete on proper foundations. The purchaser when submitting the plan shall state in writing the period in which the proposed building shall be completely erected.

The Commissioner of Lands or such person as he may appoint for the purpose shall, within one month of the approval of the plan by the Nairobi Municipal Council, notify the purchaser of his approval or otherwise of the plan, and shall also notify the date by which such buildings shall be erected. If the erection of the building in accordance with the approved plans and specifications be not completed by the prescribed date, the said Commissioner, may on good and reasonable cause being shown, grant such extension as he may deem sufficient, subject to such conditions as he may prescribe. Provided that if the purchaser shall receive no intimation from the Commissioner within one month of the date on which the plans have been approved by the Nairobi Municipal Council, he may proceed with the erection of the building in accordance with the plan submitted, and the Commissioner shall not have power to cause to be made any alteration or variation in the plan or the date.

9. Subject to the proviso contained in Clause 8 hereof, no building shall be erected on any plot unless plans (including a block plan showing the position of the buildings), drawings, elevations and specifications thereof shall have been previously approved by the Commissioner of Lands or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the Town Clerk, Nairobi, for necessary action.

10. The grantee shall not at any time subdivide the plot, or assign any such subdivision without the consent in writing of the Governor.

11. At no time during the term of the grant shall any plot or any portion thereof or any building erected on the plot be used for the purpose of carrying on any trade or business which has been or may be declared to be dangerous or offensive by notice in the Official Gazette.

12. Verandas may be erected within a road reserve with the previous consent of the Municipal Council and must conform to a building line decided upon by them.

13. The term of each grant will be 99 years from the 1st day of April, 1934.

14. Under the provisions of section 60 (b) of the Crown Lands Ordinance, grantees will be required to pay Municipal Rates upon the whole of the rateable interest and Government's contribution in lieu of rates assessed on these plots. A clause will therefore be embodied in each grant providing for the necessary adjustment between the grantee and Government.

15. The buildings to be erected on these plots must be of not less than two stories in height, and must be of a value of not less than cents 90 per cubic foot of building content.

SCHEDULE.

Plot No.	Locality.	Area Acres	Upset Price.	Rent per annum.	Proportionate rent to 31-12-34.	Survey Fees.
1379	Junction of Government and Whitehouse Rds.	1239	34,560/-	520/-	390/-	70/-
627	Hardinge St.	1055	43,200/-	648/-	486/-	70/-

Nairobi,
22nd February, 1934.

C. E. MORTIMER,
for Ag. Commissioner for Local Government,
Lands Settlement and Mines.

GENERAL NOTICE NO. 262

NOTICE.

GRAZING, NAKURU LAKE FOREST.

TENDERS are invited for the grazing rights for a period of two years from 1st April, 1934, for the following areas in the Nakuru Lake Forest.

Area A.—1,594 acres less 40 per cent=956 acres approximately.

In the northern portion of the forest lying between the western and northern boundary south of Farm L.O. 1516 and the main road.

Area B.—1,633 acres less 45 per cent=898 acres approximately.

Lying south of the main road between L.O. 1516 and L.O. 1518.

Area C.—818 acres less 35 per cent=522 acres approximately.

Lying north of the Makalia River and running northwards towards L.O. 1518 and above the escarpment which falls down to Nakuru Lake.

Area D.—1,069 acres less 10 per cent=962 acres approximately.

The northern portion of the land lying below this escarpment and west of L.O. 459/6.

Area E.—1,047 acres less 10 per cent=942 acres approximately.

The southern portion of the land lying below this escarpment and west of L.O. 459/6.

Area F.—5,340 acres less 40 per cent=3,204 acres approximately.

Lying south-west of L.O. 1518 and north of the Makalia River.

The deductions are on account of bush, and rent will only be charged on the reduced areas.

2. Tenders should be rendered separately for each area. The basis of tender to be an annual licence fee payable in advance before the issue of the licence and thereafter on the 1st April the following year.

3. The successful tenderer for each area will be given a licence the term of which may be ascertained from the Forester, Elburgon Forest Station, where also the plans of the areas may be seen and all information obtained.

4. The successful tenderers will be required to demarcate roughly their respective areas. To each area only one road of access will be allowed, to be agreed to by the Forest Officer.

5. All regulations imposed by the Veterinary Department with regard to the movement of cattle must be strictly observed.

6. Tenders should be forwarded to the Assistant Conservator of Forests, P.O. Londiani, and will be received by him up to and including 26th March, 1934.

7. The highest or any tender will not necessarily be accepted.

Nairobi,
24th February, 1934.

H. M. GARDNER,
Conservator of Forests.

GENERAL NOTICE NO. 353

THE BANKRUPTCY ORDINANCE.

NOTICE OF DIVIDEND.

Debtor's name.—Gulamhusein Abdalla Suleman Damji.

Address.—Commercial Street, Mombasa.

Description.—Merchant.

Court.—Supreme Court, Mombasa.

Number of matter.—12 of 1931.

Amount per £.—Five cents in the £.

First or final or otherwise.—Third and final.

When payable.—23rd March, 1934.

Where payable.—Deputy Official Receiver's Office, P.O. Box No. 366, Mombasa.

Mombasa,
7th March, 1934.

J. H. FLYNN,
Acting Deputy Official Receiver,
Coast Province, Mombasa.

GENERAL NOTICE NO. 354

THE BANKRUPTCY ORDINANCE.

NOTICE OF DIVIDEND.

Summary Case.

Debtor's name.—Ismail Mohamed, trading as Ismail and Company.

Address.—Kitale.

Description.—Merchant.

Court.—H.M. Supreme Court, Nairobi.

Number of matter.—3 of 1932.

Amount per £.—Shilling one and Cents fifty-one in the £ (Sh. 1/51 in the £).

First or final or otherwise.—First and final.

When payable.—14th March, 1934.

Where payable.—Official Receiver's Office, Old Secretariat Buildings, Nairobi.

Nairobi,
10th March, 1934.

L. R. FISHER,
for Official Receiver.

GENERAL NOTICE NO. 355

THE BANKRUPTCY ORDINANCE.

NOTICE OF INTENDED DIVIDEND.

Summary Case.

Debtor's name.—William Morris Gray, trading as Gray's Garage.

Address.—Victoria Street, Nairobi.

Description.—Garage Proprietor.

Court.—H.M. Supreme Court, Nairobi.

Number of matter.—49 of 1932.

Last day for receiving proofs.—29th March, 1934.

Name of trustee.—Official Receiver.

Address.—Old Secretariat Buildings, P.O. Box 231, Nairobi.

Nairobi,
9th March, 1934.

L. R. FISHER,
for Official Receiver.

GENERAL NOTICE NO. 356

THE BANKRUPTCY ORDINANCE.

NOTICE OF INTENDED DIVIDEND.

Summary Case.

Debtor's name.—Aquino Germano Barretto.

Address.—Molo.

Description.—Sawmiller.

Court.—H.M. Supreme Court, Nairobi.

Number of matter.—59 of 1932.

Last day for receiving proofs.—29th March, 1934.

Name of trustee.—Official Receiver.

Address.—Old Secretariat Buildings, P.O. Box 231, Nairobi.

Nairobi,
9th March, 1934.

L. R. FISHER,
for Official Receiver.

GENERAL NOTICE NO. 357

THE BANKRUPTCY ORDINANCE.

NOTICE OF INTENDED DIVIDEND.

Summary Case.

Debtor's name.—Bernard Lionel Bounevalle, trading as Nairobi Dairy.

Address.—Nairobi.

Description.—Dairy Proprietor.

Court.—H.M. Supreme Court, Nairobi.

Number of matter.—31 of 1933.

Last day for receiving proofs.—29th March, 1934.

Name of trustee.—Official Receiver.

Address.—Old Secretariat Buildings, P.O. Box 231, Nairobi.

Nairobi,
8th March, 1934.

L. R. FISHER,
for Official Receiver.

GENERAL NOTICE NO. 358

THE BANKRUPTCY ORDINANCE.

ADJUDICATION.

Summary Case.

Debtor's name.—Sydney Buxton.

Address.—Nairobi.

Description.—Butcher.

Court.—H.M. Supreme Court, Nairobi.

Number of matter.—51 of 1933.

Date of order.—9th March, 1934.

Date of petition.—5th December, 1933.

Date of order for summary administration.—29th January, 1934.

Nairobi,
10th March, 1934.

L. R. FISHER,
for Official Receiver.

GENERAL NOTICE NO. 359

THE BANKRUPTCY ORDINANCE.

APPOINTMENT OF OFFICIAL RECEIVER, KENYA COLONY AND PROTECTORATE, AS LOCAL AGENT.

Debtor's name.—Michael Edwin Fell.

Address.—Njoro.

Description.—Army Officer (retired).

Date of filing petition.—6th October, 1933.

Court.—High Court of Justice, London.

Number of matter.—960 of 1933, High Court of Justice, London; 8 of 1934, H.M. Supreme Court, Nairobi.

Date of receiving order.—15th December, 1933.

Whether debtor's or creditors' petition.—Creditors'.

Date of appointment of Agent.—27th February, 1934.

Nairobi,
9th March, 1934.

L. R. FISHER,
for Official Receiver.

GENERAL NOTICE No. 360

THE BANKRUPTCY ORDINANCE.
FIRST MEETING OF CREDITORS AND PUBLIC EXAMINATION.
Summary Case.

Debtor's name.—Atma Singh s/o Gonda Singh.
Address.—Nairobi.
Description.—Carpenter.
Court.—H.M. Supreme Court, Nairobi.
Number of matter.—7 of 1934.
Date of first meeting of creditors.—4th April, 1934.
Hour.—2.15 p.m.
Place.—Official Receiver's Office, Old Secretariat Buildings, Nairobi.
Date of public examination.—6th April, 1934.
Hour.—10 a.m.
Place.—Law Courts, Nairobi.

Nairobi,
 9th March, 1934.

L. R. FISHER,
for Official Receiver.

GENERAL NOTICE No. 361

THE BANKRUPTCY ORDINANCE.
ORDER UNDER SECTION 117 FOR ADMINISTRATION IN
BANKRUPTCY OF ESTATE OF DECEASED DEBTOR.

Debtor's name.—Kala Singh s/o Mastan Singh.
Address.—Nairobi.
Description.—Bar-keeper.
Date of filing petition.—8th March, 1934.
Court.—H.M. Supreme Court, Nairobi.
Number of matter.—9 of 1934.
Date of order.—9th March, 1934.
Whether debtor's or creditors' petition.—Petition by legal personal representative of deceased debtor.

Nairobi,
 10th March, 1934.

L. R. FISHER,
for Official Receiver.

GENERAL NOTICE No. 362

PROBATE AND ADMINISTRATION.
PUBLIC TRUSTEE'S CAUSE No. 76 OF 1933.

IN THE MATTER OF JOHN THOMAS HATTON, DECEASED.
 To all whom it may concern.

TAKE NOTICE that on or after the 27th day of March, 1934, I intend to apply to His Majesty's Supreme Court of Kenya at Nairobi for an order to administer the estate of the above-named John Thomas Hatton, who died at Nairobi on the 29th day of November, 1933.

Nairobi,
 8th March, 1934.

W. M. KEATINGE,
Public Trustee.

GENERAL NOTICE No. 363

PROBATE AND ADMINISTRATION.
MOMBASA PUBLIC TRUSTEE'S CAUSE No. 3 OF 1934.

IN THE MATTER OF IDI BIN MABRUKI, DECEASED.
 To all whom it may concern.

TAKE NOTICE that all persons having any claims against the estate of the above-named Idi bin Mabruki, who died at Mombasa on the 28th day of December, 1933, are required to prove such claims before me, the undersigned, on or before the 9th day of May, 1934, after which date the claims so proved will be paid and the estate distributed according to law.

Mombasa,
 9th March, 1934.

J. H. FLYNN,
Ex Officio Agent for Public Trustee

GENERAL NOTICE No. 364

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT MOMBASA.

PROBATE AND ADMINISTRATION.

CAUSE No. 5 OF 1934.

NOTICE OF APPLICATION FOR ADMINISTRATION OF ESTATE OF KIBIBI BINTI MUHAJI BIN OMAR ELBAJUNIA, LATE OF MOMBASA, DECEASED.

TAKE NOTICE that application having been made in this Court by Sheikh bin Muhaji bin Omar Elbajunia, of Mombasa, for the administration with will annexed of the estate of Kibibi binti Muhaji bin Omar Elbajunia, who died at Mombasa on the 2nd day of February, 1934, this Court will proceed to make a decree in the same unless cause be shown to the contrary and appearance in this respect entered on or before the 30th day of March, 1934.

Mombasa,
 8th March, 1934.

J. H. FLYNN,
Acting District Registrar,
Supreme Court of Kenya.

Note.—The will above named is now deposited and open to inspection at the Court.

GENERAL NOTICE No. 365

THE REGISTRATION OF PATENTS ORDINANCE,
1933.

IT is hereby notified for general information that a letters patent, particulars of which appear in the Schedule hereto, was registered as No. 215 of 1934 in the Kenya Register of Patents on the 8th day of March, 1934.

SCHEDULE.

No. of application.—215.
Date of application.—8th March, 1934.
Name of applicant.—Goodlass Wall and Lead Industries, Limited.
Registered address.—London House, 3, New London Street, London, E.C.3, England.
Particulars of grant in the United Kingdom.—No. 392,585 dated the 19th November, 1931.
Nature of invention.—Improvements in the manufacture of lead and lead alloys.
Documents, etc., filed in registry:—
 1. One certified copy of the specification of the United Kingdom patent.
 2. Certificate of the Comptroller General of the United Kingdom Patent Office giving full particulars of the grant of the patent.
 3. Authorization of agent.

Nairobi,
 10th March, 1934.

W. M. KEATINGE,
Registrar of Patents.

GENERAL NOTICE No. 366

H. G. FARNDON, LIMITED.
NOTICE.

IN PURSUANCE of section 234 of the Companies Ordinance, 1933, a meeting of creditors of the Company will be held at Burlington House, Nakuru, on Saturday, the 17th day of March, 1934, at 11.30 a.m.

Nakuru,
 8th March, 1934.

J. BARRAH,
Director.

GENERAL NOTICE No. 367

IN THE RESIDENT MAGISTRATE'S COURT
AT NAIROBI.

CIVIL CASE No. 712 OF 1933.

BIR SINGH s/o DAL SINGH, PLAINTIFF
versus

JIT SINGH, DEFENDANT.

TAKE NOTICE that the above action has been commenced against you, Jit Singh, in the Resident Magistrate's Court at Nairobi, in which the plaintiff's claim is for Sh. 620, due in respect of principal and interest on your demand promissory note dated 5th March, 1930.

If you desire to defend the above action you must, within eight weeks from the date of this notice, enter an appearance, either personally or by duly appointed advocate, at Nairobi. In default of such appearance, judgment may be entered against you in your absence.

Dated at Nairobi, this 7th day of March, 1934.

D. EDWARDS,
Resident Magistrate, Nairobi.

GENERAL NOTICE No. 368

THE FRAUDULENT TRANSFER OF BUSINESSES
ORDINANCE, 1930.

PURSUANT to the above-named Ordinance, notice is hereby given that the business known as "Bertie Beltrami Bakery", lately carried on by Bertie Beltrami, at Nairobi, in the Colony of Kenya, East Africa, including the goodwill thereof, has been transferred as set out in the particulars hereunder:—

Name and address of transferor.—Bertie Beltrami,
P.O. Box No. 181, Nairobi.

Name and address of transferee.—Sbuelz Olivo,
P.O. Box No. 181, Nairobi.

Nature of business.—Baker and Confectioner.

The transferee will carry on the business at Nairobi, aforesaid, under the same name or style of "B.B.B." and will not assume any of the liabilities incurred by the transferor up to the 28th day of February, 1934, from which date the transferee has taken over the business.

Dated at Nairobi, aforesaid, this 5th day of March, 1934.

SHAPLEY, SCHWARTZE & BARRET,
Solicitors for the Transferor and Transferee.

GENERAL NOTICE No. 369

ELBURGON SAWMILLS.

NOTICE is hereby given that Mr. H. Hindle is not on my staff nor in any business association with me in connexion with the above business or otherwise.

Elburgon,
5th March, 1934.ISHER SINGH,
Sole Proprietor and Partner,
Elburgon Sawmills.

GENERAL NOTICE No. 370

NOTICE.

NOTICE is hereby given that on the 12th of February, 1934, Mr. Warren Wright retired from the business of Atkinson, Wright & Company, and that the business is now, and until further notice will be, carried on under the style of Atkinson, Bown, Morrison and Ainslie.

Mombasa,
8th March, 1934.G. G. ATKINSON.
HERBERT BOWN.
A. MORRISON.
G. G. AINSLIE.

GENERAL NOTICE No. 371

NOTICE.

TAKE NOTICE that Mr. Samji Valamji Thakor having retired from the partnership heretofore subsisting between the undersigned at Mombasa under the name and style of Odhavji Valamji & Brothers, as and from the 1st day of February, 1934, the remaining sole partner Odhavji Valamji Thakor will in future carry on the said business in the said name and will receive and pay all debts due to and owing by the said late partnership.

SHAMJI VALAMJI.
ODHAMJI VALAMJI.**NOW ON SALE**

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VOLUME XIV

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Land and Agricultural Bank, 1931	0 50	0 55	Non-Native Census Report, 1926	5 00	5 60
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" " " 1931	5 00	5 40	Revenue Handbook, 1928	5 00	5 75
Native Affairs Department, 1929.. .. .	2 50	2 80	Agricultural Commission Report, 1929	3 50	3 75
" " " 1930.. .. .	3 00	3 35	Kenya Tariff Committee Report, 1929	3 50	3 70
" " " 1931.. .. .	3 00	3 35	Aids to Stockowners	2 50	2 90
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" " 1931	1 00	1 10	Report of Standing Timber Committee, 1930	50	60
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