



THE OFFICIAL GAZETTE OF THE COLONY AND PROTECTORATE OF KENYA

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SUPPLEMENT

KENYA PROCLAMATIONS, RULES AND REGULATIONS, No 34

GOVERNMENT NOTICE No 684

ARRIVALS

Name	Rank	From Leave or on 1st Appointment	Date of Leaving England	Date of Embarkation	Date of Arrival at Mombasa
J Meredith	Postmaster	Leave	5th Aug , 1938	—	30th Aug , 1938
Lt Commdr W H L Harrison	Superintendent Class III Approved School, Prisons Dept	"	"	—	"
G H Tulloch	Technical Instructor Prisons Department	"	"	—	"
A F Tate	Junior Staff Surveyor, Local Government Lands and Settlement	"	"	—	"
H O Salt	Sanitary Inspector	"	"	—	"
Miss K R Jardine	Nursing Sister	"	"	—	"
W Sexton	Company Sergt Major Northern Brigade, K A R	1st Appointment	"	—	"
Lt M W Hollis	Company Officer Northern Brigade K A R	"	"	—	"
J L Tanner	Staff Sergt Signal Sect on Northern Brigade K A R	"	"	—	"
H C Thorpe	Plant Breeder, Agricultural Department	"	"	—	"
Lt E G Charlton	Company Officer Northern Brigade K A R	"	11th Aug , 1938	12th Aug , 1938 *	"
Miss V B M Raw	Education Officer	"	28th July, 1938	"	"
Dr R M Natrass	Senior Plant Pathologist Agricultural Department	On transfer from Cyprus	5th Aug , 1938	—	"
J C V Buckhurst	Assistant Electrical Engineer Postal Department	1st Appointment	"	—	4th Sept , 1938 ‡
C H Pook	Sub Engineer, Posts and Telegraphs Department	Leave	15th July, 1938	23rd Aug , 1938 †	3rd Sept , 1938 ‡
W E Yoxall	Artisan Class I, K U R & H	"	10th Aug , 1938	12th Aug , 1938 *	30th Aug , 1938
C W Harrold	Ticket Examiner, K U R & H	"	5th Aug , 1938	5th Aug , 1938	"
J H Chapman	Artisan, Class II, K U R & H	"	"	"	"
D Judd	Artisan Class II, K U R & H	"	"	"	"
D B Archibald	Landie Overseer K U R & H	"	"	"	"
J A Chambers	Clerk, Class IV, K U R & H	"	"	"	"
Miss S B M Jones	Shorthand Typist, Special Grade K U R & H	"	"	"	"
S Mason	Junior Clerk K U R & H	"	"	"	"

* Marseilles † Durban ‡ Arrived at Dar es Salaam

DEPARTURES

Name	Rank	On Leave or Termination of Appointment	Date of Departure
F S Mackrell	Postmaster	Leave	2nd September, 1938
J N Boshoff	Artisan, Class I K U R & H	"	27th August, 1938
J C Kilian	Fireman Class I, K U R & H	"	2nd September 1938
Miss M T McDonald	Shorthand Typist K U R & H	"	"
L R Walkden	Ticket Examiner, K U R & H	"	"

APPOINTMENTS

HAROLD OWEN SALT to be Sanitary Inspector for the Naivasha, Nakuru, Ravine and Laikipia Districts with effect from the 2nd September, 1938

JAMES ARTHUR FOOT, Superintendent of Prisons, to be Acting Assistant Commissioner of Prisons, with effect from 1st January, 1938

ARTHUR HARRIS MARSHALL Assistant Superintendent of Prisons, to be Acting Superintendent of Prisons, Nairobi, with effect from the 5th September, 1938

GEORGE CARLOS MALCOLM DOWSON to be District Officer, Nairobi, Central Province, with effect from the 5th day of September, 1938

ERIC REGINALD ST AUBREY DAVIES to be Municipal Native Affairs Officer, Nairobi, with effect from the 1st September, 1938

REVERSION

EDWARD RONALD GARNER Assistant, Class III Approved School Kabete, reverted to his substantive rank with effect from the 2nd September, 1938

PRELIMINARY ORAL SWAHILI EXAMINATION
PASS

Mr J D Wroe, Clerk, Inland Revenue Department, Mombasa

HIGHER STANDARD SWAHILI EXAMINATION
HELD AT NAIROBI ON 5TH SEPTEMBER, 1938

PASS

J K R Thorp, Administration

E Reilly-Cowan, Unofficial

Capt Ivy Cresswell, Unofficial

Adjutant R M Trembeth, Unofficial

A DE V WADE,
Chief Secretary.

Colony and Protectorate of Kenya

GOVERNMENT NOTICE No 685

THE NATIVE AUTHORITY ORDINANCE, 1937
(Ordinance No 2 of 1937, section 3)

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 15)

GOVERNMENT NOTICE No 314 OF 1937

APPOINTMENT

IN EXERCISE of the powers thereunto enabling me,
I hereby appoint the person named in the Schedule
annexed hereto to be Official Headman of the area
named therein

Kisumu,
8th September, 1938

C TOMKINSON,
Acting Provincial Commissioner
Nyanza

SCHEDULE

CENTRAL KAVIRONDO DISTRICT, NYANZA PROVINCE

Name	Area	With effect from	Remarks
Jairo Owino s/o Omondi	Gem	1st Sept, 1938	To be official head man over the former locations of North and South Gem <i>vice</i> Ogada s/o Odera retrenched and Nvangor s/o Onya ngo retrenched Govt Notices 410/31 and 2 2 /33 are cancelled as far as these persons are concerned

GOVERNMENT NOTICE No 686

THE NATIVE AUTHORITY ORDINANCE
(No 2 of 1937)

GOVERNMENT NOTICE No 314 OF 1937

IN EXERCISE of the powers thereunto enabling me,
I hereby appoint the person named in the Schedule
annexed hereto to be a member of the Local Native
Council named therein

Government Notice No 940 of 1937 is amended
accordingly

Kisumu,
8th September, 1938

C TOMKINSON,
Acting Provincial Commissioner,
Nyanza

SCHEDULE

CENTRAL KAVIRONDO LOCAL NATIVE COUNCIL
Absolam Okode s/o Adhola, *vice* Chief I Owuoi,
Asembo, dismissed

GOVERNMENT NOTICE No 687

THE TEA CESS ORDINANCE, 1937

NOTICE

IT is hereby notified for public information that the
Kenya Tea Growers' Association has nominated the
following persons to be members, with effect from the
1st October, 1938, of the Board constituted under
section 4 of the Tea Cess Ordinance, 1937 —

Mr J Butterfield,
Mr F Villiers-Stuart,
Lt-Col W F Brayne,
Mr R F W Scholefield,
Mr D S McWilliam,
Mr H O Thomas

Nairobi,
6th September, 1938

A DE V WADE,
Chief Secretary

GOVERNMENT NOTICE No 688

THE COURTS ORDINANCE, 1931

NOTICE

IN EXERCISE of the powers conferred upon him
by sections 6 and 8 of the Courts Ordinance, 1931,
and all other powers thereunto enabling him, His
Excellency the Governor has been pleased to appoint,
with effect from the 5th day of September, 1938,
George Carlos Malcolm Dowson, to be a Magistrate
of the Second Class, with powers to hold a Subordin-
ate Court of the Second Class in the Nairobi, Fort Hall,
Machakos, Kiambu and Thika Districts, whilst holding
his present appointment as District Officer (Cadet),
Nairobi District, Central Province

By Command of His Excellency the Governor
Nairobi,
This 6th day of September, 1938

A DE V WADE,
Chief Secretary

GOVERNMENT NOTICE No 689

THE GAME ORDINANCE, 1937
(Section 5)

AND

THE INTERPRETATION AND GENERAL
CLAUSES ORDINANCE

(Chapter 1 of the Revised Edition, section 13)

GOVERNMENT NOTICE No 98 OF 1938

APPOINTMENT

IN EXERCISE of the powers thereunto enabling
me, I hereby appoint—

Bryan Buller Boyce Jenkins, Esquire,
to be an Honorary Game Warden

Nairobi,
This 6th day of September, 1938

A T A RITCHIE,
Game Warden

GENERAL NOTICE No 1266

POSTS AND TELEGRAPHS DEPARTMENT

PARCEL POST TO EIRE

Introduction of Service for Prepayment of Customs and Other Charges by Senders

It is notified for public information that, as from the 1st October, 1938, the senders of parcels to Eire may enter into an undertaking to pay customs and other charges levied by the authorities in the country of destination. A deposit on account must be paid by the sender at the time of posting and full payment will be adjusted when notification of the actual amount levied is received from Eire. An undertaking will not be accepted from a person who is unable to give a settled address.

2 Further details can be obtained at any departmental Post Office.

General Post Office,
Nairobi,
8th September, 1938

G P WILLOUGHBY,
*Acting Postmaster General,
Kenya, Uganda and Tanganyika*

GENERAL NOTICE No 1267

NOTICE

A piece of ambergris salvaged at Malindi and weighing 5½ lb will be sold by public auction in the King's Warehouse, Kilindini, on Monday the 3rd October, 1938, at 10 a.m.

Custom House,
Mombasa,
8th September, 1938

EDWARD LORD,
*for Acting Commissioner of Customs,
Kenya and Uganda*

GENERAL NOTICE No 1268

HONORARY PERMIT ISSUERS

IN EXERCISE of the powers conferred upon me by Rules Nos 20 and 63 of the Diseases of Animals Ordinance Rules, 1931, I hereby declare the undermentioned gentlemen to be Honorary Permit Issuers for the purposes of the said Rules —

D H Pell-Smith, Esq.,
Molo,
C D Williams, Esq.,
Edgeley Estate,
Fort Hall

Kabete,
This 3rd day of September, 1938

E J MULLIGAN,
Acting Director of Veterinary Services

GENERAL NOTICE No 1269

HONORARY PERMIT ISSUERS

IN EXERCISE of the powers conferred upon me by Rules Nos 20 and 63 of the Diseases of Animals Ordinance Rules, 1931, I hereby declare that the undermentioned gentlemen cease to be Honorary Permit Issuers for the purposes of the said Rules —

C T Soames, Esq.,
Molo,
R J Berkley, Esq.,
Fort Hall

Kabete,
This 3rd day of September, 1938

E J MULLIGAN,
Acting Director of Veterinary Services

GENERAL NOTICE No 1270

THE TRADE MARKS ORDINANCE, 1930
TRADE MARK RENEWED

Trade Mark Number	Advertised in the Official Gazette	Name of Applicant	Class
1043	17 9-1924	The Celotex Company	17

Nairobi,
9th September, 1938

L R FISHER,
for Registrar of Trade Marks

GENERAL NOTICE No 1244

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

IN terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Mrs J Homewood of Ngong has filed an application, which was registered by the Water Board on 20th August, 1938, for a Water Right, to divert from the Mbagathi River at a point on L R No 4944, 400 gallons per day for the purpose of domestic use on L R No 7318.

The proposed works will consist of a pipe line.

A plan of the proposed works may be seen at the office of the Director of Public Works, Nairobi.

Any objections to the grant of the Water Right applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below.

J HOMEWOOD,
*Applicant or Lawfully Authorized Agent,
P O Ngong*

GENERAL NOTICE NO 1203

THE CROWN LANDS ORDINANCE

(Chapter 140 of the Revised Edition)

KERICHO TOWNSHIP PLOTS

NOTICE

NOTICE is hereby given that grants in respect of the plots at Kericho specified in the Schedule hereto, will be sold by auction in the District Commissioner's Office, Kericho, on Saturday the 1st October, 1938, commencing at 10 a.m.

A plan 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 Kericho, or may be had on application to the Director of Surveys on payment of Sh 3 post free.

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

In the following General and Special Conditions of Sale, the term "Authority" means the District Commissioner, Kericho, 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 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 reoffered 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, 1938, shall be paid to the District Commissioner, Kericho.

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, approximately 2 per cent on upset price and rent, and all other expenses, if any, shall be paid to the Director of Surveys, Nairobi.

All these amounts shall be paid within seven days of a demand being made therefor.

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 of Lands 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 of a demand being made therefor, 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.

(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 of Lands, or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the District Commissioner, Kericho, for necessary action.

3 Grants will be made under the Crown Lands Ordinance and titles will be issued under the Registration of Titles Ordinance. The term of the grants will be 99 years from the 1st day of November, 1938.

4 The grantee may at any time during the currency of the grant redeem up to three-quarters of the rent of the plot on the basis of twenty years purchase.

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

6 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.

Note—Intending purchasers should note that these plots have not yet been surveyed and that no adjustment of purchase price or rent will be made on account of any minor differences in area revealed on survey.

Purchasers who start building before the plots have been surveyed should satisfy themselves that such buildings are within the boundaries of the plot as indicated on the aforesaid plan.

SCHEDULE

Plot No	Section No	Area Acres (Approx)	Upset Price	Rent per annum	Proportionate rent from 1 11 38 to 31 12 38	Survey Fees
			<i>Sh</i>	<i>Sh cts</i>	<i>Sh cts</i>	<i>Sh</i>
10/1 North	I	5 9	800	108 00	18 00	100
10/2 North	I	5 9	800	108 00	18 00	100
4/1	I	4 5	613	82 00	14 00	100
2/1	I	4 4	600	80 00	13 00	100
10/1 South	I	3 4	278	37 00	6 16	100
10/2 South	I	3 8	311	42 00	7 00	100
4/2	I	5 0	410	54 00	9 00	100
2/2	I	6 0	490	66 00	11 00	100

Nairobi,
26th August, 1938

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

GENERAL NOTICE No 841

SESSIONS of His Majesty's Supreme Court of Kenya will be held on the dates and at the places hereunder set out during the year 1938 —

SUPREME COURT SESSIONS AT ELDORET 8-9-38

Cr C No 81/38 Rex vs Malit arap Chebiegor
Cr C No 83/38 Rex vs Komen arap Chelal and 50 others
Cr C No 90/38 Rex vs Kipkilee arap Kosita
Cr C No 92/38 Rex vs Chuma arap Sang

SUPREME COURT SESSIONS AT KISUMU, 12-9-38

Cr C No 91/38 Rex vs Nur Mohamed

In Chambers —

C C No 20/37 Ghulam Fatma vs Gharib Shah
C C No 30/35 European Stores, Ltd, vs J Simpson

In Court

D C 1/38 John Hedley Barbour vs Mary Barbour and another
D C 2/38 Arthur John Cooper vs Muriel Agnes Cooper and another

SUPREME COURT SESSIONS AT KAKAMEGA, 15-9-38

Cr C No 76/38 Rex vs Naktare s/o Wawire
Cr C No 84/38 Rex vs Atita s/o Odundo
Cr C No 95/38 Rex vs Makundu s/o Obaya

SUPREME COURT SESSIONS AT KERICHO, 19-9-38

Cr C No 85/38 Rex vs Kiblangat arap Rongi

SUPREME COURT SESSIONS AT NAIROBI, 3-10-38

Cr C No 96/38 Rex vs Kamau s/o Icharia

SUPREME COURT SESSIONS AT NAKURU, 28-11-38

The last Sessions at Nakuru to be followed in each case by Sessions at Eldoret, Kisumu, and such other places as may be notified

Nairobi,
18th August, 1938

EDWARD J O'FARRELL,
*Registrar,
Supreme Court of Kenya*

GENERAL NOTICE No 1238

KENYA AND UGANDA RAILWAYS AND HARBOURS

TENDERS FOR DRESSED STONE AND QUARRY CHIPS

TENDERS are invited for the supply of the under-mentioned dressed stone and quarry chips —

Dressed stone Dimensions, 9" x 9", quantity, 110,000 r ft, 9' x 4", quantity, 180,000 r ft
Quarry chips 200,000 c ft

Deliveries to be made at either line side or at the Landie Location Site, Nairobi

The Administration reserves the right to make part contracts at the prices tendered and tenderers may, if unable to tender for the whole quantity asked for, quote for a portion of the stated requirements

Full details, tender forms and specimen contract agreement forms may be obtained on application to the Chief Engineer, Kenya and Uganda Railways and Harbours, P O Box 79, Nairobi

Tenders in sealed envelopes marked "Tenders for Dressed Stone and Quarry Chips" should be addressed to the Chairman of the Tender Board, P O Box 570, Nairobi, and be received before noon on the 14th September 1938, after which time and date no tender will be considered

The lowest or any tender will not necessarily be accepted

Nairobi,
29th August, 1938

A E HAMP,
Acting General Manager

GENERAL NOTICE No 1169

THE NATIVE LANDS TRUST ORDINANCE, 1930

YALA TOWNSHIP PLOTS

Notice

NOTICE is hereby given that grants in respect of the plots at Yala specified in the Schedule hereto, will be sold by auction at the office of the District Commissioner, Central Kavirondo, Kisumu, on 24th September, 1938, 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, Central Kavirondo, at Kisumu, or may be had on application to the Director of Surveys, 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 Chief Native Commissioner.

In the following General and Special Conditions of Sale the term "Authority" means the District Commissioner, Central Kavirondo, 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 reoffered 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, 1938, shall be paid to the District Commissioner, Central Kavirondo, at Kisumu.

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 Director of Surveys, Nairobi.

All these amounts shall be paid within seven days of a demand being made therefor.

Upon the payment of the purchase price and the other payments specified above being duly made, the purchaser shall subject to the provisions of the Native Lands Trust Ordinance, 1930, 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 Chief Native Commissioner can present to the purchaser the grant duly executed.

7 If the amounts mentioned in Condition No 6 are not paid as therein laid down within seven days of a demand being made therefor, the Chief Native Commissioner 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 Provincial Commissioner, Nyanza Province, Kisumu, or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate, to the District Commissioner, Central Kavirondo, Kisumu, for necessary action. One copy of the plans must be drawn or printed on linen or linen paper.

3 Grants will be subject to the provisions of the Native Lands Trust Ordinance, 1930, and will be issued under the Registration of Titles Ordinance (Chapter 142 of the Revised Edition). The term of the grants will be 33 years from the 1st day of October, 1938.

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

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

6 Verandas may be erected within a road reserve with the previous consent of the Authority, and must conform to a building line decided upon by such Authority.

(c) Special

1 The plots may be used for business purposes only, or for the combined purposes of business and residence.

Provided that in the event of any plot being used for the said combined purposes, then not more than one-half of the area thereof shall be built upon, otherwise not more than 90 per cent of the area thereof shall be built upon.

2 In no case shall the area of any plot used solely for business purposes required to remain unbuilt on be less than 300 square feet or 10 per cent, whichever is the greater, and the said area shall be free from any erection thereon above the level of the ground except latrine accommodation constructed in accordance with all laws and by-laws in force relating thereto, and in accordance with a design approved by the Authority.

Such open space shall be at the rear of the building, and shall extend along the entire width of the building, or for a distance of not less than 30 feet, whichever shall be the less, and the distance across such open space from every part of the building to the rear boundary of the plot shall be not less than 10 feet

3 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

4 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

SCHEDULE

BUSINESS PLOTS

Plot No	Section No	Area Acres	Rent per annum	Upset Price	Survey Fees	Proportionate rent from 1 38 to 31 12 38
			<i>Sh</i>	<i>Sh</i>	<i>Sh</i>	<i>Sh</i>
4	VI	0 1286	192	25	70	—
6	VI	0 1331	192	25	70	—
3	III	0 1286	192	25	70	—
1	III	0 1286	192	25	70	—
4	IV	0 1286	192	25	70	—

Nairobi,
13th August, 1938

E B HOSKING,
Chief Native Commissioner

GENERAL NOTICE NO 1170

THE CROWN LANDS ORDINANCE (Cap 140, Revised Edition)

TENDERS FOR GRANT OF PLOT, MOMBASA

TENDERS are invited for a grant of the Plot in Mombasa specified in the Schedule hereto

2 A plan of the plot may be seen at the Survey Offices, Nairobi or Mombasa, or may be had on application to the Director of Surveys, Nairobi, or the District Surveyor, Mombasa, on payment of Sh 3, post free

3 The grantee of the plot will be required to erect on the plot within 5 years from the commencement of the grant a building of approved design constructed of stone, brick or concrete on proper foundations

4 The plot may be used only for the purpose of an accommodation garage or for other purposes in connexion with a hotel, but shall under no circumstances be used for a commercial garage

5 No building shall be erected on the plot unless plans (including block plan 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 Town Clerk, Mombasa, for necessary action

6 Any building erected shall conform to a building line decided upon by the Local Authority

7 A veranda may be erected within a road reserve with the previous consent of the Local Authority

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

9 The term of the grant will be 99 years from the 1st day of October, 1938, and the grant will be issued under the Registration of Titles Ordinance (Cap 142 of the Revised Edition)

10 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 consent of the Governor

11 The grantee of the plot shall pay to the District Surveyor, Mombasa, within 7 days of the acceptance of his tender, 25 per cent of the purchase money, together with the rent due to the 31st December, 1938. In default of such payment the sale of the plot may be cancelled

12 The balance of the purchase money shall be paid to the District Surveyor, Mombasa. 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 (approximately 2 per cent on the stand premium and on the rent), and all other expenses, if any, shall be paid to the Director of Surveys, Nairobi. All these amounts shall be paid within seven days of a request for payment being made, when the grant is ready for execution. If these amounts be not paid within the time stated the Commissioner of Lands may order the deposit made by the grantee to be forfeited and the grantee shall have no further claim to the grant of the plot

13 No tender of less than the amount stated in the Schedule hereto will be considered

14 Tenders, in writing, must be submitted to the District Commissioner, Mombasa, in sealed envelopes marked "Tender for Portion of Plot 173", on or before the 21st day of September, 1938

15 The highest or any tender will not necessarily be accepted

SCHEDULE

Plot No	Section No	Area Acres (approx)	Rent per Annum <i>Sh</i>	Minimum Tender Stand Premium <i>Sh</i>	Survey Fees <i>Sh</i>	Proportionate rent 1 10 38 to 31 12 38 <i>Sh</i>
Portion of 173	XXI	1 0	800	4,000	220	200

Nairobi,
14th August, 1938

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

GENERAL NOTICE No 1239

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

IN terms of section 27 of the Water Ordinance, 1929, notice is hereby given that W A Tunstall, Esq, of Njoro has filed an application, which has been registered by the Water Board for a Sanction, to divert from the Njoro River at a point on L R No 528A, 800 gallons per day and 1,100 gallons per month for the purposes of domestic use and use in cattle dip respectively on L R No 528A

The proposed works will consist of a pump and pipe line

A plan of the proposed works may be seen at the office of the Director of Public Works, Nairobi, and at the office of the Nakuru District Council, Nakuru

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

WM A TUNSTALL,
Applicant or Lawfully Authorized Agent,
Thurland,
Njoro

GENERAL NOTICE No 1240

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

IN terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Captain F C Davies of Nakuru has filed an application, which was registered by the Water Board on 20th August, 1938, for a Water Sanction to divert from the Mereroni River at a point on L R No 440/7, 2,000 gallons per day for the purpose of domestic use on L R No 4631

The proposed works will consist of a windmill and pipe line

A plan of the proposed works may be seen at the office of the Director of Public Works, Nairobi, and at the office of the Nakuru District Council, Nakuru

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

F CARR DAVIES,
Applicant or Lawfully Authorized Agent,
Box 140, Nakuru

GENERAL NOTICE No 1241

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT

IN terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Buku Estate, Ltd, of Nairobi has filed an application, which was registered by the Water Board on 17th August, 1938, for a sanction to divert from Tates Stream at a point on L R No 120/1, 1,000, 500, 72,000 and 12,000 gallons per day (of which approximately 80,000 gallons per day will be returned to Tates Stream), for the purposes of domestic use, minor irrigation, power to drive a hydraulic ram, and pulping and washing of coffee respectively on L R No 19/1

The proposed works will consist of a canal, hydraulic ram, and a dam for conserving water on L R No 19/1

A plan of the proposed works may be seen at the office of the Director of Public Works, Nairobi

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

S C FICHAT,
Applicant or Lawfully Authorized Agent,
P O Box 1042, Nairobi

GENERAL NOTICE No 1242

THE WATER ORDINANCE, 1929

NOTICE OF APPLICATION FOR WATER RIGHT/SANCTION

IN terms of section 27 of the Water Ordinance, 1929, notice is hereby given that Rosterman Gold Mines, Ltd, of Kakamega have filed an application, which was registered by the Water Board on 20th August, 1938, for a Water Sanction, to divert from Rosterman Springs at a point in North Kavirondo Native Reserve, 6,000 gallons per day for the purpose of domestic use on Mining Lease M T 5

The proposed works will consist of a gravity pipe line

A plan of the proposed works may be seen at the office of the Director of Public Works, Nairobi, and at the Public Works Department Office, Kakamega

The application will subsequently be considered for a Water Right

Any objections to the grant of the Water Right and/or Sanction applied for should be filed, in duplicate, with the Water Board, P O Box 662, Nairobi, within sixty days from the date of the first publication of this notice, and a copy of the objection must be served by the objector on the undersigned at the address given below

For and on behalf of
Rosterman Gold Mines, Ltd,
D KERR CROSS,
Superintendent,
Applicant or Lawfully Authorized Agent
P O Box 24, Kakamega

GENERAL NOTICE No 1171

THE CROWN LANDS ORDINANCE

(Chapter 140 of the Revised Edition)

KIBWEZI TOWNSHIP PLOTS

NOTICE

NOTICE is hereby given that grants in respect of the plots at Kibwezi specified in the Schedules hereto, will be sold by auction at the District Commissioner's Office, Nairobi, on the 28th September, 1938, commencing at 11 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 offices of the District Commissioners at Machakos and Nairobi, or may be had on application to the Director of Surveys on payment of Sh 2 post free.

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

In the following General and Special Conditions of Sale, the term "Authority" means the District Commissioner, Machakos, 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 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, together with the rent due to the 31st December, 1938, shall be paid to the Land Assistant, Nairobi.

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, approximately 2 per cent on the stand premium and on the rent, and all other expenses, if any, shall be paid to the Director of Surveys, Nairobi.

All these amounts shall be paid within seven days of a demand being made therefor.

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 of a demand being made therefor, 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.

(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 of Lands or such other person as he may appoint. Such plans, etc., shall be submitted in triplicate to the District Commissioner, Machakos, for necessary action.

3 Grants will be made under the Crown Lands Ordinance and titles will be issued under the Registration of Titles Ordinance. The term of the grants will be 25 years from the 1st day of October, 1938, subject to extension to 99 years as provided in Special Condition No 4.

4 The grantee may at any time during the currency of the grant redeem up to three-quarters of the rent of the plot on the basis of twenty years purchase.

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

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

(c) Special

Special Conditions in respect of Business Plots

1 The plots enumerated in the Schedule may be used for business purposes only, or for the combined purposes of business and residence.

Provided that in the event of the plots being used for the said combined purposes, then not more than one-half of the area thereof shall be built upon, otherwise not more than ninety per cent of the area thereof shall be built upon.

2 In no case shall the area of any plot specified in the Schedule used solely for business purposes required to remain unbuilt on be less than 300 square feet, or 10 per cent of the area whichever shall be the greater, and the said area shall be free from any erection thereon above the level of the ground except latrine accommodation constructed in accordance with all laws and by-laws in force relating thereto, and in accordance with a design approved by the Authority.

Such open space shall be at the rear of the building, and shall extend along the entire width of the building, or for a distance of not less than 30 feet whichever shall be the less, and the distance across such open space from every part of the building to the rear boundary of the plot shall be not less than 10 feet

3 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, concrete, or wood and iron on proper foundations

4 If at any time during the term of the grant a main building of approved design constructed of stone, burnt brick or concrete on proper foundations be erected on

Nairobi,
19th August, 1938

any plot, the grantee shall be entitled to an extension of the term of the grant to 99 years from the 1st day of October, 1938

5 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

6 Verandas may be erected within a road reserve with the previous consent of the Authority, and must conform to a building line decided upon by such Authority

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

SCHEDULE

Section No	Plot No	Area Acres	Upset Price	Annual Rent	Proportionate Rent from 1st October to 31st December, 1938	Survey Fees
			<i>Sh</i>	<i>Sh</i>	<i>Sh</i>	<i>Sh</i>
I	2	0 1148	750	120	30	70
I	3	0 1148	750	120	30	70
I	9	0 1161	750	120	30	70
II	2	0 1067	700	108	27	70
II	4	0 1237	825	132	33	70
II	5	0 1226	825	132	33	70
II	6	0 1144	750	120	30	70
II	7	0 1135	750	120	30	70

GENERAL NOTICE NO 1271

INSTRUMENTS registered under the Chattels Transfer Ordinance during the month of August, 1938 —

Number	Name of Grantor	Name of Grantee
3006	Nazarali Sulemanji Dunderwalla, trading as The Huseini Stationery Mart	Hansing & Company
3007	Ronald Leslie Grant	The Standard Bank of South Africa, Limited
3008	Rup Lal	Manubhai Nathubhai Desai
3009	William Henry Rait	The Land and Agricultural Bank of Kenya
3010	Karmali Mohamed and Ahamed Mohamed, trading as Karmali's Service Station	The Marfak Service Station
3011	Kishan Chand Sharma	Kenyan Insurance, Limited
3015	David McCreath and William Huntley Dodds	Richardson & Martin, Limited
3016	Reginald John Alcock Lloyd	Richardson & Martin, Limited
3017	Thomas Penny Robeson and Evelyn Penny Robeson	Richardson & Martin, Limited
3018	Sebastino Fillipe Pereira	Mohamedali Noormahomed
3019	John Metrick Rayner	The Land and Agricultural Bank of Kenya

TRANSFER OF INSTRUMENTS

3012	Richardson & Martin, Limited	Barclays Bank (D C & O)
3013	Richardson & Martin, Limited	Barclays Bank (D C & O)
3014	Richardson & Martin, Limited	Barclays Bank (D C & O)
3020	Osman Allu	Vandranvan Devji

SATISFACTIONS ENTERED IN THE REGISTER

2286	Rex Higgins	The Land and Agricultural Bank of Kenya
2892	Nazeralli Sulemanji Dunderwalla	Eric Mitchell Cornwall
2935	Manji Arjan, Karsan Kalyan and Devji Nanji, trading as Manji Arjan & Co	Chunibhai Jethabhai Patel

Nairobi,
8th September, 1938

L R FISHER,
for Registrar General

GENERAL NOTICE No 1272

THE TRANSPORT LICENSING ORDINANCE, 1937

AND

THE VEHICLES LICENSING REGULATIONS, 1938

APPLICATIONS AND DECISIONS

No 14

13TH SEPTEMBER, 1938

APPLICATIONS—The Licensing Authority is not responsible for the contents of applications, its responsibility is confined to seeing that the notices in this publication agree with the applications received

These published notices will be the only notice which will be given of these applications. This notice as printed will be in accordance with the particulars supplied by the applicants. The original applications, which in some cases give fuller details, can be inspected at the office of the Licensing Authority, c/o the Attorney General's Office, Nairobi, between the hours of 8 30 a.m. and 4 p.m. from Monday to Friday and between the hours of 8 30 a.m. and 12 noon on Saturday.

Any person who wishes to object to the grant of any of the licences applied for must submit his objection, on the prescribed form, so as to reach the Licensing Authority not later than fourteen days from the date hereof. A copy of every such objection must be sent by the objector to the applicant at the same time as it is sent to the Licensing Authority. The Licensing Authority may at its discretion consider objections, notwithstanding that they may not have been received within the prescribed period, but it is particularly requested that, so far as possible, all objections shall be made within the prescribed period.

Copies of the prescribed form of objection may be obtained from the Licensing Authority, P.O. Box 112, Nairobi, the Central Revenue Office, P.O. Box 520, or from the District Commissioner, Eldoret, Isiolo, Kericho, Kisii, Kisumu, Kitale, Lamu, Machakos, Mombasa, Nakuru, Nyeri, Rumuruti.

APPLICATIONS RECEIVED FOR "A" LICENCES

TLB 523—Merali Mohamed, Private Bag, Homa Bay. Vehicle No L 49 (2 tons). Carriage of goods and general produce in the South Kavirondo District. Rates 60 cents per ton mile.

TLB 1129—Manibhai Motibhai Patel, c/o Motibhai M Patel, P.O. Box 15, Kericho. Vehicle No E 1278 (3 tons). Carriage of general merchandise, maize, wimbi and other native produce from Kericho to Lumbwa, Kisii, Merboi, Chemegal, and Letein. Rates Sh 1 per ton mile.

TLB 1184—Bhailalbai & Manibhai, c/o Motibhai M Patel, P.O. Box 15, Kericho. New vehicle, registration number unknown (1½ tons to 2 tons). Wishes to operate between Kericho to Lumbwa, Kericho to Chemegal and Kericho to Kisii carrying maize, beans, wimbi, groundnuts, simsim, and all kinds of native produce to Lumbwa Station, and native piece goods, provisions, wines and spirits, building materials, petrol, kerosene, from Lumbwa Station. Rates Sh 1 per ton mile.

TLB 273—Ernest Titus Shadrack & Bios, Fort Hall. Vehicle No A 3657 (2 tons). Carriage of native produce from Fort Hall Reserve and Sagana to Nairobi, and from Nairobi, cement, flour, sugar, rice, etc., for shopkeepers at Fort Hall and in the Fort Hall Reserve. Rates 75 cents per bag of 203 lb between Nairobi and Fort Hall, and 60 cents per bag per every 12 miles or part thereof, in any other case.

TLB 812—Kebunja & Erastus, Gethenguri, Kiambu District. Vehicle A 3611 (3 tons). Carriage of charcoal, maize, fuel, and garden produce from Gethenguri to Nairobi, sugar, blankets and posho, etc., from Nairobi to Gethenguri and Kiambu District, and wattle bark from Gethenguri to Ruiru. Rates Sh 1 per 200 lb sack up to 25 miles.

TLB 998—The Motor Syndicate, P.O. Box 508, Mombasa. Vehicles A 3042 and A 3107 (both 2½ tons). Carriage of all classes of goods and produce on Mombasa Island and along the North and South Coast Roads. Rates 50 cents per 100 lb per mile.

APPLICATIONS RECEIVED FOR "B" CARRIER'S LICENCES

TLB 55—Ramji Kanji & Co., Yala. Vehicle No E 1261 (2½ tons). Carriage of goods for or in connexion with their own business and, for hire or reward, all trading commodities between Yala-Kisumu, Yala-Kakamega. Rates 50 cents per ton mile.

TLB 557—Zohoor Din, P.O. Box 3, Nakuru. Vehicle No C 2570 (2½ tons). Carriage of goods for or in connexion with his own business and, for hire or reward, general merchandise between Nakuru-Subukia, Nakuru-Kabarnet, Nakuru District and within a radius of 110 miles of Nakuru. Rates Sh 1/50 per mile.

TLB 636—Hajara Singh, P.O. Kiambu. Vehicle No T 3101 (2 tons). Carriage of goods for or in connexion with his own business as a building contractor and, for hire or reward, farm produce from Thika and Kiambu Districts to Nairobi, posho from Nairobi to Kiambu and Thika Districts, and manure from Nairobi to Kiambu and Limuru. Rates 50 cents per ton mile.

TLB 658—Posho Supply and Transport Company, Kericho. Vehicle No D 140 (2 tons). Carriage of goods for or in connexion with their own business and, all classes of trade goods between Kericho-Lumbwa, Kericho-Sotik, Kericho-Kisii, Kericho-Kisumu, Kericho-Eldoret-Kitale. Rates 50 cents per ton mile.

APPLICATIONS AND DECISIONS— (Contd)

APPLICATIONS RECEIVED FOR "B" CARRIER'S LICENCES—(Contd)

TLB 851—Jawar Manji, Wajir, N F D Vehicles Nos S 5 (2½ tons) and T 3132 (2 tons) Carriage of goods for or in connexion with his own business as a general merchant and, for hire or reward, general merchandise, country produce, cloth between Wajir-Moyale, Wajir-Nairobi, Nairobi-Arusha, Wajir-Lamu-Mombasa Rates 50 cents per ton mile

(Note—Vehicle T 3132 falls within the provisions of section 12 of the T L O, 1937)

TLB 854—A L MacDonald, P O Kitale Vehicles Nos J 841, F 1428, F 1498 and F 1369 (3 tons) Carriage of goods for or in connexion with his own business and, for hire or reward, maize from farms in the Kitale District to the railhead and occasionally goods from Kitale to the Mission stations in the Turkana District Rates Maize, 4 to 5 cents per bag per mile

(Note—Vehicle J 841 falls within the provisions of section 12 of the T L O, 1937)

TLB 970—Kala Singh, P O Box 34, Eldoret Vehicle No F 1912 (1½ tons) Carriage of goods for or in connexion with his own business as a building contractor and, for hire or reward, maize, wheat, sand, cement, building materials and timber between Eldoret-Kitale, and Eldoret-Kakamega-Kisumu Rates 4 cents per 200 lb bag or Sh 1 per mile

TLB 1270—Teldet Estates, P O Box 51, Kitale Vehicle No J 707 (2½ tons) Carriage of goods for or in connexion with their own business and, for hire or reward, crops and farming requirements within a radius of 20 miles of Kitale Rates 50 cents per ton mile

TLB 421—Raojibhai Fulabhai Patel, P O Box 762, Nairobi Vehicle No T 5379 (3 tons) Carriage of goods for or in connexion with his own business and, for hire or reward, hardware and timber and other goods within a radius of 5 miles of Nairobi Rates 20 cents for each article from Nairobi station to the town or Sh 2 per ton

APPLICATIONS RECEIVED FOR ROAD SERVICE LICENCES

TLB 1268—Noor Mohamed, P O Box 56, Arusha, Vehicle No AR 809 This vehicle carries 11 passengers and their luggage and operates on a regular service three times a week from Arusha to Nairobi and three times a week from Nairobi to Arusha Rates per person 1st class, Sh 35, 2nd class, Sh 20, 3rd class, Sh 8

TLB 11—Mehar Singh s/o Surjan Singh, River Road, Nairobi Vehicle No T 6321 This vehicle carries 26 passengers and their luggage and operates on a daily

service from Nairobi to Embu, via Thika and Fort Hall Rates Nairobi-Embu, Sh 3, Nairobi-Fort Hall, Sh 2

TLB 768A—Jiwani & Co, P O Box 123, Kisumu Vehicle No T 5535 This vehicle operates on a regular service and carries 25 passengers and their luggage from Kisumu to Busia, Kakamega and Broderick Falls Rates Kisumu-Busia, Sh 4, Kisumu-Mumias, Sh 2/50, Kisumu-Butere, Sh 1/50, Kisumu-Yala, Sh 1, Kisumu-Broderick Falls, Sh 3/50

APPLICATIONS RECEIVED FOR "B" LICENCES

The following application was received for 1938, but the applicant has not yet stated whether or not he wishes his application to be considered for 1939 A reminder has, however been sent out and the applicant has been asked to give further particulars

TLB 139—Saif bin Hashid, P O Yala Vehicle No A 2395 (2 tons) Carriage of goods for or in connexion with his garage and, for

hire or reward, general goods within the Nyanza Province Rates 75 cents per ton mile

GENERAL NOTICE No 1235

IN LEGISLATIVE COUNCIL

OCTOBER, 1938, SESSION

NOTICE is hereby given under Standing Rule and Order No 94 that permission having been given to the McMillan Memorial Library Registered Trustees, namely Lieutenant-Colonel Ralph Beresford Turner, Companion of the Most Distinguished Order of Saint Michael and Saint George, Companion of the Distinguished Service Order, Edward Gilbert Morris, Esq, Officer of the Most Excellent Order of the British Empire, Director of Education, George Beresford Stooke, Esq, R N (RETIRED), Deputy Treasurer, Gwladys Lady Delamere, and Arthur Alexander Legat, Esq, Officer of the Most Excellent Order of the British Empire (being the present Trustees of the Trust Deed of "The McMillan Memorial Library" dated the 30th day of June, 1931, and who are registered under the Land Perpetual Succession Ordinance as a body

corporate) to introduce into Legislative Council a Bill to enlarge, extend and revise the objects and scope of the Charitable Trust created by the said Trust Deed and the powers and responsibilities of the Trustees thereof, to make certain further amendments and additions to the Constitution and Trusts of the said Charitable Trust and to divers documents subsidiary thereto, and to consolidate and declare the Constitution and Trusts as so modified

The said Bill (a copy of which can be inspected at the offices of Hamilton, Harrison & Mathews, Solicitors, Nairobi House, Nairobi) will accordingly be introduced into Legislative Council at the next Session thereof to be held towards the end of October, 1938

Dated the 2nd day of September, 1938

HAMILTON, HARRISON & MATHEWS,

*Solicitors for the above-named Trustees,
Nairobi*

GENERAL NOTICE No 1162

HIS MAJESTY'S COURT OF APPEAL FOR EASTERN AFRICA

THE next Sessions of His Majesty's Court of Appeal for Eastern Africa have been fixed to be holden at Dar es Salaam to commence on Tuesday the 18th day of October, 1938, at 10 a.m. or as soon thereafter as cases can be heard

To ensure appeals being set down for hearing at these Sessions, memoranda of appeal should be filed with

the Registrar, H M Supreme Court of Kenya, Nairobi, or with the District Registrar, H M Supreme Court of Kenya, Mombasa, not later than 17th day of September, 1938

Nairobi,
18th August, 1938

E J O'FARRELL,
Registrar,
H M Court of Appeal for E A

CAUSE LIST

FOR HEARING ON THE 18TH DAY OF OCTOBER, 1938, AT DAR ES SALAAM

Appeal No	Civil or Criminal	Appellant	Respondent	Original No of Case	Appeal from
120 of 1938	Criminal	A J McCarthy	Rex	Cr Case No 1/38	H B M High Court of Zanzibar at Zanzibar
121 of 1938	"	Gathecha wa Kambutu	Rex	Cr Case No 75/38	H M Supreme Court of Kenya at Nairobi
122 of 1938	"	Ndimulwango bin Pwagwamo	Rex	Cr Case No 114/38	H M High Court of Tanganyika at Kigoma
123 of 1938	"	Samaje bin Magagwe	Rex	Cr Case No 121/38	ditto
124 of 1938	"	Vilazanzanye bin Luke sha	Rex	ditto	ditto
125 of 1938	"	Mashumba bin Shipemba	Rex	Cr Case No 81/38	H M High Court of Tanganyika at Tabora
126 of 1938	"	Nuridin Mita Kassum	Rex	Cr Case No 74/38	H M High Court of Tanganyika at Lindi
127 of 1938	"	Mahega bin Kishushu	Rex	Cr Appeal No 2/38	H M High Court of Tanganyika at Dar es Salaam
128 of 1938	"	Kombo bin Nasibu alias Songoro	Rex	Cr Case No 2/38	H B M High Court of Zanzibar at Chake Chake
129 of 1938	"	Waibi s/o Kalende	Rex	Cr Case No 109/38	H M High Court of Uganda at Jinja
130 of 1938	"	Daniel alias Tewesa	Rex	Cr Case No 24/38	H M High Court of Nyasaland at Blantyre
131 of 1938	"	Musa Zinga	Rex	Cr Case No 65/38	H M High Court of Uganda at Kampala
132 of 1938	"	Isihairi Muperc	Rex	Cr Case No 112/38	ditto
133 of 1938	"	Bamulamga s/o Mukulwa	Rex	Cr Case No 131/38	H M High Court of Uganda at Jinja
8 of 1938	Civil	Official Receiver, Tanganyika Territory, as Liquidator of Bagamoyo Planting & Trading Co Ltd, in Liquidation	Gerhard Sontag	Civil Case No 42/36	H M High Court of Tanganyika at Dar es Salaam
13 of 1938	"	Emmanuel Mavroudis and Another	Antony Altermath and Another	Civil Case No 11/37	H M High Court of Tanganyika of the Arusha District Registry at Moshi
14 of 1938	"	Nasserah Fazal Mohomed Sheriff, Executor of Fazal Mohomed Sheriff	Ghulamhusein Haji Thaver, trading as Haji Thaver & Co	Civil Case No 44/37	H B M High Court of Zanzibar at Zanzibar
17 of 1938	"	R A H Kitching	I Conforzi	Civil Case No 5/38	H M High Court of Nyasaland at Blantyre

GENERAL NOTICE No 1273

The following notice is published in place of General Notice No 1248 of 6th September, 1938, which is hereby cancelled

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

INSOLVENCY JURISDICTION
CAUSE No 71 OF 1921

Re CHARLES WILLIAM KEITH CAMPLING INSOLVENT
ON application dated the 17th day of May, 1938, filed by Charles William Keith Campling the above-named insolvent and on reading his affidavit sworn at Londiani in the Colony of Kenya on the 17th day of May, 1938, in support thereof as also the report made by the Official Receiver and on hearing the Official Receiver and the insolvent in the absence of the creditors of the estate duly served it is ordered that the insolvent be discharged but that such order be suspended for seven days from to-day and that he be and is hereby discharged with effect from the 2nd day of September, 1938

Given under my hand and the Seal of the Court at Nairobi this 26th day of August, 1938

R S THACKER,
Judge,
Supreme Court of Kenya

GENERAL NOTICE No 1274

THE BANKRUPTCY ORDINANCE
NOTICE OF DIVIDEND

Under Scheme of Composition

Debtors name—Ali bin Awath El-Amri
Address—Makadara, Mombasa
Description—Shihiri trader
Court—H M Supreme Court Mombasa
Number of matter—3 of 1935
Amount per £—Shillings three in the £
First or final or otherwise—Second and final
When payable—10th September, 1938
Where payable—Deputy Official Receiver's Office,
Old Treasury Building, Mombasa

Nairobi,
9th September, 1938

J T MODI,
Trustee

GENERAL NOTICE No 1275

THE BANKRUPTCY ORDINANCE
RECEIVING ORDER

Debtors name—Hari Singh s/o Masa Singh, carrying on business as "Hari Singh & Sons"
Address—Caral Road, Nairobi
Description—Furniture Maker
Date of filing petition—7th September, 1938
Court—H M Supreme Court, Nairobi
Number of matter—22 of 1938
Date of order—7th September, 1938
Whether debtors or creditors petition—Debtor's

Nairobi,
8th September, 1938

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1276

THE BANKRUPTCY ORDINANCE

ADJOURNED FIRST MEETING OF CREDITORS AND
PUBLIC EXAMINATION

Debtors name—Kassam Madhavji
Address—Kisumu and Kampala
Description—Carrying on business at Kisumu and Kampala
Court—Resident Magistrate's Court, Kisumu
Number of matter—5 of 1938 (Kisumu)
Date of adjourned first meeting of creditors—21st September, 1938
Hour—10 a m
Place—District Commissioner's Office, Kisumu-Londiani
Date of adjourned public examination—22nd September, 1938
Hour—2 p m
Place—Resident Magistrate's Court, Kisumu

Nairobi,
9th September, 1938

L R FISHER,
for Official Receiver

GENERAL NOTICE No 1277

PROBATE AND ADMINISTRATION
PUBLIC TRUSTEE'S CAUSE No 61 OF 1938

IN THE MATTER OF PREMCHAND LAKHAMSHI, DECEASED
To all whom it may concern

TAKE NOTICE that all persons having any claims against the estate of the above-named Premchand Lakhamshi who died at Nairobi on the 6th day of July, 1938, are required to prove such claims before the undersigned on or before the 13th day of November 1938, after which date the claims so proved will be paid, and the estate distributed according to law

Nairobi,
9th September, 1938

W B CUMMING,
Public Trustee

GENERAL NOTICE No 1278

IN HIS MAJESTY'S SUPREME COURT OF KENYA
AT NAIROBI

PROBATE AND ADMINISTRATION
CAUSE No 93 OF 1938

NOTICE OF APPLICATION FOR LETTERS OF ADMINISTRATION INTESTATE OF THE ESTATE OF AHMED DIN S/O IMAM DIN RAILWAY EMPLOYEE LATE OF NAIROBI, KENYA COLONY DECEASED

TAKE NOTICE that application having been made in this Court by Aziz-ud-Din son of Hasan Din of Nairobi, Kenya Colony, for letters of administration intestate of the estate of Ahmed Din son of Imam Din late of Nairobi aforesaid who died at Nairobi on the 11th day of August, 1938, this Court will proceed to issue the same unless cause be shown to the contrary and appearance in this respect entered on or before the 27th day of September 1938

Dated at Nairobi this 7th day of September, 1938

EDWARD J O'FARRELL,
Registrar,
Supreme Court of Kenya

GENERAL NOTICE No 1279

IN THE MATTER OF THE COMPANIES
ACT, 1933
AND
IN THE MATTER OF R S CAMPBELL & CO,
LIMITED

AT a meeting of creditors held at 11 15 a m on 31st August, 1938, it was resolved "that the Company cannot by reason of its liabilities continue its business and that it is advisable to wind up and that accordingly the Company be wound up as a creditors' voluntary winding-up, and for the purpose of such winding-up James Monteith, Accountant of the National Bank of India, Ltd, Mombasa, be, and hereby is, appointed liquidator"

GENERAL NOTICE No 1280

IN THE MATTER OF R S CAMPBELL & CO,
LIMITED
(In Liquidation)

AND
IN THE MATTER OF THE COMPANIES
ORDINANCE, 1933

ALL debts due to the above Company and all claims against the Company will be dealt with by me Such debts, and claims supported by proof, should be in my hands not later than 20th October next

Dated this 5th day of September, 1938

J MONTEITH,
Liquidator,
P O Box 153, Mombasa

GENERAL NOTICE No 1281

THE TRADE MARKS ORDINANCE, 1930
APPLICATION No 2515



TAKE NOTICE that an application for the registration of the trade mark shown above in Class 43 in respect of whisky has been lodged by William Whitehead Winton trading as A & A Crawford, of 91, 93 and 95 Constitution Street, Leith, Scotland, wholesale wine and spirit merchant, whose address for service in the Colony is c/o Messrs Atkinson, Bown, Morrison and Ainslie, Advocates, P O Box 29, Mombasa

The said trade mark will be registered after the expiration of ninety days from the date of this Gazette, provided no notice of opposition is received

Registration of this trade mark shall give no right to the exclusive use of the word "Crawford's", of the words "Five Star", or of the device of stars

Nairobi,
6th September, 1938

W B CUMMING,
Registrar of Trade Marks

GENERAL NOTICE No 1282

To—

The Raleigh Cycle Company, Ltd,
c/o Warren S Wright, LL B,
Advocate and Notary,
P O Box 467, Kampala

Jinja, 6-8-1938

Sirs,

I admit that my Company the Japan Cotton Trading Company, Limited, has imported into the Uganda Protectorate and sold parts of cycles bearing the mark of heron's head thereon, which mark is an infringement of your Company's Registered Trade Mark in respect of such goods (registered in the Uganda Protectorate as Trade Mark No 361)

These cycle parts were supplied to my Company by Toho Boyeki Shokai, 21, 1 Chome, Minami-Ajikawa, Minatoku, Osaka, Japan, and I did not appreciate the fact that the said parts were to bear the mark of heron's head

I am very sorry that my Company infringed your trade mark and on behalf of my Company I humbly apologize to you therefor

My Company readily gives its unqualified undertaking never to sell any more of such cycle parts or cycles bearing the infringing mark

I authorize you to make such use of this apology as you may think necessary

For and on behalf of the
Japan Cotton Trading Company, Ltd,
TORAO SHIMIZU

GENERAL NOTICE No 1283

NOTICE

NOTICE is hereby given that the partnership heretofore subsisting between Jan Mohamed and Ghulam Haider carrying on business at Nairobi under the firm name or style of "The Kinanjui Store" has been dissolved by mutual consent by retirement therefrom of the said Ghulam Haider with effect from the 31st day of August, 1938, and the said Jan Mohamed will henceforth carry on the said business under the said firm name All debts owing by or due to the said firm will be discharged and received by the said Jan Mohamed

Dated at Nairobi this 8th day of September, 1938

JAN MOHAMED
GHULAM HAIDER

GENERAL NOTICE No 1284

NOTICE

To all whom this may concern

NOTICE is hereby given that the partnership between the undersigned Bhagwanji Keshavji Patel and Harilal Odhavji hitherto carried on at Ol'kalau under the name and style of "The Ol'kalau Stores" has been dissolved by mutual consent as on and from the 1st day of September, 1938, owing to the said Bhagwanji Keshavji Patel having retired therefrom, the business shall as from that date belong to and be carried on by the said Harilal Odhavji under the afore-said name and style and all debts due to and by the partnership shall be respectively received and paid by the said Harilal Odhavji

Ol'kalau,
1st September, 1938

/BHAGWANJI KESHAVJI PATEL
HARILAL ODHAVJI

GENERAL NOTICE No 1285

IN THE MATTER OF THE COMPANIES
ORDINANCE, 1933

AND

KORU PLANTATIONS, LTD
(In Liquidation)

PURSUANT to section 221 (c) of the Companies Ordinance, 1933, an extraordinary general meeting of Koru Plantations, Ltd, was held at the registered office of the Company, Whiteaway's Building, Delamere Avenue, Nairobi, on Wednesday the 7th day of September, 1938 at 11 a.m., and the following extraordinary resolution was duly passed —

"That the Company cannot by reason of its liabilities continue its business, and that it be wound up voluntarily, and that Mr Gaurishanker Rajaram Pandit be appointed liquidator"

G R PANDIT,
Liquidator

GENERAL NOTICE No 1286

NOTICE

To whom it may concern

WE the undersigned (1) Narayan Ramchandra Gogate, (2) Vaman Anant Paranjpe of Kitale have dissolved our partnership in the business carried on as (1) Gogate & Co, Kitale, (2) Cash Grocers, Kitale, as from 1st September, 1938

M N R Gogate has taken over the above business and is responsible for all the liabilities and outstandings to be collected of our business

✓ NARAYAN RAMCHANDRA GOGATE
✓ VAMAN ANANT PARANJPE

GENERAL NOTICE No 1287

CUSTOMS DEPARTMENT

COMPARATIVE STATEMENT OF CUSTOMS RECEIPTS FOR THE
MONTH OF AUGUST, 1938

	Actual Allocations 1936	Actual Allocations 1937	Approximate Allocations 1938
KENYA			
January/July	£ 423,936	£ 458,173	£ 447,000
August	51,358	75,017	65,000
	475,294	533,190	512,000
Eight twelfths of Yearly Estimate	440,667	519,667	570,000
UGANDA			
January/July	261,028	356,708	307,000
August	25,016	41,488	28,000
	286,044	398,196	335,000
Eight twelfths of Yearly Estimate	240,000	316,666	310,000

Custom House,
Mombasa,
6th September, 1938

A W NORTHROP,
*Ag Commissioner of Customs,
Kenya and Uganda*

GENERAL NOTICE No 1288

CUSTOMS DEPARTMENT

COMPARATIVE STATEMENT OF EXCISE DUTY WHICH ACCRUED TO
REVENUE DURING THE PERIOD 1ST JANUARY TO 30TH JUNE

	1936	1937	1938
	£	£	£
KENYA			
Beer	3,061	2,932	3,263
Sugar	5,941	9,101	10,892
Tea	2,155	2,981	3,808
Tobacco	1,686	3,802	2,111
	12,853	18,816	20,074
Six twelfths of Yearly Estimate	10,750	15,250	20,000
UGANDA			
Beer	473	578	833
Sugar	4,340	5,829	6,154
Tea	1,321	1,519	1,498
Tobacco	30,364	35,975	31,747
	36,498	43,901	40,232
Six twelfths of Yearly Estimate	20,000	30,000	35,000

The above figures represent the actual excise revenue due after taking into account the transfer of excisable commodities between the territories covered by the Customs Agreements

Custom House,
Mombasa,
6th September, 1938

A W NORTHROP,
*Ag Commissioner of Customs,
Kenya and Uganda*

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Agricultural Department, 1936 Vol I	2 50	2 80	Geological Survey of Lolgorien Area No 2 33	1 00	1 10
" " 1936, Vol II	2 50	2 90	Geological Survey of Notes on the Geological Succession Tectonics and Economic Geology No 3/33	2 00	2 10
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Customs Trade Report, 1937	5 00	5 55	Geological Report No 5 (1936)—Preliminary Report of No 1 Area, North and Central Kavirondo	1 00	1 15
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