



# Ceylon Government Gazette

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PART I.—General : Minutes, Proclamations, Appointments, and General Government Notifications.

PART III.—Provincial Administration.

PART II.—Legal and Judicial.

PART IV.—Marine and Mercantile.

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## Part II.—Legal and Judicial.

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## PASSED ORDINANCES.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 4 of 1897.

An Ordinance to amend "The Police Ordinance, 1865."

### WEST RIDGEWAY.

Preamble,

WHEREAS it is expedient to alter and amend in certain particulars "The Police Ordinance, 1865," herein-after called the principal Ordinance : Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

To be read as one with Ordinance No. 16 of 1865.

1 This Ordinance may be cited as "The Police Amendment Ordinance, 1897," and shall be read as one with the principal Ordinance.

Amendment of section 12.

2 For section 12 of the principal Ordinance the following section shall be substituted :

Some of the provisions of Ordinance may be brought into operation throughout the island or into any place.

It shall be lawful for the Governor, with the advice and consent of the Executive Council, by Proclamation in the *Government Gazette*, from time to time to declare that such of the provisions of this Ordinance as to him may seem advisable shall come into operation throughout

the island, or in any province, district, town, or place as shall appear to him to require the same, though there be no police force established therein.

Passed in Council the Twelfth day of November, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,  
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Fifteenth day of November, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,  
Colonial Secretary.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 5 of 1897.

An Ordinance to amend the Ordinance No. 8 of 1896, intituled "An Ordinance to dispense with Commitments for Trial to District Courts in cases where the Police Court and District Court are presided over by the same Officer."

WEST RIDGEWAY.

Preamble.

WHEREAS doubts have been raised as to whether the provisions of chapter 21 of "The Criminal Procedure Code, 1883," are applicable to trials held under the Ordinance No. 8 of 1896, hereinafter referred to as "the principal Ordinance," and it is desirable to remove such doubts: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

To be read as one with Ordinance No. 8 of 1896.

1 This Ordinance shall be construed and read as one with the principal Ordinance.

Provisions of chapter 21 of Ordinance No. 3 of 1883 not to apply to trials under the Ordinance No. 8 of 1896.

2 The provisions of chapter 21 of "The Criminal Procedure Code, 1883," shall not apply to trials held under the provisions of the principal Ordinance.

Passed in Council the Twelfth day of November, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,  
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Fifteenth day of November, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,  
Colonial Secretary.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 6 of 1897.

An Ordinance to amend "The Inventions Ordinance, 1892."

WEST RIDGEWAY.

Preamble.

WHEREAS it is expedient to amend "The Inventions Ordinance, 1892," in manner hereinafter appearing: Be it therefore enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof, as follows:

Short title.  
To be read as one with the Ordinance No. 16 of 1892.

1 This Ordinance may be cited as "The Inventions Amendment Ordinance, 1897," and shall be read and construed as one with "The Inventions Ordinance, 1892," hereinafter referred to as "the principal Ordinance."

Entry of  
assignments and  
transmissions  
in register.

2 When a person becomes entitled by assignment, transmission, or other operation of law to an exclusive privilege granted under the provisions of section 7 of the principal Ordinance, the Colonial Secretary shall on request, and on proof of title to his satisfaction, cause the name of such person to be entered as proprietor of the grant of exclusive privilege in the register of inventions kept under the provisions of the said Ordinance. The person for the time being entered in the register of inventions as proprietor of a grant of exclusive privilege shall, subject to any rights appearing from such register to be vested in any other person, have power absolutely to assign, grant licenses as to, or otherwise deal with the same, and to give effectual receipts for any consideration for such assignment, license, or dealing. Provided that any equities in respect of such grant of exclusive privilege may be enforced in like manner as in respect of any other movable property.

Passed in Council the Twelfth day of November, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,  
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Fifteenth day of November, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,  
Colonial Secretary.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

### No. 7 of 1897.

An Ordinance to amend the Ordinance No. 13 of 1896, intituled  
"An Ordinance relating to Pilgrimages."

WEST RIDGEWAY.

Preamble.

WHEREAS it is expedient to amend the Ordinance No. 13 of 1896, intituled "An Ordinance relating to Pilgrimages," hereinafter called "the principal Ordinance": Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Amendment of  
preamble of  
Ordinance No. 13  
of 1896.

1 In the preamble of the principal Ordinance, for the words "it is expedient" there shall be substituted "for sanitary reasons it is expedient to confer upon the Governor power in certain cases."

Amendment of  
section 1.

2 In section 1 of the principal Ordinance, after the words "from time to time" there shall be inserted the following words, "in anticipation of any pilgrimage proposed to be made which in his judgment may probably occasion such a concourse of people as, in the absence of adequate regulation or restriction, to give rise to public inconvenience or be dangerous to the public health."

Passed in Council the Twelfth day of November, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,  
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Fifteenth day of November, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,  
Colonial Secretary.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 8 of 1897.

An Ordinance to amend the Ordinance No. 15 of 1889, intituled  
“An Ordinance relating to Land Surveyors,  
Auctioneers, and Brokers.”

WEST RIDGEWAY.

Preamble.

WHEREAS it is expedient to amend in the particulars hereinafter mentioned the Ordinance No. 15 of 1889: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

To be read as one with Ordinance No. 15 of 1889.

1 This Ordinance and the Ordinance No. 15 of 1889, intituled “An Ordinance relating to Land Surveyors, Auctioneers, and Brokers,” hereinafter referred to as “the principal Ordinance,” shall be read together as one Ordinance.

Sub-section 2 of section 4 amended.

2 For sub-section 2 of section 4 of the principal Ordinance the following sub-section shall be substituted:

Every applicant shall be examined in Colombo at the Technical College by such person as may be appointed by the Governor.

Section 5 amended.

3 For section 5 of the principal Ordinance there shall be substituted the following section:

Every applicant for a license not being a student of the Technical College shall, before being examined, pay to the Surveyor-General a fee of thirty-five rupees. All such fees shall be accounted for and appropriated as the Governor shall from time to time direct.

Schedule A amended.

4 To Schedule A of the principal Ordinance there shall be added the following:

Holders of the diploma of the Ceylon Technical College bearing the signature of the person appointed by the Governor to conduct the final examination in surveying and levelling.

Passed in Council the Twelfth day of November, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,  
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Fifteenth day of November, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,  
Colonial Secretary.

Ordinance enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof.

No. 9 of 1897.

An Ordinance to increase the Duty on the import of Opium and to prohibit the importation of Bhang and Ganja into this Island.

WEST RIDGEWAY.

Preamble.

WHEREAS it is expedient to prohibit the import into this island of bhang and ganja and to increase the duty on the import of opium: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows:

Short title.

1 This Ordinance may be cited for all purposes as “The Opium and Bhang Ordinance, 1897.”

- Interpretation clause.**            **2** For the purposes of this Ordinance, "bhang" shall mean the dry leaves of hemp plants, whether male or female and whether cultivated or uncultivated, and shall include any substance containing "bhang"; and "ganja" shall mean the dried flowering tops of cultivated female hemp plants which have become coated with resin in consequence of having been unable to set seeds freely, and shall include any substance containing "ganja."
- Increase of duty leviable on opium.**            **3** From and after the coming into operation of this Ordinance the duty leviable and payable upon all opium imported into this island under Ordinance No. 17 of 1869 shall be two rupees per pound.
- Ordinance No. 4 of 1878 to come into operation throughout the island.**            **4** From and after the coming into operation of this Ordinance the Ordinance No. 4 of 1878, as amended by this Ordinance, shall come into operation in all places and districts in the island which have not been brought within the operation of the Ordinance No. 4 of 1878 by Proclamation under the provisions of section 2 thereof, and in which the Ordinances Nos. 9 of 1889 and 2 of 1893 are not in force.
- Amendment of section 3 of Ordinance No. 9 of 1889.**            **5** In section 3 of the Ordinance No. 9 of 1889, for the words "thirty-first day of October" there shall be substituted the words "thirtieth day of November."
- Addition to Schedule C of Ordinance No. 17 of 1869.**            **6** To Schedule C of the Ordinance No. 17 of 1869 shall be added the following words :  
**Prohibition of the importation of bhang and ganja.**            "Bhang and ganja, and any substance containing bhang or ganja."
- Penalty for possession or sale of bhang or ganja.**            **7** Any person who shall possess or sell, or offer for sale, or suffer to be sold any bhang or ganja, shall be guilty of an offence, and be liable, on the first conviction, to a fine not exceeding fifty rupees, or to simple or rigorous imprisonment not exceeding three months, or to both; and on every subsequent conviction to a fine not exceeding one hundred rupees, or to imprisonment, simple or rigorous, not exceeding six months, or to both.
- Search into place where bhang or ganja is kept for sale.**            **8** It shall be lawful for any police officer or municipal inspector to enter and inspect any shop or place in which there shall be reasonable cause for suspicion that bhang or ganja is kept, possessed, or sold, and to seize any bhang or ganja which may be found therein and the vessels holding the same, and to take into custody the persons suspected to be keeping, possessing, or selling the same.
- Sale of opium to children prohibited.**            **9** (1) Every holder of a license for the sale by wholesale or retail of opium, who sells or allows any person to sell opium to any person apparently under the age of fifteen years, shall be liable for the first offence to a fine not exceeding fifty rupees, or to imprisonment, simple or rigorous, not exceeding three months, or to both; and for the second and any subsequent offence to a fine not exceeding one hundred rupees, or to imprisonment, simple or rigorous, not exceeding six months, or to both.
- Cancellation of license.**            (2) It shall be lawful for the police magistrate in any case in which a person has been convicted under this section to cancel the license held by such person.
- Informer's share.**            **10** It shall be lawful for the court imposing a fine under this Ordinance to award to the informer any share not exceeding a moiety of so much of the fine as is actually recovered and realized.
- Repeal.**            **11** There shall be repealed as from the commencement of this Ordinance :  
**(a)** The enactments mentioned in the schedule to this Ordinance to the extent in the third column of that schedule mentioned; and  
**(b)** So much of any other enactments as is inconsistent with this Ordinance.

SCHEDULE.		
Number and Year.	Title.	Extent of Repeal.
4 of 1878 ...	The Opium and Bhang Ordinance, 1878	The words "and bhang" wherever they occur in sections 4 and 7 and in the schedule. Section 2. The word "respectively" in section 4 and the words "or bhang" wherever they occur in sections 4, 6, 7, 10, 11, and 13.
39 of 1884 ...	An Ordinance to re-adjust the Customs Duties leviable under Ordinances No. 17 of 1869 and No. 14 of 1871	So much of Schedule A as refers to opium.
9 of 1889 ...	An Ordinance relating to the sale by retail of Opium and Bhang within the Colombo Municipality	The words "and bhang" wherever they occur in sections 2, 3, and 4.
2 of 1893 ...	An Ordinance relating to the sale by retail of Opium and Bhang within Municipalities and Local Board towns	The words "and bhang" wherever they occur in sections 3 and 4.

Passed in Council the Twelfth day of November, One thousand Eight hundred and Ninety-seven.

J. J. THORBURN,  
Acting Clerk to the Council.

Assented to by His Excellency the Governor the Fifteenth day of November, One thousand Eight hundred and Ninety-seven.

E. NOEL WALKER,  
Colonial Secretary.

## NOTICES OF INSOLVENCY.

## In the District Court of Colombo.

No. 1,914. In the matter of the insolvency of John Richard Lappen, of Colombo.

**W**HEREAS the above-named John Richard Lappen was on November 5, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 16, 1897, and January 6, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,  
A. SANTIAGO,  
Acting Secretary.  
Colombo, November 8, 1897.

No. 1,915. In the matter of the insolvency of Mututantrige William Charles Pieris, of Moratuwa.

**W**HEREAS the above-named Mututantrige William Charles Pieris was on November 5, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two sittings of the court will be held, to wit, on December 16, 1897, and January 6, 1898, for the said insolvent to surrender and conform; and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,  
A. SANTIAGO,  
Acting Secretary.  
Colombo, November 8, 1897.

No. 1,916. In the matter of the insolvency of Vitanage Gregory Perera, of Colombo, carrying on business in Colombo as V. P. Perera & Son.

**W**HEREAS the above-named Vitanage Gregory Perera was on November 8, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 16, 1897, and January 6, 1898, for the said insolvent to surrender and conform; and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,  
A. SANTIAGO,  
Acting Secretary.  
Colombo, November 10, 1897.

No. 1,917. In the matter of the insolvency of John Arthur Casie Chetty, of Colombo.

**W**HEREAS the above-named John Arthur Casie Chetty was on November 11, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has

appointed that two public sittings of the court will be held, to wit, on December 16, 1897, and January 6, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,  
A. SANTIAGO,  
Acting Secretary.  
November 12, 1897.

No. 1,918. In the matter of the insolvency of Holman Foster, of the Fort, Colombo.

**W**HEREAS the above-named Holman Foster was on November 12, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned; and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 16, 1897, and January 6, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,  
A. SANTIAGO,  
Acting Secretary.  
November 12, 1897.

No. 1,919. In the matter of the insolvency of Gabriel Perera, of Dematagoda in Colombo.

**W**HEREAS the above-named Gabriel Perera was on November 15, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned, and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 23, 1897, and January 13, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,  
A. SANTIAGO,  
Acting Secretary.  
November 16, 1897.

No. 1,920. In the matter of the insolvency of Colin Henry Toussaint, of No. 42, St. Sebastian street, Colombo.

**W**HEREAS the above-named Colin Henry Toussaint was on November 15, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned, and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 23, 1897, and January 13, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,  
A. SANTIAGO,  
Acting Secretary.  
November 15, 1897.

No. 1,883. In the matter of the insolvency of Charles Weerasuriya, of Bambalapitiya in Colombo.

NOTICE is hereby given that the adjudication of Charles Weerasuriya, of Bambalapitiya in Colombo, as an insolvent, has been annulled.

By order of court,

A. SANTIAGO,  
Colombo, November 20, 1897. Acting Secretary.

No. 1,892. In the matter of the insolvency of G. Don Odris Appu, of Pallidora in the Palle pattu of Salpiti korale.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 23, 1897, for approval of conditions of sale of the immovable property of the insolvent.

By order of court,

GEO. VAN GUNSTER,  
Colombo, November 24, 1897. for Acting Secretary.

No. 1,898. In the matter of the insolvency of W. Francisco Fernando, of Dehiwala in the Palle pattu of Salpiti korale.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 13, 1898, to grant a certificate of conformity to the above-named insolvent.

By order of court,

A. SANTIAGO,  
Colombo, November 20, 1897. Acting Secretary.

No. 1,899. In the matter of the insolvency of Frederick J. Seneviratna, of No. 69, Maradana, in Colombo.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 6, 1898, for proof of further claims.

By order of court,

GEO. VAN GUNSTER,  
Colombo, November 24, 1897. for Acting Secretary.

No. 1,921. In the matter of the insolvency of Vana Moona Wamsa Maricar, of No. 43, Second Cross street, Pettah, Colombo.

WHEREAS the above-named Vana Moona Wamsa Maricar was on November 18, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned, and notice is also hereby given that the said court has appointed that two public sittings of the court will be held, to wit, on December 23, 1897, and January 13, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,

A. SANTIAGO,  
Colombo, November 20, 1897. Acting Secretary.

No. 1,923. In the matter of the insolvency of Coomaraage Don Bastian, of Colamunne in Salpiti korale.

WHEREAS the above-named Coomaraage Don Bastian was on November 19, 1897, adjudged insolvent by the District Court of Colombo, and an order has been made by the said court placing the estate of the said insolvent under sequestration in the hands of the Fiscal: Notice thereof is hereby given to all concerned, and notice is also hereby given that the said court has

appointed that two public sittings of the court will be held, to wit, on December 23, 1897, and January 13, 1898, for the said insolvent to surrender and conform, and for such other proceedings in the said matter as may then be competent under the Ordinance No. 7 of 1853, intituled "An Ordinance for the due collection, administration, and distribution of Insolvent Estates."

By order of court,

A. SANTIAGO,  
Colombo, November 20, 1897. Acting Secretary.

#### In the District Court of Kandy.

No. 1,390. In the matter of the insolvency of F. C. Theobald.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 3, 1897, to appoint an assignee in this matter.

By order of court,

W. M. DE SILVA,  
Kandy, November 20, 1897. Acting Secretary.

No. 1,390. In the matter of the insolvency of F. C. Theobald.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on January 14, 1898, for the allowance to the insolvent above-named his certificate of conformity.

By order of court,

W. M. DE SILVA,  
Kandy, November 20, 1897. Acting Secretary.

#### In the District Court of Galle.

No. 287. In the matter of the insolvency of I. L. M. M. Abdul Cader, of Kumbalwella in Galle.

NOTICE is hereby given that a meeting of the creditors of the above-named insolvent will take place at the sitting of this court on December 17, 1897, to grant a certificate of conformity to the above-named insolvent.

By order of court,

JAMES KRAUSE,  
Galle, November 20, 1897. Secretary.

No. 284. In the matter of the insolvency of Sinna Tamby Cadirawel of Mahamodera in Galle.

NOTICE is hereby given that the second sittings of this court in the above matter is fixed for January 14, 1898, of which creditors are hereby required to take notice.

By order of court,

JAMES KRAUSE,  
Galle, November 24, 1897. Secretary.

No. 293. In the matter of Peter G. Andr es of Galle.

WHEREAS Peter G. Andr es has filed a declaration of insolvency, and a petition for the sequestration as insolvent of his own estate, under the Ordinance No. 7 of 1853, and it appears that he has been in actual custody within the walls of a prison for debt for more than 21 days: Notice is hereby given that the said court has adjudged him an insolvent accordingly, and that two public sittings of the court, to wit, on December 30, 1897, and January 28, 1898, will take place for the insolvent to surrender and conform to agreeably to the provisions of the said Ordinance, and for the taking of the other steps set forth in the said Ordinance, of which creditors are hereby required to take notice.

By order of court,

JAMES KRAUSE,  
Galle, November 23, 1897. Secretary.



## NOTICES IN TESTAMENTARY ACTIONS.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Joint Estate and Effects of the late Samarasingha Aratchige Don Abraham de Silva Appuhamy and Rajapaksa Lianage Dona Carlina Hamine, deceased.

THIS matter coming on for disposal before F. B. Dias, Esq., Acting District Judge of Colombo, on the 4th day of November, 1897, in the presence of Mr. Charles Perera, Proctor, on the part of the petitioner Lansage Simon Perera Dharma Gunawardana of Silver-smith street, Colombo; and the affidavit of the said Lansage Simon Perera Dharma Gunawardana, dated 26th October, 1897, having been read:

It is declared that the said Lansage Simon Perera Dharma Gunawardana, as son-in-law of the above-named deceased, is entitled to have letters of administration of their joint estate issued to him accordingly, unless the respondents—1, Samarasingha Aratchige Paulis de Silva Appuhamy of Dematagoda; 2, Samarasingha Aratchige Cornelia de Silva Hamine of Silversmith street, wife of Lansage Simon Perera Dharma Gunawardana, Muhandiram; 3, Rev. Nana Mole of Maligakanda Pansala; 4, Samarasingha Aratchige James de Silva Appuhamy of Dematagoda; 5, Samarasingha Aratchige Selestina de Silva Hamine of Dematagoda, wife of Mahalapath Muhandirange Don Marthelis Appuhamy; 6, Samarasingha Aratchige Isabella de Silva Hamine, widow of the late Karanagodage James de Alwis Appuhamy, of Dematagoda; 7, Samarasingha Aratchige Angalthina de Silva Hamine of Dematagoda, wife of Atanda Aratchige Baron Pigeru Gunawardana Veda Appuhamy; 8, Samarasingha Aratchige Thomas de Silva Appuhamy of Dematagoda; and 9, Weeratunga Aratchige Gregoris de Costa; 10, Weeratunga Aratchige Almina de Costa; 11, Weeratunga Aratchige Alexander de Costa; and 12, Weeratunga Aratchige Rosline de Costa, all of Kalubowila—shall, on or before the 2nd day of December, 1897, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Acting District Judge.

The 4th day of November, 1897.

In the District Court of Colombo.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate and Effects of the late Dr. Paul Edward Eugene du Flot, deceased, of Colombo.

THIS matter coming on for disposal before F. R. Dias, Esq., Acting District Judge of Colombo, on the 24th day of November, 1897, in the presence of Messrs. Julius and Creasy, Proctors, on the part of the petitioner Rosette du Flot; and the affidavit of the said Rosette du Flot dated 23rd November, 1897, having been read: It is declared that the said Rosette du Flot as the widow of the deceased, is entitled to have letters of administration of the estate of the deceased husband issued to her accordingly, unless any person shall, on or before the 2nd day of December, 1897, show sufficient cause to the satisfaction of this court to the contrary.

FELIX R. DIAS,  
Acting District Judge.

The 24th day of November, 1897.

In the District Court of Chilaw.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Estate of the late Neina Ammal of Tangachymadam, Paumben, in India, deceased.

Siyanna Ana Seeny Kader of Chilaw.....Petitioner.

Vs.

1, Luisi Ammal, widow of Kader; and 2, Kader Ammal, both of Tangachymadam, Paumben, in India..... Respondents.

THIS matter coming on for disposal before Charles Russell Cumberland, Esq., District Judge of Chilaw,

on the 6th day of October, 1897, in the presence of the petitioner; and on reading the affidavit and petition dated the 1st October, 1897, and the order of the Honourable the Supreme Court dated the 23rd day of September, 1897, directing and appointing the District Court of Chilaw to have and exercise sole and exclusive testamentary jurisdiction in respect of the property and effects of the said Neina Ammal, deceased: It is ordered that the petitioner Siyanna Ana Seeny Kader of Chilaw be and he is hereby declared entitled to have letters of administration to the estate of the late Neina Ammal of Tangachymadam, deceased, issued to him, unless the respondents shall, on or before the 16th day of December, 1897, show sufficient cause to the satisfaction of this court to the contrary.

C. R. CUMBERLAND,  
District Judge.

In the District Court of Chilaw.

Testamentary Jurisdiction. { In the Matter of the Estate of the late Sena Pina Pitchay Thamby Rautter, No. 541. }

Vana Ismayil Rautter of Chilaw.....Petitioner.

And

Cader Beebee Ammal, mother of the said deceased, of Alaganakulam in Sub-Registry/Laka Ramenadapuram, in the District of Madurai.....Respondent.

THIS matter coming on for order before Charles Russell Cumberland, Esq., District Judge of Chilaw, on the 27th day of September, 1897, in the presence of the petitioner, and after reading the affidavit and application dated 23rd and 27th day of September, 1897, respectively, it is ordered that the petitioner, Vana Ismayil Rautter of Chilaw be and he is hereby declared entitled to have letters of administration to the estate of the late Sena Sina Pitchay Thamby Rautter of Chilaw, deceased, issued to him, unless the respondent shall, on or before the 16th day of December, 1897, show sufficient cause to the satisfaction of this court to the contrary.

C. R. CUMBERLAND,  
District Judge.

In the District Court of Puttalam.

*Order Nisi.*

Testamentary Jurisdiction. { In the Matter of the Intestate Estate of Anthony Pulle Moopu Sinna Marian, of Narakaly in Akkarai Pattu, in the District of Puttalam.

Mariana Pulle of Narakaly, widow of the said deceased Anthony Pulle Moopu Sinna Marian .....Petitioner.

Vs.

1, Anthony Pulle Moopu Manuel Pulle of Navalkadu in Akkarai pattu; 2, Anthony Pulle Moopu Bastian Pulle of Navalkadu in Akkarai pattu; 3, Suakino of Narakaly in Akkarai pattu; 4, Annamma of Narakaly in Akkarai pattu.....Respondents.

THIS matter coming on for disposal before me, E. T. Noyes, Esq., District Judge of Puttalam, on the 15th day of November, 1897, in the presence of Mr. Proctor Adam Muthukumar on the part of the petitioner; and on reading the application and affidavit of the petitioner dated the 15th day of November, 1897, it is ordered that the petitioner Mariana Pulle of Narakaly be and she is hereby declared entitled to have letters of administration to the estate and effects of Anthony Pulle Moopu Sinna Marian of Narakaly in Akkarai pattu, in the District of Puttalam, deceased, issued to her, unless the respondents or any other person shall, on or before the 1st day of December, 1897, show sufficient cause to the satisfaction of this court to the contrary.

E. T. NOYES,  
District Judge.

Dated 16th November, 1897.

## NOTICES OF FISCALS' SALES.

## Western Province.

In the District Court of Colombo.

M. P. S. R. M. Ramen Chetty, of Colombo.....Plaintiff.  
No. 8,854/C. Vs.  
1, D. L. F. Nonis ; 2, G. R. Rodrigo ; 3, S. W.  
Perera, all of Colombo.....Defendants.

NOTICE is hereby given that on Saturday, December 18, 1897, at 11 o'clock in the forenoon, will be sold by public auction at the premises the right, title, and interest of the said second defendant in the following property, viz.:-

All that house and ground bearing assessment No. 6, situated at Chapel lane, Slave Island, Colombo ; bounded on the north by the property of Kiduru Mohamado bearing No. 7, on the east by the other part of this property, on the south by the property bearing No. 5, and on the west by the lake ; containing in extent quarter of an acre more or less.

SOLOMON SENEVIRATNE,  
Fiscal's Office, Deputy Fiscal.  
Colombo, November 24, 1897.

In the District Court of Colombo.

The National Bank of India, Limited..... Plaintiffs.  
No. C/9,060. Vs.  
Cadiravalo Ramalingam, of Colombo, administrator of the estate and effects of Cadiravalo Tambyah, of Colombo, deceased.....Defendant.

NOTICE is hereby given that on Monday, December 20, 1897, at 4 o'clock in the afternoon, will be sold by public auction at the premises the following property, viz. :-

An undivided half part or share of and in all that house and ground situate and lying in Brassfounder street within the gravets of Colombo ; and bounded or reputed to be bounded on the north by the house of Bastian Rodrigo Vidahn, on the east by Brassfounder street, on the south by the house of Philipu Wissewaden Vidahn, now the property of Siman Appu, and on the west by the house of Christobu Mathes Pulle ; containing or reputed to contain in extent eight square perches or thereabouts.

Fiscal's Office, SOLOMON SENEVIRATNE,  
Colombo, November 24, 1897. Deputy Fiscal.

In the District Court of Colombo.

Soona Visuwanaden Chetty, of Sea street in Colombo, also known as Vayna Moona Pana Soona Visuwanaden Chetty, for himself and as executor of the last will and testament of the late Wawanna Wytilingam Chetty, of Colombo, deceased.....Plaintiff.  
No. C/9,642. Vs.

Samuel Alfred Perera of New Urugodawatte in Colombo.....Defendant.

NOTICE is hereby given that on Friday, December 17, 1897, at 1 P.M., will be sold by public auction at the respective premises the right, title, and interest of the said defendant in and to an undivided one-tenth share of each of the following properties mortgaged by the defendant as a primary and secondary mortgage, and decreed to be sold by the decree entered in the above case:-

1. All those premises bearing assessment No. 157, with the buildings standing thereon, situated at Grandpass road in Colombo ; and bounded on the north by the Grandpass road, on the east by the property bearing assessment No. 156 belonging to Mr. Jayatilleke, on the south by the canal, and on the west by a path ; containing in extent 2 acres more or less.

On the same day at 2.30 P.M.

2. All that house and ground now called "Raynor's Ruhe," situated at Horton place in Cinnamon Gardens, Colombo ; and bounded on the east by the Canal road, on the south by the road called Horton place, on the west by the property bearing assessment No. 7, Horton place, belonging to Mr. Mendis, and on the north by the property bearing assessment No. 9 belonging to Mr. Sangarapulle ; containing in extent 3 roods more or less.

SOLOMON SENEVIRATNE,  
Fiscal's Office, Deputy Fiscal.  
Colombo, November 24, 1897.

In the District Court of Negombo.

Kana Nana Rawenna Mana Kannappa Chetty....Plaintiff.  
No. 2,641. Vs.  
Konganige Manuel Anthoni Fonseka and others.....Defendants.

NOTICE is hereby given that on December 18, 1897, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially hypothecated by bond No. 3,029 dated April 5, 1895, viz. :-

1. An undivided half share of the garden called Bulugahalanda *alias* Bulugahawatta, situate at Andiambalama in the Dasiya pattu of the Alutkuru korale ; the entire property being bounded on the north by the garden of Kalutantrige Dingi Appu and others, on the east by Andiambalama-oya, on the south by the high road leading from Negombo to Veyangoda, and on the west by the garden of Adrian Anthoni and others ; containing in extent 1 acre and 34 perches more or less.

2. The part or portion of the land called Kadiranakurunduwatta and the buildings standing thereon, at do. ; which portion of land is bounded on the north by the high road, on the east by the ditch, on the south by the old road, and on the west by the portion of this garden belonging to the said Santiagu Anthoni Fonseka ; containing in extent 3 acres and 29-57 perches more or less.

3. The portion of garden called Kadiranakurunduwatta and the adjoining portion of land called Bulugahalanda, at do. ; bounded on the north and north-east by the high road, on the south-east by the second mentioned land, south by the old road, and on the west by the land of Mr. Smith ; containing in extent 3 acres and 29-57 perches more or less ; and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied Rs. 1,098, and interest on Rs. 605 at 15 cents on every Rs. 10 per mensem from June 5, 1895, and on Rs. 385 at 24 per cent. per annum from May 7, 1895.

FRED. G. HEPPONSTALL,  
Deputy Fiscal's Office, Deputy Fiscal.  
Negombo, November 23, 1897.

In the District Court of Negombo.

Sawenna Thana Sena Wana Seweramam Chetty, by his attorney Muttaiyah Chetty.....Plaintiff.  
No. 2,774. Vs.  
Wickrema Arachchige Appu Fernando and another.....Defendants.

NOTICE is hereby given that on December 21, 1897, commencing at 11 o'clock in the forenoon, will be sold by public auction at the premises the following property, specially hypothecated by bond No. 2,133 dated August 7, 1894, viz. :-

1. The garden called Nagahawatta *alias* Kosgahawatta, at Otarawadiya in the Dunagaha pattu of the Alutkuru korale ; bounded on the north by the Maha-oya, on the east and south by a land belonging to defendants, and on

the west by the ditch and the live fence which separates the garden of Bulatsinhalege Pelis Appu; containing in extent 2 acres more or less.

2. The garden called Bogahawatta, at Uduwila in Otarawadiya; bounded on the north by the land of Gaiappu, on the east by the land of Mathappu, on the south by the land of Dona Marihami, and on the west by the cart road; containing in extent 2 roods more or less, and declared liable to be sold in satisfaction of the decree entered in the above case.

Amount to be levied Rs. 832-50, and interest on Rs. 500 at 24 per cent. per annum from December 7, 1896.

FRED. G. HEPPONSTALL,  
Deputy Fiscal's Office, Deputy Fiscal.  
Negombo, November 23, 1897.

### Central Province.

In the District Court of Kandy.

S. L. K. R. Nalla Carpen Chetty of Matale.....Plaintiff.  
No. 10,993. Vs.

1, Dorekumbura Dissawa; and 2, U. B. Dorekumbura.....Defendants.

NOTICE is hereby given that on December 18, 1897, at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendants:—

The garden called Waragolle Bogahumulawatta of about one amunam in extent, situate at Waragolle in Gampahasiya pattu of Matale; bounded on the east by Mulketa and road, on the south by the jak fence of the garden belonging to the defendant and road, on the west by the high road, and on the north by the fence of the garden belonging to Padimohandiramrala, together with all the plantations and everything standing thereon.

Amount of writ Rs. 502-40.

Fiscal's Office, WM. DUNUWILLE,  
Kandy, November 22, 1897. Fiscal.

In the District Court of Kandy.

S. K. A. R. Sidambram Chetty .....Plaintiff.  
No. 11,659. Vs.

1, H. Charles Appu; and 2, J. P. Wanigsekera, Notary Public.....Defendants.

NOTICE is hereby given that on December 18, 1897, commencing at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendants:—

1. Kahategahumulakotuwa Pulinguralagewatta *alias* Kundasalewatta of 87 acres in extent; bounded on the east by Tikirikankanamegewatta and ditch, south by Mahaweli-ganga, west by Kundasala Viharewatta, and on the north by land claimed by natives and by Okland Boidsland.

2. Dimbulgaha Asweddamakumbura of 2 pelas and the adjoining high land of 2 acres 3 roods and 26-50 perches in extent; bounded on the east by Mahaweli-ganga and the land belonging to Tikiri Kankana, south and west by Kundasala estate, and on the north by the ditch and land belonging to Mr. Titler.

3. Polwattekumbura of 5 pelas in extent; bounded on the east, south, and north by Polwatta, and on the west by Henakankanamegewatta, all situate at Kundasala in Lower Dumbura.

Amount of writ Rs. 1,080-75.

Fiscal's Office, WM. DUNUWILLE,  
Kandy, November 22, 1897. Fiscal.

In the Court of Requests, Gampola.

F. D. Aron Appuhamy.....Plaintiff.  
No. 3,121. Vs.

George K. Ludewick.....Defendant.

NOTICE is hereby given that on December 20, 1897, at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendant:—

The tea estate called and known as "Brookside," containing in extent about 19 acres, with buildings and

everything thereon, situate at Pussellawa, in Kandukara Ihala korale, Uda Bulatgama; and bounded on the east by Crown land, south by patana and ela, west by ela and field, and on the north by property belonging to Arunasalam Chetty and the Nuwara Eliya road.

Amount of writ Rs. 297-28, wit interest on Rs. 250 at 9 per cent. per annum from September 27, 1897.

Fiscal's Office, WM. DUNUWILLE,  
Kandy, November 22, 1897. Fiscal.

In the Court of Requests, Gampola.

H. James Perera.....Plaintiff.  
No. 3,123. Vs.

G. K. Ludewick.....Defendant.

NOTICE is hereby given that on December 21, 1897, at 12 o'clock noon, will be sold by public auction at the premises the following property of the defendant:—

The tea estate called and known as "Providence," containing in extent about 13 acres, with buildings and everything thereon, situate at Pussellawa in Kandukara Ihala korale, Udapalata; and bounded on the east by Nuwara Eliya road, south by Moragaha-ela, west by oya and field, and on the north by Nidane-ela.

Amount of writ Rs. 75-46, with legal interest on Rs. 58-83 from May 8, 1897.

Fiscal's Office, WM. DUNUWILLE,  
Kandy, November 22, 1897. Fiscal.

### Southern Province.

In the District Court of Galle.

Don Adirian de Silva Weerasaria Kumisteru  
Arachchi, of Katalowa.....Plaintiff.

No. 4,541. Vs.

Balage Don James de Silva *alias* Babun Appu,  
of Katalowa.....Defendant.

NOTICE is hereby given that on Thursday, December 23, 1897, at 2 o'clock in the afternoon, will be sold by public auction at the spot the following property, viz.:—

1. All the soil and fruit trees of the portion marked letter A of the garden called Maradana Addarawatta, situate at Katalowa, in extent 26-37 perches.

2. All that half part of the fruit trees and soil, exclusive of the planter's share of the third plantation of the garden called Maradanawatta, situate at Katalowa.

3. All the soil and fruit trees of an undivided one-third of one-ninth part of the garden called Katilituduwe Kurunduwatta, situate at Katalowa, surveyed as per survey plan dated January 22, 1790, exclusive of the planter's share thereof.

4. An undivided half of three-fourth part of a defined one-half, containing in extent 24 kurunies of paddy of the land Mirihaneowita, the whole land containing in extent 1 amunam of paddy, situate at Katalowa.

5. An undivided half of six kurunies extent of the land called Mirihaneowita, containing in extent 2 bags of paddy, situate at Katalowa.

6. Four parts out of seven parts of the soil and fruit trees of the defined one-eighth part of the garden called Mirihaneaddara Maradanawatta, situate at Katalowa.

7. All that tiled house of 15 cubits standing on the allotment marked letter C, being one-eighth part of the garden called Maradanawatta, situate at Katalowa, containing in extent 2 roods and 23-54 perches as per survey dated June 7, 1848, made by F. G. Speldewinde, Surveyor; mortgaged by the writing obligatory No. 2,562, dated November 25, 1894, and declared bound and executable under the judgment entered in the above case.

This writ is issued to levy a sum of Rs. 2,251, with interest on Rs. 2,090 at 9 per cent. per annum from May 11, 1897.

Fiscal's Office, C. T. LEEMBRUGGEN,  
Galle, November 23, 1897. for Fiscal.

## Eastern Province.

In the District Court of Batticaloa.

1, Edward Newnham Atherton; 2, Mrs. Eleanor Burleigh Sortain.....Plaintiffs.

● No. 1,738. Vs.

Francis Vanderput, Secretary of the District Court, Batticaloa, administrator of the goods, chattels, and effects of the late Tambinamola Kariapper Weeralevvepody Vanniah.....Defendant.

NOTICE is hereby given that on Saturday, December 18, 1897, at 9 A.M., will be sold by public auction at the spot the following property of the defendant, specially mortgaged and hypothecated in and by bond dated December 18, 1883, and declared by judgment in the above case specially bound and executable for that judgment for the recovery of Rs. 5,706 :—

At 9 A.M.

(b) A paddy field called Veppadively in Chothayan-medduvaddai, in Nindoor pattu in Batticaloa aforesaid; and bounded on the north by Chothayanmedduvely and Atheyadielavisam and Pulpuddy or land described in plan 56,619, south by Metopally or land described in plans 56,628 and 56,626 and Crown land, east by land described in plan 56,619 and north-east by land of Ahamatupody Sinna Tamby's Singaratoppu and Crown land, south-east by Singaratoppu, west by land described in plan 56,691 or Makiladyvally, and north-west by land of Ahamadupody Sinne Tamby and Singaratoppu; containing in extent 65 acres 2 roods and 29 perches as per survey plan 56,618 attached to the Crown grant dated December 19, 1862.

At 3 P.M.

(a) A paddy land called Pulayavadduvanvely and its tank, situate at Pulyavadduvan in Karavaku pattu in Batticaloa; and bounded on the north by the dam of the fields Kurukuvalleyvadduvan, Kurukuvalley, and lane 7 ft. wide, on the east by lane, low ground, and Government road, on the south by low plain jungle and the field called Kanayvayel, and on the west by the plain jungle, the river called Kanankaneyodai, and Kurukuvellyvadduvan, and on the north-west by the garden called Madatuvalavu; containing in extent 40 acres and 19·29 square perches, as described in the Fiscal's certificate of sale dated October 29, 1857, and the diagram annexed thereto.

At 4 P.M.

(c) A paddy field called Kudavelly, consisting of two vayels called Peria Mullakarenavayel and Kulyvayel, situated at Senkatpadai in Nindoor pattu; containing in extent 6 amunams sowing, under deed dated February 9, 1842.

K. C. KADIRGAMER,  
Deputy Fiscal.Fiscal's Office,  
Batticaloa, November 17, 1897.

## North-Western Province.

In the District Court of Chilaw.

Warnakulasuriya Sokinu Anthony Fernando and another of Mattakkotuwa ..... Plaintiffs.

No. 1,559. Vs.

Chandrasekara Adikarimudalige Punchihami Etana and five others of Mahawewa..... Defendants.

NOTICE is hereby given that on Saturday, December 18, 1897, at 1 o'clock in the afternoon, will be sold by public auction at the premises the right, title, and

interest of the said defendants in the following property, viz. :—

The land called Meegahawatta, situate at Mahawewa in Yatakalan pattu, Chilaw District, with the fruit-bearing trees and buildings standing thereon; bounded on the north by land belonging to Kusalhamy and others, east by high road, south by garden belonging to Mudalihamy, Vibadde Arachchi, and others, west by garden belonging to Ungurala, Vel-vidanerala, and by dewata road.

Amount recoverable Rs. 732·50, with interest on Rs. 662·50 at 9 per cent. per annum, and further damage at Rs. 7·50 per mensem from January 8, 1897, and poundage.

C. R. CUMBERLAND,  
Deputy Fiscal's Office,  
Chilaw, November 22, 1897. Deputy Fiscal.

In the District Court of Colombo.

The National Bank of India, Limited.....Plaintiff.

No. 9,038. Vs.

Caderavaloo Ramalingam of Colombo, administrator of the estate and effects of C. Tambyah of Colombo, deceased.....Defendant.

NOTICE is hereby given that on Monday, December 20, 1897, commencing at 1 o'clock in the afternoon will be sold by public auction at the premises the right, title, and interest of the said estate in the following property, viz. :—

1. All that portion of land called Dambumukalana, situate in the village Tabbowa in Medapalata, Chilaw District; bounded on the north by Crown forest, east by remaining portion of this land, south by a field claimed by the natives, west by a footpath; containing in extent about 50 acres.

On December 20, commencing at 3 P.M.

All that portion of land called Dambuwmukalana, situate in the village Tabbowa aforesaid; bounded on the north by a portion of this land belonging to Don Velon Appuhamy, Native Doctor, on the east by another portion of this land belonging to Migel Peris Appuhamy, south by the garden now belonging to Catheravaloo Tambyah, west by land belonging to the Crown; containing in extent 25 acres, together with all the buildings standing thereon.

Amount recoverable Rs. 33,925·96, with interest on Rs. 27,436·25 at 9 per cent. per annum from May 1, 1896, and poundage.

Deputy Fiscal's Office, C. R. CUMBERLAND,  
Chilaw, November 22, 1897. Deputy Fiscal.

In the District Court of Puttalam.

U. L. M. Meera Saibo Markar.....Plaintiff.

No. 1,166. Vs.

J. M. S. de Rosairo.....Defendant.

NOTICE is hereby given that on Saturday, December 18, 1897, at 2 o'clock in the afternoon, will be sold by public auction at the spot the right, title, and interest of the said defendant in the following property, viz. :—

An undivided one-twelfth share of the garden called Mudaliyartotam, situate at Manjady in Akkarai pattu; and bounded on the north by the path and land belonging to Advocate Brito and others, south by the reservation for road leading to sea, east by the garden belonging to Mr. Anthony de Rosairo, Mudaliyar, and others, and west by the fence of the garden belonging to the estate of the late Sinne Colenda Sego Moheidin and others; excluding therefrom nine years' produce.

Deputy Fiscal's Office, E. T. NOYES,  
Puttalam, November 19, 1897. Deputy Fiscal.

