



Ceylon Government Gazette

Published by Authority.

No. 6,208 — FRIDAY, SEPTEMBER 27, 1907.

PART I.—General: Minutes, Proclamations, Appointments, and General Government Notifications. | PART III.—Provincial Administration.
 PART II.—Legal and Judicial. | PART IV.—Land Settlement.
 PART V.—Mercantile, Marine, Municipal, Local, &c.

Separate paging is given to each Part in order that it may be filed separately.

Part V.—Mercantile, Marine, Municipal, Local, and Miscellaneous.

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MUNICIPAL COUNCIL NOTICES.

MUNICIPALITY OF KANDY.

Minutes of Proceedings of a Meeting of the Municipal Council of Kandy held in the Town Hall, Kandy, on the 27th day of July, 1907, at 8.30 a.m., in accordance with Notice dated the 23rd day of July, 1907.

Present :—The Hon. Mr. J. P. Lewis, Chairman; E. Beven, Esq.; Hon. Mr. W. D. Gibbon; Dr. G. P. Schokman; G. F. Soysa, Esq.; C. A. Hamy, Esq.; E. L. Wijegoonewardene, Esq.

1. The Minutes of Proceedings of the Meeting held on the 22nd day of June, having been previously submitted to the Chairman for his approval, and a copy thereof furnished to each member, were taken as read and confirmed by the Chairman.

2. The following documents were submitted :—

(a) Statements of Receipts and Expenditure from close of 1906 to 30th June, 1907, on account of the Municipal Fund, comprising the (No. 1) General Revenue, (No. 2) Consolidated Rate (Police and Lighting), and (No. 3) Water Rate Accounts.

(b) Progress Report of Works brought up to the same date.

(c) Health Officer's Report for June.

(d) Statement of Cases instituted by the several Inspectors and of Work done by the Municipal Magistrate during the month of June.

(e) The Reservoir Readings for June.

Resolved—That the several statements, together with the Minutes of Proceedings of this Meeting, as required by section 90 of the Municipal Councils' Ordinance, No. 7 of 1887, and the Health Officer's Report, be forwarded to the Colonial Secretary for publication in the *Government Gazette*.

3. The following papers were laid on the table:—Reports by the several Inspectors on laundries, standpipes, and house-service taps inspected during June.

4. *Government Audit*.—Letter No. 28 of 6th July, from the Colonial Secretary, *re* Audit of Municipal Council Accounts.

(b) *Dairies, by-laws to regulate*.—Letter No. 29 of 6th July, from the Colonial Secretary, *re* by-laws regarding dairies.

It was agreed that it should be pointed out to Government that the rules framed were strictly not by-laws but regulations framed under Ordinance 1 of 1896, chapter II., section 47, and that as such it seemed doubtful whether they required the sanction of His Excellency the Governor in Executive Council.

(c) *Guides' Ordinance—new by-laws*.—Letter No. 30 of 9th July, from the Colonial Secretary, *re* Guides' Ordinance.

Proposed by Chairman, seconded by Mr. Gibbon, and carried, that the following by-laws be adopted under section 7 of Ordinance No. 27 of 1906:—

(1) Every licensed guide, appointed under the provisions of the Ordinance No. 27 of 1906, shall wear a badge, as required by the 6th section of the said Ordinance, upon the right breast.

(2) Every licensed guide shall carry about him a pocket register, to be produced when called for by any one who hires him, or by any public officer or officers of the Council; the pocket register shall be provided, free of charge, by the Council at the time the guide receives his license, and shall be kept in a form to be prescribed by the Chairman.

(3) The following fees may be lawfully demanded by every licensed guide from any person who may engage the services of such guide:—

	Cents.
For the 1st hour or portion thereof	50
For every additional hour or portion thereof	25

(d) Letter No. 1,717 of 9th July, from the Acting General Manager, Ceylon Government Railway, *re* Kandy Station Improvements and Minutes of Meeting between the Station Improvement Committee and the General Manager.

5. *Dairies—buildings*.—Report of Special Committee appointed to consider the minimum requirements in respect of buildings intended for dairies outside the town proper.

Proposed by Mr. Beven, seconded by Mr. Wijegoonewardene, that the papers be referred to the Special Committee for further report, and that the Provincial Surgeon be added to the Committee.—Carried.

6. *Ceylon Contingent statue*.—Pursuant to notice, Mr. Beven asked—"When the base of the equestrian statue was to be completed."

The Chairman replied that the delay was due to want of funds. The scheme included steps on all four sides. He had suggested to the Acting Chairman, Planters' Association, to slope off the four sides and turf them for the present. He hoped that this would be done soon.

7. *Day scavenging—control of labour force*.—Pursuant to notice, Mr. Beven moved—"That the resolution of the Council passed on 19th June, 1897, which appears to conflict with the regulations as to the duties of Municipal Council Officers adopted by the Council in 1904, be rescinded, and that the labour force employed for street scavenging be placed under the control and supervision of the Superintendent of Works."

This was seconded by Mr. E. L. Wijegoonewardene and supported by Mr. C. A. Hany.—Carried *nem. con*.

8. *Address of welcome to new Governor*.—To consider the question of an address of welcome to His Excellency Sir Henry McCallum on his arrival in Kandy.

The Chairman proposed that a Special Committee consisting of Messrs. Beven, Gibbon, and himself be appointed to draft out the address, and that the draft address be circulated for the approval of the Members.—Dr. Schokman seconded.—Carried.

9. *Supplemental Budget 1 of 1907*.—Supplemental Budget No. 1 of 1907, as approved by the Standing Committee.

Proposed by the Chairman, seconded by Mr. Wijegoonewardene, that the Budget be adopted.—Carried.

10. *Ornamental trees*.—Proposed by Mr. Wijegoonewardene, seconded by Dr. Schokman, that the Chairman be permitted to cut down such trees round the lake as in his discretion he may consider it advisable to remove.—Carried.

11. *Mr. Owen, re-election of*.—Proposed by Mr. Wijegoonewardene, seconded by Mr. Beven, that the Council re-elect, in terms of section 32 of Ordinance No. 7 of 1887, Mr. Owen, Member for Ward No. 4, who had failed to attend three consecutive meetings.—Carried.

12. *Vote of condolence to late Secretary*.—The Chairman proposed, that the Council pass a vote of condolence with the family of the late Colonel Byrde, Secretary of this Council for 33 years, and that a copy of this resolution be forwarded to Mr. R. W. Byrde. This was seconded by Mr. Beven.—Carried unanimously.

Confirmed this 24th day of August, 1907:

EDWIN BEVEN,
pro tem Chairman.

Progress Report of Works done brought up to June 30, 1907.

Est. No.	Heads of Expenditure.	Amount voted for the Year.		Expenditure up to May 31, 1907.		Expenditure in June, 1907.		Total Expenditure		Balance.	
		Rs.	c.	Rs.	c.	Rs.	c.	Rs.	c.	Rs.	c.
1	Upkeep of pavements	2,635	50	969	58	44	86a	1,014	44	1,621	6
2	Town streets	7,000	0	2,422	15	342	13b	2,764	28	4,235	72
3	Alutgantota and Lady Anderson's roads	966	0	262	98	126	42c	389	40	576	60
4	Udawattekele roads and paths	2,200	0	489	48	245	61d	735	9	1,464	91
5	Halloluwa and Bahirowakanda roads	1,900	0	706	83	115	3e	821	86	1,078	14
6	Municipal buildings	2,000	0	611	90	302	25f	914	15	1,085	85
7	Watering streets	600	0	290	58	55	65g	346	23	253	77
8	Market buildings	1,800	0	175	9	28	27h	203	36	1,596	64
9	Ornamental plants	250	0	131	47	5	76i	137	23	112	77
10	Tools	600	0	167	88	22	25j	190	13	409	87
11	Maintenance of bathing tanks	200	0	29	47	—	—	29	47	170	53
12	Recreation ground and esplanade	1,000	0	304	29	58	5k	362	34	637	66
13	Sundry minor works	400	0	257	21	14	88l	272	9	127	91
14	Repairs to cemetery-keeper's house	70	0	14	52	—	—	14	52	55	48
15	Wace park	556	0	166	6	50	22m	216	28	339	72
16	Recreation ground improvements	2,930	0	1,488	32	236	98n	1,725	30	1,204	70
17	Carriage stand repairs	200	0	1	57	—	—	1	57	198	43
18	Barrel drains	2,000	0	1,365	26	—	—	1,365	26	634	74
19	Colombo street paving	387	0	289	22	—	—	289	22	97	78
20	Public seats, maintenance	175	0	10	85	3	0o	13	85	161	15
21	Clearing silt, Meda-ella	250	0	—	—	—	—	—	—	—	—
22	Ventilating shafts	235	0	127	70	—	—	127	70	107	30
23	Cement concrete side drains, Lady Horton's	250	0	149	15	—	—	149	15	100	85
24	Railway approach road	250	0	144	76	—	—	144	76	105	24
25	Lewella road extension	2,015	0	401	63	370	14p	771	77	1,243	23
26	Open path to Lady Horton's	600	0	143	58	—	—	143	58	456	42
27	Widening Ward street	114	0	97	87	—	—	97	87	16	13
28	Retaining wall Asgeria road	185	25	40	47	44	0q	84	87	100	78
29	Retaining wall, Lady Torrington road	135	0	—	—	134	89r	134	89	0	11
30	Ladder and rails, town clock	170	0	18	58	139	44s	158	2	11	98
A	Vegetation	600	0	—	—	—	—	—	—	—	—
B	Clearing silt from side drains	500	0	—	—	—	—	—	—	—	—
C	Opening pits and covering in	2,880	0	1,005	84	155	75t	1,161	59	1,718	41
D	Upkeep of ferry approaches	280	0	72	32	—	—	72	32	187	68
E	New double canoe for Illukmodara	600	0	492	49	60	15u	552	64	47	36
E	Repairs to ferry boat	580	0	13	16	160	0v	173	16	406	84
F	Repairs to ferry boats	1,675	0	1,079	75	101	78w	1,181	53	493	47
G	House of shelter	275	0	130	76	34	89x	165	65	109	35
H	Waterworks maintenance	5,383	0	1,491	37	412	89y	1,904	26	3,478	74
I	Upkeep of fountains	146	0	42	96	—	—	42	96	103	4
	Lake silt	3,000	0	2,035	10	253	29z	2,288	39	711	61

(a) Repairing pavements, Rs. 35·61; clearing gratings, Rs. 9·25; total, Rs. 44·86.

(b) 18 cubes metal broken and piled, Rs. 120·03; 29 cubes metal spread and consolidated, Rs. 83; 14 cubes metal transported, Rs. 19·46; 2 miles jungle cleared, Rs. 14; $\frac{3}{4}$ mile side drain deepened and cleared Rs. 10·50; building 3 cubes dry rubble retaining wall round lake, Rs. 64·04; $\frac{1}{4}$ mile sides reduced, Rs. 3·75; repairing tools, Rs. 11·34; and hand-carts, Re. 1·37; clearing vegetation from Kandyan wall, Rs. 2·11; contingencies, Rs. 371; supervision, Rs. 4; total, Rs. 342·13.

(c) 8 miles side drains deepened and cleared, Rs. 25·93; 2 miles jungle cleared, Rs. 12; 3 miles sides reduced, Rs. 25·93; proportion of cost, Rs. 52·90; repairing road, Rs. 4·66; supervision, Rs. 5; total, Rs. 126·42.

(d) 30 cubes gravel transported and piled, Rs. 38·97; 4 $\frac{1}{2}$ miles side drains deepened and cleared, Rs. 54·10; 4 $\frac{1}{2}$ miles jungle cleared, Rs. 27; 4 $\frac{1}{2}$ miles sides reduced, Rs. 54·10; removing landslips, Rs. 9·82; filling and turfing bank, Rs. 18·62; forest overseer's charges for clearing vegetation, Rs. 35; supervision, Rs. 5; total, Rs. 245·61.

(e) 2 $\frac{1}{2}$ cubes metal transported, Rs. 5; 30 cubes metal spread and consolidated, Rs. 105·03; supervision, Rs. 5; total, Rs. 115·03.

(f) Whitewashing slaughter-house, public privy, and line 21 squares, Rs. 6·50; shifting tiles, Mahaiyawa lines, Rs. 14·27; repairing and tarring latrines, Rs. 247·18; transporting gravel to exposing shed, Rs. 15·40; shifting tiles, Town Hall, Rs. 14·28; contingencies, 62 cents; supervision, Rs. 4; total, Rs. 302·25.

(g) Hire of bullocks and carts, Rs. 46·50; repairing water carts, Rs. 9·15; total, Rs. 55·65.

(h) 11 squares whitewashing latrine, Rs. 3·40; 14 squares whitewashing stalls, Rs. 4·20; 8 cubes gravel transported and spread on approach road, Rs. 17·05; repairing stalls, Re. 1·62; supervision, Rs. 2; total, Rs. 28·27.

(i) Cost of timber for tree guards, Rs. 5·76.

(j) Cost of 12 pickaxes, Rs. 18; 2 allowangoes, Rs. 4; and 1 file, 25 cents; total, Rs. 22·25.

(k) Mowing grass and weeding ground, Rs. 52·30; cost of printing 500 permits, Rs. 3·75; and supervision, Rs. 2; total, Rs. 58·05.

(l) Repairing wire fence, Rs. 2·88; cutting letters in stone-post and transporting it, Rs. 12; total, Rs. 14·88.

(m) Sweeping and weeding grounds, Rs. 21·73 ; pruning trees, Rs. 26·49 ; supervision, Rs. 2 ; total, Rs. 50·22.

(n) Cost of blasting materials, Rs. 41·96 ; wages of extra guards, Rs. 102·10 ; cost of diets, Rs. 23·57 ; repairing trolleys, Rs. 15·70 ; cost of tools, Rs. 53·65 ; total, Rs. 236·98.

(o) Repairing seats, Rs. 3.

(p) 81 cubes earth work in cutting and filling, Rs. 72·90 ; 2,315 feet side drains cut, Rs. 69·45 ; one 2 × 2 culvert built, Rs. 75 ; cost of tools, Rs. 31·66 ; blasting stones, Rs. 51·75 ; cost of materials, Rs. 62·38 ; supervision, Rs. 7 ; total, Rs. 370·14.

(q) Cost of bricks, Rs. 30 ; and lime, Rs. 14 ; total, Rs. 44.

(r) Building 3 cubes masonry, Rs. 120 ; and filling and turfing, Rs. 14·99 ; total, Rs. 134·09.

(s) Cost of timber, &c., Rs. 76·09 ; labour in making hand rail and fixing ladder, Rs. 63·35 ; total, Rs. 139·44.

(t) 164 cubes earthwork in opening pits, Rs. 118·18 ; 150 cubes earthwork in covering pits, Rs. 37·57 ; total, Rs. 155·75.

(u) Making platform of new canoe, Rs. 60·15.

(v) Removing old planks and pitching and caulking Lewelle ferry boat, Rs. 160.

(w) Transporting materials to Lewelle, Rs. 31·95 ; repairing Gonawatta ferry boat, Rs. 69·83 ; total, Rs. 101·78.

(x) Caretaker's wages, Rs. 12 ; repairs to Dharma lines, Rs. 6 ; building concrete platform and drains ound latrine, Rs. 16·89 ; total, Rs. 34·89.

(y) Pay of watchers, Rs. 54·60 ; upkeep of standposts, Rs. 181·83 ; clearing jungle and weeding, Rs. 65·38 ; gatekeeper's wages, Rs. 18·60 ; supplying grass to exposing shed, Rs. 29·85 ; repairing roof and shifting tiles of planter's bungalow, Rs. 54·69 ; gauging water, Rs. 2·94 ; supervision, Rs. 5 ; total, Rs. 412·89.

(z) 90 cubes silt removed by the dredger, Rs. 114·38 ; 90 cubes silt removed in barges and disposed of, Rs. 129·93 ; repairing dredger, Rs. 1·50 ; supervision, Rs. 6 ; total, Rs. 253·29.

G. FRED. BUULTJENS,
Superintendent of Works.

Health Officer's Report, for June 1907.

Scavenging.—The scavenging of the town was satisfactorily carried out during the month.

Drainage.—The drains were frequently flushed and kept as clean as possible.

Water supply.—Good, *vide* attached analysis. Water taken from standpipe in Ward street.

Alleys.—Generally well kept, but it is impossible to keep such ill-built overcrowded places in a sanitary state. I would again urge their re-construction on sanitary principles.

Latrines.—Generally well kept.

Laundries.—All fairly well kept.

Dairies.—All the licensed dairies are well kept.

Bakeries.—Well kept.

Market.—Well kept. All food stuffs exposed for sale have been examined by me and found good.

Cattle passed during the month.—Cattle, 490 ; buffaloes, 111 ; sheep, 147 ; goats, 239.

Slaughter-house exposing sheds.—Well kept.

Cooly lines.—Generally well kept.

Boutiques.—All fairly well kept.

Night Soil Depot.—Well kept.

General health.—Good. One case of chickenpox and six cases of enteric fever were reported during the month. Every precaution was taken to prevent any further spread of the disease (*vide* Infectious Disease Book).

Cases of Enteric.

1. H. J. Wijesekera, 191, Peradeniya road : This patient was brought in from Ragalla.
2. L. Ferdinands, 69, Trincomalee street : Spends most of his time out of Kandy (motor car driver). He came from Anuradhapura suffering from fever on 1st June.
3. Miss L. Tranchell :
4. Miss A. Tranchell : } Brought to Kandy hospital from Kurunegala.
5. Miss M. Casiechetty : Returned to Kandy from Hatton on 5th May. Contracted fever on the following day (6th May). Reported to me on June 1, 1907.
6. M. Moonemallie : Came from Kurunegala on the 27th May, and was taken ill on 8th June.

Kandy, July 7, 1907.

ANDERSON SMITH,
Health Officer.

Examination of a Sample of Drinking Water.

From Stand Pipe in Ward Street.

Source and possibility of contamination: no possibility of contamination.

Chemical and Physical Examination.

1. Colour in 6 in. column: colourless.
2. Turbidity: none, clear, bright.
3. Odour: none.
4. Residue left on evaporation: virtually none, did not char on being subjected to a strong heat.
5. Free ammonia: none perceptible.
6. Chlorine: under 2 grs. per gallon. Equivalent of common salt, about 3 grs. per gallon.
7. Nitrites: no indication of.
8. Nitrates: no indication of.
9. Hardness: about 4°.
10. Lead: none.
11. Zinc, iron, and copper: none.
12. Oxygen absorbed in 15 min. at 212° F: not more than .05 grs. per gallon.

From the examination of the source of the water herein referred to, and the results obtained by analysis, I am of opinion that it is well adapted for all domestic purposes.

Kandy, July 7, 1907.

ANDERSON SMITH,
Health Officer.

ROAD COMMITTEE NOTICES.

Huluganga-Bambara Ela Road.

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road for 1907, the Provincial Road Committee, acting under the provisions of "The Branch Roads Ordinance, 1896," have assessed the proportion due by each estate in the district interested in the repair of the said road, as follows:—

HULUGANGA-BAMBARA ELA ROAD. (Estimate No. 261 of 1907.)

Government moiety .. Rs. 850.00
Private contributions .. Rs. 854.27

1st section, $\frac{1}{2}$ mile.

Total acreage, 8,263—Moiety of cost, Rs. 91.14—
Sectional rate, .0110c.—Total rate, .0110c.

Proprietors or Agents.	Estates.	Acreage.	Rs.	c.
J. C. de Silva	Hoolooganga-watta	60	0	71
George Steuart & Co.	Mahousa	614	6	80
J. L. Dewar	Allacolla and Overdale	648	7	18
E. G. Reeves	Ratnatenna	456	5	7

1st to 3rd section, $2\frac{1}{2}$ miles.

Total acreage, 6,485—Moiety of cost, Rs. 364.56—
Sectional rate, .0562c.—Total rate, .0672c.

J. C. de Silva	Galgodawatta	22	1	53
G. Punchihamine	Wawakanattawatta	22	1	53
Veerappan Cangany	Tallagoya	28	1	94
Marie Cangany	Marie's land and Florence	486	32	71
C. J. Owen	Gomera Old and New	844	56	77
Pana Sellembran Cangany	Mohamadu Mydeen's land	150	10	14
C. E. & A. C. Bonner	Baddegama	188	12	69
J. Hall Brown	Old Tunisgala	376	25	32

1st to 4th section, 3 miles.

Total acreage, 4,369—Moiety of cost, Rs. 91.14—
Sectional rate, .0208c.—Total rate, .0880c.

Proprietors or Agen's.	Estates.	Acreage.	Rs.	c.
Mackwood & Co.	Hagalla and Madakelle	652	57	43
C. J. Pattenson	New Tunisgalla	423	37	28

1st to 5th section, $3\frac{1}{2}$ miles.

Total acreage, 3,294—Moiety of cost, Rs. 91.14—
Sectional rate, .0272c.—Total rate, .1156c.

J. P. Hortin	Lebanon Group	1,098	126	98
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1st to 6th section, $4\frac{1}{2}$ miles.

Total acreage, 2,196—Moiety of cost, Rs. 136.72—
Sectional rate, .0622c.—Total rate, .1778c.

A. D. Donald	Knuckles Group	1,349	239	91
Galaha Ceylon Tea Estates and Agency Company, Limited	Katooloya	584	103	89
Do.	Gangamulla	263	46	82
			Rs.	774 70

Which sums the proprietors, managers, or agents of the several estates are hereby required to pay into the Colonial Treasury, Colombo, on or before October 15, 1907.

N.B.—Private contributions	Rs.	854 27
Unexpended balance		79 57

Amount to be recovered in 1907 .. 774 70

J. P. LEWIS,
Chairman.

Provincial Road Committee's Office,
Kandy, September 24, 1907.

Kabragalla Road.

NOTICE is hereby given that the Governor, with the advice and consent of the Legislative Council, having agreed to grant the under-mentioned sum for the maintenance of the under-mentioned road for 1907, the Provincial Road Committee, acting under the provisions of "The Branch Roads Ordinance, 1896," have assessed the proportion due by each estate in the district interested in the repair of the said road, as follows :—

KABRAGALLA ROAD (between Madulkele and Kabragalla).
(Estimate No. 260 of 1907.)

	Rs.	c.
Government moiety	..	1,304 0
Private contributions	..	1,310 55

1st section, 1 mile.

Total acreage, 7,798—Moiety of cost, Rs. 362·62—
Sectional rate, '0465c.—Total rate, '0465c.

			Amount.
Proprietors or Agents.	Estates.	Acreage.	Rs. c.
H. Bressy	.. Ellerton	.. 72	.. 3 39
Do.	.. Nillomally	.. 1,005	.. 46 78
C. W. Wood	.. Kelebokka	.. 690	.. 32 13

1st and 2nd sections, 2 miles.

Total acreage, 6,031—Moiety of cost, Rs. 362·62—
Sectional rate, '0601c.—Total rate, '1066c.

M. H. Thomas .. Galheria .. 600 .. 64 1

1st to 4th section, 3¼ miles.

Total acreage, 5,431—Moiety of cost, Rs. 453·26—
Sectional rate, '0834c.—Total rate, '1900c.

J. M. Robertson, & Co.	.. Brae and Dell, Hattanwalla, Marnagala	.. 1,694	.. 321 91
H. W. Kennedy	.. Deyanella	.. 460	.. 87 45
Gordon Fraser & Co.	.. Regulas	.. 378	.. 71 87
H. W. Kennedy	.. Kabaragalla	.. 386	.. 73 39

			Amount.
Proprietor or Agents.	Estates.	Acreage.	Rs c.
S. W. Hunter Blair	Poengalla, Hir- lankanda, and Kivigalpotta	.. 1,109	.. 210 76
J. Fraser	.. Pitikanda, Dam- boolgalla, Kin- rara, and Silva- kandy (Pita- kanda group)	.. 1,404	.. 266 81
			1,178 50

Which sums the proprietors, managers, or agents of the several estates are hereby required to pay into the Colonial Treasury, Colombo, on or before September 16, 1907.

	Rs.	c.
N.B.—Private contributions, 1906	..	1,310 55
Unexpended balance, 1906	..	132 5

Amount to be recovered in 1907 .. 1,178 50

J. P. LEWIS,
Chairman.

Provincial Road Committee's Office,
Kandy, September 25, 1907.

Malwa'a Ferry-Wewelwatta Factory Estate Road.

REFERRING to the notice dated August 28, 1907, and published in the *Government Gazette* Nos. 6,204 and 6,205 of August 30 and September 6, 1907, respectively, notice is hereby given that under the provisions of section 14 of Ordinance No. 12 of 1902, the under-mentioned persons were elected to form the Local Committee to perform the duties imposed upon such Committee by the said Ordinance, in respect of the above road, to serve from July 21, 1907, to July 21, 1909, viz., Messrs. F. Lecky-Watson (Chairman), J. Sheridan Patterson, D. Robertson, and S. L. Robertson.

W. A. WEERAKOON,
for Chairman.

Provincial Road Committee's Office,
Ratnapura, September 17, 1907.

NOTICES TO MARINERS.

HIS EXCELLENCY THE GOVERNOR has been pleased to direct that the following Notices to Mariners be published for general information.

By His Excellency's command,
HUGH CLIFFORD,
Colonial Secretary.

Colonial Secretary's Office,
Colombo, September 23, 1907.

BENGAL.—No. 412.

The Philippine islands—Samar, north coast—Batag island—Light established, intended alteration in.

With reference to Notice to Mariners No. 247, dated June 7, 1907, issued by this office, the British Admiralty has given further notice (No. 1,075 of 1907) that a white occulting light every ten seconds, thus :— Light, seven seconds; eclipse, three seconds, has been established on the summit of Batag island; it is elevated 260 feet above high water, visible in clear

weather from a distance of 15 miles, and exhibited from a white framework tower 35 feet high. This light, which is of the 6th order, has been placed on the chart at a distance of 2 7/10 miles, N. 36° E., from the Observation spot, and marked position approximate. During 1908 the above light will be replaced by a white group flashing light of the 3rd order, showing groups of three flashes.

Approximate position: lat. 12° 40½' N., long. 125° 1½' E.

Variation, nil in 1907.

Further notice will be given when received.

This notice affects the following Admiralty Charts:— China sea, No. 1,263; Molucca passage to Manila, No. 943; the Philippine islands, No. 2,577; and plan of Port Palapa on chart No. 2,395; also List of Lights, part VI., 1907, page 117; and Eastern Archipelago, part I., 1902, page 355.

ST. L. S. WARDEN, Comdr., R.I.M.,
Port Officer of Calcutta.

Calcutta, September 7, 1907.

BENGAL.—No. 413.

The Philippine islands—Mindoro, south-west coast—Ambolon island—Light established.

With reference to Notice to Mariners No. 255, dated May 31, 1907, issued by this office, the British Admiralty has given further notice (No. 1,076 of 1907) that a white group occulting Light showing groups of two eclipses every thirty seconds, thus: light, seventeen seconds; eclipse, three seconds; light, seven seconds; eclipse, three seconds, has been established on the western part of Ambolon island; it is elevated 446 feet above high water, visible in clear weather from a distance of 15 miles from the bearing of N. 69° W., through north and east, to S. 26° E. The light, which is of the 6th order, is exhibited from a white frame structure 53 feet high.

Approximate position on chart No. 971: lat. 12° 12' N., long. 120° 59' E.

Variation, 1° easterly in 1907.

This notice affects the following Admiralty Charts:—China sea, Nos. 1,263, 2,661b; Molucca passage to Manila, No. 943; St. Bernardino and Mindoro straits, No. 2,577; Simirara, Ilin, and Ambolon islands, No. 971; also List of Lights, part VI., 1907, page 121; and Eastern Archipelago, part I., 1902, page 75; Supplement, 1906, page 29; and China Sea Directory, vol. II., 1904, page 310.

ST. L. S. WARDEN, Comdr., R.I.M.,
Port Officer of Calcutta.

Calcutta, September 7, 1907.

BENGAL.—No. 414.

Eastern Archipelago—Molucca—Tanimbar (Tenimber) islands. Yamadena island—Shoal eastward of.

The British Admiralty has given notice (No. 1,087 of 1907) of the existence of a shoal about 5½ cables in diameter, which dries at low water, off the east coast of Yamadena island, Tanimbar islands, situated about 6 miles N. 54° E. from Saluasa point.

Approximate position: lat. 7° 20½' S., long. 131° 47½' E.

Variation, 3° easterly in 1907.

This notice affects the following Admiralty Charts:—Australia, northern portion, No. 2,759a; Eastern Archipelago, 942b; also Eastern Archipelago, part I., 1902, page 494; and Supplement, 1906, page 44.

ST. L. S. WARDEN, Comdr., R.I.M.,
Port Officer of Calcutta.

Calcutta, September 7, 1907.

BENGAL.—No. 415.

Korea, east coast—Korean gulf—Pallada roadstead—Shoals in approach—Non-existence of breaker.

The British Admiralty has given notice (No. 1,088 of 1907) of the existence of the under-mentioned shoals in the approach to Pallada roadstead from the southward:—

- (a) A shoal which dries one foot, situated at a distance of 2½ cables S. 44° E. from observation rock.
- (b) A shoal, with a depth of 1½ feet over it, situated at a distance of 2 4/10 cables S. 54° E. from Observation rock.
- (c) A shoal, with a depth of 5 feet over it, situated at a distance of 2 7/10 cables S. 59° E. from Observation rock.
- (d) A shoal, with a depth of 5 feet over it, situated at a distance of 2 6/10 cables S. 62° E. from Observation rock.

These dangers, which are about one cable in extent, are steep-to.

The coast in this locality is incorrectly delineated, the positions of the above dangers are not therefore relatively correct with respect to it.

Also with reference to Notice to Mariners No. 271, dated June 7, 1907, issued by this office, the breaker reported about half a mile S. 45° E. from Observation rock is considered not to exist, and has therefore been erased from the charts.

Approximate position, Observation rock: lat. 40° 14½' N., long. 128° 41½' E.

Variation, 5° westerly in 1907.

This notice affects the following Admiralty Charts:—Cape Duroch to Linden point, No. 1,316; plan of Pallada roadstead on chart No. 1,271; also Sailing Directions for Japan, Korea, &c., 1904, page 146.

ST. L. S. WARDEN, Comdr., R.I.M.,
Port Officer of Calcutta.

Calcutta, September 7, 1907.

BENGAL.—No. 416.

China sea—Cochin China—Downai or Saigon river—Shoals in approach.

ERRATUM.

In Notice to Mariners No. 394, published in the *Calcutta Gazette* of August 28, 1907, page 372, Appendix, under heading "Cape St. James," line 7, for "westward" read "eastward."

ST. L. S. WARDEN, Comdr., R.I.M.,
Port Officer of Calcutta.

Calcutta, September 7, 1907.

Total Quantities of the following Articles exported from the Ports of Colombo and Galle during the under-mentioned Periods.

Vessels.	Date of Clearing.	For what Port.	Plantation Coffee.	Native Coffee.	Tea.	Cacao.	Trunk Cinnamon.	Branch Cinnamon.	Ginohone Chips.	Cocoanuts.	Copra.	Cocount Oil.	Cocount Pomace.	Cinnamon.	Cinnamon Oil.	Citronella Oil.	Gardomms.	Ebony.	Plumbago.	Coir Rope.	Coir Junk.	Coir Yarn.	Coir Fibre.	Sapan-wood.	Orehilla.	Kitul Fibre.	Deer Horns.	
COLOMBO.	1907.																											
ss. Spezia	16-9	Hamburg			5152	150					5971			44005			172		1609				350	200				
ss. Victoria	16-9	Australia			436328														3296				151					
ss. City of Athens	17-9	London			187410	136				71900				1350*		12448	108											
ss. Seydlitz	17-9	Sydney			265775									672†														
ss. Warora	18-9	Bombay			900																							
ss. Nadir	18-9	Calcutta										705																
ss. Glamorganshire	18-9	China			77628																							
ss. Marmora	18-9	China			2605																							
ss. Colombo Maru	18-9	London			6600					87860				11088†					572				890					
ss. Totonji Maru	19-9	Japan			296699														806				100					
ss. Oceanien	19-9	Australia			166854																							
ss. Titan	19-9	Pacific Ports																										
		via S'pore																										
ss. Ville de la Ciotat	19-9	Marseilles			16888									12500														
ss. Tamba Maru	19-9	Japan			18315																							
ss. Steutor	19-9	London			38657																							
ss. Shropshire	20-9	Rangoon			331358	35				152235																		
ss. Goeken	20-9	Yokohama			6540	35																						
ss. Hakata Maru	20-9	London			541955					150195																		
ss. Japan	20-9	London			44472																							
ss. Onda	20-9	Calcutta																										
ss. Oceana	21-9	China			94933																							
ss. Wakasa Maru	21-9	Bombay																										
ss. Kegoshima Maru	21-9	Bombay																										
		Bombay																										
GALLE.																												
ss. Lavada	18-9	Calcutta			4305																							
ss. Cian Macnab	19-9	London								25000																		
ss. Cian Stewart	19-9	London								32320																		
ss. Nizam	19-9	Bombay																										
ss. Nurani	19-9	Calcutta																										
ss. Sirsa	19-9	Bombay																										

* And Chips 850 lb. † Chips.

Importation of Rice from Indian and other Ports during the Week.

TO COLOMBO :-		TO GALLE :-	
From Calcutta ...	Bags. 40,559	From Calcutta ...	Bags. Nil
Rangoon ...	38,685	Southern India ...	6,504
Cocanada ...	24,041		
Tuticorin ...	8,667		
Karikal ...	1,900		
Mutpet ...	8,632		
China ...	1,757		
Singapore ...	1,524		
Total ...	124,838	Total ...	6,504

H. M. Customs,
Colombo, September 24, 1907.

B. CONSTANTINE,
for Principal Collector.

UNOFFICIAL ANNOUNCEMENTS.

The Uva Rubber Company of Ceylon, Limited.

AN Extraordinary General Meeting of the Shareholders of the Uva Rubber Company of Ceylon Limited, will be held at the office of the Company, Ambewatte House, Slave Island, Colombo, on Monday, 7th October, at noon.

Business.

To consider an offer from London for the conversion of the Company into a Sterling Company.

By order of the Directors,

CUMBERBATCH & Co.,
Agents and Secretaries.

Colombo, September 27, 1907.

The Ratnapura Rubber Company, Limited.

NOTICE is hereby given that the Ordinary General Meeting of Shareholders will be held at the registered office of the Company, No. 1, Baillie street, Fort, Colombo, on Saturday, 5th October, 1907, at 12.30 P.M.

Business.

1. To receive the report of the Directors and accounts of the working for the year ended 30th June, 1907.
2. To pass the following special resolution :—
“ That the Company be wound up voluntarily.”
3. To appoint a Liquidator.

By order of the Directors,

LEE, HEDGES & Co.,
Agents and Secretaries.

Colombo, September 20, 1907.

The Vogan Tea Company of Ceylon, Limited,

NOTICE is hereby given that an Extraordinary General Meeting of Shareholders will be held at the registered office of the Company, No. 1, Baillie street, Fort, Colombo, on Saturday, 5th October, 1907, at 11.30 A.M.

Business.

To authorize the issue of 580 new shares of Rs. 100 each at a premium of Rs. 75 to be offered to existing shareholders *pro rata* according to their holdings. The shares to be payable as follows :—Rs. 25 on application, Rs. 100 on allotment, and the balance on December 31, 1908. Any shares not taken up by those entitled to them, to be dealt with as the Directors may decide.

By order of the Directors,

LEE, HEDGES & Co.,
Agents and Secretaries.

Colombo, September 20, 1907.

The Malay States Coffee Company, Limited.

NOTICE is hereby given that an Extraordinary General Meeting of Shareholders will be held at the registered office of the Company, No. 1, Baillie street, Fort, Colombo, on Saturday, 5th October, 1907, at 12 noon.

Business.

1. To confirm the special resolution which was passed at the meeting held on 14th September, 1907, viz. :—

“ That the Company go into voluntary liquidation, and that Mr. H. P. Church be appointed Liquidator on a fee of Rs. 500.”

2. Mr. Church having left the Island, to appoint a Liquidator in his place.

By order of the Directors,

LEE, HEDGES & Co.,
Agents and Secretaries.

Colombo, September 20, 1907.

The Ratwatta Cocoa Company, Limited.

NOTICE is hereby given that an Extraordinary General Meeting of the Shareholders of the Company will be held at the registered office of the Company, 14, Queen street, Colombo, on 5th October, 1907, at noon.

Business.

To confirm the Special Resolution passed at the Annual General Meeting of the Company held on 17th August, 1907, at 14, Queen street, Colombo, viz. : “ To add the words ‘ or by proxy ’ after the words ‘ in person, ’ and to change the word ‘ seven ’ to ‘ five ’ in Article 57 of the Articles of Association of the Company, so that the Article shall read ‘ No business shall be transacted at any General Meeting except the declaration of a Dividend recommended by a report of the Directors, or election of a chairman, unless there shall be present in person or by proxy at the commencement of the business five or more Shareholders entitled to vote.’ ”

By order of the Directors,

GEORGE STEUART & Co.,
Agents and Secretaries.

Colombo, September 24, 1907.

I. M. D. PETER GUNARATNA, presently of No. 118, 2nd Division Maradana, Colombo, do hereby give notice, in terms of Schedule I B of section 8 of the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in the Sinhalese language in the District of Kandy.

M. D. P. GUNARATNA.

Colombo, September 7, 1907.

I HELAMBAGE LAVANERIS MARTELL, presently of Dunagaha in the Dunagaha pattu of Alutkuru korale, do hereby give notice, in terms of rule 2 of Schedule 1 B to the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in Sinhalese in the District of Galle.

H. L. MARTELL.

Dunagaha, September 23, 1907.

I SEMBUKUTTIARACHCHIGE DON DAVID of Amandoluwa in the Dasiya pattu of Alutkuru korale, presently of Pannipitiya in the Palle pattu of Salpiti korale, do hereby give notice, in terms of rule 2 of Schedule 1 B to the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in Sinhalese in the District of Negombo.

S. D. DAVID.

Pannipitiya, September 23, 1907.

I VINCENT MUTTIAH ANTHONIPPILLAI, presently of 42 G, Vauxhall street, Slave Island, Colombo, do hereby give notice, in terms of schedule 1 B of section 8 of Ordinance No. 1 of 1907, of my intention to apply, three months hence, to the Registrar-General to be admitted and enrolled a Notary Public to practise in English at Puttalam in the District of Puttalam of the North-Western Province.

V. M. ANTHONIPPILLAI.

42 G, Vauxhall street, Slave Island,
Colombo, September 16, 1907.

I DON PALIS JAYASURIYA of Kandana in the Ragam pattu of Alutkuru korale, do hereby give notice in terms of rule 2 of Schedule 1 B to the Ordinance No. 1 of 1907, that I shall, three months hence, apply to the Registrar-General to be admitted and enrolled a Notary Public to practise in Sinhalese in the District of Chilaw.

D. P. JAYASURIYA.

Kandana, September 26, 1907.

I THE undersigned, Joseph Machado of Jaffna Town, do hereby give notice that from this day forth I revoke, set aside, and cancel the power of attorney I have given to Singarayan Machado of Jaffna Town, presently residing at Tuticorin, by deed dated the 15th day of February, 1906, and attested by B. Joachimpillai, Notary Public, under No. 700, and declare that all acts hereafter done by my said attorney by virtue of the power aforesaid shall be null and void.

JOSEPH MACHADO.

Main Street,
Jaffna, September 17, 1907.

SIX weeks hence, I the undersigned, Peter Alfred Gooneratne, Proctor of the District Court of Kalutara, residing at "Alfred Cottage," Panadure, shall apply to the Hon. the Chief Justice and the other Justices of the Supreme Court of the Island of Ceylon to be admitted and enrolled a Proctor of the said court.

P. A. GOONERATNE.

September 23, 1907.

SIX weeks hence I, Edmund Clarke de Fonseka of No. 1, Rosmead Place, Colombo, will apply to the Hon. the Chief Justice and other Justices of the Supreme Court of the Island of Ceylon to be admitted and enrolled a Proctor of the said court.

E. C. DE FONSEKA.

Colombo, September 18, 1907.

THE partnership business carried on by us as Jewellers at No. 11, Victoria Arcade, Fort, Colombo, under Deed No. 440 dated 16th October, 1906, under the firm and style of M. Magdon Ismail & Co., has been duly dissolved as from 21st September, 1907.

M. MAGDON ISMAIL.

M. B. MOHAMED ALY.

(M. B. MOHAMED ALY.)

Sale of Valuable Properties in Ratnapura District.

In the District Court of Colombo.

Weerhennedegge Johannes Fernando of Moratuwa Plaintiff,
No. 25,307. Vs.

Dewage Don Arnolis Appuhamy of Walave, in Panadure, executor of the last will and testament of Walave Dewage Don Frederick Appuhamy of Yatipanwa, in the District of Ratnapura, deceased Defendant.

UNDER and by virtue of a decree entered in the above action I am directed by the District Court of Colombo to sell by public auction on Saturday, October 12, 1907, at office No. 115, opposite the District Court of Colombo, commencing at 1 P.M., the following properties declared bound and executable under the said decree for the recovery of the sum of Rs. 13,320.82 and interest and costs of suit, and ordered to be sold by the said decree, to wit:—

1. A portion of land called Egodawattehena, situated at Kuttikande in Palle pattu of Kukulukorale in the District of Ratnapura, Province of Sabaragamuwa; containing in extent about 2 acres.

2. An undivided 1/9 part of land called Egodawatta, situated at Kuttikande aforesaid, in extent about 1 acre.

3. All that 1/6 part of the undivided 1/2 part of the land called Nindagama (excluding thereupon the lands planted with coconuts, jak, and arecanuts, the fields, vel or owita lands, but including all the other high chena lands and mukalanas, save and except the portion of land called Kirikitiyehena of about 15 amunams of paddy sowing extent), situated at Wewagama, Nindagama, in Meda pattu of Kukulukorale aforesaid, in extent 6,000 acres.

4. All that 1/12 part of an undivided 1/2 part from and out of the land called Haldolehena, situated at Wewagama, Nindagama, aforesaid, in extent about 5 amunams of paddy sowing.

5. All that 1/12 part of an undivided 1/2 part of the lands called Dikhena and Ukwattehena, situated at Wewagama, Nindagama aforesaid, in extent about 4 amunams of paddy sowing.

6. All that 1/12 part of an undivided 1/2 part of the land called Berawadolehena, situated at Wewagama, Nindagama aforesaid, in extent about 6 amunams of paddy sowing.

7. All that 7/12 parts of an undivided $\frac{1}{2}$ from and out of the high chena lands of the portion of Dehigawatte of Kokkawila in Meda pattu of Kukulukorale aforesaid, containing in extent 300 acres.
8. An undivided 9/20 parts from and out of the land called Okanduhena, situated at Delgoda in Kukulukorale aforesaid, in extent about 12 amunams of paddy sowing.
9. An undivided $1\frac{1}{2}$ part from and out of the land called Pinnakolamullehena and the thatched house standing thereon, situated at Karadana in Meda pattu of Kuruwiti korale, in extent 2 acres.
10. An undivided $\frac{2}{3}$ parts of and from the land called Miniwandeniya situated at Karadana aforesaid, in extent about 1 amunam of paddy sowing.
11. All that land called Neduranaowita, situated at Karadana aforesaid, in extent about 12 kurunies of paddy sowing.
12. An undivided $\frac{5}{6}$ parts from and out of the two Mandadoladeniya lands and of the two godalis and the whole of the thatched house standing thereon, situated at Kanugalla in Karadana aforesaid, in extent about 15 acres.
13. An undivided $\frac{2}{3}$ parts from and out of the upper portion (Ihalakella) of the field called Makumbura, situated at Karadana aforesaid, containing in extent about 2 pelas of paddy sowing extent.
14. An undivided $\frac{2}{3}$ parts from and out of the lower portion (Pahalakella) of the field called Makumbura, situated at Karadana aforesaid, in extent about 3 pelas of paddy sowing.
15. An undivided $1\frac{1}{2}$ part from and out of the asweddumize portion towards the eastern side of the field called Makumbura, situated at Karadana aforesaid, in extent about 15 lahas of paddy sowing.
16. An undivided $1\frac{1}{2}$ part from and out of Budaladeniya aswedduma, situated at Karadana aforesaid, in extent about 3 pelas of paddy sowing.
17. An undivided $\frac{1}{16}$ part from and out of the lands called Kirillawalahenyaya and the adjoining Makumburahenyaya, situated at Karadana aforesaid, and all the buildings standing thereon, in extent about 15 amunams of paddy sowing.
18. An undivided $\frac{1}{42}$ part from and out of the high chenas, lands, gardens, and owita lands of the land called Patria-arachchilagepanguwa, situated at Yatipanwa of Kuruwiti korale aforesaid, and all the buildings thereon (exclusive of a portion of 3 acres extent from Diganehena), in extent about 400 amunams of paddy sowing.
19. An undivided $\frac{1}{42}$ part from and out of the land called Kekunadolahenyaya, situated at Yatipanwa aforesaid, in extent about 100 amunams of paddy sowing.
20. An undivided $\frac{2}{35}$ shares of the high chena lands (exclusive of the gardens, fields, owitas, and 3 acres extent of Diganehena), undivided $\frac{2}{35}$ shares of the remaining high chena lands (exclusive of the fields and 3 acres extent of Diganehena), an undivided $\frac{1}{3}$ part of the gardens, owitas, deniyas, chenas, &c. (exclusive of the field and Danketiyawatta of 2 acres extent), and an undivided $\frac{1}{7}$ part of the remaining owitas, deniyas, chenas, &c. (exclusive of the gardens and fields) from and out of Patiriarachchillaye and Amarasinha-arachchillaye Hewawesama, situated at Yatipanwa aforesaid, in extent about 200 amunams of paddy sowing.
21. An undivided $\frac{1}{14}$ part from and out of the field called Petiyekumbura, situated at Yatipanwa aforesaid, in extent about 7 pelas of paddy sowing.
22. An undivided $\frac{1}{14}$ part from and out of the field called Halgahakumbura, situated at Yatipanwa aforesaid, in extent about 2 pelas and 5 lahas of paddy sowing.
23. An undivided $\frac{1}{14}$ part from and out of the land called Midellaketiya, situated at Yatipanwa aforesaid, in extent about 7 lahas of paddy sowing.
24. An undivided $\frac{1}{14}$ part from and out of the field called Kohawilakumbura, situated at Yatipanwa aforesaid, in extent 1 amunam of paddy sowing.
25. An undivided $\frac{1}{7}$ part from and out of the land called Puwakgahadeniya, situated at Yatipanwa aforesaid, in extent about 2 pelas and 5 lahas of paddy sowing.
26. An undivided $\frac{1}{7}$ part from and out of the land called Kalugahawale aswedduma, situated at Yatipanwa aforesaid, in extent 12 lahas of paddy sowing.
27. An undivided $\frac{1}{7}$ part from and out of the land called Puwakgahadeniyagawahena, situated at Yatipanwa aforesaid, in extent about 2 amunams of paddy sowing.
28. All that land called Patira-arachchillayewatta, situated at Yatipanwa aforesaid, in extent about 20 seers of kurakkan sowing.
29. All that land called Padinchiwatta, situated at Yatipanwa aforesaid, in extent about 6 seers of kurakkan sowing.
30. An undivided $\frac{3}{16}$ parts from and out of a portion (Irawalla) of Mallawi-arachchillage Hewawasampanguwa, situated at Epitawala in Meda pattu, Kuruwiti korale, aforesaid.
31. The lands called Kiriweladeniyahena, Buhorehena, and Golukapuhena belonging to Hinguranayalage Uliyanpanguwa, situated at Dodampe, Nidegama in Udapattuwa, Kuruwiti korale, aforesaid, in extent about 13 pelas of paddy sowing.
32. An undivided $1\frac{1}{2}$ part from and out of the land called Paluwatta, belonging to Liyana-kankanamalage panguwa, situated at Dodampe aforesaid, in extent about 1 amunam of paddy sowing.
33. The land called Lindagawahena, situated at Dodampe aforesaid, in extent about 5 pelas of paddy sowing.
34. An undivided $\frac{1}{4}$ part of Medekelehenyaya, situated at Dodampe aforesaid, in extent about 12 amunams of paddy sowing.
35. An undivided $\frac{1}{3}$ parts from and out of the lands called Horakadalangahena and Telkoralangahena, situated at Dodampe aforesaid, in extent about 1 amunam of paddy sowing.
36. An undivided $\frac{3}{8}$ parts from and out of the lands called Koteliyalangahena and Koteliyawatta, situated at Dodampe aforesaid, in extent 2 seers of kurakkan sowing.
37. The land called Kandewatta belonging to Watukarage panguwa, situated at Gawaragiriya in Palle pattu of Kukulukorale aforesaid, in extent about 2 amunams of paddy sowing.
38. $\frac{2}{3}$ of an undivided $\frac{2}{5}$ parts from and out of the land called Natawelepahala aswedduma belonging to Balikiyannalaye panguwa, situated at Haldola in Palle pattu of Nawadun korale aforesaid, in extent about 10 kurunies of paddy sowing.
39. An undivided $\frac{1}{3}$ and an undivided $\frac{1}{12}$ share out of the lands called Pitigalkanda and Warhelgoda, situated at Pitigalkanda in Kukulukorale aforesaid (exclusive of Dimbulhenawatta and Medagedarawatta, save and except an undivided one-half part of the said Dimbulhenawatta of the extent of about 4 measures of kurakkan and an undivided $\frac{1}{4}$ part of the said Medagedarawatta of the extent of about 20 measures of kurakkan sowing), containing in extent 100 amunams of paddy sowing extent.

J. W. H. EBERT,
Colombo, September 23, 1907. Auctioneer.

**MEMORANDUM OF ASSOCIATION OF THE COLOMBO PROPERTY INVESTMENT
COMPANY, LIMITED.**

1. The name of the Company is "THE COLOMBO PROPERTY INVESTMENT COMPANY, LIMITED."
2. The registered office of the Company is to be established in Colombo.
3. The objects for which the Company is established are—
 - (a) To purchase and acquire the Darley Store premises in Darley road, and Union Place, Colombo, and all the buildings thereon.
 - (b) To purchase, acquire, erect, construct, alter, adopt, improve, lease, hold, hire, sell, mortgage, or let any ground, land, or buildings in Ceylon, with all approaches, privileges, or appurtenances thereto belonging, or any interest therein.
 - (c) To purchase and acquire any concessions or rights to purchase any lands or buildings, and to enter into any agreement or agreements in connection therewith.
 - (d) To amalgamate, unite, or co-operate, either generally or to or for any limited extent or period determinable, continuous, or otherwise, with any corporation, company, person, or persons already or hereafter to be established for or engaged in objects all of which are or shall be within the scope of, or connected with, any of the objects of this Company; and to purchase or acquire the business, or any interest in the business, or in any branch of the business carried on by any such corporation, company, person, or persons, and being a business which this Company is authorized to carry on, and for any such purpose to make and enter into any contracts, agreements, or arrangements, and to undertake any liabilities.
 - (e) To sell the undertaking of the Company or any part thereof for such consideration as the Company may think fit; and in particular for shares, debentures, or securities of any other Company having objects within the scope of or analogous to the objects of the Company.
 - (f) To raise money for all or any of the purposes of the Company in such a manner as the Company may think fit, and in particular upon mortgage of any property of the Company or by the issue of debentures or debenture stock charging all or any of the Company's property, both present and future, including uncalled capital, or upon the bonds, bills, notes, or other security of the Company.
 - (g) To take or otherwise acquire and hold or sell and dispose of stocks, shares, or debentures in any other Company having objects within the scope of, or similar or analogous to, any of the objects of this Company.
 - (h) To make, accept, endorse, and execute promissory notes, bills of exchange, and other negotiable instruments.
 - (i) To sell, exchange, improve, manage, develop, lease, underlease, mortgage, dispose of, or otherwise deal with all or any part of the property of the Company.
 - (j) To do any of the foregoing things, and generally to carry on any business, or effectuate any object of the Company.
 - (k) To do all such other things as may be necessary, incidental, conducive, or convenient to the attainment of the above objects or any of them.
4. The liability of the members is limited.
5. The capital of the Company is Rs. 500,000, divided into 10,000 shares of Rs. 50 each, with power to increase or reduce the capital. In case the Company shall increase its capital by the issue of new shares such shares may be issued upon the terms specified in the Articles of Association for the time being of the Company.

We, the several persons, whose names and addresses are subscribed, are desirous of being formed into a company in pursuance of this Memorandum of Association, and we respectively agree to take the number of shares in the capital of the Company set opposite our respective names:—

Names and Addresses of Subscribers.	Number of Shares taken by each Subscriber.
C. E. H. SYMONS, Colombo	One
A. SCHULZE, Colombo	One
W. H. DAVIES, Colombo	One
R. F. DE SARAM, Colombo	One
H. BEHRING, Colombo	One
HERBERT TARRANT, Colombo	One
W. H. M. DAVIES, Colombo	One

Witness to the above signatures at Colombo, this 17th day of September, 1907:

DOUGLAS L. DE SARAM,
Proctor, District Court

ARTICLES OF ASSOCIATION OF THE COLOMBO PROPERTY INVESTMENT COMPANY, LIMITED.

It is agreed as follows:—

1. *Table C not to apply; Company to be governed by these Articles.*—The regulations contained in the Table C in the schedule annexed to “The Joint Stock Companies’ Ordinance, 1861,” shall not apply to this Company, which shall be governed by the regulations contained in these Articles, but subject to repeal, addition, or alteration by special resolution.

2. *Power to alter the regulations.*—The Company may, by special resolution, alter and make provisions instead of, or in addition to, any of the regulations of the Company, whether contained and comprised in these Articles or not.

INTERPRETATION.

3. *Interpretation clause.*—In the interpretation of these presents the following words and expressions shall have the following meanings, unless such meanings be inconsistent with, or repugnant to, the subject or context, viz.:—

Company.—The word “Company” means “The Colombo Property Investment Company, Limited,” incorporated or established by or under the Memorandum of Association to which these Articles are attached.

The Ordinance.—“The Ordinance” means and includes “The Joint Stock Companies’ Ordinances, 1861,” and every other Ordinance from time to time in force concerning Joint Stock Companies which may apply to the Company.

These presents.—“These presents” means and includes the Memorandum of Association and the Articles of Association of the Company from time to time in force.

Capital.—“Capital” means the capital for the time being raised or authorized to be raised for the purposes of the Company.

Shares.—“Shares” means the shares from time to time into which the capital of the Company may be divided.

Shareholder.—“Shareholder” means a Shareholder of the Company.

Presence or present.—“Presence or present” at a meeting means presence or present personally or by proxy.

Directors.—“Directors” means the Directors for the time being of the Company or (as the case may be) the Directors assembled at a Board.

Board.—“Board” means a meeting of the Directors or (as the context may require) the Directors assembled at a Board meeting, acting through at least a quorum of their body in the exercise of authority duly given to them.

Persons.—“Persons” means partnerships, associations, corporations, companies, unincorporated or incorporated by Ordinance and registration, as well as individuals.

Office.—“Office” means the registered office for the time being of the Company.

Seal.—“Seal” means the common seal for the time being of the Company.

Month.—“Month” means a calendar month.

Writing.—“Writing” means printed matter or print as well as writing.

Singular and plural number.—Words importing the singular number only include the plural, and *vice versa*.

Masculine and feminine gender.—Words importing the masculine gender only include the feminine, and *vice versa*.

PRELIMINARY.

Preliminary.—The Company shall forthwith purchase and acquire for Rs. 90,000 all those premises and buildings situate in Darley Road and Union Place known as Darley Stores.

BUSINESS.

4. *Commencement of business.*—The Company may proceed to carry on business and to employ and apply its capital as soon after the registration of the Company as the Directors in their discretion shall think fit; and, notwithstanding that the whole of the shares shall not have been subscribed or applied for or allotted, they shall do so as soon as, in the judgment of the Directors, a sufficient number of shares shall have been subscribed or applied for.

5. *Business to be carried on by Directors.*—The business of the Company shall be carried on by or under the management or direction of the Directors, and subject only to the control of General Meetings, in accordance with these presents.

CAPITAL.

6. *Arrangement on issue of shares.*—The Company may make arrangements on the issue of shares for a difference between the holders of such shares in the amount of calls to be paid and the time of payment of such calls.

7. *Payment of amount of shares by instalments.*—If by the conditions of allotment of any share the whole or part of the amount thereof shall be payable by instalments, every such instalment shall, when due, be paid to the Company by the holder of the share.

8. *Increase of capital.*—The Company in General Meeting may, from time to time, increase the capital by creation of new shares of such amount as may be deemed expedient.

9. *New shares.*—The new shares shall be issued upon such terms and conditions, and with such rights and privileges, annexed thereto, as the General Meeting resolving on the creation thereof, or any other General Meeting of the Company shall direct; and if no direction be given, as the Directors shall determine, and in particular such shares may be issued with a preferential or qualified right to the dividends and in the distribution of assets of the Company, and with a special or without any right of voting.

10. *How carried into effect.*—Subject to any direction to the contrary that may be given by the meeting that sanctions the increase of capital, all new shares shall be offered to the shareholders in proportion to the existing shares held by them, and such offer shall be made by notice specifying the number of shares to which the shareholder is entitled, and limiting a time within which the offer, if not accepted, will be deemed to be declined, and after the expiration of such time, or on the receipt of an intimation from the shareholder to whom such notice is given that he declines to accept the shares offered, the same shall be disposed of in such manner as the Directors may determine.

11. *Same as original capital.*—Except so far as otherwise provided by the conditions of issue or by these presents, any capital raised by the creation of new shares shall be considered part of the original capital, and shall be subject to the provisions herein contained with reference to the payments of calls and instalments, transfer and transmission, forfeiture, lien, surrender, and otherwise.

12. *Reduction of capital.*—The Company may from time to time in General Meeting reduce its capital, and may consolidate or subdivide any of its shares which have not been taken or agreed to be taken by any person. Paid up capital may be returned upon the footing that the amount may be called up again or otherwise.

SHARES.

13. *Shares held by a firm.*—Shares may be registered in the name of a firm, and any partner of the firm or agent duly authorized to sign the name of the firm shall be entitled to vote and to give proxies.

14. *One of joint-holders other than a firm may give receipts; the first-named of joint-holders only entitled to vote.*—Any one of the joint-holders of a share other than a firm may give effectual receipts for any dividends payable in respect of such share; but the Shareholder whose name stands first on the register, and no other shall be entitled to the right of voting and of giving proxies and all other advantages conferred on a sole shareholder.

15. *Survivor of joint-holder, other than a firm, only recognized.*—In case of the death of any one or more of the joint-holders of any shares, the survivor or survivors shall be the only person or persons recognized by the Company as having any title to, or interest in, such shares.

16. *Company not bound to recognize any interest in share other than that of registered holder, or of any person under clause 32.*—The Company shall not be bound to recognize (even though having notice of) any contingent, future, partial, or equitable interest in the nature of a trust or otherwise in any share, or any other right in respect of any share, excepting absolute right thereto in the person from time to time registered as the holder thereof, and except also the right of any person under clause 32 to become a shareholder in respect of any share.

17. *Certificates.*—The certificates of shares shall be issued under the seal of the Company, and signed by two Directors and the Secretary, or in such other manner as the Directors shall prescribe.

18. *How issued.*—Every shareholder shall be entitled to one certificate for all the shares, or to several certificates, each for a part of such shares. Every certificate shall specify the number of the shares in respect of which it is issued, the class and the amount paid up thereon or credited thereto.

19. *Renewal of certificate.*—If a certificate be worn out or defaced, then upon production thereof to the Directors they may order the same to be cancelled, and may issue a fresh certificate in lieu thereof; and if any certificate be lost or destroyed, then upon proof thereof to the satisfaction of the Directors, and on such indemnity as the Directors may deem adequate being given, a new certificate in lieu thereof shall be given to the person entitled to such lost or destroyed certificate.

20. *Fee for same.*—Such sum (if any) not exceeding fifty cents as the Directors may determine shall be paid to the Company for every certificate so issued in place of a certificate lost or destroyed.

21. *Certificate to be delivered to the first-named of joint-holders not a firm.*—The certificate of shares registered in the names of two or more persons not a firm shall be delivered to the person first-named on the register.

TRANSFER OF SHARES.

22. *Transfer of shares.*—Subject to the restriction of these Articles, any shareholder may transfer all or any of his shares. The instrument of transfer of any share shall be in writing signed both by transferor and transferee, and the transferor shall be deemed to remain the holder of the share until the name of the transferee is entered in the register in respect thereof.

23. *No transfer to infant or person of unsound mind.*—No transfer of shares shall be made to an infant or person of unsound mind.

24. *Form of transfer.*—Shares when transferable may be transferred by any usual common form of instrument of transfer.

25. *Register of transfers.*—The Company shall keep a book or books to be called "The Register of Transfers," in which shall be entered the particulars of every transfer or transmission of any share.

26. *Board may decline to register transfers.*—The Board may, at their own absolute and uncontrolled discretion, decline to register any transfer of shares by a shareholder who is indebted to the Company, or upon whose shares the Company have a lien or otherwise; or in case of shares not fully paid up, to any person not approved by them.

27. *Not bound to state reason.*—In no case shall a shareholder or proposed transferee be entitled to require the Directors to state the reason of their refusal to register, but their declinature shall be absolute.

28. *Registration of transfer.*—Every instrument of transfer must be left at the office of the Company to be registered, accompanied by such evidence as the Directors may reasonably require to prove the title of the transferor, or his right to transfer his shares, and a fee of rupees two and cents fifty (Rs. 2.50), or such other sum as the Directors shall from time to time determine, must be paid; and thereupon the Directors subject to the powers vested in them by Articles 26 and 27 and 29 shall register the transferee as a shareholder and retain the instrument of transfer.

29. The Directors may, by such means as they shall deem expedient, authorize the registration of transferees as shareholders without the necessity of any meeting of the Directors for that purpose.

30. *Directors not bound to inquire as to validity of transfer.*—In no case shall the Directors be bound to inquire into the validity, legal effect, or genuineness of any instrument of transfer produced by a person claiming a transfer of any share in accordance with these Articles; and whether they abstain from so inquiring, or do so inquire and are misled, the transferor shall have no claim whatsoever upon the Company in respect of the shares, except for the dividends previously declared in respect thereof, but only, if at all, upon the transferee.

31. *When Transfer Books may be closed.*—The Transfer Books may be closed during the fourteen days immediately preceding each Ordinary General Meeting, including the First General Meeting; also, when a dividend is declared, for the three days next ensuing the meeting.

TRANSMISSION OF SHARES.

32. *Title to shares of deceased holder.*—The executors or administrators of a deceased shareholder shall be the only persons recognized by the Company as having any title to the shares of such shareholder.

33. *Registration of persons entitled to shares otherwise than by transfer.*—Any guardian of any infant shareholder, or any committee of a lunatic shareholder, or any person becoming entitled to shares in consequence of the death, bankruptcy, or liquidation of any shareholder, or the marriage of any female shareholder, or in any other way than by transfer, shall, upon securing such evidence that he sustains the character in respect of which he proposes to act under this clause, or of his title, as the Company think sufficient, be forthwith entitled, subject to the provisions herein contained, to be registered as a shareholder in respect of such shares or may, subject to the regulations as to transfers hereinbefore contained, transfer the same to some other person.

34. *Failing such registration, shares may be sold by the Company.*—If any person who shall become entitled to be registered in respect of any share under clause 33 shall not, from any cause whatever, within twelve calendar months after the event on the happening of which his title shall accrue, be registered in respect of such share, or if in the case of the death of any shareholder no person shall, within twelve calendar months after such death, be registered as a shareholder in respect of the shares of such deceased shareholder, the Company may sell such shares, either by public auction or private contract, and give a receipt for the purchase money, and the purchaser shall be entitled to be registered in respect of such shares, and shall not be bound to inquire whether the events have happened which entitled the Company to sell the same, and the nett proceeds of such sale, after deducting all expenses and all moneys in respect of which the Company is entitled to a lien on the shares so sold, shall be paid to the person entitled thereto.

35. *Exercise of rights.*—No person shall exercise any rights of a shareholder until his name shall have been entered in the register of shareholders, and he shall have paid all calls and other moneys for the time being payable on every share in the Company held by him.

SHARES (SURRENDER AND FORFEITURE).

36. *The Directors may accept surrender of shares.*—The Directors may accept, in the name and for the benefit of the Company, and upon such terms and conditions as may be agreed, a surrender of the shares of shareholders who may be desirous of retiring from the Company.

37. *If call or instalment be not paid, notice to be given to shareholder.*—If any shareholder fail to pay any call or instalment on or before the day appointed for the payment of the same, the Directors may at any time thereafter, during such time as the call or instalment remains unpaid, serve a notice on such shareholder, requiring him to pay the same, together with any interest that may have accrued, and all expenses that may have been incurred by the Company by reason of such non-payment.

38. *Terms of notice.*—The notice shall name a day (not being less than one month from the date of the notice) and a place or places at which such call or instalment and such interest and expenses as aforesaid are to be paid. The notice shall also state that, in the event of non-payment at or before the time and at the place appointed, the shares in respect of which the call was made or instalment is payable will be liable to be forfeited.

39. *In default of payment, shares to be forfeited.*—If the requisition of such notice as aforesaid be not complied with, every or any share or shares in respect of which such notice has been given may at any time thereafter, before payment of calls or instalments, interest, and expenses due in respect thereof, be declared forfeited by a resolution of the Board to that effect.

40. *Shareholder still liable to pay money owing at time of forfeiture.*—Any shareholder whose shares have been so declared forfeited shall, notwithstanding, be liable to pay, and shall forthwith pay to the Company all calls, instalments, interest, and expenses owing upon or in respect of such shares at the time of the forfeiture, together with interest thereon from the time of forfeiture until payment at 9 per cent. per annum, and the Directors may enforce the payment thereof if they think fit.

41. *Surrendered or forfeited shares to be property of Company, and may be sold, &c.*—Every share surrendered or so declared forfeited shall be deemed to be the property of the Company, and may be sold, re-allotted, or otherwise disposed of upon such terms and in such manner as the Board shall think fit.

42. *Effect of surrender or forfeiture.*—The surrender or forfeiture of a share shall involve the extinction of all interest in, and also of all claims and demands against, the Company in respect of the share and the proceeds thereof, and all other rights, incident to the share, except only such of those rights (if any) as by these presents are expressly saved.

43. *Certificate of surrender or forfeiture.*—A certificate in writing under the hands of two of the Directors and of the Secretary that a share has been duly surrendered or forfeited, stating the time when it was surrendered or forfeited, shall be conclusive evidence of the facts therein stated as against all persons who would have been entitled to the share but for such surrender or forfeiture, and such certificate and the receipt of the Company for the price of such share shall constitute a good title to such share, and a certificate of proprietorship shall be delivered to any person who may purchase the same from the Company, and thereupon such purchaser shall be deemed the holder of such share, discharged from all calls due prior to such purchase; and he shall not be bound to see to the application of the purchase money, nor shall his title to such share be affected by any irregularity in the proceedings in reference to such forfeiture or sale.

44. *Forfeiture may be remitted.*—The Directors may in their discretion remit or annul the forfeiture of any share within six months from the date thereof upon the payment of all moneys due to the Company from the late holder or holders of such share or shares, and all expenses incurred in relation to such forfeiture, together with such further sum of money, by way of redemption money for the deficit, as they shall think fit, not being less than 9 per cent. on the amount of the sums wherein default in payment had been made, but no share *bona fide* sold or re-allotted, or otherwise disposed of under Article 41 hereof, shall be redeemable after sale or disposal.

45. *Lien on shares.*—The Company shall have a first charge or paramount lien upon all the shares of any holder or joint-holders for all moneys for the time being due to the Company by such holder, or by all or any of such joint-holders respectively, either in respect of such shares or of other shares held by such holder or joint-holders or otherwise, and whether due from any such holder individually or jointly with others, including all calls resolutions for which shall have been passed by the Directors, although the times appointed for the payment thereof shall not have arrived; and where any share is held by more persons than one, the Company shall be entitled to the said charge or lien in respect of any money due to the Company from any of such persons; and such lien shall extend to all dividends declared on such shares. And the Directors may decline to register any transfer of shares subject to such charge or lien.

46. *Lien how made available.*—Such charge or lien may be made available by a sale of all or any of the shares subject to it, provided that no such sale shall be made except under a resolution of the Directors, and until notice in writing shall have been given to the indebted shareholder or his executors or administrators, or the assignee or trustee in his bankruptcy, requiring him or them to pay the amount for the time being due to the Company, and default shall have been made for twenty-eight days from such notice in paying the sum thereby required to be paid. Should the shareholder over whose share the lien exists be in England or elsewhere abroad, sixty days' notice shall be allowed him.

47. *Proceeds how applied.*—The nett proceeds of any such sale shall be applied in or towards satisfaction of such debts, liabilities, or engagements, and the residue (if any) paid to such shareholder or his representatives.

48. *Certificate of sale.*—A certificate in writing under the hands of two of the Directors and of the Secretary that the power of sale given by clause 46 has arisen, and is exercisable by the Company under these presents, shall be conclusive evidence of the facts therein stated.

49. *Transfer on sale how executed.*—Upon any such sale two of the Directors may execute a transfer of such share to the purchaser thereof, and such transfer, with the certificate last aforesaid, shall confer on the purchaser a complete title to such shares.

CALLS.

50. *Directors may make calls.*—The Directors may from time to time make such calls as they think fit upon the holders of registered shares in respect of moneys unpaid thereon, and not by the conditions of allotment made payable at fixed times; and each shareholder shall pay the amount of every call so made on him to the persons and at the times and places appointed by the Directors, provided that two months' notice at least shall be given to the shareholders of the time and place appointed for payment of each call. If any shareholder fail to pay any call due from him on the day appointed for payment thereof, he shall be liable to pay interest for the same at the rate of nine per cent. per annum from the day appointed for the payment thereof to the time of actual payment. Any such call may be made payable either in one sum or two or more instalments.

51. *Calls, time when made.*—A call shall be deemed to have been made at the time when the resolution authorizing the call was passed at a Board Meeting of the Directors.

52. *Extension of time for payment of call.*—The Directors shall have power in their absolute discretion to give time to any one or more shareholder or shareholders, exclusive of the others, for payment of any call or part thereof on such terms as the Directors may determine. But no shareholder shall be entitled to any such extension except as a matter of grace or favour.

53. *Liability of joint-holders.*—Joint-holders of a share should be severally as well as jointly liable for all instalments and calls in respect thereof.

54. *Payments in anticipation of calls.*—The Directors may at their discretion receive from any shareholder willing to advance the same, and upon such terms as they think fit, all or any part of the amount of his shares beyond the sum actually called up, and upon the moneys so paid in advance, or upon so much thereof from time to time and at any time thereafter, as exceeds the amount of the calls then made upon, and due in respect of the shares on account of which such advances are made, the Board may pay or allow interest at such rate as the shareholder and the Directors may agree upon, not exceeding, however, six per cent. per annum.

BORROWING POWERS.

55. *Power to borrow.*—The Directors may from time to time at their discretion borrow or raise from the Directors or other person any sum or sums of money for the purposes of the Company, provided that the money so borrowed or raised and owing at any one time shall not, without the sanction of a General Meeting, exceed rupees fifty thousand (Rs. 50,000); only with the sanction of a General Meeting the Board shall be entitled to borrow such further sum or sums and at such rate of interest as such meeting shall determine. A certificate under the hands of one Director and the Secretary or two Directors, to the effect that in taking any loan the Directors are not exceeding their borrowing powers, shall be sufficient and binding on the Company and all concerned.

56. *Security for repayment.*—For the purposes of securing the repayment of any such moneys so borrowed or raised, or for any other purposes, the Directors may create and issue any mortgages, debentures, debenture stock, bonds, or obligations of the Company charged upon all or any part of the undertaking, revenue, property, and rights of the Company, both present and future, including uncalled capital or unpaid calls, or by giving, accepting, or endorsing on behalf of the Company any promissory notes or bills of exchange. Any such securities may be issued either at par or at a premium or discount, and may from time to time be varied or exchanged as the Directors may think fit, and may contain any special privileges as to redemption, surrender, drawings, allotment of shares, or otherwise.

57. *Assignment of security.*—Every debenture or other instrument issued by the Company for securing the payment of money may be so framed that the moneys thereby secured shall be assignable free from any equities between the Company and the person to whom the same may have been issued.

GENERAL MEETINGS.

58. *First General Meeting.*—The First General Meeting shall be held at such time, not being more than twelve months after the registration of the Company, as the Directors may determine.

59. *Subsequent General Meetings.*—Subsequent General Meetings shall be held once in every year at such time and place as may be prescribed by the Company in General Meeting, and if no time or place is prescribed, at such time and place as may be determined by the Directors.

60. *Ordinary and Extraordinary General Meetings.*—The General Meetings mentioned in clauses 58 and 59 shall be called Ordinary General Meetings; all other Meetings of the Company shall be called Extraordinary General Meetings.

61. *Extraordinary General Meeting.*—The Directors may, whenever they think fit, convene an Extraordinary General Meeting, and shall do so upon a requisition being made in writing by one or more shareholders holding in the aggregate not less than one-fourth of the issued capital.

62. *Requisition to state object of meeting; if Directors fail to call meeting, shareholders may do so.*—Any requisition so made shall express the object of the meeting proposed to be called, shall be addressed to the Directors, shall be signed by the shareholders making the same, and shall be sent to the registered office of the Company. Upon the receipt of such requisition the Directors shall forthwith proceed to convene an Extraordinary General Meeting, to be held at such time and place as they shall determine. If they do not proceed to convene

the same within seven days from the delivery of the requisition, the requisitionists may themselves convene an Extraordinary General Meeting, to be held at such place and at such time as the shareholders convening the meeting may themselves fix.

63. *Seven days' notice of meeting to be given.*—Seven days' notice at least of every General Meeting, Ordinary or Extraordinary, and by whomsoever convened, specifying the place, day, hour of meeting, and, save as herein-after provided, the objects and business of the meeting, shall be given to the Shareholders entitled to be present at such meeting in manner hereinafter mentioned, but an accidental omission to give such notice to any shareholder shall not invalidate the proceedings at any General Meeting.

PROCEEDINGS AT GENERAL MEETINGS.

64. *Business not requiring notification.*—Every Ordinary General Meeting shall be competent, without special notice having been given of the purposes for which it is convened, or of the business to be transacted thereat, to receive and discuss any report, and any accounts presented thereto by the Directors, and to pass resolutions in approval or disapproval thereof, and to declare dividends, and to elect Directors and Auditors retiring in rotation, and to fix the remuneration of the Auditors, and shall also be competent to enter upon, discuss, and transact any business whatever; of which special mention shall have been given in the notice or notices upon which the meeting was convened.

65. *Notice of other business to be given.*—With the exceptions mentioned in the foregoing Articles as to the business which may be transacted at Ordinary General Meetings without notice, no General Meeting, Ordinary or Extraordinary, shall be competent to enter upon, discuss, or transact any business which has not been specially mentioned in the notice or notices upon which it was convened.

66. *Quorum.*—No business shall be transacted at any General Meeting, except the declaration of a dividend recommended by a report of the Directors or election of a Chairman, unless there shall be present in person at the commencement of the business five or more shareholders entitled to vote.

67. *If quorum not present.*—If at the expiration of half an hour from the time appointed for the meeting the required number of shareholders shall not be present at the meeting, the meeting, if convened by or upon the requisition of shareholders, shall be dissolved, but in any other case it shall stand adjourned to the same day in the next week at the same time and place. And if at such adjourned meeting a quorum is not present, those shareholders who are present shall be a quorum, and may transact the business for which the meeting was called.

68. *Chairman of General Meeting.*—The Chairman (if any) of the Directors shall be entitled to take the Chair at every General Meeting, whether Ordinary or Extraordinary; or if there be no Chairman, or if at any meeting he shall not be present within fifteen minutes after the time appointed for holding such meeting, or if he shall refuse to take the Chair, the shareholders shall choose another Director as Chairman; and if no Directors be present, or if all the Directors present decline to take the Chair, then the shareholders present shall choose one of their number to be Chairman.

69. *Business confined to election of Chairman while Chair vacant.*—No business shall be discussed at any General Meeting, except the election of a Chairman, whilst the Chair is vacant.

70. *Chairman with consent may adjourn meeting.*—The Chairman, with the consent of the meeting, may adjourn any meeting from time to time and from place to place, but no business shall be transacted at any adjourned meeting other than the business left unfinished at the meeting from which the adjournment took place, unless due notice shall be given.

71. *Minutes of General Meeting.*—Minutes of the proceedings of every General Meeting, whether Ordinary or Extraordinary, shall be entered in a book to be kept for that purpose, and shall when so entered be signed as soon as practicable by the Chairman of the same meeting, or by the Chairman of the succeeding meeting, and the same when so entered and signed shall be evidence of all such proceedings and of the proper election of the Chairman.

VOTING AT MEETINGS.

72. *Votes.*—At any meeting every resolution shall be decided by the votes of the shareholders present in person or by proxy, and in case there shall be an equality of votes, the Chairman at such meeting shall be entitled to give a casting vote in addition to the vote to which he may be entitled as a shareholder, and unless a poll be immediately demanded in writing by at least three members present and entitled to vote, a declaration by the Chairman that a resolution has been carried, and an entry to that effect in the Minute Book of the Company, shall be sufficient evidence of the fact without proof of the number of votes recorded in favour of or against such resolution.

73. *Poll.*—If a poll be duly demanded, the same shall be taken in such manner and at such time and place as the Chairman shall direct, and the result of the poll shall be deemed to be the resolution of the meeting at which the poll was demanded. The demand of a poll shall not prevent the continuance of a meeting for the transaction of any business other than the question on which a poll has been demanded.

74. *Poll how taken.*—If at any meeting a poll be demanded by notice in writing signed by three shareholders present at the meeting and entitled to vote, which notice shall be delivered during the meeting to the Chairman, the meeting shall, if necessary, be adjourned, and the poll shall be taken at such time and in such a manner as the Chairman shall direct, and in such case every shareholder shall have the number of votes to which he may be entitled as hereinafter provided; and in case at any such poll there shall be an equality of votes, the Chairman of the meeting at which such poll shall have been demanded shall be entitled to a casting vote in addition to any votes to which he may be entitled as a shareholder and proxy, and the result of such poll shall be deemed to be the resolution of the Company in such meeting.

75. *No poll on election of Chairman or on question of adjournment.*—No poll shall be demanded on the election of a Chairman of the meeting or on any question of adjournment.

76. *Number of votes to which Shareholder entitled.*—On a show of hands every shareholder shall have one vote only. In case of a poll every shareholder shall have one vote for every share up to ten, an additional vote for every five shares beyond the first ten up to one hundred, and an additional vote for every ten shares beyond the first hundred up to four hundred, beyond which shares will not carry votes.

77. *Guardian of infant, &c., when not entitled to vote.*—The parent or guardian of an infant shareholder, the committee or other legal guardian of any lunatic shareholder, the husband of any female shareholder not such persons as aforesaid, if more than one, shall not be entitled to vote in the place of such infant, lunatic, female, or deceased person, unless such person shall have been registered as a shareholder.

78. *Voting in person or by proxy.*—Votes may be given personally or by proxy. The instrument appointing a proxy shall be in print or in writing, and shall be under the hand of the appointor, or if such appointor is a corporation, under its common seal. Except that a corporation being a shareholder may appoint as proxy a member of officer of its own, no person shall be appointed a proxy who is not a member of the Company and qualified to vote. Any shareholder residing in foreign parts may deposit in the office of the Company an instrument of proxy (properly stamped for this purpose) valid for all meetings whatever during such absence and until revocation.

79. *When proxy to be deposited.*—The instrument appointing a proxy shall be deposited at the registered office of the Company not less than twenty-four hours before the time for holding the meeting at which the person named in such instrument proposes to vote, but no instrument appointing a proxy shall be valid after the expiration of twelve months from the date of its execution, except that it may be used on the adjournment of the meeting for which it was originally intended to be given, and except that any member absent abroad may deposit an instrument of proxy in the office as provided by clause 78.

80. *Validity of vote in event of death of principal.*—A vote given in accordance with the terms of an instrument of proxy shall be valid notwithstanding the previous death of the principal or revocation of the appointment, unless notice in writing of the death or revocation shall have been received at the office of the Company twenty-four hours at least before the meeting.

81. *Member in arrear not to vote.*—No shareholder shall be entitled to be present or vote on any question, either personally or by proxy for another shareholder, except only as proxy for a corporation of which he is a member or officer, at any General Meeting, or upon a poll, or be reckoned in a quorum whilst any call or other sum shall be due and payable to the Company in respect of any shares of such shareholder.

82. *Form of proxy.*—Any instrument appointing a proxy shall be as nearly as circumstances will admit in the following form.

The Colombo Property Investment Company, Limited.

I, _____, of _____, appoint _____, of _____ (a shareholder in the Company), as my proxy to represent me and to vote for me and on my behalf at the Ordinary (or Extraordinary, as the case may be) General Meeting of the Company to be held on the _____ day of _____, One thousand Nine hundred and _____, and at any adjournment thereof, and at every poll which may be taken in consequence thereof.

As witness my hand this _____ day of _____, One thousand Nine hundred and _____,
Signed in the presence of _____

83. *Objection to validity of vote.*—No objection shall be made to the validity of any vote (whether given personally or by proxy except at the meeting or poll at which such vote shall be tendered, and every vote (whether given personally or by proxy) to which no objection shall be made at such meeting or poll shall be deemed valid for all purposes of such meeting or poll whatsoever.

84. *No shareholder to be prevented from voting by being personally interested in result.*—No shareholder shall be prevented from voting by reason of his being personally interested in the result of the voting.

85. *Shareholder should be registered for three months previous to meeting before he can vote.*—Every shareholder not disqualified by the preceding Articles, who has been duly registered for three months previous to the General Meeting, shall be entitled to be present and to speak and vote at all meetings.

PREFERENCE SHARES AND MEETINGS OF CLASSES OF SHAREHOLDERS.

86. *Preference and deferred shares.*—Any shares from time to time to be issued or created may from time to time be issued with any such guarantee or any such right of preference, whether in respect of dividend or of repayment of capital or both, or any such other privilege or advantage over any shares previously issued or then about to be issued (other than shares issued with a preference), or at such a premium, or with such deferred rights as compared with any shares previously issued or then about to be issued, or subject to any such conditions or provisions, or with any such right of voting, and generally on such terms as the Company may from time to time determine in General Meeting.

87. *Resolutions affecting a particular class of Shares.*—If at any time by the issue of preference shares or otherwise the capital is divided into shares of different classes, then the holders of any class of shares may by an extraordinary resolution passed at a meeting of such holders consent on behalf of all the holders of shares of the class to the issue or creation of any shares ranking equally therewith, or having any priority thereto, or to the abandonment of any preference or priority, or of any accrued dividend or the reduction for any time or permanently of the dividends payable thereon, or to any scheme for the reduction of the Company's capital affecting the class of shares, and such resolution shall be binding upon all the holders of shares of the class, provided that this Article shall not be read as implying the necessity for such consent in any case in which but for this Article the object of the resolution could have been effected without it.

88. *Meeting effecting a particular class of Shares.*—Any meeting for the purpose of the last preceding clause shall be convened and conducted in all respects as nearly as possible in the same way as an Extraordinary General Meeting of the Company, provided that no member not being a Director shall be entitled to notice thereof, or to attend thereat unless he be a holder of shares of the class intended to be effected by the resolution, and that no vote shall be given except in respect of a share of that class, and that at any such meeting a poll may be demanded in writing by any five members personally present and entitled to vote at the meeting.

DIRECTORS.

89. *Number of Directors.*—Unless otherwise determined by a General Meeting, the number of Directors shall never be less than three or more than five.

90. *Their qualification and remuneration.*—The qualification of a Director shall be his holding in his own right at least ten shares. A first Director may act before acquiring his qualification, but shall in any case acquire the same within three months from his appointment. As a remuneration for their services the Directors shall be entitled to appropriate a sum not exceeding rupees one thousand annually to be divided between them in such manner as they may determine, but the Company in General Meeting may at any time alter the amount of such remuneration for the future, and such remuneration shall not be considered as including any remuneration for special or extra services hereinafter referred to, nor any extra remuneration to the Managing Directors of the Company.

91. *Appointment of first Directors, and duration of their office.*—The first Directors shall be Charles Edward Hood Symons, Adalbert Theodor Schulze, and William Henry Davies, all of Colombe, who shall hold office till the first Annual General Meeting; any of the said Directors may resign his office prior to the said Annual General Meeting, and such vacancy may be filled up under clause 95 hereof.

92. *Directors may appoint Managing Director or Directors; his or their remuneration.*—One or more of the Directors may be appointed by the Directors to act as Managing Director or Managing Directors of the Company for such time and on such terms as the Directors may determine or fix by agreement with the person or persons appointed to the office, and they may from time to time revoke such appointment and appoint another or other Managing Director or Managing Directors, and the Directors may devolve on the Managing Director or Managing Directors all or any duties and powers that might be devolved on any Manager of the Company. If any Director shall be called upon to perform any extra services, the Directors may arrange with such Director for such special remuneration for such services, either by way of salary, commission, or the payment of a lump sum of money, as they shall think fit.

93. *Appointment of successors to Directors.*—The General Meeting at which Directors retire or ought to retire by rotation shall appoint successors to them, and in default thereof such successors may be appointed at a subsequent General Meeting.

94. *Board may fill up vacancies and add to their number.*—The Board shall have power at any time and from time to time before the first Ordinary Meeting to supply any vacancies in their number arising from death, resignation, or otherwise.

95. *Duration of office of Directors appointed to vacancy.*—Any casual vacancy occurring in the number of Directors may be filled up by the Directors, but any person so chosen shall retain his office so long only as the vacating Director would have retained the same if no vacancy had occurred.

96. *To retire annually.*—At the Ordinary General Meeting in 1909 and at the Ordinary General Meeting in every subsequent year two of the Directors for the time being shall retire from office as provided in clause 97.

97. *Retiring Directors how determined.*—The Directors to retire from office at the Ordinary General Meeting in 1909 shall, unless the Directors otherwise arrange among themselves, be determined by ballot; in every subsequent year the Directors to retire shall be those who have been longest in office, but a Managing Director shall not, while he holds such office, be subject to retire by rotation.

98. *Retiring Directors eligible for re-election.*—Retiring Directors shall be eligible for re-election.

99. *Decision of question as to retirement.*—In case any question shall arise as to which of the Directors who have been the same time in office shall retire, the same shall be decided by the Directors by ballot.

100. *Number of Directors how increased or reduced.*—The Company in General Meeting may from time to time increase or reduce the number of Directors and alter their qualifications, and may also determine to what rotation such increased or reduced number is to go out of office.

101. *If election not made, retiring Directors to continue until the next meeting.*—If at any meeting at which an election of a Director ought to take place, the place of the retiring Director is not filled up, the retiring Director may continue in office until the first Ordinary Meeting in the next year, and so on from meeting to meeting until his place is filled up, unless it shall be determined at such meeting to reduce the number of Directors.

102. *Resignation of Directors.*—A Director may at any time give notice in writing of his intention to resign by delivering such notice to the Secretary, or by leaving the same at the office, or by tendering his written resignation at a meeting of the Directors, and on the acceptance of his resignation by the Directors, but not before, his office shall become vacant.

103. *When office of Director to be vacated.*—The office of Director shall be vacated (a) if he accepts or holds any office or place of profit (other than Managing Director, Proctor, or Secretary) under the Company; (b) if he becomes bankrupt or insolvent, or suspends payment, or files a petition for the liquidation of his affairs, or compounds with his creditors; (c) if by reason of mental or bodily infirmity he becomes incapable of acting; (d) if he ceases to hold the required number of shares to qualify him for the office; (e) if by notice in writing to the Company he resigns his office.

104. No Director shall be disqualified by his office from contracting with the Company, either as vendor, purchaser, lessee or lessor, or otherwise; nor shall any such contract or arrangement entered into by or on behalf of the Company with any Company or partnership of or in which any Director shall be a member or otherwise interested be avoided; nor shall any Director so contracting or being such a member or so interested be liable to account to the Company for any profit realized by any such contract or arrangement by reason only of such Director holding that office or of the fiduciary relation thereby established; but no Director shall vote in respect of any such contract or arrangement, and the nature of his interest where it does not appear on the face of the contract shall be disclosed by him at the meeting of the Directors at which the contract or arrangement is determined on, if his interest then exists, or in any other case at the first meeting of the Directors after the acquisition of his interest.

105. *How Directors removed and successors appointed.*—The Company may, by a special resolution, remove any Director before the expiration of his period of office, and may, by an ordinary resolution, appoint another person in his stead, and the Director so appointed shall hold office only during such time as the Director in whose place he is appointed would have held the same if he had not been removed.

106. *Indemnity to Directors and others for their own acts and for the acts of others.*—Every Director or officer and his heirs, executors, and administrators shall be indemnified by the Company from all losses and expenses incurred by him respectively in or about the discharge of his respective duties, except such as happen from his respective wilful acts or defaults; and no Director or officer, nor the heirs, executors, or administrators of any Director or officer, shall be liable for any other Director or officer, or for joining in any receipt or other acts of conformity, or for any loss or expenses happening to the Company by the insufficiency or deficiency of title to any property acquired for or on behalf of the Company, or for the insufficiency or deficiency of any security in or upon which any of the moneys of the Company shall be invested, or for any loss or damage arising from the bankruptcy, insolvency, or tortious act of any person with whom any moneys, securities, or effects shall be deposited, or for any other loss, damage, or misfortune whatsoever which shall happen in the execution of the duties of his respective office or in relation thereto, unless the same happen through his own wilful act or default.

107. *No contribution to be required from Directors beyond amount, if any, unpaid on their shares.*—No contribution shall be required from any present or past Director or Manager exceeding the amount, if any, unpaid on the shares in respect of which he is liable as a present or past shareholder.

POWERS OF DIRECTORS.

108. *Powers of Directors.*—The business of the Company shall be managed by the Directors either by themselves or through a Managing Director, or by any agent or agents, secretary or secretaries of the Company, in such manner as the Directors shall determine, and the Directors may pay out of the funds of the Company all costs and expenses, as well preliminary as otherwise paid or incurred in and about the formation and the registration of the Company, and in connection with the placing of the shares of the Company. The Directors may purchase or take on lease any land or buildings for the purposes of the Company, and may sell, lease, or let any portion thereof, and may enter into any arrangement or contract for building.

109. The Directors shall carry on the business of the Company in such manner as they may think most expedient, and, in addition to the powers and authorities by any Ordinance or by these presents expressly conferred on them, they may exercise all such powers, give all such consents, make all such arrangements, appoint all such agents, managers, secretaries, treasurers, accountants, and other officers, clerks, assistants, artisans, and workers, and generally do all such acts and things as are or shall be by any Ordinance and by these presents directed and authorized to be exercised, given, made or done by the Company, and are not by any Ordinance or by these presents required to be exercised or done by the Company in General Meeting, subject nevertheless to the provisions of any such Ordinance, and of these presents, and to such regulations and provisions (if any) as may from time to time be prescribed by the Company in General Meeting, but no regulation made by the Company in General Meeting shall invalidate any prior act of the Board which would have been valid if such regulation had not been made.

The generality of the powers conferred by any clause in these presents on the Directors shall not be taken to be limited by any clause conferring any special or expressed power.

110. The Directors shall have power to make, and may make such regulations for the management of the business and property of the Company as they may from time to time think proper, and for that purpose may appoint such managers, agents, secretaries, officers, clerks, and servants for such period or periods, and with such remuneration and at such salaries, and upon such terms and conditions as they may consider advisable, and may pay the expenses occasioned thereby out of the funds of the Company, and may from time to time remove or suspend all or any of the managers, agents, officers, clerks, or servants for such reasons as they may think proper and advisable and without assigning any cause.

111. The Directors shall have power to open from time to time on behalf of the Company any account or accounts with such bank or banks as they may select or appoint, and also by such signature as they may appoint to draw, accept, make, endorse, and sign cheques, bills of exchange, and promissory notes, bills of lading, receipts, contracts, and agreements and other documents on behalf and for the purposes of the Company, also proxy or proxies to any proctor or proctors.

112. The Directors shall also have power to appoint an agent or secretary, or agents or secretaries, and to enter into agreements, in connection therewith, also to appoint a proctor or proctors, attorney or attorneys, and whatever other officers they may consider necessary to assist in carrying on the business of the Company, and from time to time to revoke such appointments. They shall from time to time determine as they shall see fit the duties of the agent or secretary, or agents or secretaries, and of the Managing Director and other officers, and may delegate to him or them all or any of the powers hereby made exercisable by the Directors, except those relating to shares and any others as to which special provisions inconsistent with such delegation are herein contained, and they shall have power to fix the remuneration of such agent or secretary, or agents or secretaries, and Managing Directors or other officers. They shall not, however, be entitled to delegate any powers of borrowing or charging the property of the Company to any agent of the Company or other person except by instrument in writing, which shall specifically state the extent to which such powers may be used by the person or persons to whom they are so delegated, and the conditions under which they may be so used, and such limitations and conditions shall be an essential part of the powers so delegated, and compliance therewith shall be a condition precedent to the exercise of these powers. The Directors shall also have the power to bring or defend any action, suit, prosecution, or other legal proceedings in the name of the Company.

113. It shall be lawful for the Directors, if authorized so to do by the Shareholders in General Meeting, to arrange terms for the amalgamation of the Company with any other Company or individual or individuals, or for the sale or disposal of the entirety of the business, estate, and effects of the Company, respectively, to any Company or person upon such terms and in such manner as the Directors shall think fit, and the Directors shall have power to do all such things as may be necessary for carrying such amalgamation, sale, or other disposition into effect so far as a resolution or special resolution of the Company is not by law necessary for such purpose, and in case any terms so arranged by the Directors include or make necessary the dissolution of the Company, the Company shall thereupon be dissolved.

114. The Directors shall exercise in the name and on behalf of the Company all such powers of the Company as are not expressly required to be exercised by the Company in General Meeting.

PROCEEDINGS OF DIRECTORS.

115. *Meetings of Directors.*—The Directors may meet for the despatch of business, adjourn, and otherwise regulate their meetings as they may think fit, and determine the quorum necessary for the transaction of business. Until otherwise determined, two Directors shall be a quorum.

116. *A Director may summon Meetings of Directors.*—A Director may, and the Secretary at the request of any Director shall, at any time summon a meeting of Directors.

117. *Who is to preside at Meetings of Board.*—The Board may elect a Chairman and Deputy Chairman of their meetings and determine the period for which they are to hold office, and all meetings of the Directors shall be presided over by the Chairman if one has been elected and is present, or in his absence by the Deputy Chairman, but if the offices of Chairman and Deputy Chairman be vacant, or if at any meeting of Directors the Chairman and Deputy Chairman be not present at the time appointed for holding the same, then and in that case the Directors present shall choose one of their number to be Chairman of such meeting.

118. *Questions of Meetings how decided.*—Any question which shall arise at any meeting of the Directors shall be decided by a majority of votes, and in case of an equality of votes the Chairman thereof shall have a casting vote in addition to his vote as a Director.

119. *Board may appoint Committees.*—The Board may delegate any of their powers to Committees consisting of such member or members of their body as the Board may think fit, and they may from time to time revoke and discharge any such Committee, either wholly or in part, and either as to persons or purposes; but every Committee so formed shall, in exercise of the powers delegated to it, conform to all such regulations as may be prescribed by the Board.

120. *Acts of Board or Committees valid notwithstanding informal appointment.*—The acts of the Board and of any committees appointed by the Board shall, notwithstanding any vacancy in the Board or committee, or defect in the appointment of any Director or of any member of the committee, be as valid as if no such vacancy or defect had existed, and as if every person had been duly appointed, provided the same to be done before the discovery of the defect.

121. *Regulation of proceedings of Committees.*—The meetings and proceedings of such committees shall be governed by the provisions herein contained for regulating the meetings and proceedings of Directors, so far as the same are applicable thereto, and be not superseded by the express terms of the appointment of such committees respectively or any regulation imposed by the Board.

122. *Resolution in writing by all the Directors as valid as if passed at a Meeting of Directors.*—A resolution in writing signed by all the Directors shall be as valid and effectual as if it had been passed at a meeting of the Directors duly called and constituted.

123. *Minutes.*—The Directors shall cause minutes to be made in books to be provided for the purpose of the following matters, *vide licet* :—

- (a) Of all appointments of officers and committees made by the Directors.
- (b) Of the names of the Directors present at each meeting of the Directors, and of the members of the committee appointed by the Board present at each meeting of the committee.
- (c) Of the proceedings of all General Meetings.
- (d) Of the proceedings of all meetings of the Directors and of the committees appointed by the Board.

124. *Signature of Minutes of proceedings and effect thereof.*—All such minutes shall be signed by the person or one of the persons who shall have presided as Chairman at the General Meeting, the Board Meeting, or Committee Meeting at which the business minuted shall have been transacted, or by the person or one of the persons who shall preside as Chairman at the next ensuing General Meeting, or Board Meeting, or Committee Meeting, respectively, and all minutes purporting to have been signed by the Chairman of any such General Meeting, Board Meeting, or Committee Meeting, respectively, shall, for all purposes whatsoever, be *prima facie* evidence of the actual and regular passing of the resolutions, and the actual and regular transaction of occurrences of the proceedings and other matters purporting to be so recorded, and of the regularity of the meeting and which the same shall appear to have taken place, and of the Chairmanship and signature of the person appearing to have signed as Chairman.

125. *When the business of the Company shall commence.*—The Directors shall be at liberty to carry on the business of the Company as soon as they shall think fit, notwithstanding the whole capital may not have been subscribed for or taken.

COMMON SEAL.

126. *Common Seal.*—The Directors shall provide a common seal of the Company, and shall provide for the safe custody thereof, and it shall never be used except by the authority of the Directors previously given and in the presence of two Directors at the least, who shall sign every instrument to which the seal is affixed, and every such instrument shall be countersigned by the Secretary or some other person appointed by the Directors.

ACCOUNTS.

127. *Accounts.*—The Directors shall cause true accounts to be kept of the paid up capital for the time being of the Company, and of all sums of money received and expended by the Company, and of the matters in respect of which such receipts and expenditure take place, and of the assets, credits, and liabilities of the Company, and generally of all its commercial, financial, and other affairs, transactions, and engagements, and of all other matters necessary for showing the true financial state and condition of the Company, and the accounts shall be kept in such book and in such a manner at the registered office of the Company as the Directors think fit.

128. *Inspection of Accounts.*—The Directors shall from time to time determine whether and to what extent, and at what times and places, and under what conditions or regulations, the accounts and books of the Company or of any of them shall be open to the inspection of the shareholders, and no shareholder shall have any right of inspecting any account, or book, or document of the Company except as conferred by the statutes, or authorized by the Directors, or by a resolution of the Company in General Meeting.

129. *Balance sheet.*—At the Ordinary General Meeting in every year the Directors shall lay before the Company a statement of the income and expenditure and a balance sheet containing a summary of the property and liabilities of the Company made up to the end of the previous year.

130. *Report to accompany statement.*—Every such statement shall be accompanied by a report of the Directors as to the state and condition of the Company, and as to the amount which they recommend to be paid out of the profits by way of dividend or bonus to the shareholders, and the statement, report, and balance sheet shall be signed by the Directors.

131. *Copy of balance sheet to be sent to shareholders.*—A printed copy of such balance sheet shall, at least seven days previous to such meeting, be delivered at or posted to the registered address of every shareholder.

DIVIDENDS, BONUS, AND RESERVE FUND.

132. *Declaration of dividend.*—The Company may in General Meeting from time to time declare a dividend to be paid to the shareholders in proportion to their shares, but no dividend shall be payable except out of nett profits. No larger dividend shall be declared than is recommended by the Directors. The Company in General Meeting may however declare a smaller dividend.

133. *Interim dividend.*—The Directors may, if they think fit, determine on and declare an interim dividend to be paid to the shareholders on account and in anticipation of the dividend on the then current year.

134. *Reserve fund.*—Previously to the Directors recommending any dividend, they may set aside out of the profits of the Company such a sum as they think proper as reserve fund, and shall invest the same in such securities as they shall think fit, or place the same in fixed deposit in any bank or banks.

135. *Application thereof.*—The Directors may from time to time apply such proportion as they think fit of the reserve fund to meet contingencies, or for equalizing dividends, or for working the business of the Company, or for repairing, or maintaining, or extending the buildings and premises, or for the repair, or renewal, or extension of the property or plant connected with the business of the Company or any part thereof, or for any other purpose of the Company which they may from time to time deem expedient.

136. *Unpaid interest or dividend not to bear interest.*—No unpaid interest or dividend shall ever bear interest against the Company.

137. *No shareholder to receive dividend while debt due to company.*—No shareholder shall be entitled to receive payment of any dividend in respect of his share or shares, whilst any moneys may be due or owing from him (whether alone or jointly with any other person) to the Company in respect of such share or shares or otherwise howsoever.

138. *Directors may deduct debt from the dividends.*—The Directors may deduct from the dividend payable to any shareholder all sums of money due from him (whether alone or jointly with any other person) to the Company, and notwithstanding such sums shall not be payable until after the date when such dividend is payable.

139. *Notice of dividend; forfeiture of unclaimed dividend.*—Notice of all interest or dividends to become payable shall be given to each shareholder entitled thereto; and all interests or dividends unclaimed by any shareholder for three years, after notice thereof is given, may be forfeited by a resolution of the Board of Directors for the benefit of the Company, and if the Directors think fit may be applied in augmentation of the reserve fund.

140. *Loss of dividend warrant.*—The Company shall not be responsible for the loss of any cheque, dividend warrant, or Post Office order which shall be sent by post in respect of dividends.

141. *Shares held by a firm.*—Every dividend or bonus payable in respect of any share held by a firm may be paid to, and an effectual receipt given by, and partner of such firm or agent duly authorized to sign the name of the firm.

142. *Joint-holder others than a firm.*—Every dividend or bonus payable in respect of any share held by several persons jointly other than a firm may be paid to, and an effectual receipt given by, any one of such persons.

AUDIT.

143. *Accounts to be audited.*—The accounts of the Company shall once at least in every year be examined, and the correctness of each balance sheet ascertained by one or more auditor or auditors.

144. *Auditors.*—The number of auditors, the person or persons to fill the office of auditor or auditors, and the remuneration of the auditor or auditors and his or their term of office may from time to time be determined and varied by the Company in General Meeting.

145. *Appointment of first Auditors.*—Subject to the last Article, the Directors may appoint the first auditor or auditors to audit the accounts of the Company until the first Ordinary General Meeting, when he or they shall retire, but shall be eligible for re-election, and the Directors may fix his or their remuneration.

146. *Retirement of Auditors.*—The auditor or auditors for the time being shall retire at the first Ordinary General Meeting in every year, but shall be eligible for re-election. If on the retirement of an auditor as aforesaid no person shall be appointed his successor by the Ordinary General Meeting at which his retirement shall take place, he shall be considered as re-elected for another year, although no resolution to that effect shall be passed or proposed. If any casual vacancy shall occur in the office of auditor, the Directors shall forthwith fill up same.

147. *Duty of Auditors.*—Every auditor shall be supplied with a copy of the balance sheet intended to be laid before the next Ordinary General Meeting, and it shall be his duty to examine the same with accounts and vouchers relating thereto, and to report thereon to the meeting, generally or specially, as he may think fit.

148. *Accounts to be open to Auditors.*—All accounts, books, and documents whatsoever of the Company shall at all times be open to the auditors for the purpose of audit.

NOTICES.

149. *Notices how authenticated.*—Notices from the Company may be authenticated by the signature (printed or written) of the agent or secretary, agents or secretaries, or other persons appointed by the Board to do so.

150. *Shareholder to register address.*—Every shareholder shall give an address in Ceylon which shall be deemed to be his place of abode, and shall be registered as such in the books of the Company.

151. *Service of notices.*—A notice may be served by the Company upon any shareholder, either personally or by sending through the post in a prepaid letter addressed to such shareholder at his registered address or place of abode; and any notice so served shall be deemed to be well served for all purposes, notwithstanding that the shareholder to whom such notice is addressed be dead, unless and until his executors or administrators shall have given to the Directors, or to the agent or secretary, or agents or secretaries of the Company, their own or some other address.

152. *Notice to joint-holders of shares other than a firm.*—All notices directed to be given to a shareholder shall, with respect to any share to which persons are jointly entitled other than a firm, be given to whichever of such person is named first in the register of shareholders, and notice so given shall be sufficient notice to all the holders of such shares.

153. *Date and proof of service.*—Any notice if served by post shall be deemed to have been served on the day on which the letter containing the same would in ordinary course of post have been delivered at its address; and in proving such service it shall be sufficient to prove that the letter containing the notice was properly addressed and put into a post office or post box; and the entry in the Company's books of the leaving or sending by post of any notice at or to such address shall be sufficient evidence thereof, and no further evidence shall be necessary.

154. *Non-resident shareholders must register addresses in Ceylon.*—Every shareholder residing out of Ceylon shall name and register in the books of the Company an address within Ceylon at which all notices shall be served upon him, and all notices served at such address shall be deemed to be well served. If he shall not have named and registered such an address he shall not be entitled to any notices.

155. *Period for notices.*—Where a given number of days notice, or a notice extending over any other period is required to be given, the day of service shall, but the day upon which such notice will expire shall not be included on such number of days or other period.

ARBITRATION.

156. *Directors may refer disputes to arbitration.*—Whenever any question or other matter whatsoever arises in dispute between the Company and any other Company or person, the same may be referred by the Directors to arbitration in such manner and upon such terms and conditions as they may think fit.

EVIDENCE.

157. *Evidence in action by Company against shareholders.*—On the trial or hearing of any action or suit brought or instituted by the Company against any shareholder or his representatives to recover any debt or money claimed to be due to the Company in respect of his shares, it shall be sufficient to prove that the name of the defendant is or was when the claim arose on the register of shareholders of the Company as a holder of the number of shares in respect of which such claim is made, and that the amount claimed is not entered as paid in the books of the Company, and it shall not be necessary to prove the registration of the Company, nor the appointment of the Directors who made any call, nor that a quorum of Directors was present at the Board at which any call was made, nor that the meeting at which any call was made was duly convened or constituted, nor any other matter whatsoever, but the proof of the matters aforesaid shall be conclusive evidence of the debt.

DISTRIBUTION OF ASSETS ON WINDING UP.

158. *Distribution.*—If the Company shall be wound up, and there shall be any surplus assets after payment of all debts and satisfaction of all liabilities of the Company, such surplus assets shall be applied first in repaying to the holders of the preference shares (if any) the amounts paid up or reckoned as paid up thereon, and the balance in repaying to the holders of the ordinary shares the amounts paid up or reckoned as paid up on such ordinary shares. If there shall remain any surplus assets after repayment of the whole of the paid up capital, such surplus assets shall be divided among the shareholders in proportion to the capital paid up or reckoned as paid up on the shares which are held by them respectively at the commencement of the winding up.

159. *Purchase of Company's property by shareholders.*—Any shareholder, whether a Director or not, or whether alone or jointly with any other shareholder or Director, and any person not a shareholder, may become the purchaser of the property of the Company or any part thereof in the event of a winding up or a dissolution, or at any other time when a sale of the Company's property or effects or any part thereof shall be made by the Directors under the powers hereby or under the Ordinance conferred upon them.

160. *Payment in specie and vesting in trustees.*—If the Company shall be wound up, the liquidator, whether voluntary or official, may, with the sanction of an extraordinary resolution, divide among the contributors in specie any part of the assets of the Company, and may, with the sanction of the Company in General Meeting, vest any part of the assets of the Company in trustees upon such trusts for the benefits of the contributors as the liquidator with the like sanction shall think fit.

In witness whereof the Subscribers to the Memorandum of Association have hereto set and subscribed their names at Colombo this Seventeenth day of September, One thousand Nine hundred and Seven.

C. E. H. SYMONS.

A. SCHULZE.

W. H. DAVIES.

R. F. DE SARAM.

H. BEHRING.

HERBERT TARRANT.

W. H. M. DAVIES.

Witness to the above signatures :

DOUGLAS L. DE SARAM,
Proctor, District Court, Colombo.