

said General Assembly for the said electoral district: And that the said Cholwell Dean Pitt, further unlawfully and corruptly contriving and intending as aforesaid, did afterwards—to wit, on the same day and year last aforesaid, at Tauranga aforesaid, the said election being then and there so expected as in the first count of the said indictment mentioned—unlawfully and corruptly make a gift of money to the said Hori Ngatai, in order and with the intent to induce the said Hori Ngatai to procure the votes of electors at the said expected election of a member to serve in the said General Assembly for the said electoral district for the said George Edward Read (who was then and there, and before and at the time of the said election so then expected as aforesaid, a candidate to represent the said electoral district in the said General Assembly of New Zealand), that he the said George Edward Read might be chosen and returned to serve in the said General Assembly for the said electoral district, to the great obstruction and hindrance of the freedom of the said expected election of a member of the said General Assembly of the said electoral district: And that the said Cholwell Dean Pitt, further unlawfully and corruptly contriving and intending as aforesaid, did afterwards—to wit, on the same day and year last aforesaid, at Tauranga aforesaid, the said election being then and there so expected as in the first count of the said indictment mentioned, unlawfully and corruptly make a gift of money to the said Hori Ngatai, in order and with the intent to induce the said Hori Ngatai to endeavour to procure the return of the said George Edward Read (who was then and there, and before and at the time of the said election so then expected as aforesaid, a candidate to represent the said electoral district in the said General Assembly of New Zealand), that he the said George Edward Read might be chosen and returned to serve in the said General Assembly for the said electoral district, to the great obstruction and hindrance of the freedom of the said expected election of a member of the said General Assembly for the said electoral district: On which indictment the said Cholwell Dean Pitt was convicted, and was, on the seventh day of April, one thousand eight hundred and seventy-six, sentenced and adjudged to pay a fine of fifty pounds, and to be imprisoned until that fine be paid, which conviction remains in full strength, force, and effect, and in no wise annulled or made void.

Dated this thirtieth day of May, one thousand eight hundred and seventy-six.

ALFRED H. KING,  
Deputy Registrar.

NOTES OF EVIDENCE in REGINA v. CHOLWELL DEAN PITT.—Bribery.—Heard at the Supreme Court at Auckland, on Friday, 7th April, 1876.—Brookfield and Rees for prosecution; Hesketh for defence.—Plea, Not Guilty.

*Francis Edward Hamlin*, sworn and examined: I am Registration and Returning Officer for East Coast Electoral District. I remember receiving the writ for the return of a duly-qualified member of the House of Representatives. I received the writ on the 15th of December last. George Bentham Morris, William Kelly, George Edward Read, and Wiremu Maihi Rangikaheke were the candidates. The voting took place on the 6th of January, 1876. I indorsed George Edward Read as returned. He is commonly known as Captain Read. There was a polling place at Tauranga for this election.

*Hori Ngatai*, sworn and examined: I live at Tauranga. I know the defendant, Major Pitt. I recollect the day of election of a member for the East Coast. It was on the 6th of January last. I recollect, the day before the election, being with a Native named Enoka. I saw Major Pitt on that occasion. Enoka was with me. It was in the town at Te Papa. We went with Major Pitt into a house called Victoria Hotel. When I got there I supposed there was a committee there. Major Pitt then said something to me as to voting. He said he was a person to conduct the election on behalf of Mr. Read. He asked me to take part in the election on behalf of Read. He said I was to try to get persons for the election. I was to go and endeavour to procure some persons to vote for Mr. Read. I asked him for money for my own work. I asked for £25. The money was for me to give to people so that they might listen to me. Major Pitt agreed to give me £25. I had to arrange about distributing it. I got the money on the 6th. I and Enoka were to get £4 for ourselves, which was then lying in Major Pitt's possession. I and Enoka saw Pitt on the morning of the 6th, at the same house, when we two went to fetch the money at 8 a.m. It was then he gave us £25, in £1 notes. All he said was to give me the money. He did not say what I was to do with it. It was on account of my love that I returned the money to him, because I do not understand this work. I returned £9 to him on the 7th, because I did not understand this work. I returned it because I knew that very few people, Natives, voted for Read. [Mr. Hesketh objected to question, "Did you endeavour to induce Natives to vote for Read?" Mr. Rees supported. Disallowed.] Was there any arrangement between you and Pitt?—I told Major Pitt when I received the money that if I did not succeed in getting persons to vote I should return some of his money. I told him, "If I can get only thirty persons I shall return you some of your money." I offered the suggestions. Defendant said, "Oh, that remains with you"—that it rested with me as to the money and the people. I suggested to Pitt that if I could only get thirty votes I should return £9. I did return £9 on the 7th. Myself, Te Harawera, and Akuhata were present. Enoka was not there. Pitt did not give me the £4 then, but at another time the same day.—Cross-examined: It was arranged on the 5th that the £25 should be given on the 6th. It was on the 5th that I said that if only a few Natives listened to what I had to say I would return some of the money. Enoka was present when I said this in the Victoria Hotel. The reason the other two went with me was to see the handing over, lest they should suspect I was deceiving them and intended to keep it myself. The £4 was not given to me then, because I did not want the others to see it given. The £4 was given at the corner of Cook's Hotel. Major Pitt and I were alone when I returned the £9. I said, "Here are the £9, which I return to you." That is all that was said. He did not ask me to vote. All he said was that I was to arrange the votes of the people. He told me I was not to vote.—Re-examined: He said, "You are not to vote; you had better remain outside, to settle about the people who are to vote."

*Enoka te Whana*, sworn and examined: I know Major Pitt. I remember being with Hori Ngatai on the 5th of January. I saw Major Pitt on Tauranga beach the day before the election. When we