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NEW ZEALAND POLICE GAZETTE.

PUBLISHED BY AUTHORITY.

WELLINGTON, WEDNESDAY, FEBRUARY 14, 1912.

NOTICE.—For instructions as to the manner in which reports are required to be furnished for the compilation of the *Police Gazette* see *Gazette* No. 1 of this year.

The arrest of offenders described in the *Police Gazette*, or respecting whom crime reports have been forwarded for insertion in the *Gazette*, should be promptly notified by the member of the Force effecting the arrest.

When notifying the arrest of persons charged with theft or suspected of theft, it should be stated whether the property stolen, or any portion of it, has been recovered.

A description of property supposed to be stolen, found in the possession of offenders, for which owners cannot be found, shall be furnished for insertion in the *Gazette*.

All communications concerning this *Gazette* should be addressed to the Commissioner of Police, Wellington, and the envelope marked "For *Gazette*." Members of the Force in charge of out-stations will forward them *direct*.

PERSONS WANTED.

AUCKLAND.—5th instant, on **warrant** for forgery and uttering, **E. Williams** (name probably fictitious), age between twenty-five and thirty, height about 5 ft. 6 in., supposed farm labourer, rather well built, round face, fresh complexion, blue eyes, clean-shaved; wearing a soft fawn-coloured felt hat. Offender purchased a cheque-book containing twenty-four cheques from the National Bank of New Zealand, Auckland, numbers from A836281 to A836304, and filled one in for £6 5s., signed "George Ansell," payable to E. Williams. He uttered the cheque to William Donald McLeod, bootmaker, Auckland, in payment for a pair of black lace-up boots, size 6, value 19s. 6d., and received the balance, indorsing the cheque "E. Williams." The cheque was returned from the bank marked "No account." Another cheque out of the book was presented at Raetihi on the 6th instant. Offender said he had been working for George Ansell, Papakura Valley.

AUCKLAND.—8th December last, for forging and uttering a cheque for £2 15s. on the National Bank of New Zealand, Auckland, to Jacob Barripp, fancy-goods dealer, Auckland, **Man**, name unknown, supposed identical with **Alexander Smith**, age about fifty, height 5 ft. 4 in., cook, native of England, medium build, fresh complexion, fair hair (thin in front), brown moustache turning grey, large wrinkles in face; dressed in brownish suit and soft-felt hat. He was formerly employed by Mr. Niccol, boat-builder, and the cheque was signed "G. T. Niccol," in favour of T. Hunt. The writing on the cheque and the indorsement resembles the writing of the suspect. No warrant.

AUCKLAND.—17th November last, on **warrant** of commitment to Auckland Prison for seven days in default of paying £2 3s. fine and costs for breach of a prohibition order, **William Stirling**, age fifty-three, height 5 ft. 3 in., labourer, native of Scotland, medium build, fresh complexion, grey hair, blue eyes, brown hair turning grey; usually wears a dark-tweed suit and soft-felt hat.

AUCKLAND.—27th November last, on **warrant** of commitment to Auckland Prison for twenty-four hours in default of paying 4s. for wilful damage, **William Stirling**, age fifty-three, height 5 ft. 3 in., labourer, native of Scotland, medium build, fresh complexion, grey hair, blue eyes, brown hair turning grey; usually wears a dark-tweed suit and soft-felt hat. See preceding paragraph.

AUCKLAND.—30th November last, on **warrant** of commitment to Auckland Prison for twenty-four hours in default of paying 8s. fine and costs for drunkenness, **Owen McEvoy**, age thirty-two, height 5 ft. 9½ in., fireman, native of England, medium build, fresh complexion, light-brown hair turning grey, bracelet tattooed on left wrist.

AUCKLAND.—2nd December last, on **warrant** of commitment to Auckland Prison for seven days in default of paying £2 10s. fine and costs for breach of prohibition order, **John James Smith**, age twenty-seven, height 5 ft. 6½ in., labourer, native of New Zealand, stout build, dark hair, dark pimply complexion, clean-shaved, grey eyes; dirty appearance; is generally found hanging about the wharves and hotels.

HIKUAU.—3rd instant, that he may be compelled to contribute towards the support of his child, an inmate of the industrial school, Auckland, **William Jackson**, age about fifty-eight, height about 5 ft. 7 in., gum-digger, native of England, dark complexion, full scraggy beard turning grey, dark hair turning grey, lifts one foot higher than the other when walking, medium build; generally wears dark clothes; somewhat eccentric; fond of drink. He was last seen at Otamakaitai on the 7th October, 1911.

HAMILTON.—23rd ultimo, on warrant of commitment to Auckland Prison for one month in default of paying £2 3s. for drunkenness and medical treatment, **Thomas Cunningham**, age thirty-three, height 5 ft. 5½ in., labourer, native of Scotland, slight build, dark complexion and hair, brown eyes, black moustache; dressed in dark-brown sac suit, hard black hat, and heavy boots.

GISBORNE.—7th instant, that he may be compelled to contribute towards the support of his two children, inmates of the Auckland Industrial School, **Harry Veale**, age forty, height 5 ft. 5 in., butcher and shearer, native of New Zealand, fresh complexion, brown hair, dark-ginger beard. Inquiry by the Education Department.

NAPIER.—20th ultimo, on warrant of commitment to Napier Prison for forty-eight hours in default of paying £1 5s. for drunkenness, **Crasen Dennisen**, age fifty-two, height 5 ft. 3 in., labourer, native of Denmark, medium build, fresh complexion, fair hair, light-blue eyes, scar on left elbow. (See *Police Gazette*, 1912, page 71.) He was also convicted of indecency, and ordered to come up for sentence when called on.

NAPIER.—23rd ultimo, on warrant for theft of £4 from George Gunn, drover, **Albert William Foote**, age twenty-five, height 5 ft. 11 in., labourer, native of New Zealand; smart appearance; generally wears a brown suit, grey cap, and lace-up tan boots. He was employed by complainant, and sold a horse for him for the above amount and has not been seen since. (See *Police Gazette*, 1910, page 129, and Photographs of Prisoners discharged, 1910, page 20.) He is supposed to have gone to Gisborne on 26th ultimo.

WANGANUI.—On or about 23rd November last, on warrant for forging an order for the payment of £9, **John Sweeney**, alias **George McLeod**, alias **John Hartnett**, age thirty-three, height 5 ft. 9½ in., bushman, native of Tasmania, dark complexion, black hair, large nose. When last seen had large moustache only. (See *Police Gazette*, 1910, page 490, and Photographs of Discharged Prisoners, 1910, page 59.) Offender was working on a bush contract for Cole Bros., and received an order for £10, which he cashed. Some days after he cashed another order for £9, and signed "Leslie Cole," which has been declared a forgery. (See *Police Gazette*, 1912, page 77.)

PALMERSTON NORTH.—10th instant, that he may be compelled to pay arrears due for the maintenance of his children, inmates of the receiving home, Wellington, **Henry Hargreaves**, age forty-six, height 5 ft. 4½ in., labourer and sawmill hand, native of Australia, medium build, fair complexion, light-brown hair, small fair moustache only, little finger of right hand missing; usually wears grey suit. (See *Police Gazette*, 1909, pages 241 and 395, and 1910, page 3.)

PALMERSTON NORTH.—7th instant, on warrant of commitment to Palmerston North Police-gaol for three weeks in default of paying £6 18s. fine and costs for a breach of the Legislature Act, **William Smart** (known as **Scotty**), age thirty, height 5 ft. 3 in., shearer's cook, native of Scotland, speaks with a Scotch accent, medium build, fresh complexion; dressed in dark-tweed suit and cap.

WELLINGTON.—12th January last, for deserting from the Royal New Zealand Artillery, **Christopher John Farrell**, gunner, age twenty-three, height 5 ft. 9½ in., native of Dalkey, County Dublin, Ireland, was recently living at No. 105 Hanson Street, Wanganui, grey eyes, mouse-coloured hair, small dark moustache, anchor tattooed on right arm, spots tattooed on left arm, slight impediment in speech when abruptly addressed. If located, notice to be forwarded to the Commissioner's Office, Wellington. (P. 12/244.)

WELLINGTON.—2nd December, 1911, on warrant for unlawfully detaining a postal packet, the property of the Postmaster-General, **Thomas McMillan**, age about forty, height 5 ft. 7½ in., coppersmith, native of New Zealand, medium build, fresh complexion, fair hair turning grey, fair moustache, blue eyes, sharp nose; dressed in grey sac suit and white straw hat with black band. (See *Police Gazette*, 1911, page 240, Photographs of Prisoners discharged, 1911, page 30, and *Police Gazette*, 1912, pages 2 and 67.) Accused asked for and obtained letters from the New Plymouth Post-office addressed to McMillan, Buckley Terrace. The letters were kept by the accused, who did not reside in Buckley Terrace, and had no authority to ask for or receive them on behalf of the McMillan who does reside there.

STAFFORD.—16th December last, on warrant of commitment to Wellington Prison for fourteen days in default of paying £1 3s. fine and costs for being found on licensed premises during prohibited hours, **William Howell**, age about twenty-nine, height about 5 ft. 2 in., bushman and ex-jockey, native of Tasmania, dark complexion, brown hair and eyes, woman tattooed on each arm. Supposed to have come to Wellington, and gave his address as "Care of Mrs. Harris, Te Aro Post-office." He may be employed on a boat trading between Wellington and Australia.

CHRISTCHURCH.—5th ultimo, on warrant for failing to provide his wife, Clara McLachlan, with adequate means of support, **Colin Campbell McLachlan**, age thirty-six, height 5 ft. 7 in., butcher's assistant, native of New Zealand, medium build, fresh complexion, hazel eyes, hair turning grey, clean-shaved, left eye has been injured and shows signs of a cataract growing; dressed in dark-green suit and hat of same colour. He was a member of the Caledonian Pipe Band, Christchurch. He is supposed to have come to the North Island.

DUNEDIN.—5th instant, on warrants for deserting the German barque "Antuco," **Walter Michaelis**, **Franz Stelter**, **Fritz Schumaker**. Descriptions: First, age eighteen, height 5 ft. 6 in., A.B., native of Germany, stout build, dark hair, clean-shaved, blue eyes; probably dressed in dark clothes; speaks broken English. Second, age twenty-four, height 5 ft. 8 in., A.B., native of Germany, stout build, dark hair, dark moustache only, blue eyes; dressed in blue-serge suit with double-breasted coat; cannot speak English. Third, age nineteen, height 5 ft. 7 in., seaman, native of Germany, stout build, fair hair with white patch on side of head, clean-shaved, blue eyes; blue coat and trousers and white vest; speaks English. A reward of £6 will be paid for the apprehension of each.

APPREHENSIONS, PERSONS FOUND, ETC.

AUCKLAND.—**Emily Jackman**, breach of Licensing Act: It has been ascertained by Constable Dempsey, Wellington police, that she is now living with a man named Hackett at Island Bay, Wellington. (See *Police Gazette*, 1910, page 471.)

AUCKLAND.—**Edward Niblock**, absent without leave from ship, has been arrested by Acting-Detective Mason, Wellington police. His correct name is Samuel Niblock. (See *Police Gazette*, 1912, page 35.)

AUCKLAND.—**Walter Hood**, deserter from H.M.S. "Cambrian," has been arrested by Sergeant Wohlmann and Constable Williamson, Waihi police. (See *Police Gazette*, 1911, page 335.)

QUEEN STREET WHARF (AUCKLAND).—**Edward John Tipton**, absent without leave from ship, has been arrested by Acting-Detective Mason, Wellington police. (See *Police Gazette*, 1911, page 557.)

QUEEN STREET WHARF (AUCKLAND).—**Hugh Nipple**, alias **Hipple**, absent from ship without leave, has been arrested by Constable Gourley, Queen Street Wharf police, and sentenced to fourteen days. He was going under the name of **Harry Hewitt**. (See *Police Gazette*, 1911, pages 557 and 577.)

NAPIER.—**T. Yates, alias Albert Edward Victor Yates, alias Patrick Byrne,** forgery and uttering, has been arrested by Sergeant Wohlmann, Waihi police, on information supplied by Constable Johnson, Warkworth police, and remanded. When arrested he was going under the name of **Patrick Byrne.** (See *Police Gazette*, 1911, page 515.)

MANGAWEKA.—**Stephen Carkeek,** default of maintenance, has been located by Detective Kemp, Wellington police, on information supplied by Constable J. R. Eason, Mangaweka police, and a summons served on him. (See *Police Gazette*, 1911, page 558.)

PALMERSTON NORTH.—**Mary Mudford,** disobeying maintenance order, has been located by Constable Mullooly, Wellington police, on information supplied by Constable Taylor, Wellington South police. She is now married to Ernest Howan, and living in Wellington. (See *Police Gazette*, 1909, page 516.)

WELLINGTON.—**William Wi Katene,** default of maintenance, has been arrested by Constables Carmody and Gregor, Carterton police, and remanded. When arrested he was going under the name of **William McCartney.** (See *Police Gazette*, 1912, page 4.)

WELLINGTON.—**William Watts,** deserter from the s.s. "Remuera," has been arrested by Acting-Detective Mason, Wellington police. (See *Police Gazette*, 1911, page 590.)

CHRISTCHURCH.—**Robert Goodman Telfer,** default of fine and costs, has been arrested by Sergeant Dale, Newmarket police, and lodged in Auckland Prison. (See *Police Gazette*, 1912, page 36.)

TIMARU.—**Philip Kissell,** breaking and entering, has been arrested by Constable Herlihy and Acting-Detective Carroll, Waikaia and Invercargill police, on information supplied by the Christchurch police. He was going under the name of **Philip Arnold.** (See *Police Gazette*, 1911, page 568.)

WAIMATE.—**Man,** name unknown, charged with theft of money from John Ranson: **Philip Kissell** has been arrested for this offence. (See preceding paragraph, and *Police Gazette*, 1912, page 4.)

DUNEDIN.—**William John Hatch,** absent from ship without leave, has been arrested by Acting-Detective Mason, Wellington police. (See *Police Gazette*, 1912, page 66.)

INVERCARGILL.—**John Ritchie,** default of maintenance, has been arrested by Constable O'Grady, Havelock police. (See *Police Gazette*, 1911, page 148.)

PROPERTY STOLEN.

OHAEAWAI.—On or about 8th December last, from Waitangi Valley, the property of KAIEWAI APERHAMA, a half-bred spotted Jersey cow, bob tail, top off right ear and half-moon cut out of the bottom of right ear, "V" cut out of left ear; a yearling red heifer, a red heifer (three years old), and a roan heifer, all having similar earmarks; value, £28. Identifiable.

AUCKLAND.—5th ultimo, from SKEATES AND WHITE, bicycle-importers, a second-hand black-enamelled Wanderer bicycle, "No. 249" on the frame under the saddle, rubber pedals, rim-brakes, black mud-guards; value, £5 10s. On the above date a man giving the name of *C. Hart* (probably fictitious) hired the bicycle for an hour, and has not been seen since. Description: Age twenty-three, height 5 ft. 7 in. or 8 in., medium build, dark complexion and hair, clean-shaved; dressed in light-coloured tweed trousers, black coat and vest, and hard hat pulled down over his eyes.

AUCKLAND.—On or about the 23rd ultimo, from JAMES O'NEILL, labourer, Maungaturoto, while under the influence of liquor, a gentleman's new silver open-faced English lever watch, No. 433816; a gold curb chain; and two or three sovereigns; value, £7 5s.

AUCKLAND.—30th November last, from the bedroom of EVELYN O'NEILL, housemaid, No. 84 Wellesley Street, a 9 ct. gold necklace with very fine links, a round pendant attached about the size of a half-crown containing the photograph of complainant and another young woman; value, about £2. Identifiable.

AUCKLAND.—30th ultimo, from the Auckland Domain, the property of the AUCKLAND CITY COUNCIL, a grey pony, scar on one knee; value, £20. Identifiable.

NAPIER.—19th ultimo, from the lavatory of the Napier Club, the property of KINROSS WHITE, merchant, a gold pin set with a diamond, attached by an old-fashioned chain to a small gold pin set with a sapphire (claw setting); value, £15. Identifiable.

NAPIER.—9th December last, from the premises of McGlashan's auction-mart, the property of WALTER GEORGE GIRLING, storeman, a gentlemen's English Rotherham hunting-watch, value £1 15s.; a nickel chain attached, value 2s. 6d.; a 9 ct. gold medal attached to the chain, "W. G." engraved thereon, value £1 5s. Identifiable.

NAPIER.—11th ultimo, from Tennyson Street, the property of WILLIAM STONE, a gentlemen's black-enamelled B.S.A. bicycle in fairly good condition, No. 106766, back-peddalling brake, black grips, mud-guards on wheels, tool-bag, oil-lamp, and bell attached, new Britannia tire on back wheel; value, £10. Identifiable.

ORMONDVILLE.—Between 28th December last and 4th ultimo, from the dwelling of ELIZABETH HOBSON, a half-hoop 18 ct. gold engagement-ring, set with seven diamonds (one missing), value £15; a gold dress-ring, set with a ruby in centre and about four pearls, value £5. Identifiable.

MOKAU.—Between 3rd and 6th instant, from the farm of DOUGLAS BLACK, butcher, a double-barrelled breech-loading gun, "S. Luke" scratched on plate on side, one of the screws of butt plate has been broken; value, £3. Identifiable.

CHRISTCHURCH.—26th ultimo, from the cycle-rack at the railway-station, the property of Messrs. CRADDOCK AND CO. (LIMITED), St. Asaph Street, a gentlemen's Rudge-Whitworth free-wheel bicycle, No. 4975, black-enamelled frame, upturned handles, front roller brake, rubber pedals, beaded tires; value, £5. Identifiable.

CHRISTCHURCH.—26th December last, from the Christchurch Railway-station, the property of PEROY S. NELSON, school-teacher, a gentlemen's B.S.A. bicycle black-enamelled 22 in. frame, Reynold's chain, Britannia tire on front wheel, New Departure hub, upturned handles, two-speed gear, shield with owner's name thereon on head of bicycle; value, £12. Identifiable.

CHRISTCHURCH.—29th ultimo, the hut of THOMAS KANE, Opawa, was broken into, and the following stolen: A gentlemen's silver open-faced English lever watch, maker Stewart Dawson, No. 231064, value £5; also five sovereigns and ten shillings in silver. Watch identifiable.

CHRISTCHURCH.—29th ultimo, from the Royal George Hotel, the property of THOMAS HENRY BARKLE, carter, a gentlemen's Peirce bicycle, No. T. 149 T., black-enamelled frame, plated rims, fixed wheel, no brakes, curved handles, white grips; value, £8. Identifiable.

CHRISTCHURCH.—24th ultimo, from the stables at Addington Sale-yards, the property of B. HORWELL, shepherd, a gentlemen's B.S.A. free-wheel Reliance bicycle, No. 457, black-enamelled frame, celluloid mud-guards (front one split), upturned handles with black grips, hub-brake; value, £12 10s. Identifiable.

ADDINGTON.—22nd ultimo, from the dwelling of GEORGE CLACK, labourer, a gentlemen's black-enamelled Swift bicycle, 22 in. frame, fixed wheel, straight handles, rat-trap pedals, the pillow of saddle has been spliced; value, £4. Identifiable.

METHVEN.—Between 26th and 27th ultimo, from the farm of DONALD McLEAN, four fat heifers, between two and three years old, branded "M" on rump, may have other brands on them; value, £36. Identifiable.

PROPERTY RECOVERED.

CHRISTCHURCH.—J. E. BROWN'S bicycle has been found. (See *Police Gazette*, 1911, page 579.)

CHRISTCHURCH.—ALBERT VICTOR BELSTEN'S bicycle has been found. (See *Police Gazette*, 1911, page 411.)

RAKAIA.—Rev. ADAM BEGGS'S silver curb chain has been recovered, and Philip Kissell arrested for the offence by Constable Herlihy and Acting-Detective Carroll, Waikaia and Invercargill police, on information supplied by the Christchurch police. (See *Police Gazette*, 1911, pages 547 and 569, and 1912, page 7.)

TIMARU.—JOHN IMRIE'S bicycle has been found. (See *Police Gazette*, 1912, page 38.)

MISSING.

CHRISTCHURCH.—Since 5th instant, **Ewin John McLean**, age fifteen, height 5 ft. 5 in., message-boy, native of Australia, stout build, fair complexion, full round face, two scars on one ear, fair hair, blue eyes; dressed in dark-green tweed coat, dark knickers, dark stockings, and dark-coloured cap; carrying a short brown coat with flaps on pockets. He was accompanied by a boy named Reid, age sixteen, height 5 ft., message-boy, sturdy build, dark complexion and hair; dressed in dark suit and straw hat or cap. Reid had an old bicycle with him, and spoke of going to Dunedin or Little River. Inquiry that both boys may be induced to return home.

DESERTERS FROM HIS MAJESTY'S SERVICE.

From H.M.S. "Psyche."

HOBART.—**Douglas Malcolm Brown**, age nineteen, height 5 ft. 5 in., signalman, light-brown hair, blue eyes, born in Melbourne, and his usual place of residence is given as "Care Miss Hill, Children's Home, Anderson's Bay, Dunedin, New Zealand."

Stephen Toogood, age twenty, height 5 ft. 5 in., stoker, native of Melbourne, black hair, brown eyes, fresh complexion.

A reward of £3 each will be paid for their apprehension.

INQUIRIES, ETC., FROM OUTSIDE NEW ZEALAND.

NORTH SYDNEY.—A warrant has been issued by the Children's Court Bench, Sydney, for the arrest of **Bert Herberts**, charged with failing to make adequate provision for the payment of preliminary expenses of and incidental to and immediately succeeding the birth of an infant. He is nineteen years of age, 5 ft. 5 in. or 6 in. high, medium build, dark-brown hair and eyes, clean-shaved; dressed in a light-grey sac suit and white-straw hat; a grocer. Parents said to reside at Parramatta. May come to New Zealand. Complainant, Catherine Mary Watt, 210 West Street, North Sydney. (See *New South Wales Police Gazette*, 1912, page 52.)

MISCELLANEOUS INFORMATION.

Long-service Medals awarded.

Long-service medals have been awarded in terms of Regulation No. 65 to the following members of the Force:—

- No. 822.—Sergeant Michael Gaffney.
- No. 727.—Sergeant William Eccles.
- No. 823.—Sergeant John Peter Clarkson.
- No. 730.—Constable Charles Findlay.
- No. 811.—Constable Frank Dick.
- No. 812.—Constable Frank Lewin.
- No. 816.—Constable William James Whatman.
- No. 817.—Constable George Frederick Bevan.
- No. 818.—Constable Vyvyan Richard Tayler.
- No. 820.—Constable Patrick Cassidy.
- No. 827.—Constable James Heffernan.
- No. 828.—Constable Alfred Hastings Jones.
- No. 831.—Constable James Alexander Mathew.

LAW REPORTS.

("Times Law Reports," Vol. xxviii, page 67.)

[COURT OF APPEAL—(VAUGHAN WILLIAMS, BUCKLEY, AND KENNEDY, L.J.J.)—17TH NOVEMBER, 1911.]

ECCLES AND COMPANY v. LOUISVILLE AND NASHVILLE RAILROAD COMPANY.

Practice—Witness—Obligation to produce Documents—Documents not the Property but in the Physical Possession of Witness—Foreign Tribunals Evidence Act, 1856 (19 and 20 Vict., c. 113), s. 5.

A servant who is called upon to produce documents at a trial or at an examination under the Foreign Tribunals Evidence Act, 1856, and who has the physical possession of the documents is not bound to produce them unless it can be shown that he has such possession, custody, or control of the documents as would empower him to show or produce them in evidence without violating his duty towards his employer.

So held by the Court of Appeal (Kennedy, L.J., dissenting).

Decision of the Divisional Court (*ante.*, p. 36) reversed upon this point.

THIS was an appeal of C. Nickels from the judgment of the Divisional Court (Mr. Justice Bray and Mr. Justice Bankes), reported 28 *The Times* L.R., 36, in respect of two appeals from the decision of Mr. Justice Lush in Chambers in the following circumstances:—

In the course of certain proceedings in the United States between the plaintiffs, who are cotton brokers in Liverpool, and the defendants in regard to the liability of the latter in respect of certain bills of lading for cotton alleged to have been forged, an order was obtained from the Master, under the Foreign Tribunals Evidence Act, 1856, that one C. Nickels should attend before a Commissioner in this country and give evidence and produce certain bills of lading and correspondence relating to the business of the firm by which he was employed, which documents and evidence were material in the action in America between the plaintiffs and the defendants.

An application was made to Mr. Justice Lush to discharge that order, which was refused. The examination of the witness took place, and he refused to produce the bills of lading and correspondence, and also declined to answer certain questions as to who in fact had charge of the correspondence. Thereupon the plaintiffs applied to Mr. Justice Lush for leave to issue a writ of attachment against the witness for refusing to obey his subpoena. Mr. Justice Lush refused to make the order, upon the ground that the witness was a servant only, and that the legal possession of the documents in question was in the firm by which he was employed.

From this decision the plaintiffs appealed, and Mr. C. Nickels also appealed from the decision of Mr. Justice Lush, refusing to discharge the order made for his examination on commission.

The Divisional Court held that if a servant, who was called upon to produce documents at a trial, or at an examination under the Foreign Tribunals Evidence Act, 1856, had the physical possession of the documents, he was bound to produce them, even although the legal possession was in his master, unless he could show good cause why he should not

do so, but that it probably would be a good cause for not producing the documents if the servant had been forbidden to do so by his master. They also held that Mr. Justice Lush's decision, refusing to give leave to issue a writ of attachment against the witness was not made in a criminal matter, inasmuch as what was sought to be done by the writ of attachment was to compel the witness to produce the documents, and not merely to punish him, and, therefore, that an appeal lay from the Judge's decision.

The Divisional Court thereupon made an order for a writ of attachment against Mr. Nickels, directing that the writ should not issue for fourteen days, in order that the respondent might have an opportunity of producing the documents and answering the questions put to him. The Foreign Tribunals Evidence Act, 1856, section 5, provides as follows: "Provided also that every person examined under any order made under this Act shall have the like right to refuse to answer questions tending to criminate himself, and other questions which a witness in any cause pending in the Court by which or by a Judge whereof or before the Judge by whom the order for examination was made would be entitled to; and that no person shall be compelled to produce under any such order as aforesaid any writing or other document that he would not be compellable to produce at a trial of such a cause."

Mr. Nickels appealed.

Mr. Holman Gregory, K.C., and Mr. Dunlop appeared for Mr. Nickels; Mr. Greer, K.C., and Mr. Henn Collins for the plaintiffs.

The following cases were cited in argument: *Amey v. Long* (9 East, 473); *Crowther v. Appleby* (L.R., 9 C.P., 23); *Reg. v. Stuart* (2 *The Times* L.R., 144); *Desilia v. Feils* (40 L.T., 423); *Kearsley v. Philips* (10 Q.B.D., 465); *Murray v. Walter* (Cr. and Ph., 114); *Reg. v. Daye* ([1908] 2 K.B., 333); *Earl of Falmouth v. Moss* (11 Price, 455).

The COURT allowed the appeal, Lord Justice Kennedy dissenting.

LORD JUSTICE VAUGHAN WILLIAMS said this was an appeal against an order for attachment, which had been made in connection with proceedings taken under the Foreign Tribunals Evidence Act, 1856. The witness who was to be examined in this case under the provisions of that Act, in order that his evidence to be taken before a commissioner in this country might be made use of in an action pending in one of the Courts of Alabama, was not a party to that action, but was a mere witness. The object of the order for his examination was that he should produce and give evidence about certain documents which belonged to the firm of W. L. Nickels and Gordon Ross, in whose employment he was. It appeared that he was originally examined under an agreement between the parties, and that on that occasion he produced some documents of more or less the same character as those now in question. But at the statutory examination he refused to produce the documents in question, on the ground that he had no authority from his masters or employers to produce them.

The Court were now asked to draw the inference that there was no such relation of master and servant between the firm and the witness as would negative the right of the witness to produce the documents, and that at the time of the statutory examination he could have produced the documents without violating his duty towards his masters or employers. He was unable to draw any such inference. In his opinion, the witness was not debarred from saying that in the meantime he had thought the matter over, and that he did not now feel himself in a position to produce any further documents.

The question they had to decide was whether under the circumstances the witness was, by reason of his refusal to produce these documents, guilty of a contempt of Court so as to be liable to be attached for contempt. He would assume that these documents were documents which would throw light on the issues in the action. But in his view of the evidence, although the witness might be said in a sense to have the possession, custody, or control of these documents, he had not such possession, custody, or control of them as would empower him to show them or to produce them in evidence without the authority of his masters. He himself said that he had no such authority, though he added that he had never asked for it. When once the conclusion was arrived at that he was a servant, and that his possession, custody, or control of the documents was such that he could not produce them without the authority of his masters, it was, in his opinion, impossible for the Court to make an order of committal against him for non-production.

Being of opinion that there was no evidence at present which would justify the conclusion that the witness could have produced these documents without violating his duty to his masters, he thought that the order for attachment ought not to go, and that the appeal should be allowed.

LORD JUSTICE BUCKLEY delivered judgment to the same effect.

LORD JUSTICE KENNEDY said he regretted that he could not agree with the other members of the Court, though he

was anxious that the summary power of the Court to enforce its orders by attachment should be scrupulously and rigidly watched. Counsel for the appellant said that the appellant had no possession, or custody, or control of those documents. That seemed to him to be an impossible contention. The witness had stated of his own motion how the documents, as he himself expressed it, came into his custody. And it was undisputed that at the voluntary examination he did produce a number of the same class of documents, and said that when he was next examined he would bring the rest. His answers showed that he had the power to produce these documents. It was true that he was a servant, but the degree of control exercised by a servant in a mercantile office might be either very large or very small.

In this case it appeared to be high, and there was no evidence that the servant was forbidden by his masters to produce these documents. He agreed with the view expressed by Mr. Justice Bray in the Court below that the witness had the custody of the documents, and that he would not be failing in his duty to his masters if he produced them.

[Solicitors—Pritchard, Englefield, and Co., for Simpson, North, Harley, and Co., Liverpool; Stanton and Hudson, for H. Forshaw and Hawkins, Liverpool.]

(“Times Law Reports,” Vol. xxviii, page 69.)

[COURT OF CRIMINAL APPEAL—(DARLING, HAMILTON, AND BANKES, JJ.)—14th NOVEMBER, 1911.]

REX v. ROBERT MESSER.

Criminal Law—Larceny—Taxi-cab Driver not paying over Percentage of Takings—Larceny Act, 1901 (1 Edw. VII, c. 10), s. 1.

Conviction of the appellant, a taxi-cab driver, for misappropriating £6 3s. 6d. “had and received for and on account of” the taxi-cab owner, by failing to pay over 75 per cent. of his takings, according to the arrangement under which he took out the cab, affirmed.

This was an appeal against a conviction.

Mr. C. W. Kent appeared for the appellant, and Mr. Bassett Hopkins appeared for the Crown.

The appellant was convicted at the October Sessions of the Central Criminal Court on a charge of fraudulent conversion, and was sentenced to six months' hard labour.

MR. KENT said that the appellant was a taxi-cab driver. He had been accused of misappropriating £6 3s. 6d., money “had and received for and on account of” his employer; but there was no evidence to support the indictment. The first witness called by the prosecution was the manager for the cab-owner, and he admitted that the appellant was not their servant. The arrangement was that the driver had to pay in the sum registered by the meter less a fixed percentage, and no wages were paid him.

Counsel submitted there could not be the relationship of employer and servant unless there was some sort of a contract of employment. He referred to *Rex v. Solomons* (25 *The Times* L.R., 747; [1909] 2 K.B. 980; 73 J.P. 467). The latest case on the subject, *Smith v. General Motor-cab Company* (27 *The Times* L.R. 370; [1911] A.C. 188), showed that the driver of a taxi-cab was a bailee and not a servant at all. All the appellant said he signed was a document admitting that the cab when taken over by him was in good order, and agreeing that he would be responsible for any violation of the police regulations. The appellant kept the cab out for a week, and at the end of it the owner sent him a bill for cab-hire for £6 3s. 6d., and as he did not pay these proceedings were taken.

MR. JUSTICE BANKES pointed out that the words “cab-hire” were not used.

MR. JUSTICE HAMILTON observed that on this indictment it was not necessary to show that the money was received by the appellant as a servant or agent. Further, was not the appellant's own evidence that he was to account for 75 per cent. of his takings sufficient evidence to go to the jury?

MR. KENT said the driver went in the morning for a cab and took it out without making any arrangement, and when he brought it back in the evening he paid what the owner chose to ask him for its use; and from that arrangement it was impossible to infer an agreement to hand over a fixed percentage.

MR. JUSTICE DARLING said it was necessary to bear in mind that the appellant was not charged with any offence as a servant, so *Solomons's* case (*sup.*) did not apply. The charge was framed under section 1 (b) of the Larceny Act, 1901. It was true there was no written agreement under which the cab was taken out, but there was the evidence of usage, there were the appellant's own admissions at the trial, and there was an account-sheet on which the terms of the agreement were really developed. So there was evidence to go to the jury that the money was received on account of the owner; and there was also evidence that it

was fraudulently converted; and the case was properly left to the jury. The appeal must therefore be dismissed.

HIS LORDSHIP said that the Court wished to express an opinion that it would be better if the agreements under which taxi-cabs were taken out by drivers were put into writing, so that their terms should be perfectly plain and the time of the Courts should not be taken up with such cases as this. The appellant wished to appeal against his sentence, but it was a sentence which was fully deserved for a dishonest act for which there was no palliation, and there could be no reduction.

[Solicitors—Registrar of the Court; Director of Public Prosecutions.]

(“Times Law Reports,” Vol. xxviii, page 81.)

[COURT OF CRIMINAL APPEAL—(LORD ALVERSTONE, C.J., DARLING, AND BANKES, JJ.)—20TH NOVEMBER, 1911.]

REX v. CHAPMAN.

Criminal Law—Evidence—Identification.

Observations by Lord Alverstone, C.J., as to methods of identification of accused persons.

THIS was an appeal against a conviction of the appellant, Thomas Chapman, at Hereford Assizes, before Mr. Justice Lawrance, for an offence against a little girl eight years of age under the Criminal Law Amendment Act, 1885, for

which he was sentenced to five years penal servitude. The only question was as to the identity of the appellant.

Mr. F. O. Langley appeared for the appellant, and Mr. T. P. P. Powell for the Crown.

THE LORD CHIEF JUSTICE, in the course of his judgment, said they had had occasion more than once in this Court to refer to methods of the identification of accused persons. In this case the prosecution relied on the evidence of two boys, who were taken to a tent in which the appellant and two other soldiers were present, and both boys admitted that the appellant was pointed out to them by the police-constable, and that they were asked, “Is that the man?” The Court had said before that that was not a satisfactory way of identifying a man, whether the persons identifying were young or old.

Some steps ought to be taken to make the identification fair in the sense that the accused was identified by the witnesses' recognition, either from previous knowledge of him or from recollection of the events forming the evidence of the charge. The boys did not recognize the appellant spontaneously, but adopted, as it were, the suggestion made to them. Under these circumstances the evidence of the boys was not corroboration of that of the girl. The only evidence against the appellant was the fact that he had shaved off his moustache immediately after the date on which the offence was committed. The conviction must be quashed.

[Solicitors—Registrar of the Court of Criminal Appeal; Director of Public Prosecutions.]

LIST OF WARRANTS ISSUED DURING THE QUARTER ENDED 31st DECEMBER, 1911, AND REMAINING UNEXECUTED.

| Name. | Offence. | Date of Issue. | Station. | Police Gazette Reference. |
|--|---------------------------------------|-----------------|-------------------------|---------------------------|
| A. | | | | |
| | | 1911. | | 1911. |
| Adams, Samuel | Obscene language | 23 Nov. | Marton | Page 558. |
| | Default of fine and costs | 23 Nov. | Marton | .. 558. |
| Allen, Frederick | Ship-desertion | 15 Dec. | Wellington | .. 590. |
| Andersen, Olaf | Ship-desertion | 24 Oct. | Bluff | .. 516. |
| Anderson, Albert | Ship-desertion | 11 Dec. | Auckland | .. 590. |
| Andrews, James George | Ship-desertion | 13 Dec. | Wellington | .. 590. |
| Armitage, William James, <i>alias</i> Green | Default of maintenance | 21 Nov. | Christchurch | .. 558. |
| Attrée, Alfred James | Fails to provide | 30 Nov. | Carterton | .. 577. |
| | | | | 1912. |
| Anderson, Anders, <i>alias</i> Petersen | Obscene language | 20 Dec. | Gisborne | Page 2. |
| B. | | | | |
| Baker, George Alfred | Fails to provide | 5 Oct. | Dunedin | Page 478. |
| | | | | 1912. |
| Baker, Henry James, <i>alias</i> McFarlane | Fails to provide | 28 Dec. | Wellington | Page 3. |
| | | | | 1911. |
| Bull, Herbert William | False pretences | 6 Dec. | Wellington | Page 578. |
| Bell, Francis John | Fails to provide | 6 Dec. | Auckland | .. 590. |
| Barley, Robert | Ship-desertion | 13 Dec. | Wellington | .. 590. |
| Brown, Matthew | Ship-desertion | 15 Dec. | Wellington | .. 590. |
| Bradley, John, <i>alias</i> Blair | Fails to provide | 11 Dec. | Christchurch | .. 590. |
| Blair, David, <i>alias</i> Bradley | Fails to provide | 11 Dec. | Christchurch | .. 590. |
| | | | | 1912. |
| Breen, Edward | Disobeys order | 16 Aug. | Wellington | Page 3. |
| Bryan, Thomas | Ship-desertion | 18 Dec. | Wellington | .. 3. |
| | | | | 1911. |
| Beddall, Benjamin | Ship-desertion | 14 Nov. | Dunedin | Page 546. |
| | | | | 1912. |
| Bassenden, Charles Norton | Disobeys order | 28 Dec. | Wellington | Page 52. |
| C. | | | | |
| Clay, Herbert George | Fails to provide | 6 Oct. | Hastings | Page 492. |
| Cotter, Joseph, or William Joseph | Default of fine and costs | 13 Oct. | Palmerston N. | .. 492. |
| Cooksley, John William | Fails to provide | 12 Oct. | Wellington | .. 516. |
| Corley, Ernest Augustin | Fails to provide | 24 Oct. | Dunedin | .. 516. |
| Connolly, Robert | Default of maintenance | 30 Oct. | Christchurch | .. 538. |
| Clever, Alfred Eugene, <i>alias</i> McDonald | Default of fine and costs (2) | 14 Nov. | Greymouth | .. 558. |
| | | | | 1912. |
| Clarkson, William | False pretences | 15 Dec. | Hamilton | Page 2. |
| Connor, James | Default of fine and costs | 27 Dec. | Wanganui | .. 3. |
| Connolly, John | Fails to provide | 21 Dec. | Martinborough | .. 3. |
| D. | | | | |
| Denny, John Patrick | Incest (2 warrants) | 10 Oct. | Kaitaia | Page 491. |
| Donaldson, Bert | Default of fine and costs (2) | 12 Oct. | Taumarunui | .. 492. |
| Dowie, Hugh | Fails to provide | 30 Oct. | Middlemarch | .. 526. |
| Duffy, Samuel | Fails to provide | 9 Nov. | Waihi | .. 537. |
| Donghi, Walter | Breaking and entering | 8 Nov. | Ormondville | .. 537. |
| Downing, William | Default of maintenance | 14 Nov. | Christchurch | .. 546. |
| Dyke, Charles R. D. | Ship-desertion | 15 Dec. | Wellington | .. 590. |
| | | | | 1912. |
| Donovan, James | Absent from ship | 20 Dec. | Wellington | Page 3. |
| Dawson, James Grant | Fails to provide | 20 Dec. | Christchurch | .. 4. |
| Dance, Robert John | Ship-desertion | 27 Dec. | Lyttelton | .. 4. |
| | | | | 1911. |
| Dowie, George | Absent from "Encounter" | 12 Dec. | Port Chalmers | Page 592. |
| | | | | 1912. |
| Daulton, Roy | Fails to provide | 15 Dec. | Gisborne | Page 51. |
| E. | | | | |
| Ealam, Thomas George | Fails to provide | 9 Oct. | Christchurch | Page 493. |
| Edwards, Abraham | Wife-desertion | 1 Nov. | Hokitika | .. 546. |
| Ekwall, E. R. | Absent from ship | 25 Nov. | Queen St. Wharf | .. 567. |
| Elder, Alexander | Disobeys order | 29 Nov. | Masterton | .. 567. |
| | | | | 1912. |
| Eden, Eric George Deller | Fails to provide | 23 Dec. | Wellington | Page 3. |
| F. | | | | |
| Frost, Lomas | Absent from ship | 8 Nov. | Lyttelton | Page 538. |
| Francis, James | Fails to provide | 21 Oct. | Riverton | .. 538. |
| Flynn, John | Default of fine | 10 Nov. | Stratford | .. 567. |
| G. | | | | |
| Gerrard, Rembert | Absent from ship | 8 Nov. | Lyttelton | Page 538. |
| Green, William James, <i>alias</i> Armitage | Default of maintenance | 21 Nov. | Christchurch | .. 558. |
| Grandison, Archibald | Fails to provide | 8 Dec. | Auckland | .. 589. |
| Groth, Henry Jens | Fails to provide | 13 Dec. | Wellington | .. 590. |

LIST OF WARRANTS ISSUED DURING THE QUARTER ENDING 31st DECEMBER, 1911, AND REMAINING UNEXECUTED—*continued.*

| Name. | Offence. | Date of Issue. | Station. | Police Gazette Reference. |
|---|-------------------------------|----------------|-----------------|------------------------------|
| Graham, Charles, <i>alias</i> O'Brien .. | Theft | 18 Dec. .. | Rotorua .. | 1912. Page 2. |
| Goldsmith, John | Ship-desertion | 15 Dec. .. | Dunedin .. | Page 5. |
| Grigg, Joseph | Absent from "Encounter" .. | 15 Dec. .. | Bluff .. | " 8. |
| H. | | | | |
| Hunn, Thomas, <i>alias</i> Hulme, &c. | Fails to provide | 11 Oct. .. | Masterton .. | 1911. Page 492. |
| Hulme, Thomas, <i>alias</i> Young, &c. | Fails to provide | 11 Oct. .. | Masterton .. | " 492. |
| Hughes, John | Theft | 6 Nov. .. | Auckland .. | " 537. |
| Hillmer, Adolph Rudolph Frank .. | Theft | 18 Nov. .. | Wanganui .. | " 546. |
| Holt, John | Default of fine and costs .. | 28 Nov. .. | Christchurch .. | " 568. |
| Hyde, Alfred | Fails to provide | 6 Dec. .. | Feilding .. | " 577. |
| Hewitt, Thomas | Ship-desertion | 14 Dec. .. | Wellington .. | " 590. |
| Hallam, James | Fails to provide | 9 Dec. .. | Christchurch .. | " 590. |
| Hayes, George | Default of fine and costs .. | 21 Dec. .. | Christchurch .. | 1912. Page 4. |
| J. | | | | |
| Johnston, Thomas | Fails to provide | 5 Oct. .. | Christchurch .. | 1911. Page 478. |
| Jameson, William | Ship-desertion | 27 Dec. .. | Lyttelton .. | 1912. Page 4. |
| Jones, John | Ship-desertion | 29 Dec. .. | Lyttelton .. | " 4. |
| K. | | | | |
| King, Charles Castles | Fails to provide | 23 Dec. .. | Kaitangata .. | 1912. Page 36. |
| L. | | | | |
| Ledgerwood, Charles | Fails to provide | 3 Oct. .. | Invercargill .. | 1911. Page 478. |
| Laming, William | Default of maintenance .. | 10 Oct. .. | Wellington .. | " 493, and 1912, page 36. |
| Lake, A. E. | Ship-desertion | 14 Dec. .. | Wellington .. | " 590. |
| Layton, Joseph | Theft | 15 Dec. .. | Christchurch .. | 1912. Page 4. |
| M. | | | | |
| Man (name unknown) | Forgery | 27 Oct. .. | Auckland .. | 1911. Page 515. |
| Miller, Thomas Douglas Edgar .. | Default of maintenance .. | 31 Oct. .. | Christchurch .. | " 526. |
| Milne, James | Carnal knowledge | 8 Nov. .. | Mangonui .. | " 537. |
| Man (name unknown) | Theft | 6 Nov. .. | Te Kuiti .. | " 537. |
| Murray, Patrick | Default of maintenance .. | 16 Nov. .. | Christchurch .. | " 546. |
| Mayall, Charles | Fails to provide | 16 Nov. .. | Avondale .. | " 557. |
| Madden, Daniel | Theft | 11 Dec. .. | Christchurch .. | " 590. |
| Metcalfe, Christopher | Fails to provide | 11 Dec. .. | Dunedin .. | " 591. |
| Morgan, Arthur | Theft | 28 Dec. .. | Marton .. | 1912. Page 3. |
| Mutton, Daniel | Ship-desertion | 29 Dec. .. | Lyttelton .. | " 4. |
| Man (name unknown) | Theft | 23 Dec. .. | Ashburton .. | " 4. |
| Mc. | | | | |
| McKay, A. | Theft | 2 Nov. .. | Christchurch .. | 1911. Page 526. |
| McNamara, Thomas | False pretences | 13 Nov. .. | Christchurch .. | " 546. |
| McLean, John | Absent from ship | 20 Nov. .. | Queen St. Wharf | " 558. |
| McDonald, Donald, <i>alias</i> Clever .. | Default of fine and costs (2) | 14 Nov. .. | Greymouth .. | " 558. |
| McQuillan, Thomas, <i>alias</i> Graham, &c. | Theft | 18 Dec. .. | Rotorua .. | 1912. Page 2. |
| McFarlane, Joseph, <i>alias</i> Baker .. | Fails to provide | 28 Dec. .. | Wellington .. | " 3. |
| N. | | | | |
| Notton or Norton, Edward | Default of fine and costs .. | 28 Nov. .. | Hamilton .. | 1911. Page 577. |
| Norgate, William Henry | Fails to provide | 27 Nov. .. | Christchurch .. | " 578. |
| Norgate, William Henry | Default of fine and costs .. | 5 Dec. .. | Christchurch .. | " 590. |
| Norcott, Herbert | Ship-desertion | 14 Dec. .. | Wellington .. | " 590. |
| Norton, Charles | Ship-desertion | 15 Dec. .. | Wellington .. | " 590. |
| O. | | | | |
| O'Brien, John Murdock | Fails to provide | 13 Oct. .. | Invercargill .. | 1911. Page 506. |
| O'Brien, Patrick Terence, <i>alias</i> Mc- Quillan | Theft | 18 Dec. .. | Rotorua .. | 1912. Page 2. |
| P. | | | | |
| Potts, William Henry | Fails to provide | 17 Nov. .. | Wanganui .. | 1911. Page 506. |
| Petersen, Anders, <i>alias</i> Anderson | Obscene language | 20 Dec. .. | Gisborne .. | 1912. Page 2. |
| Q. | | | | |
| Quinn, Daniel | Disobeys order | 12 Oct. .. | Christchurch .. | 1911. Page 493. |
| R. | | | | |
| Ryan, William, <i>alias</i> "Cock" | Default of fine and costs .. | 12 Oct. .. | Taumarunui .. | 1911. Page 492. |
| Rule, Robert S. | Ship-desertion | 13 Nov. .. | Queen St. Wharf | " 545. |
| Ruthe, William | Default of fine and costs .. | 15 Nov. .. | Auckland .. | " 577. |

LIST OF WARRANTS ISSUED DURING THE QUARTER ENDED 31st DECEMBER, 1911, AND REMAINING UNEXECUTED—*continued.*

| Name. | Offence. | Date of Issue. | Station. | Police Gazette Reference. |
|---|-----------------------------------|----------------|-----------------|---------------------------|
| Ruff, Arthur | Fails to provide | 28 Nov. .. | Wellington .. | 1911. Page 590. |
| Roberts, John | Ship-desertion | 6 Dec. .. | Wellington .. | 1912. Page 3. |
| S. | | | | |
| Scofield, George Alfred | Ship-desertion | 5 Oct. .. | Lyttelton .. | 1911. Page 478. |
| Smith, Charles, <i>alias</i> Thompson | Default of fine and costs | 13 Oct. .. | Greymouth .. | " 506. |
| | Default of maintenance | 7 Nov. .. | Christchurch .. | " 558. |
| Stephen, George Pert | Default of fine and costs | 3 Oct. .. | Invercargill .. | " 506. |
| Sweeney, Ernest Paul, <i>alias</i> " Hangman " | Default of fine and costs | 27 Oct. .. | Masterton .. | " 516. |
| Sparrow, Thomas | Default of fine and costs | 2 Oct. .. | Auckland .. | " 525. |
| Sigley, Frank | Wife-desertion | 14 Oct. .. | Hamilton .. | " 545. |
| Snellgrove, William | Ship-desertion | 9 Dec. .. | Auckland .. | " 589. |
| Sinclair, Lawrence | Ship-desertion | 8 Dec. .. | Auckland .. | " 589. |
| Symond, John | Forgery and uttering | 12 Dec. .. | Huntly .. | " 590. |
| Santry, Daniel | Ship-desertion | 14 Dec. .. | Wellington .. | " 590. |
| 1912. | | | | |
| Sime, William | Ship-desertion | 18 Dec. .. | Wellington .. | Page 3. |
| Silverlock, Walter | Ship-desertion | 27 Dec. .. | Lyttelton .. | " 4. |
| Smith, William Ernest | Absent from ship | 27 Dec. .. | Lyttelton .. | " 4. |
| Sime, H. | Ship-desertion | 29 Dec. .. | Lyttelton .. | " 4. |
| Smith, Samuel Cantor | Ship-desertion | 19 Dec. .. | Dunedin .. | " 4. |
| T. | | | | |
| Thomas, Thomas Evans | Default of costs | 4 Oct. .. | Auckland .. | Page 505. |
| Thompson, Charles, <i>alias</i> Smith | Default of fine and costs | 13 Oct. .. | Greymouth .. | " 506. |
| | Default of maintenance | 7 Nov. .. | Christchurch .. | " 558. |
| Taylor, Sydney Lloyd | Disobeys order | 28 Nov. .. | Christchurch .. | " 568. |
| 1912. | | | | |
| Taylor, Arthur | Default of costs | 27 Oct. .. | Auckland .. | Page 2. |
| Twiddle, Thomas | Absconds from bail | 19 Dec. .. | Hamilton .. | " 2. |
| V. | | | | |
| Vincent, John | Ship-desertion | 11 Nov. .. | Lyttelton .. | 1911. Page 538. |
| W. | | | | |
| Willis, George | Theft | 23 Sept. .. | Wellington .. | Page 450. |
| Waller, John Taw | Fails to provide | 9 Oct. .. | Auckland .. | " 491. |
| Widmark, John | Absent from ship | 21 Nov. .. | Queen St. Wharf | " 557. |
| Williams, George | Absent from ship | 20 Nov. .. | Port Chalmers | " 558. |
| White, Alfred Horace | Ship-desertion | 23 Nov. .. | Queen St. Wharf | " 567. |
| White, Daniel | Default of maintenance | 25 Nov. .. | Seddonville .. | " 568. |
| Webb, William | Default of fine and costs | 29 Nov. .. | Sydenham .. | Pages 578, 591. |
| 1912. | | | | |
| Williams, John | Default of maintenance | 28 Nov. .. | Huntly .. | Page 2. |
| Wilson, Thomas | Fails to provide | 5 Dec. .. | Pahiatua .. | " 3. |
| Wilson, William James | Default of fine and costs | 12 Dec. .. | Christchurch .. | " 4. |
| 1911. | | | | |
| Wilson, Harry | Ship-desertion | 13 Dec. .. | Wellington .. | Page 590. |
| Y. | | | | |
| Young, Thomas, <i>alias</i> Hulme, <i>alias</i> Hunn | Fails to provide | 11 Oct. .. | Masterton .. | 1911. Page 492. |
| Young, James | False pretences | 13 Nov. .. | Christchurch .. | " 546. |

Return of Persons summarily convicted at Magistrates' Courts, but not sent to Gaol.

| Name of Offender. | Where tried. | When. | Offence. | Sentence. | Native of | Trade. | Born. | Height. | Complexion. | Hair. | Eyes. | Nose. | Distinguishing Marks, &c. |
|---|------------------|---------|---|---------------------------------------|------------------|---------------------------------------|-------------------------|------------------------|--------------------------|-------------|-------------|-----------|---|
| Campbell, Daniel .. | Auckland .. | 29/1/12 | obscene language | .. fined £2 | .. Scotland .. | labourer .. | 1867 5 5 $\frac{1}{2}$ | ft. in. .. ruddy .. | .. dark, turning grey .. | .. short .. | .. | .. | Scar on right side of forehead. |
| Adair, Frank .. | Auckland .. | 29/1/12 | obscene language damaging helmet | .. fined £2 .. to pay damage | .. Scotland .. | seaman .. | 1880 5 7 $\frac{1}{2}$ | .. fallow .. | .. dark .. | .. grey .. | .. hazel .. | .. broad | Cross, heart, and clasped hands on left forearm. |
| Murray, Bruce .. | Auckland .. | 31/1/12 | breach of the peace | .. fined 10s. | .. N. Zealand .. | labourer and hawker | 1892 5 6 $\frac{1}{2}$ | .. fresh .. | .. black .. | .. | .. brown .. | .. medium | See <i>Police Gazette</i> , 1911, page 207. |
| Robertson, Walter .. | Auckland .. | 31/1/12 | breach of the peace | .. fined 10s. | .. N. Zealand .. | broom- maker | 1868 5 8 | .. dark .. | .. grey .. | .. | .. brown .. | .. medium | |
| Powell, Joseph William .. | Auckland .. | 1/2/12 | inciting to resist police | .. fined £10 | .. Australia .. | paper-ruler | 1873 5 7 | .. fair .. | .. brown .. | .. | .. grey .. | .. broad | |
| Campbell, Roy .. | Auckland .. | 1/2/12 | breach of the peace | .. fined £1 | .. N. Zealand .. | engine-driver | 1887 5 6 | .. fair .. | .. fair .. | .. | .. blue .. | .. short | |
| O'Brien, George .. | Auckland .. | 2/2/12 | theft .. | .. fined £5 | .. N. Zealand .. | carter .. | 1878 5 7 | .. fresh .. | .. brown .. | .. | .. grey .. | .. medium | Scar on nose, indistinct heart on right forearm. |
| Noon, Bertie .. | Auckland .. | 3/2/12 | theft .. | .. fined £5 | .. N. Zealand .. | traveller .. | 1888 5 11 $\frac{1}{2}$ | .. very dk. | .. dark, curly .. | .. | .. brown .. | .. medium | |
| Jackson, James .. | Helensville .. | 3/2/12 | drunkennes | .. convicted and discharged | .. England .. | engineer .. | 1882 5 6 | .. fair .. | .. fair, curly .. | .. | .. grey .. | .. small | |
| Adams, Thomas .. | Waihi .. | 31/1/12 | vagrancy .. | .. convicted and discharged | .. England .. | storekeeper | 1852 5 9 | .. brown, swarthy | .. grey .. | .. | .. blue .. | .. medium | Top off first left finger. |
| Hill, Frederick William .. | Waihi .. | 31/1/12 | keeping liquor for sale | .. fined £25 | .. N. Zealand .. | miner .. | 1876 6 0 | .. fresh .. | .. dark .. | .. | .. brown .. | .. large | |
| Almond, Edward .. | Waihi .. | 31/1/12 | insulting language | .. fined £1 | .. N. Zealand .. | miner .. | 1879 5 11 | .. freckled | .. brown .. | .. | .. brown .. | .. large | |
| Simpson, John .. | Rotorua .. | 22/1/12 | theft .. | .. fined £5 | .. N. Zealand .. | surfaceman | 1864 5 7 | .. fresh .. | .. black .. | .. | .. grey .. | .. medium | |
| Johnson, Andrew James .. | Te Kuiti .. | 15/1/12 | obscene language | .. fined £5 | .. N. Zealand .. | commercial traveller | 1873 5 8 | .. fresh .. | .. dark brown | .. | .. blue .. | .. medium | Stoutish build. |
| Conway, Matthew .. | Hastings .. | 19/1/12 | assault .. | .. fined £10 | .. N. Zealand .. | labourer .. | 1886 5 6 | .. dark .. | .. brown .. | .. | .. brown .. | .. medium | Scar near left elbow. |
| Potter, Driver Alton Frederick .. | Hastings .. | 20/1/12 | theft .. | .. to come up if called on | .. N. Zealand .. | labourer .. | 1894 5 7 | .. dark .. | .. brown .. | .. | .. grey .. | .. medium | |
| Tupaki Potaka .. | Hunterville .. | 22/1/12 | theft .. | .. fined 10s. | .. aboriginal | farmer .. | 1879 5 8 | .. black .. | .. black .. | .. | .. black .. | .. broad | |
| Honorei .. | Hunterville .. | 22/1/12 | theft .. | .. fined 10s. | .. aboriginal | farmer .. | 1881 5 7 | .. black .. | .. black .. | .. | .. black .. | .. broad | |
| Thoreau, John Edward .. | Palmerston N. .. | 29/1/12 | wilful damage | .. fined 10s. | .. N. Zealand .. | saddler's apprentice | 1893 5 9 | .. pale .. | .. black .. | .. | .. brown .. | .. medium | |
| Pearson, Charles Eric .. | Palmerston N. .. | 3/2/12 | theft (2 charges) | .. to come up if each called on | .. N. Zealand .. | labourer .. | 1895 5 4 | .. tanned | .. brown | .. | .. brown .. | .. large | F.P. (See <i>Police Gazette</i> , 1912, page 71.) |
| Robinson, Leonard Harold .. | Palmerston N. .. | 3/2/12 | receiving stolen property | .. fined 18s. | .. N. Zealand .. | cooper .. | 1893 5 8 | .. pale .. | .. brown, curly | .. | .. blue .. | .. medium | |
| Hall, James, <i>alias</i> Wilson, James Hall, <i>alias</i> Windey, Hall | Masterton .. | 19/1/12 | keeping liquor for sale in a no-license district | .. fined £10 | .. N. Zealand .. | groom and phonograph shopkeeper | 1882 5 6 | .. fair .. | .. fair | .. | .. blue .. | .. medium | Very talkative; jockey appearance. |
| Cleary, Lillian Florence .. | Wellington .. | 30/1/12 | theft (2 charges) | .. to come up if called on | .. N. Zealand .. | domestic .. | 1895 5 4 | .. fresh .. | .. brown | .. | .. hazel .. | .. medium | |

Return of Persons summarily convicted at Magistrates' Courts, but not sent to Gaol—continued.

| Name of Offender. | Where tried. | When. | Offence. | Sentence. | Native of | Trade. | Height | Complexion. | Hair. | Eyes. | Nose. | Distinguishing Marks, &c. |
|---|--------------|---------|--|--|------------|------------------------|--------|-------------|--------------------|-------|--------------|---|
| O'Brien, Ernest John | Wellington | 30/1/12 | breaking, entering, and theft (2 charges) | and 12 strokes of birch | N. Zealand | schoolboy | 5 1 | pale | fair | grey | medium | |
| Prior, Fanny | Wellington | 31/1/12 | sluggish selling | .. fined £25 | England | restaurant-keeper | 5 1 | fresh | brown | blue | large | See Police Gazette, 1911, page 113, and Prisoners discharged, this issue. |
| Robinson, Thomas | Hokitika | 29/1/12 | breaking and entering (3 charges) | 12 strokes of birch | N. Zealand | shop boy | 5 0 | fair | light brown, curly | grey | medium | F.P. (C.R. 12/78) |
| Outbush, Percival | Hokitika | 29/1/12 | breaking and entering (3 charges) | 12 strokes of birch | N. Zealand | apprentice | 5 0 | fresh | dark brown | brown | large, broad | F.P. (C.R. 12/78.) |
| Cox, Annie Leslie | Christchurch | 1/2/12 | theft | .. sent to Samaritan Home for 3 months | Scotland | cook | 5 2½ | dark | dark | grey | medium | 1 p.c., 19/5/97, not gazetted. |
| Maubon, John, alias James | Christchurch | 3/2/12 | obscene language | .. fined £2 | France | fisherman | 5 8½ | dark | grey | blue | medium | See Police Gazette, 1904, page 87. |
| Isles, Margaret, alias Thomas, alias McDonald | Christchurch | 5/2/12 | resisting police | .. fined £1 | Scotland | prostitute | 5 1 | fresh | white | grey | medium | See Police Gazette, 1911, page 113. |
| McCaw, Robert | Christchurch | 7/2/12 | idle and disorderly | .. convicted and discharged | N. Zealand | stableman | 5 5 | sallow | brown | blue | medium | |
| Evans, William | Christchurch | 7/2/12 | obscene language | .. fined £2 | N. Zealand | carpenter | 5 11 | fresh | dark | grey | medium | See Police Gazette, 1911, page 453. |
| Prisk, Samuel Robert | Christchurch | 31/1/12 | breach of the peace | .. fined £1 | N. Zealand | carpenter | 5 11 | fresh | dark | grey | medium | Lumps on top of head. |
| Baldwin, Doris, nee Harper | Christchurch | 25/1/12 | threatening behaviour | .. convicted and discharged | England | tinsmith | 5 10 | sallow | fair | blue | medium | |
| Carey, Richard | Christchurch | 26/1/12 | idle and disorderly | .. Army Home for 12 months | N. Zealand | barmaid and prostitute | 5 5 | fresh | brown | brown | medium | See Police Gazette, 1908, page 487. |
| Webb, Alfred George | Christchurch | 27/1/12 | theft | .. fined £2 | N. Zealand | labourer and hawker | 5 9 | fair | brown | hazel | medium | Tattoo-marks on second right finger. |
| Milligan, Edward William | Christchurch | 27/1/12 | theft | .. sent to Wereroa training farm | N. Zealand | schoolboy | 4 8 | sallow | brown | hazel | medium | See Police Gazette, 1911, page 583. |
| Hughes, Richard | Christchurch | 27/1/12 | breaking and entering and theft | .. sent to Burnham | N. Zealand | message-boy | 4 8 | fair | brown | blue | medium | |
| O'Brien, Edward John | Christchurch | 29/1/12 | rogue and vagabond | .. convicted and discharged | England | baker | 5 9½ | fresh | grey | hazel | medium | |
| Parker, Fanny Eliza | Christchurch | 29/1/12 | assault | .. to keep the peace | N. Zealand | carrier | 5 6 | fresh | dark | grey | medium | |
| Parker, Lucy Ann | Christchurch | 30/1/12 | theft | .. fined £2 | N. Zealand | domestic | 5 3 | fresh | auburn | blue | medium | |
| Mortensen, Holger | Christchurch | 30/1/12 | theft | .. fined £2 | N. Zealand | domestic | 5 2 | fresh | dark | grey | medium | |
| Marsh, William Henry | Southbridge | 30/1/12 | obscene language | .. fined £2 | Denmark | cabinetmaker | 5 9 | fair | fair | grey | medium | Indistinct tattoo-marks on left forearm. |
| Fleming, William | Geraldine | 30/1/12 | breach of no-license provisions of Licensing Act | .. fined 10s. | N. Zealand | labourer and fisherman | 5 5 | fresh | dark brown | grey | medium | |
| | | 30/1/12 | breach of no-license provisions of Licensing Act | .. fined 5s. | N. Zealand | plumber | 5 11 | fresh | grey | blue | long | |

Return of Persons summarily convicted at Magistrates' Courts, but not sent to Gaol—continued.

| Name of Offender. | Where tried. | When. | Offence. | Sentence. | Native of | Trade. | Birth. | Height. | Complexion. | Hair. | Eyes. | Nose. | Distinguishing Marks, &c. |
|-----------------------|-----------------|---------|--|-------------------------------|---------------|-------------------|-----------|----------------|----------------------|----------------|--------------------|-----------|---|
| Collins, Frederick .. | Geraldine .. | 30/1/12 | breach of no-license provisions of Licensing Act | .. fined 5s. | .. N. Zealand | drover | 1894 5 7 | ft. in. 5 7 | dark .. dark | .. dark | .. brown .. medium | .. medium | |
| Mulhern, Michael .. | Geraldine .. | 30/1/12 | breach of no-license provisions of Licensing Act | .. fined 5s. | .. N. Zealand | labourer | 1875 6 0 | 0 | swarthy dark | .. dark | .. brown .. sharp | .. sharp | .. Woman's head, TRUE LOVE, and crossed hands on left arm. (See Police Gazette, 1909, page 498.) |
| Stevenson, Adam .. | Geraldine .. | 30/1/12 | breach of no-license provisions of Licensing Act | .. fined 5s. | .. N. Zealand | labourer | 1845 5 6 | 6 | fresh .. grey | .. grey | .. blue .. medium | .. medium | |
| Turnbull, Joseph G. | Geraldine .. | 30/1/12 | breach of no-license provisions of Licensing Act | .. fined 5s. | .. Scotland | .. cycle-mechanic | 1888 5 4 | 4 | fresh .. brown | .. brown | .. brown .. medium | .. medium | |
| Diok, Robert Gilbert | Geraldine .. | 30/1/12 | breach of no-license provisions of Licensing Act | .. fined 5s. | .. N. Zealand | teamster | 1883 5 9 | 9 | fair .. fair | .. fair | .. blue .. medium | .. medium | |
| Howard, James .. | Geraldine .. | 30/1/12 | breach of no-license provisions of Licensing Act | .. fined 5s. | .. N. Zealand | coach-painter | 1890 5 2 | 2 | fresh .. light brown | .. light brown | .. grey .. medium | .. medium | |
| Balfour, Percy .. | Geraldine .. | 30/1/12 | breach of no-license provisions of Licensing Act | .. to pay £2 and costs | .. N. Zealand | plumber | 1893 5 4 | 4 | fresh .. dark | .. dark | .. brown .. medium | .. medium | |
| Loach, Stanley .. | Geraldine .. | 30/1/12 | wilful damage | .. convicted and discharged | .. N. Zealand | labourer | 1894 5 3 | 3 | fair .. fair | .. fair | .. blue .. medium | .. medium | |
| Sullivan, Charles .. | Waimate .. | 30/1/12 | indecent language | .. fined £2 | .. N. Zealand | labourer | 1882 5 10 | 10 | fresh .. brown | .. brown | .. hazel .. medium | .. medium | |
| McGuire, James .. | Dunedin .. | 30/1/12 | wilful damage | .. fined 10s. | .. England | fireman | 1886 5 7 | 7 | fresh .. fair | .. fair | .. blue .. medium | .. medium | |
| Dixon, Henry William | Dunedin .. | 31/1/12 | theft | .. fined £2 | .. N. Zealand | labourer | 1894 5 10 | 10 | fresh .. light brown | .. light brown | .. blue .. medium | .. medium | .. Scar on right side of neck, top of head, left index finger, and right calf and shin; mole near left ear. F.P. (See Police Gazette, 1911, page 380) |
| Alford, Richard Henry | Invercargill .. | 3/2/12 | wilfully damaging a bicycle (2 charges) | .. fined £2 and to pay damage | .. Victoria | labourer | 1893 5 8 | 8 | fresh .. fresh | .. brown | .. grey .. medium | .. medium | .. Scar on back and palm of left hand and on left forearm. |
| Holmes, James .. | Invercargill .. | 3/2/12 | theft | .. fined £2 | .. N. Zealand | labourer | 1881 5 7½ | 7½ | dark .. dark | .. dark | .. hazel .. thick | .. thick | .. Inflamed eyelids. |
| McEwan, John .. | Invercargill .. | 3/2/12 | theft | .. fined £2 | .. N. Zealand | labourer | 1886 5 10 | 10 | fresh .. fresh | .. dark | .. blue .. long | .. long | |
| McEwan, Duncan.. | Invercargill .. | 3/2/12 | theft | .. fined £2 | .. N. Zealand | labourer | 1889 5 11 | 11 | fresh .. fresh | .. fair | .. blue .. long | .. long | |

RETURN OF PRISONERS REPORTED AS DISCHARGED FROM GAOLS DURING THE WEEK ENDED 3RD FEBRUARY, 1912.

| Gaol, and Name of Prisoner. | Where tried. | When. | Offence. | Sentence. | Native of | Trade. | Height | Complexion. | Hair. | Eyes. | Nose. | When discharged. | Remarks, and Previous Convictions. (F.P. indicates that finger-impresions have been taken.) |
|--|------------------------------|-------------------|--------------------------------|----------------------------|------------|-----------|--------------|-------------|---------------------|----------|--------|------------------|--|
| Auckland Frame, James | Auckland M.C. | 23/12/11 | default of maintenance | fine or 14 days | Scotland | engineer | 5 ft. 8 in. | dark | black, turning grey | dark br. | medium | 29/1/12 | 1 p.c. J.F. and thistle in circle on right forearm. F.P. Arrested 16/1/12. (See <i>Police Gazette</i> , 1910, page 393.) |
| Oldham, John William <i>alias</i> William | Auckland M.C. | 24/1/12 | breach of a prohibition order | fine or 7 days | England | shoemaker | 5 ft. 4 in. | fresh | grey | blue | large | 30/1/12 | 10 p.c. Ballet-girl on right forearm; female and mermaid on left forearm. (See <i>Police Gazette</i> , 1911, page 599.) |
| Murray, James, <i>alias</i> Scott, Norman | Auckland M.C. | 29/1/12 | default of maintenance | remanded | Scotland | miner | 5 ft. 9 in. | dark | dark brown | brown | medium | 30/1/12 | 6 p.c. Scar on left index and little fingers; bald. F.P. Photographed at Auckland, 5/10/11. (See <i>Police Gazette</i> , 1911, page 456.) |
| Smyth, Gordon William, <i>alias</i> Smith, George <i>alias</i> Anderson, James | Auckland M.C. | 23/12/11 | default of sureties | 12 months | N. Zealand | carpenter | 5 ft. 6 in. | fresh | black | dark br. | medium | 30/1/12 | 3 p.c. Scar near right wrist, on right leg, left knee, and left index and little fingers. F.P. Photographed at Auckland, 22/12/11. Surety found. Arrested 20/1/12. (See <i>Police Gazette</i> , 1912, page 48.) |
| Bergman, Kund Eding- breth | Auckland M.C. | 29/1/12 | theft | remanded | Norway | labourer | 5 ft. 8 in. | fair | light brown | blue | medium | 30/1/12 | Right little finger contracted; scar on left thumb and index finger. Baled. |
| Anderson, Andrew | Auckland M.C. | 25/1/12 | obscene language | 7 days | Finland | labourer | 5 ft. 6 in. | sallow | light brown | grey | large | 31/1/12 | 2 p.c. Ship and female bust on right forearm; anchor and A.K. on right hand; crucifix and I.N.R.I. in scroll on left forearm. F.P. (See <i>Police Gazette</i> , 1908, page 488.) |
| Johnston, John | Dunedin S.C. Rotorua M.C. | 27/5/07 5/5/08 | indecent (4 charges) theft | 15 mo's on each 1 month | N. Zealand | engineer | 5 ft. 11 in. | dark | dark brown | grey | medium | 31/1/12 | Scar on upper lip and left side. F.P. Special remission. |
| Pearson, Reginald, <i>alias</i> Reginald Martin | Auckland M.C. | 2/11/11 | escaping from custody theft | 12 months 3 months | N. Zealand | cook | 5 ft. 7 in. | sallow | brown | grey | large | 1/2/12 | 7 p.c. Scar on ball of left thumb; mole on front of neck; four upper front teeth missing. F.P. Photographed at Auckland, 5/10/11. (See <i>Police Gazette</i> , 1911, page 533.) |
| Hennessey, William | Auckland M.C. | 26/1/12 | breach of a prohibition order | fine or 7 days | Ireland | labourer | 5 ft. 4 in. | pale | black | blue | large | 1/2/12 | 26 p.c. Very deaf. (See <i>Police Gazette</i> , 1912, page 46.) |
| Grant, William | Auckland S.C. | 2/2/12 | horse-stealing | 12 mo. probat'n | Scotland | labourer | 5 ft. 1 in. | florid | brown | hazel | large | 2/2/12 | 5 p.c. Scar under point of chin; dot between right thumb and index finger; scar on right ring and little fingers. F.P. (See <i>Police Gazette</i> , 1910, page 220.) |
| Henare Waiti | Auckland S.C. | 2/2/12 | horse-stealing | 12 mo's probat'n | N. Zealand | labourer | 5 ft. 5 in. | copper | black | dark br. | flat | 2/2/12 | Scar on left cheek; M.A. on left hand; large month. F.P. |
| Collie, Alexander | Auckland M.C. | 4/12/11 | obscene exposure | 2 months | England | steward | 5 ft. 1 in. | fresh | black, turning grey | hazel | medium | 3/2/12 | Clasped hands across heart on right forearm; scar on left wrist and index finger. F.P. Photographed at Auckland, 9/1/12. |
| Elliott, Ernest | Cambridge M.C. | 5/1/12 | theft | 1 month | England | labourer | 5 ft. 5 in. | fresh | dark brown | hazel | medium | 3/2/12 | Bolt-mark on left forearm. F.P. Arrested 22/1/12. |
| Bailey, Percival, <i>alias</i> Percival Alexander | Auckland M.C. | 10/11/11 | default of maintenance | arrests or 14 days | N. Zealand | labourer | 5 ft. 4 in. | swarthy | black | hazel | thick | 3/2/12 | 10 p.c. Tombstone on right arm; tombstone, girl, KITY & Co. on left arm. F.P. Photographed at Dunedin, 7/5/10. He has evidently had fresh tattoo-marks placed over old marks to hide his identity. (See <i>Police Gazette</i> , 1911, page 544.) |
| Thames Dodson, George, <i>alias</i> Taylor, George Wallace, <i>alias</i> King, <i>alias</i> Rowden, <i>alias</i> Love, <i>alias</i> Simpson | Thames M.C. | 1/2/12 | idle and disorderly | remanded | Sydney | bootmaker | 5 ft. 8 in. | dark | brown, curly | bazel | medium | 1/2/12 | |

RETURN OF PRISONERS REPORTED AS DISCHARGED FROM GAOLS DURING THE WEEK ENDED 3RD FEBRUARY, 1912—continued.

| Facel, and Name of Prisoner. | Where tried. | When. | Offence. | Sentence. | Native of | Trade. | Height. | Complexion. | Hair. | Eyes. | Nose. | When discharged. | Remarks, and Previous Convictions. (F.P. indicates that finger-impressions have been taken.) |
|---|-----------------------|-------------------|---|-------------------------------------|------------|-----------------------|---------------------------|-------------|---------------------|-----------|-------------------|------------------|--|
| Waipa— Lesley, Thomas John | Palmerston N. S.C. | 4/3/07 | attempting to carnally know a girl under 16 | 7 years | England | gardener | 5 ft. 3 $\frac{1}{2}$ in. | dark | brown | dark br. | medium | 29/1/12 | Top off right thumb; right index finger missing. F.P. Photographed Waipa, 7/1/12. |
| Waioapu— McLean, James | Wellington S.C. | 4/2/11 | false pretences (2 chgs) | 12 months' reformatory detention | Scotland | cook | 5 ft. 5 $\frac{1}{2}$ in. | florid | grey | large | large | 1/2/12 | 5 p.c. Coat of arms with ZEPHRIN on right forearm; tombstone inscribed IN MEMORY OF FATHER AND MOTHER on right upper arm. F.P. Photographed at Auckland, 12/3/07. (See <i>Police Gazette</i> , 1911, page 25.) |
| Gisborne— Best, Henry | Gisborne M.C. | 9/1/12 17/1/12 | drunkenness .. breach of a prohibition order | fine or 14 days fine or 14 days | Ireland | sculleryman | 5 ft. 5 $\frac{1}{2}$ in. | fair | white | hazel | medium | 30/1/12 | Right index finger has been injured; bald. |
| Reilly, Hugh | Gisborne M.C. | 28/12/11 | drunkenness .. breach of a prohibition order | fine or 48 hours fine or 30 days | Ireland | labourer | 5 ft. 3 $\frac{1}{2}$ in. | dark | brown, turning grey | brown | inclined to right | 3/2/12 | Scar on nose and top of head; bald; no teeth. (See <i>Police Gazette</i> , 1911, page 574.) |
| Napier— Rhead, John | Dannevirke M.C. | 19/1/12 | idle and disorderly | 14 days | England | labourer | 5 ft. 4 in. | fresh | light brown | grey | pointed | 1/2/12 | Sailor, anchor, and flag entwined on right forearm; clasped hands, HANDS ACROSS THE SEA, TRUE LOVE, star, female, &c., on left arm. |
| McAlinden, Norman | Napier M.C. | 2/1/12 | rogue and vagabond | 1 month | N. Zealand | labourer | 5 ft. 3 $\frac{1}{2}$ in. | dark | dark brown | grey | medium | 1/2/12 | 2 p.c. Scar on left side and on back of head; upper teeth decayed. F.P. (See <i>Police Gazette</i> , 1911, page 258.) |
| Pearss, Charles | Napier M.C. | 1/2/12 | vagrancy | remanded | Ireland | labourer and tinsmith | 5 ft. 6 $\frac{1}{2}$ in. | fair | dark | blue | thick | 3/2/12 | Scar inside third right finger and on calf of right leg. |
| Palmerston N— McSherry, Frederick | Palmerston N. M.C. | 23/1/12 | wilful damage | 7 days | N. Zealand | cooper | 5 ft. 5 in. | sallow | brown | grey | medium | 29/1/12 | Sent to Burnham. |
| James, George | Foxton M.C. | 23/1/12 | wilful trespass | 7 days | N. Zealand | labourer | 6 ft. 2 in. | dark | dark | brown | long | 29/1/12 | |
| McKenna, Leonard | Palmerston N. M.C. | 3/1/12 | idle and disorderly | 30 days | N. Zealand | labourer | 5 ft. 7 $\frac{1}{2}$ in. | fresh | grey | brown | medium | 1/2/12 | See <i>Police Gazette</i> , 1911, page 543. |
| Wellington— Brown, Edward | Wellington M.C. | 18/1/12 | ship-desertion | 14 days | England | fireman | 5 ft. 6 in. | fair | brown, bald | blue | large, hooked | 31/1/12 | Cross and star on left forearm; six faint dots on left hand; faint blue mark between left thumb and index finger; scar on back of head; blue scar under right eye; scar on forehead. F.P. |
| Smith, Annie | Wellington M.C. | 18/1/12 | soliciting prostitution | 14 days | England | domestic | 4 ft. 11 in. | dark | dark | grey | flat | 31/1/12 | Scar on palm of left hand and on forehead. |
| Gooder, Jabez, Goodier, Joseph | Carterton M.C. | 2/1/12 | idle and disorderly | 1 month | England | seaman | 5 ft. 5 $\frac{1}{2}$ in. | florid | brown | blue-grey | medium | 1/2/12 | 2 p.c. Anchor and American emblem inscribed YOUNG AMERICA on right arm; bracelet on right wrist; American coat of arms on left forearm; scar on top of head. F.P. (See <i>Police Gazette</i> , 1909, page 264.) |
| Taylor, John Samuel | Wellington M.C. | 20/1/12 | breach of a prohibition order | fine or 14 days | N. Zealand | dye | 6 ft. 1 in. | dark | black | dark br. | medium | 2/2/12 | Bald in front of head. |
| Gunson, Alfred Gibson | Wellington M.C. | 22/1/12 | breach of a prohibition order | fine or 14 days | England | labourer | 5 ft. 7 $\frac{1}{2}$ in. | dark | brown, turning grey | grey | medium, oblique | 3/2/12 | 4 p.c. Scar behind right ear. F.P. (See <i>Police Gazette</i> , 1911, page 575.) |
| Velzen Van, Onno Gotlieb Theoden | Wellington M.C. | 4/1/12 | stowaway | 1 month | Holland | clerk | 5 ft. 6 $\frac{1}{2}$ in. | fair | auburn | blue-grey | medium | 3/2/12 | Small scar over left eye; speaks five languages. F.P. |
| Swanson, Harry, Freeman, William | Wellington M.C. | 5/1/12 | theft | 1 month | N. Zealand | dye | 5 ft. 5 $\frac{1}{2}$ in. | fair | light brown | blue | medium | 3/2/12 | 6 p.c. Faint marks, pierced heart, scroll inscribed RHODA and ribbon with TRUE LOVE on left forearm; bracelet on left wrist; dagger on left hand; ring on third left finger. F.P. (See <i>Police Gazette</i> , 1912, page 48.) |

RETURN OF PRISONERS REPORTED AS DISCHARGED FROM GAOLS DURING THE WEEK ENDED 3RD FEBRUARY, 1912 - continued.

| Gaol, and Name of Prisoner. | Where tried. | When. | Offence. | Sentence. | Native of | Trade. | Birth. | Height. | Complexion. | Hair. | Eyes. | Nose. | When discharged. | Remarks, and Previous Convictions. (F.P. indicates that finger-impressions have been taken.) |
|---|--------------------|----------|--------------------------------------|-----------------------------------|-----------|-------------|-----------|----------------|-------------|-------------|----------|----------|------------------|---|
| Wellington —continued. Prior, Fanny .. | Wellington M.C. | 27/1/12 | breach of Licensing Act | remanded | .. | England .. | 1864 5 1 | ft. in. 5 1 | fair .. | brown .. | grey .. | medium | 31/1/12 | Scar on upper lip. (See Summary Convictions, this issue.) |
| Hope, James Henry .. | Wellington M.C. | 24/12/11 | sly-grog selling (2 chgs.) | 1 mo. on each | .. | Ireland .. | 1850 5 9 | 5 9 | dark .. | dark brown | hazel .. | medium | 29/1/12 | 1 p.c. Shoulders and chest covered with hair; ruptured; bad teeth; short-sighted. F.P. (See Police Gazette, 1911, page 43.) |
| Elliott, Thomas .. | Wellington M.C. | 10/1/12 | sly-grog selling | .. fine or 21 days | .. | England .. | 1859 5 5 | 5 5 | salloy .. | brown .. | grey .. | medium | 30/1/12 | 2 p.c. Scar on left cheek; left little finger off; right leg shorter than left. F.P. (See Police Gazette, 1911, page 189.) |
| McLean, James, alias Boyle | Wellington S.C. | 16/10/09 | forgery and uttering | .. 3 years .. 1 year | .. | Scotland .. | 1892 5 5½ | 5 ½ | fair .. | light brown | dark br. | medium | 31/1/12 | 6 p.c. Horse's head, dog, tiger's head, &c., on right forearm; butterfly, thistle, shamrock, rose, clasped hands over heart, female head, and horse's head in horse-shoe on left forearm; scar on both index fingers. F.P. Photographed at Wellington, 20/9/08. (See Police Gazette, 1909, page 114.) |
| Telfer, Alexander Robert | Wellington M.C. | 25/1/12 | stowaway .. | .. fine or 7 days | .. | N. Zealand | 1886 5 6½ | 6 ½ | fair .. | light brown | blue .. | sharp .. | 31/1/12 | 2 p.c. Scar over left eye. F.P. (See Police Gazette, 1911, page 319, and 1912, pages 49 and 75.) |
| Jarvis, Arthur .. | Wellington M.C. | 18/1/12 | ship-desertion | .. 14 days | .. | England .. | 1887 5 4 | 4 | fair .. | auburn .. | brown .. | medium | 31/1/12 | 1 p.c. Sailor's head, ship, flag, eagle and shield, serpent round dagger, Japanese girl, eagle, anchor, and rose on right forearm; woman on eagle and crucifixion on right upper arm; woman's head in spider's web on left shoulder; coat of arms on chest. F.P. |
| Carribine, Bernard .. | Wellington M.C. | 18/1/12 | ship-desertion | .. 14 days | .. | England .. | 1872 5 6¾ | 6 ¾ | sandy .. | brown .. | blue .. | medium | 31/1/12 | Woman's bust with ESTHER and girl's bust on right forearm; cross and IN MEMORY OF MY MOTHER on left forearm. F.P. |
| Riley, Peter .. | Wellington M.C. | 18/1/12 | ship-desertion | .. 14 days | .. | England .. | 1886 5 1 | 1 | sandy .. | brown .. | blue .. | pug .. | 31/1/12 | Clasped hands over heart and bracelet on right forearm; anchor on right hand; clasped hands over heart and B.D. on left forearm; scar on left cheek. |
| Robinson, Arthur .. | Wellington M.C. | 5/1/12 | sly-grog selling sly-grog selling | .. fine or 1 month .. 24 hours | .. | N. Zealand | 1881 5 7½ | 7 ½ | dark .. | dark brown | brown .. | medium | 3/2/12 | Three stars on pedestal, woman, pierced heart, star, and bracelet on right arm; heart with M.R. inscribed, flag with Maltese cross, tombstone, girl's head, KITTY, and pot of flowers on left forearm. F.P. |
| Steevens, Arthur .. | Wellington M.C. | 5/1/12 | sly-grog selling sly-grog selling | .. fine or 1 month .. 24 hours | .. | N. Zealand | 1884 5 5½ | 5 ½ | dark .. | brown .. | hazel .. | medium | 3/2/12 | Hand holding flowers, with bird, ship, panny, lighthouse, &c., on right arm; ship set in flag, snake entwined on woman's leg, coat of arms, KIA ORA, bird and heart, ANNIE, &c., on left forearm. F.P. |
| Picton — Scott, Mary Louisa .. | Blenheim M.C. | 6/1/12 | grossly indecent act | .. 1 month | .. | England .. | 1860 5 4 | 4 | fair .. | brown .. | blue .. | broad .. | 3/2/12 | 1 p.c. Right index finger off at second joint. (See Police Gazette, 1907, page 455.) |
| Prebble, George Edward, alias Whitehead | Blenheim M.C. | 6/1/12 | grossly indecent act | .. 1 month | .. | N. Zealand | 1861 5 5½ | 5 ½ | dark .. | dark .. | grey .. | medium | 3/2/12 | 7 p.c. Right index finger off at second joint. (See Police Gazette, 1907, page 455.) |
| Westport — Huddleston, William Jackson | Westport M.C. | 27/1/12 | forgery and uttering | .. committed for sentence | .. | N. Zealand | 1894 5 8 | 8 | fresh .. | fair .. | grey .. | medium | 30/1/12 | Mole on left cheek; red spot on left side of nose; scar on left thumb; one upper front tooth out. Bailed. |

RETURN OF PRISONERS REPORTED AS DISCHARGED FROM GAOLS DURING THE WEEK ENDED 3RD FEBRUARY, 1912—continued.

| Goal, and Name of Prisoner. | Where tried. | When. | Offence. | Sentence. | Native of | Trade. | Birth | Height | Complexion. | Hair. | Eyes. | Nose. | When discharged. | Remarks, and Previous Convictions. (F.P. indicates that finger-impressions have been taken.) |
|--|-------------------|----------|--|----------------------------------|------------|---------------|-------------------------|--------|-------------|--------------------|-----------|-----------|------------------|---|
| Greymouth — Kirbey, Thomas | Kumara M.C. | 12/12/11 | on licensed premises during prohibited hours | fine or 7 days | Ireland | bootmaker | 1847 5 3 $\frac{1}{2}$ | fair | fair | fair, turning grey | blue | medium | 29/1/12 | Joints of both little fingers contracted; scar on left eyebrow; no teeth; partially blind in left eye. Arrested 23/1/12. |
| Hanmer Springs — Pryce, Llewellyn, alias Price, alias Sandelands | Christchurch S.C. | 15/11/09 | forgery and uttering | 3 years | N. Zealand | labourer | 1888 5 10 | fresh | fresh | brown | grey | pug | 29/1/12 | 7 p.c. Profusely tattooed on both forearms, and is continually adding to or covering over the original designs. (See <i>Police Gazette</i> , 1909, page 277.) |
| Straehan, Alexander | Napier S.C. | 21/2/11 | shooting with intent | 12 months' reformatory treatment | N. Zealand | labourer | 1863 5 6 $\frac{1}{2}$ | dark | dark | light brown | blue | medium | 1/2/12 | 4 p.c. Anchor and flower on right forearm; scar on chin and lower lip. F.P. (See <i>Police Gazette</i> , 1909, page 188.) |
| Lytelton — Stone, Phineas | Lytelton M.C. | 30/12/11 | ship-desertion | 1 month | England | trimmer | 1891 5 10 $\frac{1}{2}$ | fair | fair | light brown | grey | medium | 29/1/12 | Three spots on left arm; small scar on right hand; scar over right eye. F.P. |
| Brown, George Foster | Christchurch M.C. | 17/1/12 | threatening behaviour | fine or 14 days | England | labourer | 1882 5 4 $\frac{1}{2}$ | dark | dark | dark | brown | medium | 30/1/12 | G.B. on left arm; scar on left cheek. F.P. |
| Gorham, John, alias Goram | Christchurch M.C. | 31/10/11 | idle and disorderly | 3 months | N. Zealand | labourer | 1888 5 6 $\frac{1}{2}$ | florid | florid | brown | grey | medium | 30/1/12 | 9 p.c. Scar on second left finger. (See <i>Police Gazette</i> , 1909, page 442, and Photographs of Discharged Prisoners, 1909, page 44.) |
| Carnaby, Albert | Timaru M.C. | 9/1/12 | ship-desertion | 1 month | England | sculleryman | 1890 5 5 $\frac{1}{2}$ | fair | fair | fair | grey | broad | 30/1/12 | A.C., heart, and crossed swords on left arm; scar on forehead. F.P. Put on board s.s. "Tongaroa." |
| Harris, Benjamin | Timaru M.C. | 9/1/12 | ship desertion | 1 month | England | cook | 1892 5 6 $\frac{1}{2}$ | fresh | fresh | light brown | lt. blue | large | 30/1/12 | Scar on forehead; dot on right arm. F.P. Put on board s.s. "Tongaroa." |
| Dermott, James | Christchurch M.C. | 23/8/11 | rogue and vagabond | 6 months | N. Zealand | labourer | 1880 5 5 | fair | fair | fair | blue | prominent | 31/1/12 | 5 p.c. F.P. (See <i>Police Gazette</i> , 1909, page 521.) |
| Diggs, James | Christchurch M.C. | 2/11/11 | idle and disorderly | 3 months | America | cook | 1870 5 9 | copper | copper | black | brown | medium | 1/2/12 | 9 p.c. Scar on left index finger; half-caste Negro. F.P. (See <i>Police Gazette</i> , 1909, page 493.) |
| Wilcox, Alfred Spurrell | Lytelton M.C. | 20/1/12 | stowaway | fine or 15 days | England | seaman | 1883 5 5 $\frac{1}{4}$ | fresh | fresh | dark brown | hazel | medium | 3/2/12 | 1 p.c. Mole under left armpit; upper front teeth decayed. F.P. (See <i>Police Gazette</i> , 1911, page 574.) |
| Timaru — Goss, William | Timaru M.C. | 1/1/12 | assault | fine or 1 month | England | fireman | 1885 5 2 | fair | fair | fair | blue | medium | 30/1/12 | L.B.F., R.K., and woman on left arm; bunch of flowers and heart on left hand; W.G. and emblem on right arm; tombstone on right hand. Put on board ship. |
| Dunedin — Lambert, William | Dunedin S.C. | 15/6/11 | carnally knowing | 9 months | N. Zealand | farm labourer | 1886 5 4 $\frac{1}{2}$ | fresh | fresh | brown | lt. brown | medium | 29/1/12 | Long scar on right side of head. F.P. |
| Kennedy, Charles | Dunedin S.C. | 3/2/11 | breaking and entering | 12 months' reformatory treatment | England | fishmonger | 1877 5 3 $\frac{1}{2}$ | fresh | fresh | iron-grey | hazel | medium | 2/2/12 | 7 p.c. Clasped hands and MILLIE on both upper arms; HELL AND DAMNATION EXCEPT NEW YORK on right arm. F.P. Photographed at Dunedin, 1/2/12. (See <i>Police Gazette</i> , 1910, page 400.) |
| Ryan, Philip | Christchurch S.C. | 11/5/08 | assault with intent to commit buggery | 5 years | England | fireman | 1864 5 5 | dark | dark | brown | brown | broad | 3/2/12 | Woman on back; sailor and woman with arms round neck; cross on left arm. F.P. Photographed at Dunedin, 1/2/12. |
| Invercargill — Fitzgerald, Patrick, alias McKinnon, Alexander | Lumsden M.C. | 4/1/12 | vagrancy | 1 month | Ireland | labourer | 1873 5 8 $\frac{1}{2}$ | fresh | fresh | brown | grey | long | 3/2/12 | 2 p.c. Scar on forehead; several upper front teeth missing; right little finger partially stiff; tombstone on right forearm; ring on left ring-finger; scar on right index and ring fingers and left thumb. F.P. Photographed at Auckland, 13/9/09. (See <i>Police Gazette</i> , 1909, page 403, and 1911, page 260.) (C.R. 12/38.) |