

49

command you, the said \_\_\_\_\_, to go upon and view the premises, and if upon such view you find the said premises to be deserted and without sufficient distress thereupon you are hereby authorised and commanded to affix upon the most conspicuous part thereof notice in writing that on a day to be in such notice mentioned, and not being less than fourteen days from such first view, you will return to take a second view thereof, and that if upon such second view the tenant or some person on his behalf does not appear and pay the rent in arrear, and there is no sufficient distress on the premises, the said \_\_\_\_\_ may be put in possession of the said demised premises, pursuant to the statute in such case made and provided. And you are hereby further authorised and commanded to return to such premises and take a second view thereof upon the day to be in such notice mentioned, and to certify to me, the said Magistrate, on or before the \_\_\_\_\_ day of \_\_\_\_\_ next, what you have done hereunder, and whether upon such second view as aforesaid any person appeared and paid the rent in arrear, or whether there is then sufficient distress on the premises to countervail the arrears of rent.

Given under my hand and the seal of the Court, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_  
Stipendiary Magistrate.

No. 105.

New Zealand. }  
"The Magistrates' Courts } NOTICE TO BE AFFIXED ON DESERTED PREMISES. Sec. 171; Rule 41  
Act, 1908." } Plaintiff No. \_\_\_\_\_

In the Magistrate's Court, held at \_\_\_\_\_.

Between \_\_\_\_\_, plaintiff,  
and \_\_\_\_\_, defendant.

To [the tenant].

TAKE notice that on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_ last, information and request was made to \_\_\_\_\_, Stipendiary Magistrate, sitting at \_\_\_\_\_, by \_\_\_\_\_, of \_\_\_\_\_, for that [Setting forth the matter as in the information]. And the said Stipendiary Magistrate thereupon issued his warrant authorising and commanding me, \_\_\_\_\_, to come upon and view the said demised premises; and I do find the said premises to be deserted and without sufficient distress thereupon, and on the \_\_\_\_\_ day of the present month of \_\_\_\_\_ I will return, in obedience to the said warrant, to take a second view thereof; and if upon such second view you, or some person on your behalf, do not appear and pay the said rent in arrear, or there is not sufficient distress on the premises, the said \_\_\_\_\_ may be put in possession of the said demised premises pursuant to the statute in that case made and provided.

Witness my hand, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_. \_\_\_\_\_ Bailiff.

Hours of attendance at the office of the Clerk on \_\_\_\_\_, from \_\_\_\_\_ till \_\_\_\_\_, except on \_\_\_\_\_, when the office will be closed at \_\_\_\_\_.

No. 106.

New Zealand. }  
"The Magistrates' Courts } WARRANT TO THE BAILIFF OR A CONSTABLE TO DELIVER POSSESSION Sec. 171; Rules 41  
Act, 1908." } OF DESERTED PREMISES TO LANDLORD. and 42.  
Plaint No. \_\_\_\_\_

In the Magistrate's Court, held at \_\_\_\_\_.

Between \_\_\_\_\_, plaintiff,  
and \_\_\_\_\_, defendant.

To \_\_\_\_\_, Bailiff of the Magistrate's Court [or To \_\_\_\_\_].

WHEREAS on the \_\_\_\_\_ day of \_\_\_\_\_ last information and request was made to me, \_\_\_\_\_, Stipendiary Magistrate, sitting at \_\_\_\_\_, by \_\_\_\_\_, of \_\_\_\_\_, for that [Setting forth the matter as in the information]: And whereas I did thereupon issue my warrant authorising and commanding \_\_\_\_\_, Bailiff of the Court aforesaid, to enter upon and view the premises in the said information mentioned, and to affix upon the most conspicuous part thereof a notice stating upon what day he would return to take a second view thereof, pursuant to the statute in such case made and provided: And whereas it appears to me by the return of the said \_\_\_\_\_ to the said warrant that the said \_\_\_\_\_ went upon and viewed the said premises, and affixed thereupon such notice as aforesaid, and that the said \_\_\_\_\_, upon the day in such notice mentioned, returned to the said premises and took a second view thereof, and that neither the tenant nor any person on his behalf appeared and paid the rent in arrear, nor was there sufficient distress on the premises to countervail the arrears of rent: This is therefore to authorise and command you, on or before the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, to enter upon the said demised premises, with such assistants as you deem necessary, between the hours of nine in the morning and four in the afternoon, and to deliver possession thereof to the said \_\_\_\_\_, and for your so doing this shall be your sufficient warrant.

Given under my hand and the seal of the Court, at \_\_\_\_\_, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_. \_\_\_\_\_ Stipendiary Magistrate.

Hours of attendance at the office of the Clerk on \_\_\_\_\_, from \_\_\_\_\_ till \_\_\_\_\_, except on \_\_\_\_\_, when the office will be closed at \_\_\_\_\_.