



# NEW ZEALAND GOVERNMENT GAZETTE (PROVINCE OF NELSON).

Published by Authority.

*All Public Notifications which appear in this Gazette, with any Official Signature thereunto annexed, are to be considered as Official Communications made to those Persons to whom they may relate, and are to be obeyed accordingly.*

By His Honor's command,  
ALFRED GREENFIELD, Provincial Secretary, *pro tem.*

VOL. V.

NELSON, TUESDAY, MARCH 17, 1857.

No. 7.

Superintendent's Office,  
Nelson, March 12, 1857.

I HEREBY notify that S. L. Muller, Esquire, has this day resigned the office of Provincial Secretary.

J. P. ROBINSON,  
Superintendent.

Provincial Secretary's Office,  
Nelson, March 17, 1857.

HIS Honor the Superintendent directs it to be notified that he has appointed

ALFRED GREENFIELD, Esquire,

Secretary, *pro tem.*, for the Province of Nelson; the appointment to date from the 12th instant.

By his Honor's command,  
ALFRED GREENFIELD,  
Provincial Secretary, *pro tem.*

Provincial Secretary's Office,  
Nelson, March 17, 1857.

HIS Honor the Superintendent directs that the following bills, about to be brought before the Provincial Council at its next sitting, be published for general information.

By his Honor's command,  
ALFRED GREENFIELD,  
Provincial Secretary, *pro tem.*

## PUBLIC RESERVES BILL.

*Title.*—A Bill to authorize the Superintendent to Lease certain Lands granted for Public Purposes in the Province of Nelson.

*Preamble.*—Whereas, by an Act passed in the second session of the General Assembly of New Zealand, intituled "The Public Reserves Act, 1854," it is amongst other things enacted that it should be lawful for the Governor of New Zealand, with the advice of his Executive Council, at any time and from time to time after the passing of that Act, in the name and on the behalf of her Majesty, to grant to the Superintendent of each Province in New Zealand and his successors, all such estate and interest as her Majesty then had or might have in all or any lands within such Province, forming part of the demesne lands of the Crown, which should have been at any time theretofore, and then were or might thereafter be, reserved or set apart for purposes of public utility within the said Province, except as therein mentioned: And it is also enacted, that every Superintendent of a Province in whom any such lands should become vested should hold the same upon trust for the public service of such Province for the purposes specified in such grant, with as full power to dispose of and manage the same for such purposes as if the same were vested absolutely in such Superintendent, subject nevertheless to the provisions thereafter contained: And it is fur-

ther enacted, that no lands so to be granted as aforesaid within any Province to the Superintendent thereof and his successors, should be alienated by way of sale, or mortgage, or by lease, for any longer term than three years, except by the authority of some act or ordinance of the Provincial Council of such Province to be passed in that behalf, nor except by deed signed by the Superintendent and sealed with the public seal of the Province: And whereas, by a certain deed of grant, bearing date on or about the 11th day of February, 1856, under the hand of Colonel Thomas Gore Browne, C.B., Governor of the colony of New Zealand, and sealed with the public seal of the colony, the said Governor, in the name and on the behalf of her Majesty, with the advice of the Executive Council, did grant unto the Superintendent of the Province of Nelson and his successors, all that piece or parcel of land containing 2 acres, more or less, situate in the town of Nelson in the Province of Nelson, bounded on the north-east by Town Sections Nos. 1,116 and 1,117; on the south-west by Hampden-street; on the north-west by Town Section No. 1,095; and on the south-east by a native reserve; Also, all that piece or parcel of land containing 1 acre more less, bounded on the south by Examiner-street; on the east by Waimea-street; on the west by Wellington-street; and on the north by a line parallel to Examiner-street: Also, all that piece or parcel of land containing 7 acres, more or less, situate in the town of Nelson aforesaid, bounded on the south-west by Motueka-street; on the south-east by Ngatiawa-street; on the north-west by Waimea-road; and on the north-east by a line parallel to Motueka-street: Also, all that piece or parcel of land containing 6 acres, situate in the town of Nelson aforesaid, bounded on the north-west by Vanguard-street; on the north-east by a reserve for a grammar school; on the south-west by Northesk-street; and on the south-east by a line parallel to Vanguard-street; Also, all that piece or parcel of land containing 330 acres, more or less, situate in the district of Motueka in the Province of Nelson, bounded on the north by Crown land, and by Sections Nos. 44 and 40; on the east by a public road and by Section No. 15; on the south by Sections Nos. 15 and 13, and by Crown land; and on the west by Crown land, and by Section No. 44; And also all that piece or parcel of land containing 311 acres more or less, situate at Motupipi in the district of Massacre Bay, in the Province of Nelson, bounded on the north-east by a road; on the south-west by Country Section No. 160, and by a public road; on the north-west by a road, and also by the Motupipi mud-flat; and on the south-east by Crown land; And also, all that piece

or parcel of land containing 600 acres, more or less, situate at the Wairau, in the Province of Nelson, bounded on the south by a tide creek, and also by Country Section No. 1; on the east by a road; on the north-east by an irregular line north-westerly to the tide creek; on the north-west by the tide creek; and on the west by a mud-flat; the boundaries of which said pieces or parcels of land thereby granted are delineated in the plan drawn in the margin thereof: to hold the same as an endowment for hospitals and lunatic asylums: And whereas, by a certain other deed of grant, bearing date on or about the 7th day of June, 1856, also under the hand of Colonel Thomas Gore Browne, C.B., Governor of the colony of New Zealand, and sealed with the public seal of the colony, the said Governor, in the name and on the behalf of her Majesty, with the advice of the Executive Council, did grant unto the Superintendent of the Province of Nelson and his successors, all that allotment or parcel of land containing 51 acres and 32 perches, more or less, situate at the Motueka, in the said Province, being Section numbered 193 on the plan of the Motueka district; to hold the same upon trust for public recreation: Be it enacted by the Superintendent of the Province of Nelson, with the advice and consent of the Provincial Council thereof, as follows:—

1. *Superintendent may Lease certain Public Lands for 21 Years.*—It shall be lawful for the Superintendent of the Province of Nelson, with the advice of his Executive Council, at any time and from time to time, to demise and lease all or any part or parts of the pieces or parcels of land hereinbefore described and so granted to him as aforesaid, for any term not exceeding 21 years from the time of granting the same, upon such terms and conditions as the Superintendent and his Executive shall deem expedient.

2. *Commencement of Act.*—This Act shall not come into operation until the time in which it may be disallowed by the Governor shall have expired.

#### COMPENSATION BILL.

*Title.*—A Bill to authorize the Superintendent to issue a Commission to inquire into certain claims for Compensation under certain contracts of the New Zealand Company.

*Preamble.*—Whereas certain persons within the Province of Nelson have alleged that they are entitled to compensation for losses and damages sustained by them in consequence of the non-fulfilment, by a certain Company called the New Zealand Company, of certain contracts entered into with them: And whereas it is expedient that the Superintendent should be empowered to issue a commission to inquire

into such alleged claims: Be it therefore enacted by the Superintendent of the Province of Nelson, with the advice and consent of the Provincial Council thereof, as follows:

1. *Superintendent may issue a Commission to inquire into and report upon Claims for Compensation.*—It shall be lawful for the Superintendent to issue a Commission to any number of persons, not exceeding three, to inquire into and to report to him upon certain claims for compensation which divers persons resident in the province allege that they possess in respect of losses and damages sustained by them in respect of the non-fulfilment, by the New Zealand Company, of their contracts: such Commissioners shall obey the instructions for their guidance to be given them by the Superintendent.

2. *If Commissioner resign, &c., Superintendent may appoint another.*—If any Commissioner shall die, resign, or refuse to act, or become incapable of acting in the Commission, the Superintendent may appoint another in his place.

3. *Record of Claims, &c., to be kept, and Report made to Superintendent.*—The Commissioners shall keep a true and faithful record, in a book, of every claim brought before them, and the minutes of the evidence taken by them in each case, and of every decision to which they shall come, and shall report the same to the Superintendent.

4. *Limitation of time for receiving Claims.*—No claim shall be entertained by the Commissioners unless the same shall be sent in to them within six months from the publication of a notice by the Commissioners that they are ready to receive and inquire into claims under this Act.

#### COUNTRY ROADS AMENDMENT.

*Title*—An act to amend the "Country Roads Act, 1856."

*Preamble.*—Whereas an act was passed by the Superintendent and Provincial Council of the Province, intituled "The Country Roads Act, 1856;" and whereas it is expedient that the said act should be amended: Be it therefore enacted by the Superintendent of the Province of Nelson, with the advice and consent of the Provincial Council thereof, as follows:—

1. *Part of Country Roads Act repealed.*—So much of the said recited act as provides that the rates to be levied under the authority thereof shall be made upon the estimated value to sell of the lands and tenements in any district shall be, and the same is, hereby repealed.

2. *Rates to be made on value of Land, exclusive of Buildings, &c.*—All rates levied under the authority of the said recited act, in any district, shall be made upon the estimated

value to sell of the lands in such district, exclusive of the buildings and other improvements thereon.

3. *Superintendent to call Meeting of Voters where no Board has been elected.*—The Superintendent shall fix the time and place of the meeting of the voters in any district in which the said recited act shall have been proclaimed to come into operation, where no Board shall have been elected as required by the 4th clause of the said act.

#### DEBENTURE BILL.

*Title.*—A Bill to authorize the Superintendent of the Province of Nelson to raise a Loan not exceeding £10,000 by the issue of Debentures.

*Preamble.*—Whereas it is expedient to raise a temporary Loan for the Public Service of the Province of Nelson: Be it therefore enacted by the Superintendent of the Province of Nelson, with the advice and consent of the Provincial Council thereof, as follows:

1. *Superintendent may borrow not exceeding £10,000 on Debentures.*—It shall be lawful for the Superintendent of this province, with the advice and consent of his Executive Council, to borrow any sum or sums of money not exceeding in the whole the sum of £10,000, for the purpose of defraying the costs of the several public works of the province, and other purposes specified in Schedule B hereunto annexed, and to take up the same on Debentures from time to time as may be deemed expedient.

2. *Debentures to be in form set forth in Schedule.*—Such Debentures shall be in the form or to the effect set forth in the Schedule A hereunto annexed, and shall on the face thereof bear the signatures of the Superintendent, the Provincial Secretary, and the Provincial Treasurer: Provided always, that no Debenture shall be issued for a less sum than £10, nor for any fractional part of £10.

3. *To bear Interest not exceeding £10 per cent. per annum.*—Every Debenture shall be dated on the day on which the same shall be issued, and shall bear interest from that day not exceeding the rate of £10 for every one hundred pounds by the year, payable half-yearly, on the first day of January and the first day of June in every year, at the Treasury of the province, or such other place as shall be therein named.

4. *To be charged on Provincial Revenue.*—The principal and interest of such Debentures are hereby charged upon and made payable out of the Public Revenue of the province which may be subject to the direction and appropriation of the Superintendent and Provincial Council thereof.

5. *No Priority amongst Holders.*—The

holder of any Debenture issued under the authority of this Act shall not have any preference over any other such holder, by reason of priority of the date of such Debenture, or otherwise.

6. *Time of Payment.*—The principal sum secured by any such Debenture shall be payable on some day certain, to be named in such Debenture, not sooner than the first day of June, 1860, nor later than the first day of June, 1865.

7. *Interest to cease after time fixed for payment of Principal.*—Interest shall cease to be payable on any debenture issued under this Act on the day next after the day fixed for the payment thereof.

8. *Debentures to be sold for best prices to be obtained for same.*—The Superintendent shall cause every such debenture issued under this Act to be sold in the said province or elsewhere, by public competition or otherwise, for the best price that can be obtained for the same.

*Short Title.*—This Act may be cited as “The Nelson Debenture Act, 1857.”

SCHEDULE A.

NELSON DEBENTURE.

No. in words and figures.	Date.	Amount in words and figures.
Debenture for the sum of (        pounds) sterling, issued under the authority of an Act of the Provincial Legislature of the Province of Nelson, in the colony of New Zealand.		

On presentation at the Superintendent's office, in the Province of Nelson, in New Zealand, on the day of        18        , the bearer of this debenture will be entitled to receive the sum of (        pounds) sterling.

Interest in the meantime after the rate of per centum per annum will be payable to the bearer of this debenture on the 1st days of        and        in every year, at the [Provincial Treasury at Nelson or elsewhere, as the case may be].

Dated at Nelson, this        day of        18        A. B.,  
C. D., Superintendent.

Provincial Secretary.  
Entered at the Provincial Treasury at Nelson, and issued this        day of        18        E. F.,  
Provincial Treasurer.

NOTE.—The principal and interest of this debenture are charged upon and payable out of the public revenue of the Province of Nelson, in New Zealand, which may be subject to the direction and appropriation of the Superintendent and Provincial Council thereof.  
No interest will be payable on this debenture after the day therein fixed for the payment of the same.

SCHEDULE B.

Surveys	£5,000
Waitohi Road	3,000
Other Public Works	2,000
	£10,000

APPLICATIONS for DEPASTURAGE LICENSES, in accordance with the Regulations of the 1st July, 1856, received by the Commissioner of Crown Lands during the month of February, 1857.

William Strachan . District—Wairau.  
Boundaries—Northward, by the summit of the range of hills on the north bank of the Wairau River; Eastward, by the sold land and by the River Tua Marina to Section No. 1, the property of Puka Koatu; Southward, by the River Wairau; Westward, by the Waikaka Bush, the same being the eastward boundary of M. Mahor's Run.  
Estimated extent—Five thousand acres.  
Deposit paid—£15.

Joseph Ward . District—Ngatitahi.  
Boundaries—Northward, by two small streams, one running into the Acheron, the other into the Wai-toa; Eastward, by the westward boundary of Dr. Robertson's Run; Southward and Westward, by the River Clarence.  
Estimated extent—Under ten thousand acres.  
Deposit paid—£15.

Christopher Edward Dampier. District—Hurunui.  
Being a block of land situated on the confluence of the north and south branches of the Hurunui, where that river falls into the Waitohi plains. Bounded on the East by the northern branch of that river and its first tributary stream from the north-eastward, and by a line thence bearing northward to the bush there, and thence extending westward and southward to comprise 10,000 acres along the foot of the snowy range to the south branch of the Hurunui, which forms the southern boundary of the Run and also of the province.  
Deposit paid—£15.

ALFRED DOMETT,  
Commissioner.

Land Office, Nelson,  
5th March, 1857.

ERRATUM.

In the last page of the preceding number of the *Gazette*, the last line but two before the imprint, for “E. S. LEE,” read “E. J. LEE.”