



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 Honour's command,

ALFRED DOMETT, Provincial Secretary.

VOL. VI.

NELSON, TUESDAY, JANUARY 12, 1858.

No. 3.

PROCLAMATION.

By his Honour JOHN PERRY ROBINSON, Esquire, Superintendent of the Province of Nelson, in the Islands of New Zealand.

I, THE SUPERINTENDENT of the Province of Nelson, do hereby proclaim that the undermentioned Allotments of Land will be put up to Auction at the Crown Land Office, Nelson, on SATURDAY, the 13th day of February, 1858, at Twelve o'clock, noon.

Ten per cent. of the purchase money may be deposited at the sale, and the remainder paid within one month, or the deposit forfeited.

CLASS A.—TOWN LANDS.

Town of Waitohi.

Section.	Contents.			Upset Price.		
	A.	R.	P.	£	s.	d.
Section No. 226	0	1	0	40	0	0
244	0	1	0	30	0	0
285	0	1	0	15	0	0
286	0	1	0	15	0	0
287	0	1	0	15	0	0
317	0	1	0	20	0	0
318	0	1	0	20	0	0
319	0	1	0	20	0	0
320	0	1	0	20	0	0
321	0	1	0	20	0	0
322	0	1	0	20	0	0
347	0	1	0	15	0	0
348	0	1	0	15	0	0

TOWN OF WAITOHI—continued.

Section.	Contents.			Upset Price.		
	A.	R.	P.	£	s.	d.
Section No. 364	0	1	0	25	0	0
365	0	1	0	25	0	0
369	0	1	0	25	0	0
400	0	1	0	12	0	0
401	0	1	0	12	0	0
427	0	1	0	15	0	0
428	0	1	0	15	0	0
441	0	1	0	15	0	0
442	0	1	0	15	0	0
627	0	1	0	15	0	0
628	0	1	0	15	0	0
629	0	1	0	15	0	0
630	0	1	0	15	0	0
631	0	1	0	15	0	0
632	0	1	0	15	0	0
633	0	1	0	15	0	0
635	0	1	0	15	0	0
636	0	1	0	15	0	0
637	0	1	0	15	0	0
666	0	1	0	20	0	0
700	0	1	0	15	0	0
701	0	1	0	15	0	0
713	0	1	0	15	0	0
714	0	1	0	15	0	0
763	0	1	0	15	0	0
764	0	1	0	15	0	0
798	0	1	0	15	0	0

CLASS B.—SUBURBAN LANDS.

Waitohi.

Section No.	A.	R.	P.	£	s.	d.
10	10	0	0	10	0	0
11	10	0	0	10	0	0
12	8	0	0	8	0	0
13	8	0	0	8	0	0
14	8	0	0	8	0	0

CLASS B.—SUBURBAN LANDS—continued.				
Section.	Maitai Valley.			Upset Price. £ s. d.
	Contents.			
	A.	R.	P.	
Section No. 7	24	0	0	24 0 0
Upper Maitai.				
Section No. 39	10	0	0	7 10 0
40	10	0	0	7 10 0
CLASS C.—RURAL LANDS.				
Waimea South.				
Section No.	20	0	0	10 0 0
Motueka.				
Section No.	55	0	0	34 7 6
Omaka.				
Section No.	63	0	0	31 10 0
Waitohi Valley.				
Section No. 108	36	0	0	27 0 0
109	27	0	0	20 5 0
110	20	0	0	15 0 0
111	17	0	0	12 15 0
Near Massacre Hill.				
Section No. 8	50	0	0	50 0 0
9	50	0	0	50 0 0
10	50	0	0	50 0 0
48	50	0	0	37 10 0
53	50	0	0	37 10 0
98	50	0	0	37 10 0
Section No. I.	150	0	0	112 10 0
III.	150	0	0	112 10 0
VII.	150	0	0	112 10 0
North Bank of the Wairau.				
Section No. 30	18	0	0	13 10 0
31	21	0	0	15 15 0
32	21	0	0	15 15 0
Kaituna.—Block 1.				
Section No. 33	26	0	0	19 10 0
34	41	0	0	30 15 0
35	17	0	0	12 15 0
36	17	0	0	12 15 0
37	17	0	0	12 15 0
38	17	0	0	12 15 0
39	80	0	0	60 0 0
Kaituna Valley.				
Section No. 8	74	0	0	37 0 0
9	70	0	0	35 0 0
12	87	0	0	43 10 0
13	147	0	0	73 10 0
15	139	0	0	69 10 0
17	145	0	0	72 10 0
18	150	0	0	75 0 0
19	110	0	0	55 0 0
20	133	0	0	66 10 0
21	86	0	0	43 0 0
22	142	0	0	71 0 0
23	147	0	0	73 10 0
24	148	0	0	74 0 0
26	150	0	0	75 0 0
28	150	0	0	75 0 0
31	150	0	0	75 0 0
32	148	0	0	74 0 0
33	150	0	0	75 0 0
34	107	0	0	53 10 0
35	80	0	0	40 0 0
36	149	0	0	74 10 0
37	40	0	0	20 0 0
38	127	0	0	63 10 0
39	130	0	0	65 0 0
40	124	0	0	62 0 0
42	132	0	0	66 0 0
43	55	0	0	27 10 0
44	149	0	0	74 10 0

CLASS C.—RURAL LANDS—continued.

Section.	Kaituna Valley.			Upset Price. £ s. d.
	Contents.			
	A.	R.	P.	
Section No. 45	141	0	0	70 10 0
46	150	0	0	75 0 0
47	150	0	0	75 0 0
48	96	0	0	48 0 0
49	150	0	0	75 0 0
50	140	0	0	70 0 0
51	142	0	0	71 0 0
52	81	0	0	40 10 0
53	90	0	0	45 0 0
55	146	0	0	73 0 0
57	146	0	0	73 0 0
58	146	0	0	73 0 0
59	120	0	0	60 0 0
60	142	0	0	71 0 0
61	72	0	0	36 0 0
62	80	0	0	40 0 0
63	80	0	0	40 0 0
64	80	0	0	40 0 0
65	76	0	0	38 0 0
66	76	0	0	38 0 0
67	80	0	0	40 0 0
68	80	0	0	40 0 0
70	76	0	0	38 0 0
71	80	0	0	40 0 0

CLASS B.—PASTORAL LANDS.

Omaka.

368	0	0	110	8	0
80	0	0	30	0	0

Given under my hand, at Nelson, in the Province of Nelson aforesaid, this Twelfth day of January, one thousand eight hundred and fifty-eight.

J. P. ROBINSON,
Superintendent.

Provincial Secretary's Office,
Nelson, January 12th, 1858.

HIS Honour the Superintendent directs the publication of the following LETTER, with its Enclosure, for general information.

ALFRED DOMETT,
Provincial Secretary.

Trust Funds Office,
Nelson, 12th January, 1858.

SIR—I have the honour, by direction of the Board of Trustees, to enclose you a correct copy of the resolutions of the Board of Trustees, by which the character of the Nelson College, its fundamental conditions, the mode of appointment, and succession of its Governors are exhibited; and to express their regret that, by inadvertence, a copy of the resolutions was forwarded to your Honour in which there were some most important omissions.

I am instructed respectfully to request, that

in the next issue of the *Government Gazette* your Honour will rectify the mistake which has been committed.

I have the honour to be,
Sir,
Your obedient servant,
A. G. JENKINS,
Secretary.

His Honour the Superintendent.

APPENDIX

REFERRED TO IN THE ACCOMPANYING REPORT.

1. The object of the Deed of Foundation is to establish an educational institution, to be called "Nelson College," for the advancement of religion and morality, and the promotion of useful knowledge, by offering to the youth of the province a general education of a superior character.

2. The funds of the Institution having arisen from the contributions of persons of different religious persuasions, creed cannot be admitted as a disqualification, either as regards teachers or pupils.

3. The governing body of the Institution shall consist of a Council of Governors, nine in number.

4. There shall also be a Visitor, who shall be the Governor for the time being of the colony, or some person appointed by him for that purpose; and the Governor, or his delegate, shall be empowered to do all things and exercise all the powers which pertain to visitors generally.

5. The first Council of Governors shall be nominated by the present Trustees, and shall hold office for four years; at the expiration of that time three of them shall retire, but shall be eligible for re-election, the order in which they shall retire having been previously determined by lot; and thus, at succeeding intervals of three years, other three of the Governors shall retire, and a fresh election shall take place, the electoral body being that constituted under the provisions of the Nelson Trust Funds Act of the General Assembly, 1854. In the event, however, of no such electoral roll being in existence, owing to the complete disposal of the Trust Funds or other causes, or in the event of no election being made by the constituency, the remaining Governors shall be empowered to fill up the vacancy or vacancies by a majority of the votes of their own body, subject to confirmation by the Visitor for the time being.

6. If any Governor shall for six months fail to give his attendance, without leave of absence; or shall become a bankrupt, or an insolvent debtor, within the meaning of any law which may hereafter be in force within the colony

of New Zealand, relating to bankrupts; or shall become a public defaulter; or be attainted of treason; or convicted of felony or any infamous crime; or become of unsound mind; he shall *ipso facto* cease to hold the office of a Governor of the College.

7. Vacancies arising from the above causes, or from death, or resignation, shall be filled up in the manner prescribed in clause 5; but the Governor, so elected, shall be considered as holding office only for the time it would otherwise have been held by the Governor whose place he has taken.

8. The Council of Governors shall make such regulations as they may deem fit for taking the votes at all such elections.

9. The appointment and control of the tutorial body, and management of the Institution generally, shall be in the hands of the Council of the College, who shall also determine from time to time the curriculum of study, and fix the amount of remuneration to be paid by the pupils or students.

10. The Council of Governors shall also have the power of framing statutes and by-laws, subject to the approval of the Visitor, with power to repeal and alter the same as the interests of the Institution may seem to them to demand; but such statutes or by-laws shall not be repugnant to the terms and intention of the provisions of the Deed of Foundation.

11. The persons whose names are written beneath shall be the first Council of Governors, and are appointed to hold office until the 1st January, 1862:—

JOHN DANFORTH GREENWOOD,
CHARLES ELLIOTT,
DAVID MONRO,
JOHN WARING SAXTON,
JOHN WALLIS BARNICOAT,
CHARLES BIGG WITHER,
WILLIAM WELLS,
ALFRED DOMETT,
HENRY COOPER DANIELL.

12. The course of instruction shall always include the English language and literature, one or more modern languages, geography, mathematics, classics, history, drawing, music, and such branches of art or science as the Council shall at any time determine. Further, upon all school-days not being half-holidays, so soon as the necessary funds can be procured to defray the extra expenses consequent upon such an arrangement, classes shall be kept open for the purposes of instruction for such, two hours in the evening, between the hours of six o'clock p.m., and ten o'clock p.m., as the Governors for the time being may direct.

13. No pupil shall be admitted under the age of nine years, nor unless he be able to read

fluently, to write with tolerable accuracy from dictation, and be familiar with the first four rules of arithmetic.

14. It shall be lawful for the Governors to set apart the sum of at least three hundred pounds [£300] per annum, out of the annual proceeds of the Trust Estate, for the foundation of exhibitions or scholarships, or both, in such proportions, and for such annual value, and tenable for such periods respectively, as the Council shall determine. The object of the exhibitions shall be to extend the benefits of the Institution to those residing at a distance. They will accordingly be tenable only by lads whose parents and guardians reside more than four miles from the College, and will be distributed as equally and equitably over the province as possible. The scholarships shall be awarded for merit, under such regulations as the Governors may from time to time appoint.

15. The Council of Governors shall meet at least once quarterly, any four of them being a quorum, and shall hold such further meetings as may seem to them necessary for the proper management of the affairs of the College; and for every meeting each Governor present shall be entitled to receive a fee of one pound. Provided, however, that the total sum to be distributed among them as a remuneration for attending such meetings, shall not exceed one hundred pounds for any one year.

16. The Council of Governors shall prepare annually a Report, setting forth the condition of the College generally, exhibiting its financial state, detailing the number of pupils who have been educated in it during the past

year, and the branches of learning taught, and communicating generally all such information as may be of interest to the public: and the Statement of the Receipts and Expenditure of the College shall be submitted every year, in the month of January, to two auditors, to be appointed by the Visitor, who, if they find the same to be correct, shall certify to its accuracy, or otherwise, as the case may be. And the Report of the Council of Governors, and the Balance Sheet of the Institution, with the finding of the auditors thereon, shall be published in the month of February, in each year, in some newspaper generally circulated in the province.

17. The Council of Governors shall not expend upon the necessary buildings of the College, a sum exceeding eight thousand pounds [£8,000] out of the principal sum to be handed over to them. Any further amount to be appropriated to this object, as circumstances may require, must be borne upon the annual income.

18. It shall be lawful for the Governors of the College, whenever the funds of the Institution shall, in their opinion, be sufficient for such purpose, with the assent of the Visitor, to establish one or more Grammar Schools within the Province of Nelson, as branch schools from which the more deserving pupils may be removed to enjoy the advantages of a higher and more advanced education. But the Governors shall, upon each occasion of their exercising this power, give at least six months' public notice by advertisement, in at least one newspaper generally circulated in the province, of their intention to do so.