



# NEW ZEALAND GOVERNMENT GAZETTE.

(PROVINCE OF NEW MUNSTER.)

Published by Authority.

*All Public Notifications which appear in this Gazette, with any Official Signatures 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 Excellency's Command,

ALFRED DOMETT, Colonial Secretary.

VOL. IV.]

WELLINGTON, FRIDAY, APRIL 11, 1851.

[No. 10.]

## PROCLAMATION.

By His Excellency EDWARD JOHN EYRE, Esquire, Lieutenant-Governor of the Province of New Munster, in the Islands of New Zealand, &c., &c., &c.

WHEREAS by certain Letters Patent under the Great Seal of the United Kingdom, bearing date the 23rd day of December, 1846, full power and authority is granted to the respective Governors of the Provinces of New Zealand, with the advice and consent of the respective Executive Councils thereof, to issue Proclamations appointing the limits of Counties, Hundreds, Towns, &c., within the said Provinces: And it is further declared that the Lieutenant-Governor for the time being of each of the said Provinces shall exercise all powers and privileges thereby and otherwise howsoever vested in the Governor for the time being of any such Province:

Now therefore, I, the Lieutenant-Governor of the Province of New Munster aforesaid, in pursuance of the authority vested in me by the said Letters Patent, do hereby proclaim and declare that for the purposes of the Cattle Trespass Ordinance, No. 17 of Session 7, the boundaries of the township of Akaroa in the Middle Island of New Zealand, shall be hereafter known as fol-

lows: Bounded on the North by the northern extremities of Hippolite Gendrot's, Pierre Benoit's, and James Dulac's land, and from thence in a direct line to the north-eastern extremity of Pierre Gendrot's land, on the South by the southern extremity of C. B. Robinson's paddock fence, and also by the southern extremities of Malcolm M'Kennon's and James Reid's present cultivations, on the East by an almost direct line from the north-eastern point of Pierre Gendrot's land, taking in Mr. Watson's garden and François Lelieve and François Melmanche's land, and from thence in a direct line to the south-eastern extremity of James Reid's cultivations, and on the West by the Harbor and the German Bay Road.

Given under my hand, and issued under the Public Seal of the Province of New Munster, in the Islands of New Zealand, at Government House, at Wellington, this eighth day of April, in the year of Our Lord One thousand eight hundred and fifty-one.

E. EYRE,  
Lieutenant-Governor.

By His Excellency's command,  
ALFRED DOMETT,  
Colonial Secretary.  
GOD SAVE THE QUEEN!

## PROCLAMATION.

By His Excellency EDWARD JOHN EYRE, Esquire, Lieutenant-Governor of the Province of New Munster, in the Islands of New Zealand, &c., &c., &c.

WHEREAS by an Ordinance enacted by the Lieutenant-Governor of New Zealand, by and with the advice and consent of the Legislative Council, Session VIII, No. 5, intituled "An Ordinance for regulating the Slaughtering of Cattle in certain places," it is enacted, "that it shall be lawful for his Excellency the Governor (or Lieutenant-Governor) by Proclamation from time to time to constitute and define certain Districts," within which the provisions of the said Ordinance shall come into operation.

Now therefore, I, the Lieutenant-Governor of New Munster aforesaid, in pursuance of the authority by the said in part recited Ordinance in me vested, do hereby proclaim and declare that, on and after the first day of May next, the towns of Lyttelton and Christchurch, in the Canterbury Settlement, and a distance of three miles around each such town in every direction, the limits and bounds of which towns respectively being such as are described and delineated in the authorised plans of the Canterbury Settlement, shall be within the operation of the said Ordinance.

Given under my hand, and issued under the Public Seal of the Province of New Munster, in the Islands of New Zealand, at Government House, at Wellington, this Eighth day of April, in the year of Our Lord One thousand eight hundred and fifty-one.

E. EYRE,

Lieutenant-Governor.

By His Excellency's command,

ALFRED DOMETT,

Colonial Secretary.

God SAVE THE QUEEN!

Colonial Secretary's Office,  
Wellington, 3rd April, 1851.

HIS EXCELLENCY THE GOVERNOR-IN-CHIEF has been pleased to appoint

JOHN ROBERT GODLEY, ESQUIRE,  
to be Commissioner of Crown Lands for the District of Canterbury.

The appointment to have effect from the 16th December last.

By His Excellency's command,

ALFRED DOMETT,

Colonial Secretary.

Colonial Secretary's Office,  
Wellington, 10th April, 1851.

HIS EXCELLENCY THE GOVERNOR-IN-CHIEF has been pleased to appoint

DAVID STARK DURIE, ESQUIRE,  
to be Resident Magistrate at Wanganni.

By His Excellency's command,

ALFRED DOMETT,

Colonial Secretary.

Colonial Secretary's Office,  
Wellington, 4th April, 1851.

HIS EXCELLENCY THE GOVERNOR-IN-CHIEF directs it to be notified that it is his intention to submit to the General Legislative Council at its approaching Session, the following Bills:

A BILL to regulate the occupation of Waste Lands of the Crown in the Province of New Munster. An abstract of which is given below.

A BILL to impose in some cases fixed duties of Customs, in lieu of the *Ad Valorem* duties at present levied.

A BILL to amend the Marriage Ordinance of Sess. 8, No. 7. (Already printed in the New Munster Government Gazette, of 8th December, 1849.)

By His Excellency's command,

ALFRED DOMETT,

Colonial Secretary.

*The first part of this Abstract is the Analysis of the Crown Lands Ordinance. New Ulster, No. 1, Sess. 10. (J. 7 in the Reprint of the Ordinances of New Zealand.)*

Title.

Preamble.

1.—Commissioners of Crown Lands, their Appointment and Powers.

1. Commissioners of Crown Lands.

2. Appointment and Tenure of Office.

3. Rules for their guidance.

4. Powers to Commissioners to hear and determine Disputes, &c.

5. And to award damages not exceeding £20.

6. And to expel Trespassers.

7. And to recover possession.

8. And to distrain for Rent.

9. And to charge a fee for his decision.

10. To be paid into the Treasury.

2. Assessment on Stock depastured on Crown Land not being within the Limits of a Hundred.

11. License to be granted.

12. Return of Stock to be made by owner.

13. Assessment to be levied on Stock.

14. According to Returns.

15. Notice to be given to Parties liable to Assessment.

16. Appeal allowed.

17. Amount due recoverable by Distress.

18. In case of non-payment, License may be cancelled.

3.—*Management of Crown Lands within the limits of a Hundred.*

19. Right of Pasture to be limited to Persons holding a License.
20. A License to be granted to any Occupant.
21. License to be in force for one Year.
22. Fee to be paid for License.
23. List of Licensed Persons to be published in the *Government Gazette*.
24. Persons comprised in such List to have exclusive Right of Pasturage.
25. And to have power of electing Wardens.
26. Commissioners to preside at elections.
27. And to have a casting vote.
28. Vacancies, how supplied.
29. Wardens to have power to apportion, &c., Cattle to be depastured.
30. Regulations made by Wardens to be published.
31. Failing an apportionment by Wardens, Commissioner to have power.
32. Power to Wardens to make Bye Laws.
33. And to levy an Assessment.
34. And to distrain for same.
35. Amount of License Fee to be paid over to Wardens.
36. Accounts to be kept by Wardens.
37. Penalty on unlicensed Persons depasturing Cattle, &c.
38. Power to Wardens to Impound Cattle trespassing.

4.—*Unlawful occupation of Crown Lands.*

39. Persons occupying Crown Lands without License liable to Penalty.
  40. Penalty for second offence.
  41. Exception.
  42. Rights of Crown saved.
  43. Cattle trespassing may be impounded.
  44. Onus Probandi.
  45. Costs of Suit.
  46. Interpretation.
  47. Commencement of Ordinance.
- Schedules A. B. C. D.

REGULATIONS to be established under the 3rd clause of the foregoing Ordinance, with respect to land not included in proclaimed Hundreds.

For every license for a defined run the sum of Five Pounds shall be paid annually.

All persons requiring unoccupied portions of the Crown Lands, as defined runs for the purpose of depasturing Cattle, shall lodge a description of such land with the Commissioner of Crown Lands.

Such descriptions shall specify the boundaries and other particulars connected with the run, according to Schedule A. hereunto annexed.

Such boundaries of land so described as are not marked by natural boundaries, such as streams, &c., shall be marked by the occupants thereof, by lines of marked trees, by posts placed at intervals, or by some other method which will render them easily discernible.

Any person who shall have a run claimed by him, or any part thereof, unoccupied by Stock for months shall be considered as having abandoned such run, or part

thereof, which shall thereupon be given into the occupation of the first applicant for it.

It shall be in the power of the Commissioner of Crown Lands at any time to make such alterations in the boundaries of runs as he may upon inquiry judge to be just and expedient.

Every proper facility will be afforded by the Government to persons desirous of purchasing homesteads on their runs, but it will not undertake to survey and offer for sale any smaller blocks than fifty acres of land.

No person shall be entitled to dispute the claim of another person to any run described according to these regulations, unless the matter be brought before the Commissioner of Crown Lands within three months after the publication in the *Government Gazette* of the name of the person claiming the run, and of the description of the run.

All licenses for defined runs will be for years.

Licenses excepting those within hundreds, to be signed and issued by the Colonial Treasurer upon payment of the proper fees.

No license will preclude the Government from including within a hundred or selling the land leased or any part thereof, or will in any way affect the rights of the Crown to land occupied in virtue of such licenses.

All disputes between holders of licenses, having reference to depasturing stock or cutting timber, shall be heard and decided by the Commissioner of Crown Lands who is authorized by the Crown Lands Ordinance to charge at his discretion to the party against whom his decision shall be made a fee of Five Pounds.

No licenses for depasturing purposes can be transferred from one person to another without the authority of the Government being previously obtained through the Commissioner of Crown Lands.

TOTAL AMOUNT of Notes in circulation at the Office of the Colonial Bank of Issue, at Wellington, on the 5th day of April, 1851 :—

|  |       |
|--|-------|
| Amount of Notes in circulation on the 5th day of April, 1851, being the close of the preceding four weeks, viz. :— |       |
| £5 and upwards .....   | £ 700 |
| Under £5.....  | 3855  |
| Total.....   | £4555 |

Total amount of Coin held by the same Office on the same day. —

|              |        |
|--------------|--------|
| Gold .....   | £ 1348 |
| Silver ..... | 1207   |
| Total .....  | £2555  |

I, Henry W. Petre, the Colonial Treasurer, do hereby certify that the above is a true account, as required by the Ordinance, No. 16, Session 8.

HENRY W. PETRE,  
Colonial Treasurer.

Colonial-Treasury, Wellington,  
7th day of April, 1851.

The sum of two thousand pounds has been invested, under the warrant of his Excellency the Governor-in-Chief, in the public funds in England, through the Commissariat Department, by arrangements made through the Lords Commissioners of Her Majesty's Treasury.

HENRY W. PETRE,  
Colonial Treasurer.

Colonial Secretary's Office,  
Wellington, 10th April, 1851.

**SEALED TENDERS**, in Duplicate, will be received at this Office on or before the 19th instant, from persons desirous of supplying the undermentioned articles required for the Colonial Hospital, Wellington:—

9 pair of Sheets  
12 under Blankets  
9 pair upper Do.  
24 Rugs  
9 Bed Ticks  
9 Pillow Cases  
18 under Shirts  
9 Blue Shirts  
9 pair Trousers  
9 " " Braces  
1 dozen Knives and Forks  
1 do. Table Spoons  
9 Tin Plates  
9 Pannikins  
1 doz. Spit Pans  
1 Iron Boiler  
6 Tin Wash Hand Basins  
1 sett. Shaving Apparatus.

Tenders may be submitted for the supply of the whole or any part of the articles specified, to be endorsed accordingly.

By His Excellency's command,

ALFRED DOMETT,  
Colonial Secretary.

**LIST OF UNCLAIMED LETTERS FOR THE QUARTER ENDED MARCH 31, 1851.**

|                        |                          |
|------------------------|--------------------------|
| Adams, B.              | Bryce, John              |
| Anson, Fras.           | Butler, Mrs.             |
| Adams, Wm. (late 65th) | Baker, Robert            |
| Bryant, Thos.          | Burdett, —               |
| Becker, William        | Brown, James (late 65th) |
| Baker, Henry           | Clark, W. Jabez          |
| Burgess, Mrs.          | Canning, Hugh            |
| Bourne, Henry          | Canning, Davis           |
| Brown, John            | Cameron, Miss Anne       |
| Brown, Alexr., Esq.    | Cremethy, Samuel         |
| Bynn, —                | Compton, Alfred          |
| Brown, William         | Campbell, Mr.            |
| Bull, A.               | Coulter, Robert          |
| Best, Sarah Ann        | Campbell, Patrick        |
| Bishop, B. A., Esq.    | Collins, Richd., jun.    |

|                              |                              |
|------------------------------|------------------------------|
| Clarkson, Elizabeth          | Mason, William               |
| Copeland, Samuel             | Mason, James                 |
| Crompton, J. L., Esq.        | Mason, Wm. jun.              |
| Clark, T.                    | Nicholas, Alexr.             |
| Davidson, Alexr.             | Nicholson, Thos.             |
| Dodd, Thos.                  | New, Edward, Esq.            |
| Dyson, H. M.                 | Nicholls, James              |
| Double, Thomas               | Osmond, James J.             |
| Dodds, Henry Watson          | Olliffe, J. G. (late 58th)   |
| Ditchon, Mrs.                | Pink, William                |
| Dew, William                 | Phillips, Hy., Esq.          |
| Davey, James                 | Faulter, Samuel              |
| Ellerm, C. J.                | Percy, Joseph                |
| Easton, John                 | Phillips, John               |
| Earp, William                | Pheney, Mr.                  |
| Elsley, Mr.                  | Potts, Christopher           |
| Fanner, John                 | Prebble, James               |
| Fox, William                 | Pattinson, John              |
| Foster, George               | Pilcher, Mrs. Susan          |
| Field, Andrew                | Ranson, Mr.                  |
| Funnell, Walter              | Ryan, Phillip                |
| Fergusson, G. T. Esq.        | Robertson, Duncan            |
| Fraser, Andrew               | Raine, J. R.                 |
| Guy, Walter                  | Robinson, Mrs.               |
| Gardner, William             | Rudd, Chas. S.               |
| Gallagher, Fras. (late 58th) | Rowe, Mary                   |
| Gellan, John                 | Solt, Wm. Bates              |
| Green, Mr.                   | Smith, Robert Duncan         |
| Greig, William (late 65th)   | Skipworth, John              |
| Green, Chas. Alfred          | Seymore, Charles             |
| Gannon, Robert               | Shilling, George             |
| Hart, George (late 58th)     | Stephenson, Timothy          |
| Herbert, Mr.                 | Swaffer, William             |
| Hamilton, James, Esq.        | Seavers, William             |
| Hynes, James                 | Spoks, Thomas                |
| Hillis, James (late 65th)    | Sharley, Thomas              |
| Hardwick, William            | Scarrow, William             |
| Hurley, Alexr.               | Stuart, Richard              |
| Hunter, John                 | Sparge, James                |
| Horton, John                 | Speedy, —                    |
| Hughes, Robt. (late 65th)    | Tumble, Mrs. C.              |
| Hurley, Joseph               | Tucker, Walter               |
| Hopkinson, Edward            | Thompson, Samuel (late 65th) |
| Holmes, John                 | Terry, George                |
| Hart, Alfred                 | Taylor, Richard              |
| Johnstone, Addam (late 65th) | Taylor, William              |
| Jackson, John                | Telford, John                |
| Jones, Sidney Howard         | Tweddale, James              |
| Lendles, Stephen             | Thomas, William              |
| Lowry, Thomas                | Taylor, Robert               |
| Lawson, Maurice              | Tompkins, John               |
| Lalor, John                  | Utting, William              |
| Lovegrove, George            | Vincent, A.                  |
| Leach, John                  | Vincent, Natl. (late 65th)   |
| Lancaster, Mr.               | Vincent, —                   |
| M'Callum, Jno. (late 65th)   | Vickers, James               |
| Menders, Thomas              | Veitch, Brian                |
| M'Intyre, Robert             | Willis, Benjamin             |
| Martin, Mr. A., M.D.         | Wiley, James Hamilton        |
| M'Dougal, William            | Walker, E. B. N.             |
| Murphy, Santelle             | Wiltshire, Daniel            |
| Miller, P.                   | Watson, Mrs. S.              |
| Mitchell, Wm. jun.           | Wilkerson, George            |
| M'Master, Mr.                | Wright, Capt.                |
| Monteith, Rebecca            | Wagstaff, Joseph             |
| Morgan, Robert               | Widd, Mrs. J.                |
| Morrison, John               | Walker, Mrs.                 |
| Murphy, James                | Watson, George               |
| M'Ewen, James                | Wilson, Robert               |
| M'Farlane, John              | Watson, James                |

JOHN HOGGARD,

Acting Postmaster.

Post Office, Wellington,  
8th April, 1851.