



NEW ZEALAND GOVERNMENT GAZETTE.

Published by Authority.

No. 13.] AUCKLAND, WEDNESDAY, OCTOBER 13, 1841.

PROCLAMATION.

By His EXCELLENCY WILLIAM HOBSON, ESQUIRE, Captain in Her Majesty's Royal Navy, and Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand, and its Dependencies, and Vice Admiral of the same, &c. &c. &c.

WHEREAS by Letters Patent, under the Great Seal of the High Court of Admiralty of England, bearing date the thirteenth day of March, one thousand eight hundred and forty-one, her Majesty has been graciously pleased to ordain, constitute, and depute me, William Hobson, Esquire, Captain in her Majesty's Royal Navy, her Majesty's Vice Admiral, Commissary, and Deputy in the Office of Vice Admiralty in her Colony of New Zealand and the Territories thereon depending.

Now I, the Governor and Commander-in-Chief of the Colony of New Zealand aforesaid, do proclaim and declare this her Majesty's pleasure, and that I have this day assumed the powers and authority vested in me thereby.

Given under my Hand and Seal, this twenty-seventh day of August, in the year of our Lord One thousand eight hundred and forty-one.

“ W. HOBSON. GOVERNOR.”

By his Excellency's Command,

WILLOUGHBY SHORTLAND.

GOD SAVE THE QUEEN!

PROCLAMATION.

By His EXCELLENCY WILLIAM HOBSON, ESQUIRE, Captain in Her Majesty's Royal Navy, and Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand, and its Dependencies, and Vice-Admiral of the same, &c. &c. &c.

WHEREAS, by a certain Act of Ordinance of the Governor and Legislative Council of New South Wales, passed in the second year of the reign of Her Majesty Queen Victoria, intituled, “ An Act for regulating the Police in the towns of Paramatta, Windsor, Maitland, Bathurst, and other towns respectively, and for the removing and preventing nuisances and obstructions, and for the better alignment of streets therein,” it was, amongst other things enacted, that whenever the Governor, or acting Governor for the time being, shall deem it expedient to extend the same to any other town in the said Colony, it shall and may be lawful for the said Governor, or acting Governor for the time being, to declare the same by Proclamation.

And whereas, by a certain Ordinance of the Governor and Legislative Council of New Zealand, passed in the fourth year of the reign of Her Majesty Queen Victoria, intituled, “ An Ordinance to declare that the laws of New South Wales, so far as they can be made applicable, shall extend to and be in force in her Majesty's Colony of New Zealand, from and subsequent to the date of her Majesty's Royal Charter and Letters Patent, erecting into a separate Colony the Islands of New Zealand, &c. &c.,” it was amongst other things enacted, that so much of

all and every of the laws, acts, or ordinances heretofore made by the Governor and Legislative Council of New South Wales, and now in force therein, as have already been and can hereafter during the continuance of this Ordinance, be applied within the said Colony of New Zealand, shall be and the same are hereby adopted and declared, and directed to be extended to and applied in the administration of the said Colony of New Zealand, in the like manner as all the other Law of England, and as if the same had been repealed and re-enacted in this Ordinance.

Now, therefore, the Governor, in pursuance of the power and authority so vested in me by the said recited acts, do hereby proclaim and declare that the provisions of the first recited act is extended to the Town of Wellington, in the District of Port Nicholson.

Given under my Hand and Seal, at Wellington, this ninth day of September, in the year of our Lord One thousand eight hundred and forty-one.

"W. HOBSON, GOVERNOR."
By His Excellency's Command,
WILLOUGHBY SHORTLAND.

GOD SAVE THE QUEEN!

*Colonial Secretary's Office,
Auckland, 9th Sept., 1841.*

HIS Excellency the GOVERNOR has been pleased to appoint
GEORGE BUTLER EARP, Esq.,
to be a Magistrate of the Territory.

By His Excellency's Command,
WILLOUGHBY SHORTLAND.

*Colonial Secretary's Office,
Auckland, 9th Sept., 1841.*

HIS Excellency the GOVERNOR has been pleased to appoint
GEORGE BUTLER EARP, Esq.,
to be a Member of the Legislative Council.

By His Excellency's Command,
WILLOUGHBY SHORTLAND.

*Colonial Secretary's Office,
Auckland, 9th Sept., 1841.*

HIS Excellency the GOVERNOR has been pleased to make the following appointment under the provisions of the Act of Council, 2nd Victoria No. 2 of 1838, with reference to the Proclamation of this day's date, extending the provisions of the said Act to the town of Wellington, viz.,

MICHAEL MURPHY, Esq., J. P.,
to be Police Magistrate of the Town of Wellington.
By his Excellency's command,
WILLOUGHBY SHORTLAND.

*Colonial Secretary's Office,
Auckland, 9th Sept., 1841.*

HIS Excellency the GOVERNOR has been pleased to appoint

Mr. KENNETH BETHUNE
and

Mr. GEORGE HUNTER, jun.,
to be the Government Auctioneers at Wellington.

By His Excellency's Command,
WILLOUGHBY SHORTLAND.

*Colonial Secretary's Office,
Auckland, 9th Sept., 1841.*

HIS Excellency the GOVERNOR directs it to be notified that

RICHARD DAVIES HANSON, Esq.,
Crown Prosecutor,

Is authorised to prosecute, in his own name, all Crimes and Offences tried in the Courts of General and Quarter Sessions for the Southern District.

By His Excellency's Command,
WILLOUGHBY SHORTLAND.

NOTICE.

*Colonial Secretary's Office,
Auckland, 10th Sept., 1841.*

HIS Excellency the GOVERNOR directs that the following description of the boundaries of the Town of Wellington be declared for the information of the public, in reference to his Excellency's Proclamation of this date.

On the northern side, the shores of Lambton-Harbour from Pah Kewa to the north-eastern extremity of the Crown Reserve, near Point Jerningham; and on all other sides, the summit of the mountain ranges forming the entire boundaries of the Crown Reserve around the Town, as shewn on the Company's Plan.

By his Excellency's command,
WILLOUGHBY SHORTLAND.

NOTICE.

*Colonial Secretary's Office,
Auckland, 10th Sept., 1841.*

NOTICE IS HEREBY GIVEN, that all Persons who have built Houses upon, or occupy any Public Reserve, or any Reserve for the benefit of the Natives, are required to leave and yield up possession of the same, within one month from the date hereof, unless licenced to remain for a longer period by the Police Magistrate; and that, in the event of their neglecting or refusing so to do, the Police Magistrate has instructions to eject them from the ground they so occupy.

And all persons are warned not to clear, fence, or cultivate, or build in or upon any portion of the belt of reserved land surrounding the town.

By his Excellency's command,
WILLOUGHBY SHORTLAND.

NOTICE.

Post Office, Wellington,
9th September, 1841.

NOTICE is Hereby Given, that letters will be transmitted overland from Wellington to Wanganui by Post, every alternate Monday, commencing on Monday, the 20th instant: and from Wanganui to Wellington, on the intermediate Mondays, commencing on the 27th instant.

The rate of postage will be as follows:

For a single letter one shilling.

For a double letter two shillings.

For all other letters or parcels weighing one ounce or upwards, at the rate of three shillings and sixpence per ounce.

All letters designed for overland carriage must be marked on the outside "overland;" or they will be transmitted by sea, as opportunities occur, subject to the usual charges of sea-postage.

All newspapers will be forwarded free of postage by sea, unless marked "overland;" in which case they will be subject to a charge of three pence each.

W. B. D. MANTELL,
Postmaster.

Colonial Secretary's Office,
12th October, 1841.

HIS Excellency the GOVERNOR has been pleased to direct that the following letter, addressed to the Agent of the New Zealand Company, be published for general information.

By his Excellency's Command,
WILLOUGHBY SHORTLAND.

Wellington,
5th September, 1841.

SIR,—Understanding that some doubt is entertained as to the intentions of the Government with respect to the Lands claimed by the New Zealand Company, in reference both to the right of pre-emption vested in the Crown, and to conflicting interests between the Company and other purchasers.

It may be satisfactory for you to know that the Crown will forego its right of pre-emption to the lands comprised within the limits laid down in the accompanying schedule, and that the Company will receive a Grant of all such Lands as may, by any one, have been validly purchased from the Natives, the Company compensating all previous purchasers according to a scale to be fixed by a Local Ordinance.

You are at liberty to give the utmost publicity to this communication.

I have the honor to be, Sir,

Your most obedient Servant,

(Signed) W. HOBSON.

To W. Wakefield, Esq.

SCHEDULE OF LANDS ABOVE REFERRED TO.

TOWN OF WELLINGTON, containing (1,100) eleven hundred acres, in sections of one acre each, numbered from 1 to 1,100 on the Company's Plan.

TOWN DISTRICT, including Karoi and Ohiro, containing (5,000), five thousand acres, more or less, in sections numbered on the said Plan 2, 3, and 5 to 52 consecutively, Nos. 1 and 4 being Crown Reserves.

HARBOUR DISTRICT, containing (6900) six thousand nine hundred acres, more or less, in sections numbered from 1 to 69 on the said Plan.

WATT'S PENINSULA, containing (1200) twelve hundred acres, more or less, numbered on the said Plan from 1 to 11 and 13, No. 12 being a Crown Reserve.

PORIRUA DISTRICT, containing (10,600) ten thousand six hundred acres, more or less, numbered from 1 to 106 on the said Plan.

HUTT DISTRICT, containing (6400) six thousand four hundred acres, numbered from 1 to 64 on the said Plan.

Seventy-eight thousand eight hundred (78,800) acres, more or less, to be surveyed and allotted by the said Company, in the neighbourhood of Port Nicholson, the boundaries of which neighbourhood are thus declared, viz:—

THE RIVER "MANAWATU," from its mouth upwards to the parallel of the Wahins and Tararua ranges, from thence by the summit of the Tararua range, extending in a general direction about South to the River Hutt, from thence by a line bearing south, by compass, to the summit of the "Turakirai" range, which forms the eastern boundary of the valley of the River Hutt, to the sea at Baring Head.

Fifty thousand (50,000) acres, more or less, to be surveyed and allotted by the said Company, in the neighbourhood of New Plymouth, the boundaries whereof are as follows, viz:—

THE COAST LINE FROM "SUGAR-LOAF POINT," extending in a northerly direction ten miles in direct distance; from thence, a line at right angles with the coast line, eight miles; from thence, by a line parallel with the coast line, ten miles; and then by a line parallel with the northern boundary to the sea coast at Sugar-Loaf Head.

Fifty thousand (50,000) acres, more or less, to be surveyed and allotted by the said Company at Wanganui, the boundaries whereof are as follows, viz:—

The Sea Coast commencing one mile westward from the mouth of the River Wanganui, and extending from that point ten miles eastward along the coast; from thence a line bearing north by compass, eight miles; then by a line bearing west ten miles; and from thence by a line bearing south to the coast.

FELTON MATTHEW,
SURVEYOR-GENERAL.

1st September, 1841.

Colonial Secretary's Office,
Auckland, 11th Oct. 1841.

HIS Excellency the Governor directs it to be notified, that the following Claims to Lands in this Colony, have been referred to the Commissioners appointed under the Ordinance of the Governor and Council of New Zealand; 4 Victoria, No. 2; being in addition the claims notified in the *Government Gazette of New South Wales*, as referred to the Commissioners appointed under the act of the Governor and Council of that Colony, on the 9th November, 1840, and on the 9th, 16th, 23rd, and 30th March, and 6th, 13th, 20th, and 27th April, and in the *Government Gazette* of this Colony, of the 18th August, 1841.

Parties are reminded, that before their claims can be investigated, they must pay to the Commissioner a fee of Five Pounds, as prescribed by the Ordinance.

Case No. 287.—THOMAS BARKER, of Sydney, master-mariner, *claimant*.

2, Two acres, more or less, situate on the west side of the Harbour at Port Nicholson, and immediately adjoining the native Pah Hewipote; bounded on the east by the sea; on the north by the native chapel; and on the north-west by a fresh water creek.

Alleged to have been purchased from the native chief Richard Davis and his children, on the 11th and 12th November, 1839.

Consideration to the natives—£70 sterling.

Nature of conveyance—a deed dated 12th November, 1839.

Case No. 288.—JOHN GORE BUTLER, of Port Nicholson, New Zealand, *claimant*.

An Island, extent not stated, situated in the Frith of Thames, near the entrance of the Harbour of the Waitemata.

Alleged to have been given to claimant by the native chief Enackie, on the 21st November, 1820.

Nature of conveyance—a deed of gift, signed by Enackie, dated 21st November, 1820.

By His Excellency's Command,

WILLOUGHBY SHORTLAND.

Council Office, Auckland,
4th October, 1841.

COUNCIL.—PRIVATE BILLS.

HIS Excellency the GOVERNOR is pleased to direct it to be notified for general information, that persons intending to apply for Private Ordinances during the ensuing Session of the Legislative Council, must transmit Drafts of the Bills to the Clerk of Councils, at Auckland, on or before the First day of November next.

J. CCATES,
Clerk of Councils.

NOTICE.

ALL Persons having claims on the late firm of J. A. Brown and Co., will please to send in their Accounts for Payment to me; and all Persons indebted to the said Firm will be pleased to settle the same.

J. A. BROWN.

Auckland, July 31st, 1841.

NOTICE is hereby given, that the Partnership which has hitherto existed between Joseph Aberline and David Fitzpatrick, as Traders and General Dealers, at the Bay of Islands, New Zealand, is this day dissolved, the said David Fitzpatrick having failed to comply with the terms and conditions of the co-partnership deed.

Dated at Kororarika, 16th August, 1841.

J. ABERLINE.

Witness, ALEXANDER S. MARTIN.

NOTICE.

WE the Undersigned have this day entered into Partnership under the firm of ANDERSON AND SHAW, as Plumbers, Glaziers, and Painters, the said business to be carried on in the Town of Auckland. Dated this 12th day of October, 1841.

JAMES ANDERSON,
SAMUEL SHAW.

Witness, P. MOODY.

Colonial Treasury,
Auckland, October 1, 1841.

THE LANDS advertised in the *Government Gazette* by the Notices dated 24th June, 1841, have (with the exception of the Lots marked otherwise) been sold to the undermentioned Parties, by Auction, on the 1st September, 1841, and the price affixed to each respectively has been received.

LOTS	SECTIONS.	COUNTY.	EXTENT.			PURCHASERS.	PRICE.		
			A.	R.	P.		£	s.	d.
SUBURBAN.									
1	62	Eden.	3	3	28	George Cooper,.....	408	0	1
2	63	do	3	0	3	Robert Tod,.....	244	10	4
3	64	do	3	2	0	George Cooper,.....	325	10	0
4	67	do	3	2	7	James Beveridge,.....	255	3	0
5	68	do	3	1	13	George Lawrence,.....	209	17	4
6	69	do	3	3	26	James Beveridge,.....	95	8	0
7	70	do	3	2	9	Ditto,.....	74	13	7
8	71	do	2	3	37	James Stone, and J. A. Langford,.....	152	0	10
9	72	do	3	1	17	Abel Dottin Best,.....	70	9	9
10	73	do	3	0	0	William Field Porter,.....	81	0	0
11	74	do	1	3	8	James Stone,.....	68	8	0
12	75	do	3	1	7	William Field Porter,.....	69	3	4
13	76	do	3	1	17	John Kelly,.....	177	17	7
14	81	do	3	1	23	No offer.			
15	82	do	2	3	18	James Magee, and John Mallowney,.....	68	14	0
16	83	do	3	3	17	No offer.			
17	84	do	3	3	27	No offer.			
18	85	do	3	3	28	Patrick Donovan, Edward Murray, and John Oakes,.....	82	8	6
19	86	do	2	0	3	George Cooper,.....	57	1	0
20	89	do	4	3	17	Deposit forfeited by James Coutts Crawford,..	29	2	9
21	90	do	5	2	21	Alexander M'Kay,.....	123	16	9
22	91	do	3	1	7	No offer.			
23	92	do	3	3	38	No offer.			
24	93	do	4	0	0	No offer.			
25	94	do	7	1	0	No offer.			
CULTIVATION.									
26	31	do	3	0	0	William Field Porter,.....	42	0	0
27	32	do	3	0	0	William Gamble,.....	40	10	0
28	33	do	3	0	0	Francis Hamilton,.....	39	0	0
29	34	do	3	0	0	William Gamble, jun.,.....	33	0	0
30	25	do	3	0	0	Edward Constable,.....	37	10	0
31	36	do	3	0	0	Patrick Dignum,.....	31	10	0
32	37	do	3	0	0	No offer.			
33	38	do	3	0	0	No offer.			
34	39	do	3	0	0	Robert Tod,	31	10	0
35	40	do	3	1	24	Do.,.....	71	8	0
36	12	do				Not put up.			
SMALL FARMS.									
37	19	do	9	1	4	Henry Prior.....	30	2	10
38	20	do	9	3	2	William Field Porter,.....	29	15	6
39	21	do	10	0	36	Do.,.....	32	4	2
40	22	do	9	2	21	John Scott,.....	58	5	4
41	23	do	9	3	37	Do.,.....	65	7	6
42	24	do	10	1	12	Robert Tod,.....	83	2	4
Amount carried forward							£3218	10	6

LOTS	SECTIONS.	COUNTY.	EXTENT.			PURCHASERS.	PRICE.		
			A.	R.	P.		£	s.	d.
						<i>Amount brought forward</i>	3218	10	6
43	25	Eden.	7	1	26	David Smale.....	70	15	9
44	26	do	7	3	13	Daniel Pollen.....	41	10	1
45	27	do	8	1	5	Alexander Kennedy.....	45	2	8
46	28	do	8	2	20	Samuel Allan Wood.....	43	2	6
47	29	do	8	3	20	George Graham.....	31	1	3
48	30	do	9	1	0	John M'Intosh.....	30	19	9
49	31	do	9	2	20	John Moore.....	29	7	1
50	32	do	9	3	20	James Beveridge.....	32	11	9
51	33	do	11	0	0	Robert Tod.....	92	19	0
52	34	do	11	0	0	Do.....	44	0	0
53	35	do	11	0	0	John Moore.....	33	11	0
54	36	do	11	0	0	John P. Du Moulin.....	30	16	0
55	37	do	11	0	0	C. H. M'Intosh.....	27	10	0
56	38	do	11	0	0	John Weavell.....	26	8	0
57	39	do	5	1	15	William Greenwood.....	43	5	8
58	40	do	4	2	12	Deposit forfeited by H. Whitfield.....	2	1	2
59	41	do	11	2	8	No offer.	0	0	0
60	42	do	11	2	8	No offer.	0	0	0
61	43	do	6	0	2	John Cunningham.....	18	6	9
62	44	do	7	2	1	George Lawrence.....	21	7	9
63	45	do	23	0	16	No offer.	0	0	0
64	46	do	9	0	11	James Beveridge.....	28	2	3
65	47	do	10	2	36	Edward Constable.....	32	3	6
66	48	do	23	0	16	Patrick Donovan, Edward Murray & John Oakes.....	47	7	10
67	49	do	12	1	28	James Coates and William C. Symonds.....	27	6	8
68	50	do	8	3	8	James Watson.....	31	13	7
69	51	do	22	0	0	George Lawrence.....	61	12	0
70	52	do	23	0	16	William Lester and Dermott Hersee Heather..	47	7	1
71	53	do	20	3	24	Francis Fisher.....	44	18	8
72	54	do	20	3	24	Ditto.....	42	16	11
73	55	do	20	3	24	Ditto.....	42	16	11
74	56	do	20	3	24	George Cooper.....	42	16	11
75	57	do	20	3	24	Ditto.....	42	16	11
76	58	do	20	3	24	Ditto.....	42	16	11
77	59	do	20	3	24	Robert Tod.....	83	12	0
78	122	do	50	0	0	No offer.			
79	123	do	50	0	0	Ditto.....			
80	124	do	50	0	0	Ditto.....			
81	125	do	50	0	0	Ditto.....			
82	126	do	50	0	0	Ditto.....			
83	127	do	50	0	0	Ditto.....			
84	128	do	50	0	0	Ditto.....			
85	129	do	50	0	0	Ditto.....			
86	130	do	50	0	0	Ditto.....			
87	131	do	50	0	0	Ditto.....			
88	132	do	50	0	0	Ditto.....			
89	133	do	50	0	0	Ditto.....			

TOTAL£4501 14 10

(Signed)

GEORGE COOPER, TREASURER.