

The New Zealand Gazette.

Published by Authority.

THURSDAY, FEBRUARY 11, 1858.

Colonial Secretary's Office.
Auckland, Feb. 11th, 1858.

THE following additional Instructions, under the Royal Sign Manual and Signet, delegating to the Governor of New Zealand the several powers reserved to Her Majesty by the Act, 15th and 16th Victoria, Chapter 72, are published for general information.

E. W. STAFFORD.

VICTORIA REGINA.

ADDITIONAL INSTRUCTIONS

THOMAS GORE BROWNE, Esquire, Companion of Our Most Honorable Order of the Bath, Colonel in Our Army, Our Governor and Commanderin-Chief in and over Our Colony of New Zealand, with its members and appurtenances or in his absence to Our Lieutenant-Governor or the Officer Administering the Government of Our said Colony for the time being. Given at Our Court at Windsor, this Fourteenth day of November, 1857, in the Twenty-first year of Our Reign.

Whereas We did by Our Commission under the Great Seal of Our United Kingdom of Great Britain and Ireland, bearing date at Westminster the Ninth day of February, One thousand eight hundred and fifty-five, in the eighteenth year of Our Reign, constitute and appoint you to be Our Governor and Commander-in-Chief in and over Our said Colony of New Zealand with all its Members and appurtenances whatsoever during Our Will and pleasure and did thereby require and command you to do and execute all things in due manner that should belong to the trust. We have reposed in you in pursuance of an Act passed in the Session holder in the Fifteenth and Sixteenth years of Our Reign intituled "An Act togrant a Representative Constitution to the Colony of New Zealand" and according to the several powers and directions granted or appointed you by Our said Commission and the Instructions and Authorities therewith given you, or by such further powers and authorities as should at any time thereafter be granted or appointed you under Our Sign Manual and Signet or by Our Order in Our Privy Council or by Us through one of our Principal Secretaries of State and according to such reasonable laws as were then in force in Our said Colony or thereafter should be made by the General Assembly of Our said Colony.

And whereas it was among other things, by the said recited Act provided that at any time during the continuance of the Office of any Superintendent of a Province, it should be lawful for Her Majesty to remove him from such Office, on receiving an Address signed by the Members of the Provincial Council of such

Province praying for such removal.

And whereas it was by the said Act further enacted that it should be lawful for Her Majesty, in and by any Letters Patent to be issued under the Great Seal of the United Kiugdom, from time to time, to constitute and establish within any District or Districts of New Zealand one or more Municipal Corporation or Corporations and to grant to any such Corporation all or any of the powers which, in pursuance of the Statutes in that behalf made and provided, it is competent to Her Majesty to grant to the inhabitants of any Town or borough in England

and Wales incorporated in virtue of such Statutes or any of them, and to qualify and restrict the exercise of any such powers in such and the same manner as by the Statutes aforesaid or any of them, Her Majesty may qualify or restrict the exercise of any such powers as aforesaid in England: Provided always, that all provisions of any such Letters Patent, and all Bye-laws or Regulations made by any such Corporation, should be subject to alteration or repeal by any Ordinance or Act of the Provincial Councial for the Province in which any such Corporation may be established, or of the General Assembly, according to their respective powers hereinbefore declared.

And whereas it was by the said Act further enacted, that whereas it might be expedient that the Laws, Customs, and Usages, of the Aboriginal or Native Inhabitants of New Zealand, so far as they are not repugnant to the general principles of humanity, should for the present be maintained for the government of themselves, in all their relations to and dealings with each other, and that particular Districts should be set apart within such Laws, Customs, or Usages, should be so observed; it should be lawful for Her Majesty by any Letters Patent to be issued under the Great Seal of the United Kingdom, from time to time to make provision for the purposes aforesaid, any repugnancy of any such Laws, Customs, or Usages, to the Law of England, or to any Law, Statute, or Usage, in force in New Zealand, or in any part thereof, in anywise notwithstanding.

And whereas it was by the said Act further enacted that it should be lawner for Her Majesty by any such Letters Patent as therein mentioned, or Instructions under Her Majesty's Sign Manual and Signet, or signified through one of Her Majesty's Principal Secretaries of State, to delegate to the Governor any of the powers thereinbefore reserved to Her Majesty, respecting (amongst other things) the removal of Superintendents of Provinces, the establishment of Municipal Corporations, and the preservation of Aboriginal Laws, Customs, and

Usages.

And whereas it was by the said Act further provided that it should not be lawful for any person other than Her Majesty, her heirs or successors, to purchase or in anywise acquire or accept from the Aboriginal Natives, land of or belonging to or used or occupied by them in common as Tribes or Communities, or to accept any release or extinguishment of the rights of such Aboriginal Natives in any such land as aforesaid; and that no conveyance or transfer, or agreement for the conveyance or transfer of any such land, either in perpetuity or for any term or period, either absolutely or conditionally, and either in property or by way of Lease or Occupancy, and \mathbf{BO} such release or extinguishment as atoresaid, should be of any validity or effect unless the same be made to, or entered into with, and accepted by Her Majesty, her heirs or succesors: Provided always that it should lawful for Her Majesty, her heirs and successors, by Instructions under

the Royal Sign Manual and Signet, or signified through one of Her Majesty's Principal Secretries of State, to delegate Her powers of accepting such conveyances or agreements, releases or relinquishments, to the Governor of New Zealand, or the Superintendent of any Province within the limits of such Province, and to prescribe or regulate the terms on which such conveyances, or agreements, releases, or extinguishments shall be accepted.

Now We do hereby delegate to you all and every of the said powers, by the said Act reserved to Us, which are hereinbefore recited.

V.R.

THOMAS GORE BROWN, ESQUIRE, C. B.
Additional Instructions,
New Zealand.

Colonial Secretary's Office, Auckland, Feb. 11, 1858.

THE following Ordinances, passed by the Superintendent and Provincial Council of the Province of Otago, intituled

Appropriation Ordinance, 1856-7, Appropriation Ordinance, 1857-8, Sheep Ordinance Amendment Ordinance, 1857,

having been laid before the Governor, in conformity with the provisions of the Constitution Act, His Excellency has been pleased to leave the same to their operation.

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, Feb. 11, 1858.

THE following Bills, passed by the Provincial Council of the Province of Otago, intituled

Local Municipal Estate Ordinance, 1857, Provincial Council Enlargement Ordinance, 1857,

Church of England Cemetery Ordinance, 1857,

Town Land Sales Ordinance, 1857,

which Bills were reserved for the signification of the Governor's pleasure, having been laid before the Governor in conformity with the provisions of the Constitution Act, His Excellency has been pleased to assent to the same.

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, Feb. 11th, 1858.

THE following Bill, passed by the Provincial Council of the Province of Otago, intituled

The Local Waste Lands Office Ordinance, 1857.

which Bill was reserved for the signification of the Governor's pleasure, having been laid before the Governor in conformity with the provisions of the Constitution Act, His Excellency has been pleased to withhold his assent from the same.

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, February 11, 1858. H IS Excellency the Governor has been pleased to direct that

GEORGE R. WEST, Esq.,

be recognised as United States Consul for New Zealand provisionally until Her Majesty's Exequatur be received.

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, February 11th, 1858.

IS Excellency the Governor has been pleased to appoint

WILLIAM HENRY CUTTEN, Esq., to be a Commissioner for hearing and deciding Claims to Land, under the New Zealand Company's Land Claimants' Ordinance, Session 11, No. 15.

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, February 11, 1858.

IS Excellency the Governor has been pleased to appoint

WILLIAM HENRY CUTTEN, Esq., to be an Assistant Land Claims Commissioner under the "Land Claims Settlement Act, 1858."

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, February 11, 1858.

IIIS Excellency the Governor has been pleased to appoint

THE PROVINCIAL SURGEON of Auckland.

THOMAS MOORE PHILSON, Esq., M.D., SAMUEL JOHN STRATFORD, Esq., Surgeon,

to be additional members of the Central Board of Vaccination.

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, February 11, 1858.

IIIS Excellency the Governor has been pleased to appoint

ALXANDER SPROUL,

to be Harbour Master and Pilot, at the Port of Lyttelton.

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, February 11, 1858.

IIIS Excellency the Governor has been pleased to appoint

WILLIAM H. BURGESS,

to act as Pilot at the Port of Auckland.

E. W. STAFFORD.

Colonial Secretary's Office, Auckland, February 11. 1858.

H IS Excellency the Governor directs it to be notified that the name of

ALEXANDER GRANGE, Esq.,

has been removed, at his own request, from the Commission of the Peace for the Province of Auckland.

E. W. STAFFORD.

PRINTING.

Colonial Secretary's Office, Auckland, February 11th, 1858.

L'ENDERS will be received at this office until noon on Monday, the 1st March, for printing the "Government Gazette," and for such other printing as may be required for the service of the General Government, during the six calendar months, commencing the first day of April next.

The Printing will be divided into the fol-

lowing portions:—

1st. The Government Gazettes.

2nd. Bills, Acts, and Estimates.

3rd. Votes and Proceedings and Daily Notices of the Legislative Council and House of Representatives.

4th. Statistics and similar Returns, chiefly comprising figures.

5th. Blank Forms and other jobs not in-

cluded in the above portions.

Tenders for the 1st portion to specify a price per sheet of demy 8vo., as well as per sheet of foolscap folio.

Tenders will be received for the whole or any separate portion of the above.

Further particulars may be obtained by application at this office.

W. GISBORNE, Under Secretary.

Treasury, Auckland, February 11th, 1858.

IIIS Excellency the Governor has been pleased to appoint

JAMES MACKAY, Esq.,

to be Assistant Native Secretary in the District of the Nelson Gold Fields.

C. W. RICHMOND.

Treasury, Auckland, February 11, 1858.

IIIS Excellency the Governor has been pleased to appoint

CHARLES LOGIE, Eeq.,

to be Receiver at Dunedin, of the Revenue arising from the sale, letting, disposal, and oecupation of Crown Lands in the Province of

C. W. RICHMOND.

Treasury,
Auckland, February 11, 1858.

TIS Excellency the Governor has been pleased to appoint

A. J. ELLES, Esq.,

to be Receiver at Invercargill, of the Revenue arising from the sale, letting, disposal and occupation of Crown Lands in the Province of Otago.

C. W. RICHMOND.

Treasury,

Auckland, February 11th, 1858.

IIIS Excellency the Governor has been pleased to appoint

CHARLES LOGIE, Esq., to be Treasurer of the Waste Lands Board at Otago.

C. W. RICHMOND.

Treasury,

Auckland, February 11th, 1858.

HIS Excellency the Governor has been pleased to appoint

The First Landing Waiter at the Port of Auckland,

The Landing Waiter at the Port of New Plymouth,

The First Landing Waiter at the Port of

Wellington,
The Landing Waiter at the Port of Nelson,
The Landing Waiter at the Port of Lyttelton.
The First Landing Waiter at the Port of

The Sub-Collector at the Port of Mongonui, The Sub-Collector at the Ports of Russell and Hokianga

The Sub-Collector at the Ports of Wangarei and Kaipara,

The Sub-Collector at the Port of Kawhia, The Sub-Collector at the Port of Wanganui,

The Sub-Collector at the Port of Napier, The Sub-Collector at the Port of Colling-

The Sub-Collector at the Port of Akaroa, The Sub-Collector at the Bluff and New River.

to be Emigration Officers at the respective Ports at which they are stationed.

C. W. RICHMOND.

TO BUILDERS.

BOAT HOUSE FOR H. M. CUSTOMS

Treasury, Auckland, February 11th, 1858.

SEALED Tenders will be received at this office, until noon of the 23rd instant, from Builders willing to contract for erecting a Boat House in Official Bay for H. M. Customs, according to a sketch and specification lying in the office of the Inspector of Public Works, Princes-street, where it may be seen between the hours of 11 and 1, daily, and where further information may be obtained.

W. GISBORNE, Secretary to the Treasury.

Registrar-General's Office,

Auckland, 10th February, 1858.

DURSUANT to the provisions of an Act of the General Assembly of New Zealand, entitled "The Marriage Act, 1854," the following names of Officiating Ministers within the meaning of the said Act, are published for general information.

United Church of England and Ireland:-

The Reverend CROASDAILE BOWEN, HENRY WILLIAM HARPER, Francis Knowles, ARTHUR H. WYATT.

1, JOHN B. BENNETT, Registrar-General of Births Deaths and Marriages, in New Zealand, do hereby certify that the foregoing Names of Officiating Ministers within the meaning of "The Marriage Act, 1854" have been duly sent in to me, in addition to the names in a List published in the New Zealand Government Gazette, Numb. 2, of the 26th of January in the present year.

Given under my hand, at Auckland, this

10th day of February, 1858.

JOHN B. BENNETT,

Registrar-General.

Attorney-General's Office, Auckland, February 11th, 1858.

PURSUANT to the provisions of the Land Claims Settlement Act 1856, all persons interested in or claiming title under any of the Communication of the Communi interested in or claiming title under any of the Crown Grants specified in the Schedule hereunto annexed, are hereby on behalf of Her Majesty required to produce, or cause to be produced, such Crown Grants before the Commissioner of Land Claims, at Russell, Bay of Islands, on the tenth day of March next.

In default of the above Grants being produced on the day and at the place above mentioned, (unless the non-production thereof be accounted for to the satisfaction of the said Commissioner,) the said Grants will, under the provisions of the aforesaid Act, be declared null and void, and become so to all intents and purposes in like manner as if the same had been repealed in the Supreme Court by process of scire facias.

FRED. WHITAKER, Attorney-General.

THE NEW ZEALAND GAZETTE.

SCHEDULE.

Grantee.	Date of issue of Grant.	Locality of Land granted.
Tomes Reddy Clendon (665)	April 24, 1844	1800 acres at Manawara, Bay of Islands.
James Reddy Clendon (665) James Reddy Clendon (66d)	May 29, 1844	4 acres South end of Kororareka
James Reddy Clendon (66e)	June 24, 1844	25 acres at Tamamae 60 acres at Management Box of Islands
James Reddy Clendon (66f)	December 30, 1844	60 acres at Manawara, Bay of Islands 2 acres at Kororareka
John Kelly (254a) Joseph Aberline (65b)	April 24, 1844 May 16, 1844	1 acre at Kororareka
George Thomas Clayton (65a)	May 16, 1844	2½ acres at Kororareka
George Thomas Clayton (65c)	May 16, 1844	3 acres near Kororareka called Te Oneroa 8 acres between Kororareka and Oneroa
George Thomas Clayton (65e)	May 16, 1844 May 16, 1844	2 acres, Pomare's pa, Bay of Islands
George Thomas Clayton (65n) George Thomas Clayton (65)	May 9, 1845	4 acres at Russell
John Barber (41)	May 29, 1844	100 acres, Bay of Islands, called Parua
John Barber (41a)	May 29, 1844 June 7, 1844	100 acres at Paroa Bay called Opoti. 30 acres, Paroa Bay, called Totaranui.
John Barber (41b) John Barber (41c)	May 29, 1844	100 acres, Paroa Bay, called Totara.
John Barber (41d)	May 29, 1844	40 acres at Te Pupu, Bay of Islands
John Byron (54)	May 29, 1844	90 acres at Paroa Bay, Bay of Islands 1 acre at Kororareka
William Baker (256)	June 24, 1844 May 29, 1844	557½ acres at Wangaroa
William Baker (256a) - William Baker (256b) -	May 29, 1844	15 acres at Wangaroa, called Mataunga.
Abraham Birch & William Birch (402)	May 29, 1844	300 acres at Hokianga called Motukiore
Robert Angus (35)	May 29, 1844	158 acres, Hokianga River 20 acres, called Waipuna, Wangaroa
Patrick Donovan (79) Charles Henry Chambers (60)	June 24, 1844 June 24, 1844	300 acres on the River Omanai, Hokianga
Charles Henry Chambers (60a)	December 30, 1844	329 acres on the Omanai River, Hokianga
James Davis (78a)	June 24, 1844	15 acres at Waimate
James Davis (78)	June 24, 1844 July 5, 1844	320 acres near Kaitaia, and called Mangatete 22 acres, Paroa, Bay of Islands
Thomas Bateman (42) - Thomas Bateman (42b)	July 5, 1844	100 acres, island called Motu Kakia
Edward Bolger (358)	July 19, 1844	150 acres near Point Pococke, Bay of Islands
Edward Bolger (358a)	July 19, 1844	200 acres North side Bay of Islands 20 acres near Waimate
Benjamin Ashwell (307) John Hayes (366)	July 19, 1844 July 19, 1844	400 acres at Walkoura, Wangaroa
John Grant (405a)	July 19, 1844	50 acres on the Waihau, called Tarawawa
George Greenway (98b)	July 19, 1844	200 acres on the River Waikare
John Edward Hargraves (447a)	July 19, 1844 July 19, 1844	12 acres on the Waitangi River 12 acre near Waimate, and called Morekereke
John Edward Hargiaves (447) - George Hemmings (110)	July 19, 1844	14 acre at Pomare's Pah, Bay of Islands
William Jones (338)	July 19, 1844	40 acres, half an Island, harbour of Wangaroa
Thomas Joyce (128a)	July 19, 1844 July 19, 1844	4 acres on the River Waitangi 219 acres, Wangaroa district
Thomas Joyce (128)	July 19, 1844	100 acres, Paroa, Bay of Islands
James Johnson (351) -	September 12, 1844	100 acres at Wangaroa called Otakia
Philip Hansen King (275a)	September 12, 1844 September 12, 1844	3 acres, Bay of Islands, called Koutu 1 acre at Te Puna, and called the Koutu
Philip Hansen King (275b) Kororareka Land Company (340)	September 12, 1844	160 acres on the Waikari River
Kororareka Land Company (340a)	September 12, 1844	180 acres, Bay of Islands, called Tuharua
Kororareka Land Company (340b)	September 12, 1844	2 acres, Kororareka, near Maiki
Kororareka Land Company (340c)	September 12, 1844 September 12, 1844	2 acres, Kororareka 20 acres, Oneroa Beach, Bay of Islands
Kororareka Land Company (340d) Kororareka Land Company (340e)	September 12, 1844	3r. 1p., Kororareka
Kororareka Land Company (3401)	September 12, 1844	1 acre, Kororareka
Kororareka Land Company (340h) -	September 12, 1844 October 22, 1844	2 acres, Kororareka 16 perches, Kororareka
Kororareka Land Company (340i) - William Lillico (139)	September 12, 1844	35 acres at Wangaroa, called Rueto
John Lette (385)	September 12, 1844	1 acre, Kororareka
Donald McKay (421)	- p	40 acres at Mangonui, in the Bay of Islands
Donald McKay (421a) John Wright (251)	September 12, 1844 October 4, 1844	120 feet square, Kororareka 262ac. 2r. 3p., Bay of Islands.
Joel Samuel Polack (288)	September 12, 1844	100 acres, Bay of Islands
Joel Samuel Polack (288b & d)	p	152 acres on the Waitangi River,
James Hamlin (373)		42 acres, Waimate 45 acres near Waimate.
James Hamlin (373a) Thomas Honan (192)		30 acres on the Omanai River, Hokianga
Hugh McLiver (154c)	October 22, 1944	67 feet x 102 feet, Kororareka
Frederick Edward Manning (157)		200 acres, South bank of the Hokisngs 45 acres on the Hokisnga River
John Martin (162)		50 acres on the Hokianga
Peter Monro (171)	October 22, 1844	600 acres on the Hokianga River
William B. Moores (173)		1 an acre, Kororareka Beach
John Murray (176, 176a) Lemas Scott Odeland 183)		504 acres on the Mangamuka River 300 acres on the Hokianga River
James Scott Odeland 183)		300 acres on the Hokianga, called Te Kauri
Jomes Scott Odeland (183b) -	October 22, 1844	500 acres on the Atua Tau Creek, Hokianga
Mary Robertson (278)	October 22, 1844	20 acres near Kororareka, called Waihihi 400 acres, Island of Motuarohiain Paroa Bay
Mary 1000 tsoll (2104)	October 22, 1844	400 acres on the Waitt, Hokianga
Scorbe Trongito : Trappose ()		, 5

John Terry Hughes (71) Uranie Diors Caffer (327g) Robert Anwyl (334a) Samuel Allen Wood (250(Wm. S. Deloitte & W., Stewart (27 & 319) John Edmonds (85) Defmber 30, 1844 Afril 16; 1845 July 30, 1845 November 5, 1845 November 5, 1845 November 5, 1845 November 5, 1845 2011 acres on the Hokiang 100 acres on the River W 12 acres at Horeke. Hokia	Granted.	Locality of Land Grantee	issue.	Date) <u>.</u>	Grantee	
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Court of Claims, Auckland, 11th February, 1858.

PURSUANT to the Land Claims Settlement Act 1856, the Claims specified in the annexed Schedule will be investigated in open Court, at Russell, Bay of Islands, on Monday, the 8th of March next, at which time and place the Claimants and all parties interested are required to attend, with their witnesses and the original deeds or documents relating to the respective claims.

F. DILLON BELL.

SCHEDULE.

Claimant.	Where situated.	Nature of Claim.
William Cook.	Bay of Islands.	This was an original claim of Cook and Day No. 69 and 69a. Commissioners Godfrey and Richmonnd, 2nd May 1842 and 23rd March 1843, reported for 40 acres and 200 acres respectively in favour of William Cook and the representatives of Robert Day, deceased. Grants prepared accordingly but not issued, the heir-at-law of Robert Day not appearing. Present claimant derives from Mary Cook, the only child of Robert Day.
John Webster and John Logen Campbell, As Executors of G. F. Russell.	Hokianga.	This was an original claim of Henry Jellicoe No. 122 and 122a. Commissioners Godfrey and Richmond lst May 1843 reported in favour of the representatives of Jellicoe for 59 acres. Governor FitzRoy 19th October 1842 awarded G. F. Russell, who
of the second	s file is a second of the seco	held a mortgage on this land, £1442 and £100 scrip credit which was never exercised, nor a grant issued.
John Irwin.	Onewhero, Bay of Islands.	This is a claim under an alleged purchase from the natives, dated 26th February 1836, by William Thomas Robbins. Claim notified to Government October 1853.