



SUPPLEMENT
TO THE
NEW ZEALAND GAZETTE
OF THURSDAY, JULY 11, 1878.
Published by Authority.

WELLINGTON, FRIDAY, JULY 12, 1878.

Extending Boundaries of Borough of Ross.

(L.S.) NORMANBY, Governor.
A PROCLAMATION.

WHEREAS by the twenty-fifth section of "The Municipal Corporations Act, 1876," it is enacted that the Governor may, by Proclamation, incorporate into a borough any district adjacent thereto not being part of an existing borough, subject to certain conditions therein particularly specified: And whereas the Governor did, on the twenty-fifth day of April, one thousand eight hundred and seventy-eight, cause a notice setting forth the boundaries of the district described in the Schedule hereto to be published in the Borough of Ross, and on the seventh day of May, one thousand eight hundred and seventy-eight, a like notice in the said district that it was proposed to incorporate into the aforesaid borough the said district: And whereas no petition has been presented to the Governor, as by the said Act is provided, praying that such district or part thereof should not be incorporated into the said borough:

Now, therefore, I, George Augustus Constantine, Marquis of Normanby, the Governor of the Colony of New Zealand, in exercise of the powers and authorities vested in me by the said "Municipal Corporations Act, 1876," and of every other power and authority in that behalf me enabling, do hereby proclaim and declare that the district the boundaries whereof are specified in the Schedule hereto is hereby incorporated into the Borough of Ross.

SCHEDULE.

STARTING from the junction of Donelly's Creek with the Jones' Creek Storm Channel, and bounded towards the North-east by a right line from said junction to Trigonometrical Station A; thence by a right line to the source of Quartz Creek (left branch of Donelly's Creek); thence towards the South-east by a right line to the western end of the Mikonui Water-race Tunnel; thence towards the

South-west by a right line to the southernmost corner of the existing Borough of Ross; and towards the North-west by the said borough.

Given under the hand of His Excellency the Most Honorable George Augustus Constantine, Marquis of Normanby, Earl of Mulgrave, Viscount Normanby, and Baron Mulgrave of Mulgrave, all in the County of York, in the Peerage of the United Kingdom; and Baron Mulgrave of New Ross, in the County of Wexford, in the Peerage of Ireland; a Member of Her Majesty's Most Honorable Privy Council; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same; and issued under the Seal of the said Colony, at the Government House, at Wellington, this twelfth day of July, in the year of our Lord one thousand eight hundred and seventy-eight.

G. S. WHITMORE.

GOD SAVE THE QUEEN!

Proclamation declaring Exceptions, Covenants, Provisoes, Conditions, and Agreements to be made from and in Gold-Mining and Agricultural Leases, under the 61st Section of "The Mines Act, 1877."

(L.S.) NORMANBY, Governor.
A PROCLAMATION.

WHEREAS by "The Mines Act, 1877," it is, amongst other things, enacted that the Governor may from time to time, by Proclamation, declare the exceptions to be made from leases granted under that Act, and the covenants, provisos, conditions, and agreements applicable to such leases respectively, and he may in like manner from time to time rescind, alter, or vary the same:

Now, therefore, I, George Augustus Constantine, Marquis of Normanby, the Governor of the Colony of New Zealand, in pursuance and exercise of the powers and authorities vested in me by "The Mines Act, 1877," do hereby proclaim and declare that, from and after the day of the date hereof, the exceptions next hereinafter appearing shall be made from all GOLD-MINING LEASES granted under the said Act, and the covenants, provisoes, conditions, and agreements next hereinafter appearing shall be applicable to such leases respectively, that is to say,—

Exceptions.

(1.) Her Majesty reserves to herself, her heirs, successors, and assigns, and to the Government of New Zealand, and all officers and servants thereof, the right of ingress, egress, and regress to, from, and across the land hereby demised, and the mines thereon or thereunder, and of granting to any person or persons, or to the public, such right of ingress, egress, and regress, and of granting to any holder of a miner's right the privilege of entering on such land for the purpose of cutting water-races or tail-races, and of leading head-water or tail-water through the same: Provided always that all such operations shall be sanctioned by the Warden, and due compensation given to the lessee, his executors, administrators, or assigns.

Covenants.

The following covenants shall, where the lease is made to two or more persons, be both joint and several. The lessee, for himself, his heirs, executors, administrators, and assigns (hereinafter referred to and included in the term "the lessee"), covenants with Her Majesty, her heirs, successors, and assigns (hereinafter referred to and included in the term "the lessor"), as follows:—

(2.) That the lessee will pay the rent hereby reserved at the times and in the manner herein specified, and all rates and taxes which may be payable in respect of the demised property during the continuance of this demise.

(3.) That the lessee shall not nor will, during the continuance of this demise, assign, underlet, or part with the possession of the demised premises or any part thereof, or his or their right, title, or interest therein or thereto, without the consent in writing of the Governor or his delegate first had and obtained; and which license or consent shall not extend or be construed to extend to any future assignment or underletting.

(4.) That the lessee will, at all times during the continuance of this demise, if required so to do by the lessor or any person duly authorized in that behalf, prepare and keep a proper plan or section of all the workings, showing the actual condition of the mines and premises hereby demised, and will, whenever requested so to do, produce the same to the lessor or any person authorized as aforesaid.

(5.) That the lessee will, at all times during the continuance of the demise, and after the expiration of the first six months thereof, employ in and about the demised premises a number of men being in the proportion of not less than one man to every full area of two acres of the lands demised.

(6.) That the lessee will, at all times during the continuance of this demise, furnish to the Warden, or other officer authorized in that behalf, true and accurate half-yearly returns in the form at the foot hereof of the average number of men employed on the demised premises, and will certify such returns by a statutory declaration, and shall from time to time, whenever so required by the Warden, or other authorized officer, up to the period when the full sum hereby agreed to be expended in or about the said mines and premises shall have been so expended,

furnish a true and accurate account, certified as aforesaid, of the amount at such date expended as aforesaid.

To the Warden at

In the matter of the gold-mining lease of lands situated at , being lease No. , and of the employment of labour and capital thereon.

I, , being one of the lessees in the above-mentioned lease, do hereby solemnly and sincerely declare—

1. That the average number of men employed on the leased ground and in connection therewith, from the day of to the of , has been

2. That the amount of capital expended to date in and upon and in connection with the leased ground as above is £

And I make this solemn declaration conscientiously believing the same to be true, and under the provisions of "The Justices of the Peace Act, 1866."

Declared before me at , on the day of , 18 .

Powers and Provisoes.

(7.) Provided always that if the rents, dues, duties, or royalties hereby reserved, or any part thereof respectively, shall at any time be in arrear and unpaid, it shall be lawful for the lessor, or any person duly authorized in that behalf, to enter upon the demised premises, and to distract any machinery, tools, buildings, or property then found thereon for such rent, dues, duties, or royalties.

(8.) Provided always that if the lessee shall for the space of four months discontinue *bonâ fide* mining on the demised premises, it shall be lawful for the lessor, or any person appointed in that behalf, to enter upon the demised premises, and thereby determine the estate of the lessee therein.

(9.) Provided always that if the rents, dues, duties, or royalties hereby reserved, or any part thereof, shall be in arrear and unpaid for the space of twenty-one days after any of the days on which the same ought to be paid, although not formally demanded, or if the lessee shall fail or neglect to perform and keep all and every of the covenants, conditions, or provisions and agreements contained or implied herein by virtue of "The Mines Act, 1877," or of any regulations made or to be made thereunder, it shall be lawful for the lessor, or any person appointed in that behalf, forthwith, or at any time thereafter, to enter into and upon the demised premises, and thereby determine this lease.

AND in further exercise of the powers and authorities vested in me as aforesaid, I do further proclaim and declare that, from and after the day of the date hereof, the exceptions next hereinafter appearing shall be made from all AGRICULTURAL LEASES granted under the said Act, and that the covenants, provisoes, conditions, and agreements next hereinafter appearing shall be applicable to such leases respectively, that is to say,—

Exceptions.

(a.) Her Majesty reserves to herself, her heirs, successors, and assigns, and to the Government of New Zealand, and all officers and servants thereof, the right of ingress, egress, and regress to, from, and across the land hereby demised, and the mines thereon or thereunder, and of granting to any person or persons, or to the public, such right of ingress, egress, and regress, and of granting to any holder of a miner's right the privilege of entering on such land for the purpose of cutting water-races or tail-races, and of leading head-water or tail-water through the same: Provided always that all such operations shall be sanctioned by the Warden, and due compensation given to the lessee, his executors, administrators, or assigns.

(b.) The right of free entry upon the demised land for the purpose of searching for gold, or for any other metal or mineral, is reserved to Her Majesty, her heirs, successors, and assigns, and to

the Governor or his delegate, and to such persons as shall be authorized so to do in writing under the hand of the Governor or his delegate, subject to such conditions as the Governor or his delegate for the time being may appoint.

Covenants.

The following covenants shall, where the lease is made to two or more persons, be both joint and several. The lessee, for himself, his heirs, executors, administrators, and assigns (hereinafter referred to and included in the term "the lessee"), covenants with Her Majesty, her heirs, successors, and assigns (hereinafter referred to and included in the term "the lessor"), as follows:—

(c.) That the lessee will pay the rent hereby reserved at the times and in the manner herein specified, and all rates and taxes which may be payable in respect of the demised property during the continuance of this demise.

(d.) That the lessee shall not nor will, during the continuance of this demise, assign, underlet, or part with the possession of the demised premises, or any part thereof, or of his or their right, title, or interest therein or thereto, without the consent in writing of the Governor or his delegate first had and obtained; and such license or consent shall not extend or be construed to extend to any future assignment or underletting.

(e.) That the lessee will, before the expiration of twelve calendar months from the commencement of the term hereby granted, clear off timber and other trees, if the demised land is timbered, or if the said land is not timbered will, within the said period of twelve months, cultivate in a good and husbandry-like manner not less than one-eighth of the whole area of the land hereby demised.

(f.) That the lessee will, before the expiration of twelve calendar months from the commencement of the term hereby granted, enclose with a substantial fence, within the meaning of the law or ordinance regulating fencing for the time being in force in the district in which the said land hereby demised is situated, at least one-fourth of the entire area of the said land.

Powers and Provisoes.

(g.) That if the rent, dues, or duties hereby reserved, or any part thereof, shall at any time be in arrear and unpaid, it shall be lawful for the lessor, or any person authorized in that behalf, to enter upon the demised premises, and to distrain any goods and chattels then found thereon for such rent, dues, or duties so in arrear.

(h.) That if the rent, dues, or duties hereby reserved, or any part thereof, shall be in arrear and unpaid for the space of twenty-one days after any of the days in which the same ought to be paid, although not formally demanded, or if the lessee shall fail or neglect to perform and keep all and every of the covenants, conditions, or provisions and agreements contained or implied herein by virtue of "The Mines Act, 1877," or of any regulations made or to be made thereunder, it shall be lawful for the lessor, or any person appointed in that behalf, forthwith, or at any time thereafter, to enter into and upon the demised premises, and thereby determine this lease.

(i.) Provided always, and it is hereby expressly agreed and declared between and by the parties hereto, that if, at any time during the continuance of the term hereby granted, any gold or other metal or mineral shall be discovered on the demised land, the lessor, or any person appointed or authorized in that behalf, may, on giving seven days' notice to the lessee of the intention so to do, either by delivering the same personally to him or them, or by affixing such notice on some part of the demised premises, determine this demise, and re-enter and repossess

the demised premises as if this demise had not been made; and the lessee shall be entitled to remove within thirty days thereafter all buildings or other improvements erected or made by him or them upon the demised premises, but shall not be entitled to any compensation by reason of the determination of this demise or otherwise howsoever in respect thereof.

Given under the hand of His Excellency the Most Honorable George Augustus Constantine, Marquis of Normanby, Earl of Mulgrave, Viscount Normanby, and Baron Mulgrave of Mulgrave, all in the County of York, in the Peerage of the United Kingdom; and Baron Mulgrave, of New Ross, in the County of Wexford, in the Peerage of Ireland; a Member of Her Majesty's Most Honorable Privy Council; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same; and issued under the Seal of the said Colony, at the Government House, at Wellington, this twelfth day of July, in the year of our Lord one thousand eight hundred and seventy-eight.

J. MACANDREW.

GOD SAVE THE QUEEN!

Delegation of Powers under "The Mines Act, 1877."

(L.S.) NORMANBY, GOVERNOR.

WHEREAS by the one hundredth section of "The Mines Act, 1877," the Governor is empowered to delegate to the Chairman of the County Council of any county in any mining district all the powers vested in the Governor by subsections four and five of section fifty-one of that Act:

Now, therefore, I, George Augustus Constantine, Marquis of Normanby, the Governor of the Colony of New Zealand, do hereby, in exercise of the powers vested in me by the said Act, delegate unto the Chairman for the time being of the County Council of Lake, all the powers vested in the Governor by section fifty-one of "The Mines Act, 1877," of making, altering, amending, and revoking rules and regulations for the purposes contained in subsections four and five of the said section fifty-one. And I do hereby declare that the powers hereby delegated shall be exercised and performed only within the said County of Lake, excepting that portion of the said county comprised within the boundaries of the Cardrona Commonage, and by and with the consent of the County Council of the said County of Lake.

Given under the hand of His Excellency the Most Honorable George Augustus Constantine, Marquis of Normanby, Earl of Mulgrave, Viscount Normanby, and Baron Mulgrave of Mulgrave, all in the County of York, in the Peerage of the United Kingdom; and Baron Mulgrave of New Ross, in the County of Wexford, in the Peerage of Ireland; a Member of Her Majesty's Most Honorable Privy Council; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same; and issued under the Seal of the said Colony, at the Government House, at

Wellington, this eleventh day of July, in the year of our Lord one thousand eight hundred and seventy-eight.

J. MACANDREW.

Warrant appointing an additional Polling-place.

NORMANBY, GOVERNOR.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS by "The Regulation of Elections Act, 1870," it is enacted that it shall be lawful for the Governor, by warrant under his hand, from time to time to appoint polling-places for each electoral district within or within one mile of the limits thereof, and to appoint any one of such polling-places to be the principal polling-place for the district, and all or any of such polling-places from time to time to abolish, and, if he think fit, to appoint other polling-places in lieu of those abolished, and that every such warrant shall be published in the *New Zealand Gazette*: Provided always that no polling-place shall be appointed by the Governor under the said Act, unless he shall be first satisfied that the place to be appointed is more convenient than any other for at least twenty electors to record their votes thereat:

Now know ye that I, George Augustus Constantine, Marquis of Normanby, the Governor of New Zealand, in pursuance of the power and authority in me vested by the said Act, do hereby appoint the following place to be an additional polling-place for the Electoral District hereinafter specified, for the election of Members of the House of Representatives, namely:

For the Electoral District of Waipa:

The Public Hall, Ohaupo.

Given under the hand of His Excellency the Most Honorable George Augustus Constantine, Marquis of Normanby, Earl of Mulgrave, Viscount Normanby, and Baron Mulgrave of Mulgrave, all in the County of York, in the Peerage of the United Kingdom; and Baron Mulgrave of New Ross, in the County of Wexford, in the Peerage of Ireland; a Member of Her Majesty's Most Honorable Privy Council; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same; at Wellington, this twelfth day of July, in the year of our Lord one thousand eight hundred and seventy-eight.

G. S. WHITMORE.

Warrant abolishing Polling-place.

NORMANBY, GOVERNOR.

TO ALL TO WHOM THESE PRESENTS SHALL COME, GREETING:

WHEREAS by "The Regulation of Elections Act, 1870," it is enacted that it shall be lawful for the Governor, by warrant under his hand, from time to time to appoint polling-places for each electoral district within or within one mile of the limits thereof, and to appoint any one of such polling-places to be the principal polling-place for the district, and all or any of such polling-places from time to time to abolish, and, if he think fit, to appoint other polling-places in lieu of those abolished, and that every such warrant shall be published in the *New Zealand*

Gazette: Provided always that no polling-place shall be appointed by the Governor under the said Act unless he shall be first satisfied that the place to be appointed is more convenient than any other for at least twenty electors to record their votes thereat:

And whereas by warrant under the hand of the Governor, bearing date the twenty-ninth day of June, one thousand eight hundred and seventy-eight,

Hunter's Yards, Ohaupo,

was appointed a polling-place for the district of Waipa for the election of members of the House of Representatives:

And whereas it is expedient to abolish the same:

Now, know ye that I, George Augustus Constantine, Marquis of Normanby, the Governor of New Zealand, in pursuance of the power and authority in me vested by the said Act, do hereby abolish the above-named polling-place for the district of Waipa, for the election of members of the House of Representatives.

Given under the hand of His Excellency the Most Honorable George Augustus Constantine, Marquis of Normanby, Earl of Mulgrave, Viscount Normanby, and Baron Mulgrave of Mulgrave, all in the County of York, in the Peerage of the United Kingdom; and Baron Mulgrave of New Ross, in the County of Wexford, in the Peerage of Ireland; a Member of Her Majesty's Most Honorable Privy Council; Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George; Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same; at Wellington, this twelfth day of July, in the year of our Lord one thousand eight hundred and seventy-eight.

G. S. WHITMORE.

Notification of the Payment of Money on and Entry into Negotiations for the Purchase of Native Lands in the North Island.

NORMANBY, GOVERNOR.

IN pursuance of the provisions of "The Government Native Land Purchases Act, 1877," it is hereby notified that money has been paid by or on behalf of Her Majesty the Queen, for the purchase or acquisition of the several blocks of Native land in the North Island which are more particularly described and mentioned in the Schedule hereto; and, further, that negotiations in respect of such purchases or acquisitions as aforesaid have been entered into by or on behalf of Her said Majesty.

SCHEDULE.

TE KAHAROA NO. 1.

ALL that piece of land at Patea, in the District of Taranaki, in the Provincial District of Taranaki, known by the name of Te Kaharoa No. 1, containing by admeasurement eight thousand seven hundred and fifty (8,750) acres. Bounded towards the North and East by Native land and the Whenuakura River, forty-five thousand three hundred and fifty (45,350) links; towards the South-east by Native land, fourteen thousand three hundred and seventy-nine (14,379) links; towards the South-west by Native land, forty-one thousand two hundred and twenty-five (41,225) links; and towards the North-west by Native land, twenty thousand one hundred and ninety (20,190) links. This block has passed the Native Land Court.

TE RANGA.

All that block or parcel of land in the District of Wanganui, in the Provincial District of Wellington, containing by estimation 7,000 acres or thereabouts, known by the name of Te Ranga. Commencing at Otuhi (a point on the Wanganui River); thence to the Kauarapawa River (to a point called Te Maru); thence up the Kauarapawa River to (a point opposite) the source of the Pikopiko Stream; thence down the Pikopiko Stream to its junction with the Maungapapapa River; thence down the Maungapapapa River to its junction with the Wanganui River; and thence down the Wanganui River to the commencing point, Otuhi. This block has *not* passed the Native Land Court.

KAREWAREWA.

All that block or parcel of land in the District of Wanganui, in the Provincial District of Wellington, containing by estimation 1,500 acres or thereabouts, known by the name of Karewarewa, adjoining Parehauhau. Commencing at the Stream Opokunui on to Otumoa te Wharareki, Pataritari, Te Kohanga, Ara Hinau, to the stream called Upokongaro, on to the surveyed line of Parehauhau; thence to Opokunui. This block has *not* passed the Native Land Court.

TE NGAUE.

All that block or parcel of land in the District of Wanganui, in the Provincial District of Wellington, containing by estimation 10,000 acres or thereabouts, known by the name of Te Ngaue. Commencing at Ngawariwari to the Ngaue Stream; thence by the Waitotara River on to Makino; thence to Ohiti; thence to Ngawariwari, the commencement. This land is on the west bank of the Waitotara River. It has *not* passed the Native Land Court.

As witness the hand of His Excellency the Governor, this eighth day of July, one thousand eight hundred and seventy-eight.

J. BALLANCE,
(in the absence of the Native Minister.)

Commissioner of Customs and Stamp Duties appointed.

Government House,
Wellington, 12th July, 1878.

HIS Excellency the Governor has been pleased to appoint

The Hon. Sir GEORGE GREY, K.C.B.,
to be Commissioner of Customs and Commissioner of Stamp Duties, *vice* the Hon. John Ballance, who resigns those appointments.

FREDK. LE PATOUREL,
Private Secretary.

Colonial Treasurer appointed.

Government House,
Wellington, 12th July, 1878.

HIS Excellency the Governor has been pleased to appoint

The Hon. JOHN BALLANCE
to be Colonial Treasurer.

FREDK. LE PATOUREL,
Private Secretary.

Resident Magistrate appointed.

Department of Justice,
Wellington, 8th July, 1878.

HIS Excellency the Governor has been pleased to appoint

THOMAS ANSTEY MANSFORD, Esq., J.P.,
to be a Resident Magistrate for the District of Wellington, with jurisdiction to £100.

J. BALLANCE,
(for the Minister of Justice.)

Coroner appointed.

Department of Justice,
Wellington, 8th July, 1878.

HIS Excellency the Governor has been pleased to appoint

THOMAS ANSTEY MANSFORD, Esq., R.M.,
to be a Coroner within the colony.

J. BALLANCE,
(for the Minister of Justice.)

Chairman of Licensing Courts appointed.

Department of Justice,
Wellington, 8th July, 1878.

HIS Excellency the Governor has been pleased to appoint

THOMAS ANSTEY MANSFORD, Esq., R.M.,
to be Chairman of the Licensing Courts for the Districts of Hutt; City of Wellington, Thorndon; City of Wellington, Lambton; City of Wellington, Te Aro; Karori-Makara, and Porirua, *vice* J. C. Crawford, Esq., J.P.

J. BALLANCE,
(for the Minister of Justice.)

Sheriff appointed.

Department of Justice,
Wellington, 12th July, 1878.

HIS Excellency the Governor has been pleased to appoint

EBENEZER BAKER, Esq.,
to be Sheriff for the District of Wellington, *vice* J. C. Crawford, Esq., resigned.

J. BALLANCE,
(for the Minister of Justice.)

Railway from Napier to Junction with Railway from New Plymouth to Waitara at Sentry Hill.

WAITOTARA CONTRACT.

NOTICE is hereby given that plans showing generally the nature of the works to be performed in the construction of a portion of the railway from Napier to junction with railway from New Plymouth to Waitara at Sentry Hill (Waitotara Contract) are deposited in the office of the Wairoa Highway Board, Waverley, and the Public Works Office, Wanganui, where they can be seen at all reasonable hours for the period of forty days from the 12th instant.

Dated this 11th day of July, 1878.

J. MACANDREW,
Minister for Public Works.

By Authority: GEORGE DIDSBURY, Government Printer, Wellington.

