



THE
NEW ZEALAND GAZETTE.

Published by Authority.

WELLINGTON, THURSDAY, NOVEMBER 20, 1879.

Lands taken for Greytown Branch Railway.

(L.S.) HERCULES ROBINSON, Governor.

A PROCLAMATION.

WHEREAS by the sixth section of "The Public Works Act, 1876 Amendment Act, 1878," it is, amongst other things, enacted that, at any time and from time to time after the deposit of maps and plans, pursuant to section one hundred and twenty-five of "The Public Works Act, 1876," the Governor may, by Proclamation, take any land required for the railway, and that such Proclamation, when gazetted, shall be conclusive evidence that the land therein referred to is vested in Her Majesty in fee-simple, freed and discharged from all mortgages, charges, claims, estates, and interests of what kind soever, for the use of the railway: And whereas by a Proclamation issued under the authority of the twenty-third section of "The Public Works Act 1876 Amendment Act, 1878," and sections one hundred and twenty-two, one hundred and twenty-three, and one hundred and twenty-four of "The Public Works Act, 1876," the middle line of portion of the railway from Wellington to a junction with the railway from Napier to Sentry Hill, at a point near the Manawatu Gorge, passing through the Hutt, Featherston, and Masterton, with branches (Greytown Branch), being one of the railways specified in the Schedule to the said "Public Works Act, 1876," was defined: And whereas pursuant to the one hundred and twenty-fifth section of "The Public Works Act, 1876," the Minister for Public Works has caused to be made, and on the twenty-second day of July, one thousand eight hundred and seventy-nine, to be deposited in the office of the Registrar of the Supreme Court at Wellington, such maps and plans as were necessary to explain the said portion of the said line of railway and the land through which the same passes, and such maps and plans were referred to in such Proclamation as aforesaid: And whereas the lands described in the

Schedule hereto are required to be taken for the said portion of the said line of railway:

Now, therefore, His Excellency the Governor of the Colony of New Zealand, in exercise of the powers and authorities conferred by the sixth section of "The Public Works Act 1876 Amendment Act, 1878," and of every power and authority in that behalf, doth hereby proclaim and declare that the lands described in the Schedule hereto are taken for the said portion of the said line of railway.

SCHEDULE.

ALL that piece or parcel of land, containing by admeasurement 4 acres 3 roods 3 perches, being portion of Section No. 47, commencing at a point on the south-western boundary of the land taken by memorial dated 2nd July, 1879, for railway purposes, at the Woodside Station, on the Wellington-Masterton Railway. Bounded—North-easterly by lines, 2464, 503, and 1387 links respectively; thence South-easterly by Section No. 48, 101 links; thence South-westerly by lines, 1752, 2309, and 474 links respectively; thence North-westerly by the Woodside Station boundary to commencing point, 380 links: be the aforesaid measurements more or less.

All that piece or parcel of land, containing by admeasurement 2 roods 20 perches, more or less, being portion of Section No. 48. Bounded—North-easterly by lines, 327, and by Section 44, 601 links; thence South-westerly by a line, 937 links; thence North-westerly by Section No. 47 to commencing point, 101 links: be the aforesaid measurements more or less.

All that piece or parcel of land, containing by admeasurement 5 acres 1 rood, more or less, being portion of Section No. 44. Bounded—North-easterly by a line, 5610 links; thence South-easterly by a line, 101 links; thence South-westerly by a line to commencing point, 4912, and by Section No. 48, 601 links respectively: be the aforesaid measurements more or less.

ERRATUM.—In *Gazette* No. 101, of 2nd October, 1879, page 1337, the name of the Trustee appointed under "The Maori Real Estate Management Act, 1867," on behalf of Pakira Matenga, in Taramoarahi No. 3, should be "Rihia te Kauae," and not "Rihia te Kanae."

All that piece or parcel of land, containing by admeasurement 5 acres 1 rood 21 perches, more or less, being portion of Section No. 50. Bounded—North-easterly by a line, 5388 links; thence South-easterly by Section No. 51, 101 links; thence South-westerly by a line, 5388 links; thence North-westerly by Section No. 44 to commencing point, 101 links: be the aforesaid measurements more or less.

All that piece or parcel of land, containing by admeasurement 3 acres 2 perches, more or less, being portion of Section No. 51. Bounded—North-easterly by a line, 3018 links; thence South-easterly by Section No. 52, 101 links; thence South-westerly by a line, 3018 links; thence North-westerly by a line to commencing point, 101 links: be the aforesaid measurements more or less.

All that piece or parcel of land, containing by admeasurement 2 acres 2 roods 25 perches, more or less, being portion of Section No. 52. Bounded—North-easterly by a line, 2557 links; thence South-easterly by Section No. 27, Township of Cotterville, 146 links; thence South-westerly by lines, 506 and 2034 links respectively; thence North-westerly by Section No. 51 to commencing point, 168 links: be the aforesaid measurements more or less.

All that piece or parcel of land, containing by admeasurement 1 acre and 9 perches, more or less, being Allotment No. 27, Township of Cotterville. Bounded—North-easterly by Allotment No. 28, 528 links; thence South-easterly by Cotter Street, 200 links; thence South-westerly by Allotment No. 26, 528 links; thence North-westerly to commencing point by Section No. 52, 200 links: be the aforesaid measurements more or less.

All that piece or parcel of land, containing by admeasurement 2 roods 16 perches, more or less, being Allotment No. 18, Township of Cotterville. Bounded—North-easterly by Allotment No. 19, 300 links; thence South-easterly by Allotment No. 15, 200 links; thence South-westerly by Allotment No. 17, 300 links; thence North-westerly to commencing point, by Cotter Street, 200 links: be the aforesaid measurements more or less.

All that piece or parcel of land, containing by admeasurement 1 acre, more or less, being Allotment No. 15, Township of Cotterville. Bounded—North-easterly by Allotment No. 14, 500 links; thence South-easterly by West Street, 200 links; thence South-westerly by Allotment No. 16, 500 links; thence North-westerly by Allotment No. 18 to commencing point, 200 links: be the aforesaid measurements more or less.

All that piece or parcel of land, containing by admeasurement 1 acre 2 roods 23 perches, more or less, being portion of reserve in the Township of Greytown. Bounded—North-easterly by Section No. 108, 500 links; thence South-easterly by public road, 329 links; thence South-westerly by Section No. 110, 500 links; thence North-westerly by West Street to commencing point, 330 links: be the aforesaid measurements more or less.

All the above parcels of land being situate in the Tiffin Survey District, Provincial District of Wellington, and the same are more particularly delineated upon the plan marked P.W.D. 7353, deposited in the office of the Minister for Public Works at Wellington, in the Provincial District of Wellington.

Given under the hand of His Excellency Sir Hercules George Robert Robinson, 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 seventeenth day of November, in the year of our Lord one thousand eight hundred and seventy-nine.

R. OLIVER.

GOD SAVE THE QUEEN!

Fixing Date of Sittings of Circuit Courts at Nelson.

HERCULES ROBINSON, Governor.

ORDER IN COUNCIL.

At the Government House, at Wellington, this eighteenth day of November, 1879.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by "The Supreme Court Act, 1860," it is enacted that there shall be held Circuit Courts, for the despatch of civil and criminal business of the Court before one of the Judges thereof, at such places and times as the Governor in Council may from time to time appoint:

Now, therefore, His Excellency the Governor of the Colony of New Zealand, by and with the advice and consent of the Executive Council of the said colony, in pursuance and exercise of the power and authority vested in him by "The Supreme Court Act, 1860," doth hereby appoint that there shall be held in the Nelson District, at the Provincial Council Hall at Nelson, on the Friday after the second Tuesday in December and June, in each and every year, a Circuit Court for the despatch of civil and criminal business of the said Court.

FORSTER GORING,
Clerk of the Executive Council.

Trustee appointed for Cambridge Cemetery.

HERCULES ROBINSON, Governor.

IN pursuance and exercise of the powers and authorities vested in me by the fourth section of "The Cemeteries Management Act, 1877," I, Sir Hercules George Robert Robinson, the Governor of the Colony of New Zealand, do hereby appoint

ROBERT KIRKWOOD

to be a Trustee in place of William Clare, deceased, to provide for the maintenance and care of the Cambridge Public Cemetery, in conjunction with the other persons appointed by warrant under the hand of His Excellency the Governor on the eighteenth day of February, one thousand eight hundred and seventy-eight.

As witness the hand of His Excellency the Governor, this seventeenth day of November, one thousand eight hundred and seventy-nine.

WM. ROLLESTON,
Minister of Lands.

Land temporarily reserved in the Provincial District of Nelson.

HERCULES ROBINSON, Governor.

WHEREAS by the one hundred and forty-fourth section of "The Land Act, 1877," it is enacted that the Governor may from time to time, either by general or particular description, and whether the same has been surveyed or not, reserve from sale temporarily, notwithstanding that the same may be then held under pastoral license, any Crown lands which, in his opinion, are required for any of the purposes in the said section mentioned:

Now, therefore, I, Sir Hercules George Robert Robinson, the Governor of the Colony of New Zea-

land, in exercise and pursuance of the powers and authorities vested in me by the said Act, do hereby temporarily reserve from sale the land in the Provincial District of Nelson described in the Schedule hereunder written, for the purpose in the said Schedule specified.

SCHEDULE.

ALL that parcel of land containing by admeasurement 18 acres and 33 perches, be the same more or less, situated in the Land District of Nelson, being Section No. 6, Block I., Ahaura Survey District, and bounded as follows: On the North-east by lines, 679 links and 805 links; on the East by a line 427 links, by a road reserve along the bank of the Ahaura River; on the South-east by Crown lands, 575 links; on the South by Crown lands, 1108 links; and on the North-west by Crown lands, 2020 links. For the purposes of a ferry.

As witness the hand of His Excellency the Governor, this seventeenth day of November, one thousand eight hundred and seventy-nine.

WM. ROLLESTON,
Minister of Lands.

Land temporarily reserved in the Provincial District of Canterbury.

HERCULES ROBINSON, Governor.

WHEREAS by the one hundred and forty-fourth section of "The Land Act, 1877," it is enacted that the Governor may from time to time, either by general or particular description, and whether the same has been surveyed or not, reserve from sale temporarily, notwithstanding that the same may be then held under pastoral license, any Crown lands which, in his opinion, are required for any of the purposes in the said section mentioned:

Now, therefore, I, Sir Hercules George Robert Robinson, the Governor of the Colony of New Zealand, in exercise and pursuance of the powers and authorities vested in me by the said Act, do hereby temporarily reserve from sale the lands in the Provincial District of Canterbury described in the Schedule hereunder written, for the purposes in the said Schedule specified.

SCHEDULE.

ALL that area in the Selwyn Survey District, Provincial District of Canterbury, containing 72 acres, more or less. Bounded on the North by Section 18160; towards the West by a road line; towards the South-west by Section 33576; and towards the South-east by a road line: and numbered 2433 (in red) on the official map in the Survey Office, Christchurch. For a gravel pit.

Also all that area in the said district, containing 28 acres, more or less. Bounded towards the North-east by Reserve 1762 (in red); towards the North-west by a road line; towards the South-west by Section 33579; and towards the South-east by a road line and by Reserve 288 (in red): and numbered 2434 (in red) on the official map in the Survey Office, Christchurch. For a gravel pit.

As witness the hand of His Excellency the Governor, this seventeenth day of November, one thousand eight hundred and seventy-nine.

WM. ROLLESTON,
Minister of Lands.

Land temporarily reserved in the Provincial District of Canterbury.

HERCULES ROBINSON, Governor.

WHEREAS by the one hundred and forty-fourth section of "The Land Act, 1877," it is enacted that the Governor may from time to time, either by general or particular description, and whether the same has been surveyed or not, reserve from sale temporarily, notwithstanding that the same may be then held under pastoral license, any Crown lands which, in his opinion, are required for any of the purposes in the said section mentioned:

Now, therefore, I, Sir Hercules George Robert Robinson, the Governor of the Colony of New Zealand, in exercise and pursuance of the powers and authorities vested in me by the said Act, do hereby temporarily reserve from sale the land in the Provincial District of Canterbury described in the Schedule hereunder written, for the purpose in the said Schedule specified.

SCHEDULE.

ALL that parcel of land in the Geraldine Survey District, Provincial District of Canterbury, containing 49 acres 1 rood, more or less. Bounded—North-eastward by the North Rangitata River; South-westward by the south branch of the same river; North-westward by a road line and by Reserve 1925; and South-eastward by a road line and by Lot 9 of Reserve 1650: subject to the continuation of the road north-eastward of Reserve 176; and numbered 2444 (in red) in the official map in the Survey Office, Christchurch. For railway-conservation purposes.

As witness the hand of His Excellency the Governor, this seventeenth day of November, one thousand eight hundred and seventy-nine.

WM. ROLLESTON,
Minister of Lands.

Notice of taking Land in Wanganui, under Sections 142, 143, 144, and 145 of "The Harbours Act, 1878."

(L.S.) HERCULES ROBINSON, Governor.

BY virtue and in pursuance of the power and authorities vested in me by the one hundred and forty-second, one hundred and forty-third, one hundred and forty-fourth, and one hundred and forty-fifth sections of "The Harbours Act, 1878," I, Sir Hercules George Robert Robinson, the Governor of the Colony of New Zealand, do hereby, on behalf of Her Majesty the Queen, give notice to the Wanganui Harbour and River Conservators Board that, one month from the day of the date hereof, I shall enter upon and take possession of the land particularly described in the Schedule hereto.

SCHEDULE.

COMMENCING at a point on the eastern boundary of Taupo Quay, with its intersection with the centre line of the Wanganui Road Bridge, opposite Victoria Avenue, Town of Wanganui. Bounded—North-easterly by a line, 182 feet or thereabouts; thence South-easterly by a curvilinear line, 1850 feet or thereabouts; thence South-westerly by a line, 240 feet or thereabouts; thence North-westerly by the eastern boundary of Taupo Quay to commencing point, 1830 feet or thereabouts; situated in the Borough and County of Wanganui, Provincial District of Wellington; the same being more particularly delineated upon the plan marked M.D. 341, deposited in the office of the Marine Department, Wellington.

Given under the hand of His Excellency Sir Hercules George Robert Robinson,

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 nineteenth day of November, in the year of our Lord one thousand eight hundred and seventy-nine.

H. A. ATKINSON.

GOD SAVE THE QUEEN!

Amendments as to Constitution, &c., of High Commissioner's Court, under Western Pacific Order in Council of 1877.

Colonial Secretary's Office,
Wellington, 3rd November, 1879.

THE following order, made by Her Majesty the Queen in Council, relative to the constitution, &c., of a High Commissioner's Court for the Islands of the Pacific, and which may be cited as the Western Pacific Order in Council of 1879, is published for general information. Extracts from the Western Pacific Order in Council of 1877 were published in the *New Zealand Gazette* of 1st May, 1879, page 592.

JOHN HALL.

At the Court at Osborne House, Isle of Wight, the 14th day of August, 1879.

Present:

THE QUEEN'S MOST EXCELLENT MAJESTY IN COUNCIL.

WHEREAS by the Western Pacific Order in Council of 1877 Her Majesty the Queen was pleased to create and constitute the office of High Commissioner in, over, and for certain islands and places in the Western Pacific Ocean, which islands and places are in the said order more particularly described, and are therein and in this order referred to as the Western Pacific Islands, with such powers and jurisdiction as are in the said order set forth:

And whereas it is expedient to extend and amend in various respects the said order:

Now, therefore, Her Majesty, by virtue and in exercise of the powers in this behalf by the Pacific Islanders Protection Acts, 1872 and 1875, and by the Foreign Jurisdiction Acts, 1843 to 1878, or otherwise, in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Preliminary.

1. This order may be cited as the Western Pacific Order in Council of 1879; and the Western Pacific Order in Council of 1877 and this order may be cited together as the Western Pacific Orders in Council of 1877 and 1879.

2. This order shall be read as if it were part of the Western Pacific Order in Council of 1877 (which order is herein referred to as "the principal order").

Successor or Representative of High Commissioner.

3. In the event of the death or incapacity of the High Commissioner, or in any such other event as may be from time to time provided for by Commission under the sign-manual and signet of Her Majesty, all the powers and authorities of the High Commissioner shall be transferred to and vested in such person as Her Majesty shall, at any time after the making of this order, think fit by such Commission to appoint or designate to succeed temporarily to the office of High Commissioner, and to exercise

the powers and authorities thereof, or if there be no person so appointed, then to and in the Chief Justice of Fiji.

4. (1.) Whenever the High Commissioner has occasion to leave his ordinary place of official residence in order to visit any distant places within which he has jurisdiction as High Commissioner, he may, by an instrument under his hand and official seal, appoint a Judicial Commissioner, or some one of Her Majesty's Deputy Commissioners for the Western Pacific, to represent him during his absence; and the person so appointed shall be styled the Assistant High Commissioner, and may, so long as his appointment remains in force, exercise all the powers and authorities of the High Commissioner, or so much thereof as is specified in the instrument appointing him.

(2.) The High Commissioner may revoke any such appointment by a similar instrument; and every such appointment shall cease on the return of the High Commissioner to his ordinary place of official residence.

(3.) Such appointment shall not affect the right of the High Commissioner to exercise his full power and authority in any place within his jurisdiction.

5. In this order, and in the principal order, unless inconsistent with the context, the High Commissioner includes the person for the time being exercising any of the powers and authorities of High Commissioner under the foregoing provisions of this order.

Proceedings before Deputy Commissioners.

6. All instruments relating to proceedings before a Deputy Commissioner, which under the principal order would require to be sealed with the seal of the Court, shall be sufficient without such seal if signed by a Deputy Commissioner.

Regulations by High Commissioner.

7. (1.) The High Commissioner shall, by virtue of this order, have power and authority to make from time to time, in the name and on behalf of Her Majesty, by writing under his hand and official seal, such regulations as to him seem fit for the government of British subjects in the Western Pacific Islands, and for securing the maintenance (as far as regards the conduct of British subjects) of friendly relations between British subjects and all kings, chiefs, and other authorities in those islands, and persons subject to them.

(2.) The regulations may define offences against the same; and acts thereby defined to be offences are hereby declared to be offences against the principal order; and the regulations may impose a punishment for any such offence as follows:—

(i.) Imprisonment for any term not exceeding three months, with or without hard labour, and with or without a fine not exceeding £10; or

(ii.) A fine alone, not exceeding £10, without any imprisonment; and

(iii.) In case of a continuing offence—in addition to any such punishment by imprisonment or a fine, or both, as aforesaid—a further fine, not exceeding in any case 10s. for each day during which the offence continues after the day of the commission of the original offence.

(3.) The regulations shall be so framed as to allow that less than the highest punishment imposed by the regulations may be adjudged in any case; and the regulations shall not be so framed as to impose a fixed punishment in any case, or to prevent the Court from adjudging in any case as low a punishment as the Court in its discretion may think fit.

(4.) The regulations shall be affixed and as far as practicable at all times kept exhibited at each Court-house, or at some other public place in each district.

(5.) Copies of the regulations shall be sold at such price as the High Commissioner directs.

(6.) The regulations shall, as soon as practicable, be published in the *Royal Gazette* of Fiji, and be printed separately.

(7.) The High Commissioner on making regulations shall forthwith report them to the Secretary of State.

(8.) Every regulation shall, unless approved by the Secretary of State, cease to be in force at the expiration of eighteen months from the making thereof, except as regards things done and rights and liabilities accrued and incurred thereunder before the expiration of that time, and the institution and prosecution thereafter of any proceeding, civil or criminal, in respect of any such thing, right, or liability.

(9.) The High Commissioner may at any time, in manner aforesaid, revoke or alter any regulation; and the Secretary of State may at any time direct the revocation of any regulation.

8. (1.) The last foregoing article is hereby substituted for Article 24 of the principal order.

(2.) But all regulations made under Article 24 of the principal order, before the commencement of this order, shall remain in force as if this order had not been passed, subject to be revoked or altered by the High Commissioner, and so that they shall, unless approved by the Secretary of State before or after the commencement of this order, cease to be in force at the expiration of twelve months from the commencement of this order, except as regards things done and rights and liabilities accrued and incurred thereunder before the expiration of that time, and the institution and prosecution thereafter of any proceeding, civil or criminal, in respect of any such thing, right, or liability.

Deportation.

9. Article 26 of the principal order shall be read and have effect as if the words "from the Western Pacific Islands" were omitted from the first paragraph thereof.

Extension of Judicial Power of High Commissioner.

10. (1.) Notwithstanding anything in the principal order, the High Commissioner may, when at a place distant from his ordinary place of official residence, and in a case being, in his opinion, a case of urgency, and in the absence of a Judicial Commissioner, exercise so much of the jurisdiction and authority of the Court as is by Articles 27 and 28 of the principal order confined to a Judicial Commissioner.

(2.) The High Commissioner shall forthwith make a special report to the Secretary of State in every case in which he exercises such jurisdiction and authority, setting forth therein the reasons for his proceedings.

(3.) If in any case the sentence passed by the High Commissioner, under the authority of this article, is a sentence of death, it shall not be executed unless and until the High Commissioner has referred the minutes and notes of evidence in the case to the Chief Justice of Fiji, or if, in the opinion of the High Commissioner, by reason of the remoteness of the place or otherwise, a reference to the Chief Justice would be inconvenient, then to another Judicial Commissioner, being a barrister of ten years' standing, and the Chief Justice or that other Judicial Commissioner has certified in writing to the High Commissioner his concurrence in the sentence.

(4.) In every such case the High Commissioner shall postpone the execution of the sentence pending such reference, and shall commit the person convicted to prison for safe custody, or shall cause him to be detained in custody, and to be removed to any part

of the Western Pacific Islands, or to Fiji, and to be there detained in custody pending such reference.

(5.) Nothing in this article shall affect the right of appeal, or the power of the Court to reserve for the judgment of the Supreme Court any question of law or fact arising on a trial.

(6.) Where there is such an appeal or reservation, a reference under this article to the Chief Justice of Fiji or another Judicial Commissioner shall not be made.

Confirmation of Sentence.

11. Article 47 of the principal order shall be read and have effect as if the following two paragraphs were therein substituted for paragraph (2) thereof:—

(a.) Where a sentence of a Judicial Commissioner is a sentence of death,—and where a sentence of a Deputy Commissioner comprises imprisonment for nine months or upwards, or a fine of £25 or upwards,—the sentence shall not be executed without the direction of the High Commissioner, by writing under his hand and official seal.

(b.) In every such case the Court shall postpone the execution of the sentence pending the submission thereof to the High Commissioner, and shall, if necessary, commit the person convicted to prison for safe custody, or shall admit him to bail, and shall take security by recognizance, deposit of money, or otherwise, for his payment of any fine.

(c.) In case there is, under Article 54 of the principal order, an appeal to the Supreme Court, or a reservation for the judgment of the Supreme Court of a question of law or fact arising on the trial, the sentence (if any) of the Supreme Court shall, for the purposes of this article, be deemed to be the sentence of the Judicial Commissioner or Deputy Commissioner before whom the trial was had.

Mitigation or Remission of Punishment; Pardon.

12. The High Commissioner or the Secretary of State may, if he thinks fit, mitigate or remit any punishment adjudged by the Court.

(2.) Nothing in the principal order, or this order, shall be deemed to affect Her Majesty's prerogative of pardon.

(3.) This article is hereby substituted for Article 48 of the principal order.

Appeal.

13. Article 54 of the principal order, relating to appeals to the Supreme Court in criminal cases, and to the reservation for the judgment of the Supreme Court of questions of law or fact arising on criminal trials, shall not apply where the trial is had before the Chief Justice of Fiji as a Judicial Commissioner, if and as long as there is no Judge of the Supreme Court other than the Chief Justice.

Indemnity.

14. Where, after the commencement of the principal order, and before the commencement of this order, any person has been erroneously tried and sentenced to imprisonment or other punishment for an offence committed before the commencement of the principal order, and the punishment has been discontinued as soon as practicable after the discovery of the error, all persons are hereby indemnified against, and discharged from, all actions, suits, indictments, and proceedings whatever in respect of such trial, sentence, and punishment, and in respect of any act precedent to or consequent thereon, done in good faith.

Fugitive Offenders.

15. (1.) "The Fugitive Offenders Act, 1843," or so much thereof as is for the time being in force, and any enactment for the time being in force amending or substituted for the same, are hereby extended,

with reference to British subjects, to the Western Pacific Islands, with the adaptations following, namely:—

(a.) In sections two and six of "The Fugitive Offenders Act, 1843," the High Commissioner's Court by a Judicial Commissioner shall be deemed to be substituted for a Judge of a superior Court in a colony.

(b.) In sections 3, 5, 6, and 7 of that Act the High Commissioner shall be deemed to be substituted for the Governor of a colony.

(2.) This article is hereby substituted for Article 50 of the principal order.

Offences out of Jurisdiction.

16. "The Admiralty Offences Colonial Act, 1849," or so much thereof as is for the time being in force, and any enactment for the time being in force amending or substituted for the same, are hereby extended, with reference to British subjects charged with offences, to the Western Pacific Islands, with the adaptation following, namely:—

In "The Admiralty Offences Colonial Act, 1849," the High Commissioner shall be deemed to be substituted for the Governor of a colony.

17. "The Admiralty Offences Colonial Act, 1860," is hereby extended to the Western Pacific Islands, with such adaptations and modifications that it will read as follows, namely:—

Where a person, being feloniously stricken, poisoned, or otherwise hurt, in the Western Pacific Islands, dies of such stroke, poisoning, or hurt, on the sea or out of the Western Pacific Islands, then every offence committed by a British subject in respect of any such case, whether amounting to murder, or to manslaughter, or to the being accessory before the fact of the murder, or after the fact to murder or to manslaughter, may be dealt with, inquired of, tried, determined, and punished, in the Western Pacific Islands, in all respects as if such offence had been wholly committed in the Western Pacific Islands.

18. Section 11 of "The Merchant Shipping Act, 1867," is hereby extended to the Western Pacific Islands, with such adaptations and modifications that it will read as follows, namely:—

If, out of the waters mentioned in Article 5 of the principal order, a British subject commits an offence on board a British ship, or on board a foreign ship to which he does not belong, the High Commissioner's Court, by a Judicial Commissioner, shall have jurisdiction to hear and determine the case, as if the offence had been committed on board a British ship in those waters.

19. Article 31 of the principal order shall be read and have effect as if the following words in the first clause thereof (that is to say), "on a charge for an offence committed within the Western Pacific Islands, and not within the jurisdiction of the Admiralty," were omitted therefrom; and Article 21 of the principal order shall have effect as if the reference in clause (2) thereof to Article 31 were omitted therefrom.

Local Criminal Jurisdiction.

20. For the purposes of criminal jurisdiction, every offence and cause of complaint committed or arising in the Western Pacific Islands shall be deemed to have been committed or to have arisen either in the place where the same actually was committed or arose, or in any place in the Western Pacific Islands where the person charged or complained of happens to be at the time of the institution or commencement of the charge or complaint.

Probate and Administration.

21. (1.) Where probate, administration, or confirmation is granted in England, Ireland, or Scotland,

and therein, or by a memorandum thereon signed by an officer of the Court granting the same, the testator or intestate is stated to have died domiciled in England, Ireland, or Scotland (as the case may be), and the probate, administration, or confirmation is produced to, and a copy thereof is deposited with, the High Commissioner's Court, the Court, by a Judicial Commissioner, shall write thereon a certificate of that production and deposit; and thereupon, notwithstanding anything in the principal order, the probate, administration, or confirmation shall, in respect of the personal property in the Western Pacific Islands of the testator or intestate, have the like effect as if he had been resident in the Western Pacific Islands at his death, and probate or administration to his personal property there had been granted by the High Commissioner's Court.

(2.) Any person who, in reliance on an instrument purporting to be a probate, administration, or confirmation granted in England, Ireland, or Scotland, and to bear such certificate of the High Commissioner's Court as in this article prescribed, makes or permits any payment or transfer, in good faith, shall be, by virtue of this order, indemnified and protected in respect thereof, in the Western Pacific Islands, notwithstanding anything affecting the validity of the probate, administration, or confirmation.

22. Section 51 of "The Conveyancing (Scotland) Act, 1874," and any enactment for the time being in force amending or substituted for the same, are hereby extended to the Western Pacific Islands, with the adaptation following, namely:—

In that section the High Commissioner's Court by a Judicial Commissioner shall be deemed to be substituted for a Court of Probate in a colony.

Evidence.

23. A document purporting to be executed in the presence of any person, or to be attested by a witness or witnesses, whether required by law to be so executed or attested, or not, may be proved by any person able to give evidence touching the requisite facts, without the production or evidence of any person in whose presence the document was executed or any attesting witness; but nothing in this article applies to probate of wills.

24. Sections 7 and 11 of "The Evidence Act, 1851," are hereby extended to the Western Pacific Islands.

25. The following Acts, namely, "The Foreign Tribunals Evidence Act, 1856," "The Evidence by Commission Act, 1859," or so much thereof as is for the time being in force, and any enactment for the time being in force amending or substituted for the same, are hereby extended to the Western Pacific Islands, with the adaptation following, namely:—

In those Acts the High Commissioner's Court by a Judicial Commissioner shall be deemed to be substituted for a Supreme Court in a colony.

26. (1.) Any person who, by reason of any defect of religious knowledge or belief, is incapable of comprehending the nature of an oath, or on whose conscience the Court is satisfied that the taking of an oath would have no binding effect, shall, in any criminal or civil proceeding, instead of taking an oath, be permitted to make an affirmation or declaration to the effect that he will in that proceeding tell the truth, the whole truth, and nothing but the truth.

(2.) Nothing in this article shall prevent any person from being sworn according to the ceremonies of his own religion, or in such manner as he deems binding on his conscience.

(3.) If a British subject who so affirms, declares, or is sworn, wilfully and corruptly gives false evidence, he shall be guilty of perjury.

Ascertainment of Law.

27. The following Acts, namely, "The British Law Ascertainment Act, 1859," "The Foreign Law Ascertainment Act, 1861," or so much thereof as is for the time being in force, amending or substituted for the same, are hereby extended to the Western Pacific Islands, with the adaptation following, namely:—

In those Acts the High Commissioner's Court by a Judicial Commissioner shall be deemed to be substituted for a superior Court in a colony.

Plaintiff out of Jurisdiction of Court.

28. (1.) Where a person bringing an action, either alone or jointly with another, is out of the Western Pacific Islands, or is only temporarily therein, he shall file in the Court, at or before the commencement of the action, a written statement of a fit place within the district where notices and other papers in the action may be served on him.

(2.) He shall also give security for costs in the action by deposit of such sum not exceeding £50, or by such bond, with or without such surety or sureties, for securing such sum, not exceeding £50, as the Court thinks fit.

(3.) The Court may at any time during an action, either of its own motion or on the application of any defendant, order a plaintiff, being out of the Western Pacific Islands, or only temporarily therein, to give security, or further or better security, for costs, to such amount as aforesaid, and may direct the proceedings in the action to be stayed until the same is given.

Counsel, Solicitors, and Agents.

29. The following paragraph is hereby added to Article 159 of the principal order, that is to say,—

(5.) Where the counsel, solicitor, attorney, procurator, or agent is not a British subject, he shall, before doing any act or taking any proceeding, obtain and file in the proper office of the Court, the consent in writing of the competent authority on behalf of his own nation to his submitting himself, and shall submit himself, for the purposes of the intended or pending action or proceeding, to the authority of the Court; and thereupon he shall be subject to the authority of the Court in all respects as if he were a British subject.

Orders in Shipping Cases.

30. Where money ordered by the Court to be paid is due for seamen's wages, or is other money recoverable under the Merchant Shipping Acts or other law relating to ships, and the person ordered to pay is master or owner of a ship, and the money is not paid as ordered, the Court, in addition to other powers for compelling payment, shall have power to direct that the amount unpaid be levied by seizure and sale of that ship.

Form in Probate Cases.

31. The following form is hereby added to the appendix of forms to the Schedule to the principal order, that is to say—

[Certificate, to be written on probate, administration, or confirmation, of production thereof and of deposit of copy.]

(General Heading.)

This probate has [or These letters of administration have, or This confirmation has] been produced to this Court, and a copy thereof has been deposited with this Court. (Seal.)

Judicial Notice.

32. Judicial notice shall be taken of the principal order, and of this order, and of any regulations made by, and of any Proclamation issued by, the High Commissioner thereunder, and of any rules made and

lists of fees prescribed thereunder, and of all appointments thereunder, and of the signatures of all Commissioners and others acting thereunder, and of all seals used thereunder; and no proof thereof shall be necessary.

Commencement.

33. This order (except where it is expressed to operate from its making) shall commence and have effect on a day fixed by Proclamation, under the hand and official seal of the High Commissioner, published in the Royal Gazette of Fiji.

And the Most Honorable the Marquis of Salisbury, and the Right Honorable Sir Michael Edward Hicks-Beach, Baronet, two of Her Majesty's Principal Secretaries of State, and the Lords Commissioners of the Treasury, and the Lords Commissioners of the Admiralty, are to give the necessary directions herein as to them may respectively appertain.

C. L. PEEL.

Registrar of Dogs for Town of Havelock, Marlborough, appointed.

Colonial Secretary's Office,
Wellington, 17th November, 1879.

HIS Excellency the Governor has been pleased to appoint

The SECRETARY to the HAVELOCK BOARD OF WORKS

to be Registrar of Dogs under "The (Marlborough) Dog Nuisance Abatement Act, 1863," within the Town of Havelock, County of Marlborough; and also to appoint the office of the Secretary to the Havelock Board of Works to be the office of the said Registrar.

JOHN HALL.

Public Vaccinator appointed.

Colonial Secretary's Office,
Wellington, 17th November, 1879.

IT is hereby notified that under the provisions of "The Public Health Act, 1876," His Excellency the Governor has been pleased to appoint

JAMES REED, Esq., M.R.C.S.,

to be a Public Vaccinator, to perform gratuitous vaccination in accordance with the provisions of the said Act and any regulations made or to be made thereunder, for the District of Tamaki.

JOHN HALL.

Justice of the Peace resigned.

Department of Justice,
Wellington, 18th November, 1879.

HIS Excellency the Governor has been pleased to accept the resignation by

WILLIAM JUKES STEWARD, Esq.,

of Oamaru, of his appointment as a Justice of the Peace for the colony.

WM. ROLLESTON.

Resident Magistrate, &c., appointed.

Department of Justice,
Wellington, 18th November, 1879.

HIS Excellency the Governor has been pleased to appoint

JAMES MACKAY, Esq., J.P.,

to be a Resident Magistrate for the Districts of Greymouth, Hokitika, and Nelson South-West Gold Fields, with jurisdiction to £100; a Warden of Wardens' Courts in the Provincial District of West

land and in the Nelson South-West Gold Fields; a Coroner; Chairman of Licensing Courts for the Districts of Grey Valley, Cobden, Town of Greymouth, Coaldale, Paroa, Arnold, Clifton, and Greenstone; a person to grant Licenses within the Kumara Special Licensing District; and a Visiting Justice to the Prison at Greymouth; *vice* C. Broad, Esq., deceased.

WM. ROLLESTON.

Native Assessor appointed.

Native Office,
Wellington, 17th November, 1879.

HIS Excellency the Governor in Council has been pleased to appoint

PETERA TE PUKUATUA,

of Rotorua, to be an Assessor under "The Native Land Act, 1873," from the 8th November, 1879.

JOHN BRYCE.

Designation of Volunteer Corps changed.

Defence Office,
Wellington, 19th November, 1879.

HIS Excellency the Governor has been pleased to alter the designation of the Christchurch High School Cadets to

The Canterbury Engineer Volunteer Cadets.

JOHN HALL.

NOTICE TO MARINERS.

No. 57 of 1879.

Marine Department,
Wellington, 13th November, 1879.

THE following Notice to Mariners, received from the Portmaster, Brisbane, is published for general information.

H. A. ATKINSON.

REVOLVING LIGHT, DENT ISLAND, WHITSUNDAY PASSAGE.

ON and after this date a Revolving Dioptric Light, of the 4th order, will be exhibited from the western side of Dent Island, about 8 cables from its southern extremity. The light stands at an elevation of 120 feet above high-water mark, and attains its greatest brilliancy every thirty seconds.

It is visible from the Anchor Islands, west about, until shut in to the northwards by Cid Island, and can be seen from a distance of sixteen miles.

The tower, which is circular, is painted white, and is 33 feet in height.

G. P. HEATH, Commander R.N.,
Portmaster.

Department of Ports and Harbours,
Brisbane, 13th October, 1879.

NOTICE TO MARINERS.

No. 58 of 1879.

Marine Department,
Wellington, 13th November, 1879.

THE following Notices to Mariners, received from the Superintendent, Marine Survey of India, are published for general information.

H. A. ATKINSON.

HINDOSTAN—WEST COAST.—COCHIN.—REPLACING BAR BUOYS AND EXTINGUISHING NARRAKEL LIGHT.

THE Master Attendant of Madras has notified that the buoys moored to mark the entrance to Cochin

Harbour were replaced in position on the 15th instant.

Intimation has also been received that the light at Narrakel will be extinguished on the 1st October next.

BAY OF BENGAL—COAST OF BURMAH.—RANGE OF VISIBILITY OF LIGHT EXHIBITED FROM KRISHNA SHOAL LIGHT-VESSEL.

INFORMATION has been received from the Chief Commissioner of British Burma that, since the small light-vessel "Colombo" has replaced the light-vessel "Star" (moored off the Krishna Shoal, Gulf of Martaban), the light exhibited is reported as being visible barely eight miles in clear weather.

The height of the light above the sea is now 30 feet.

A blue light every half hour, and a maroon at the intermediate quarter hours, will continue to be exhibited from the light-vessel as heretofore.

CEYLON—EAST COAST.—BATTICALOA LIGHT.

THE Master Attendant, Colombo, has given notice that, in consequence of the encroachment of the sea on the step of the Batticaloa flagstaff, the port light will, on and after the 15th September, 1879, be hoisted to an elevation of 35 feet above the sea on a temporary mast placed near the present one, until the flagstaff can be erected on a new site, notice of which will be given.

By direction of the Government of India,

A. DUNDAS TAYLOR,

Comdr. (late I.N.),

Superintendent, Marine Survey of India,
Marine Survey Department,
Calcutta, 6th October, 1879.

NOTICE TO MARINERS.

No. 59 of 1879.

DISCONTINUANCE OF LOCAL LIGHT AT OKARITO.

Marine Department,
Wellington, 18th November, 1879.

NOTICE is hereby given that, on and after the 1st day of January next, the White Light at present shown from the flagstaff at Okarito, West Coast of the Middle Island, will be discontinued.

H. A. ATKINSON.

Lands and Deeds Registrar appointed.

Head Office, Stamp Department,
Wellington, 18th November, 1879.

HIS Excellency the Governor has been pleased to appoint

EDWIN BAMFORD, Esq.,

to be District Land Registrar and Registrar of Deeds for the Land and Deeds Registration District of Taranaki, as from the 1st instant.

H. A. ATKINSON.

Agricultural Lease cancelled.

Mines Department,
Wellington, 23rd October, 1879.

IT is hereby notified that His Excellency the Governor has been pleased to pronounce the under-mentioned agricultural lease cancelled, and that the ground is now open for application as if no lease of the said ground had ever been applied for.

William Marshall; 48 acres 1 rood 36 perches, Section 26, Block III., District of Blackstone, Otago Gold Fields.

R. OLIVER.

Working Men's Club registered.

Registrar-General's Office,
Wellington, 19th November, 1879.

THE "Wellington Working Men's Club and Literary Institute" was registered as a Working Men's Club under "The Friendly Societies Act, 1877," on the 18th day of November, 1879.

WM. R. E. BROWN,
Registrar of Friendly Societies.

Government Life Insurance Office opened.

Government Insurance Office,
Wellington, 17th November, 1879.

NOTICE is hereby given that the Post Office at the under-mentioned place has been opened as a Government Life Insurance Office:—

WAKEFIELD, County of Waimea.

D. M. LUCKIE,
Commissioner.

Gold-Mining Lease to be granted.

PUBLIC NOTIFICATION.

IN conformity with the thirty-seventh section of "The Mines Act, 1877," and with the regulations

made under that Act for the granting of leases for gold-mining purposes, it is hereby notified that it is intended to grant a lease of Crown lands for gold-mining purposes to the applicant specified in the annexed Schedule, unless there shall be valid objections against such lease.

Objections to the granting of such lease, stating the grounds of objection, must be made in writing, and lodged with the Warden at Naseby on or before the 12th day of December, 1879.

Copy of the application made and plan annexed may be seen at the Warden's Office at Naseby.

SCHEDULE.

APPLICANT: Robert McGregor Turnbull. Style under which it is intended to conduct the business: Scandinavian Company No. 2, Serpentine. 16 acres, in the Mount Ida Mining District.

Given under my hand, at Dunedin, this thirteenth day of November, one thousand eight hundred and seventy-nine.

J. P. MATTLAND,
Commissioner of Crown Lands,
(Holding delegated powers.)

Claims under "The Manawatu Land Orders Act, 1877."

HERCULES ROBINSON, Governor.

To His Excellency the Governor.

PURSUANT to "The Manawatu Land Orders Act, 1877," I, David Lewis, a Commissioner under the Ordinance of the Legislative Council, Session XI., No. 15, do, with respect to the claims specified in the first column of the Schedule hereto, report to the effect set forth in the second column of such Schedule.

SCHEDULE.

Name and Address of Claimant.	Commissioner's Report.
William Thomas Locke Travers, of Wellington, devisee under a will of Edward Jerningham Wakefield.	Entitled to receive Government scrip to the amount of £200, in satisfaction of Land Order No. 822, lodged with the Commissioner, the value of the same being £100; subject to a direction of the Commissioner.
The Representatives of the late William Bowler, deceased, by their Agent, W. T. L. Travers, of Wellington.	Entitled to receive Government scrip to the amount of £200, in satisfaction of Land Order No. 843, lodged with the Commissioner, the value of the same being £100; subject to a direction of the Commissioner.

DAVID LEWIS,
Commissioner.

6th November, 1879.

Approved in Executive Council, this 18th day of November, 1879.

FORSTER GORING,
Clerk of the Executive Council.

REGISTRAR-GENERAL'S Report on the Vital Statistics of the Principal Towns of New Zealand during the Month of October, 1879.

RETURN of the Number of Births, with the actual Mortality of Males and Females, and the Proportion of Deaths to Population, in the under-mentioned Boroughs, during the Month of October, 1879.

BOROUGH.	POPULATION.	TOTAL BIRTHS.	DEATHS REGISTERED IN OCTOBER, 1879.						Total Deaths.	Proportion of Deaths to the 1,000 of Population.
			Males.			Females.				
			Under 1 Year.	1 & under 5 Years.	5 Years and over.	Under 1 Year.	1 & under 5 Years.	5 Years and over.		
Auckland ...	14,163	56	1	...	9	...	...	6	16	1.13
Wellington ...	19,467	103	2	...	7	3	2	8	22	1.13
Christchurch ...	14,186	48	4	1	7	...	1	2	15	1.06
Dunedin ...	23,261	91	5	2	11	4	3	12	37	1.59
Thames ...	5,003	25	...	...	3	3	...	3	9	1.80
Napier* ...	5,415	39	1	...	1	2	2	2	8	1.48
Wanganui* ...	3,661	22	1	...	1	...	...	...	2	0.55
Nelson ...	6,804	22	1	...	3	...	...	4	8	1.18
Sydenham* ...	6,510	36	2	...	...	3	...	2	7	1.08
Lyttelton* ...	3,476	20	1	...	...	...	...	2	3	0.86
Timaru* ...	3,389	28	...	2	1	3	...	1	7	2.07
Oamaru* ...	4,927	32	3	1	1	...	...	2	7	1.42
Hokitika ...	2,853	23	1	...	1	1	...	...	3	1.05
Caversham* ...	3,425	4	1	...	...	...	2	1	4	1.17
Invercargill ...	4,045	17	...	...	1	...	...	1	2	0.49
Totals ...	...	566	23	6	46	19	10	46	150	...

The deaths of persons not residents of the boroughs, occurring at hospitals, have been excluded in all cases.

POPULATION.—In the cases marked thus * the numbers given are for the 3rd March, 1878, according to the census then taken; in the other cases the numbers have been estimated for the 1st January, 1879.

The total births in the above boroughs amounted to 566, against 513 in September, being an increase of 53. The deaths amounted to 150 in October, being an increase of 12 on the number in September.

Of the above deaths, males contributed 75; females, 75. 58 of the deaths were of children under five years of age, being 38.67 per cent. of the whole number; 42 of these were of children under one year of age.

THE following Table shows the Causes of the Deaths of Persons of both Sexes under 5 years of age and 5 years and upwards, and the Proportions per Cent. of Deaths from each cause in the Boroughs of Auckland, Wellington, Christchurch, and Dunedin that were registered during the month of October, 1879.

CLASS.	CAUSES OF DEATH.	AUCKLAND.		WELLINGTON.		CHRISTCHURCH.		DUNEDIN.		TOTAL.	PROPORTIONS PER CENT.
		Under 5 Years.	5 Years & over.	Under 5 Years.	5 Years & over.	Under 5 Years.	5 Years & over.	Under 5 Years.	5 Years & over.		
I.	Zymotic Diseases ...	...	...	2	2	2	1	2	2	11	12.22
II.	Constitutional Diseases ...	...	4	1	5	1	3	1	10	25	27.78
III.	Local Diseases ...	...	9	4	5	1	5	9	8	41	45.56
IV.	Developmental Diseases ...	1	2	...	1	2	...	2	2	10	11.11
V.	Violent Deaths ...	...	...	...	2	...	...	...	1	3	3.33
VI.	Unspecified ...	...	...	...	...	...	...	...	...	...	...
	Totals ...	1	15	7	15	6	9	14	23	90	100.00

CLASS I.—ZYMOTIC DISEASES.		AUCKLAND.	WELLINGTON.	CHRISTCHURCH.	DUNEDIN.	TOTAL.
ORDER 1:—	<i>Miasmatic Diseases,—</i>					
	Croup ...	...	...	1	1	2
	Whooping Cough ...	...	...	...	1	1
	Typhoid Fever ...	...	...	1	...	1
	Metria ...	...	...	2	...	2
	Diarrhœa ...	...	...	1	...	1
	Rheumatism ...	...	...	...	1	1
ORDER 3:—	<i>Dietic Diseases,—</i>					
	Inanition of Infancy ...	...	...	1	...	1
	Rickets ...	...	...	1	...	1
	Alcoholism ...	...	...	...	1	1
CLASS II.—CONSTITUTIONAL DISEASES.		AUCKLAND.	WELLINGTON.	CHRISTCHURCH.	DUNEDIN.	TOTAL.
ORDER 1:—	<i>Diathetic Diseases,—</i>					
	Dropsy ...	...	2	...	...	2
	Epithelioma ...	...	...	1	...	1
	Cancer ...	...	...	...	3	3
ORDER 2:—	<i>Tubercular Diseases,—</i>					
	Scrofula ...	...	...	...	1	1
	Abscess ...	...	1	...	...	1
	Tabes Mesenterica ...	...	...	...	1	1
	Phthisis ...	4	3	2	5	14
	Tubercular Meningitis ...	...	...	1	1	2

CLASS III.—LOCAL DISEASES.				AUCKLAND.	WELLINGTON.	CHRIST-CHURCH.	DUNEDIN.	TOTAL.
ORDER 1:—	<i>Diseases of Nervous System,—</i>							
	Meningitis	...	...	...	1	...	1	2
	Apoplexy	...	...	2	1	1	1	5
	Paralysis	...	...	1	...	...	...	1
	Epilepsy	...	...	...	1	...	...	1
	Convulsions	...	...	...	3	...	3	6
	Brain Disease	...	...	...	...	1	...	1
ORDER 2:—	<i>Diseases of Organs of Circulation,—</i>							
	Carditis	...	...	...	...	...	1	1
	Heart Disease	...	...	...	1	2	4	7
ORDER 3:—	<i>Diseases of Respiratory Organs,—</i>							
	Bronchitis	...	...	2	1	...	2	5
	Pneumonia	...	...	3	...	...	2	5
	Pulmonitis	...	...	...	...	...	1	1
ORDER 4:—	<i>Diseases of Digestive Organs,—</i>							
	Gastritis	...	...	...	...	...	1	1
	Peritonitis	...	...	...	...	...	1	1
	Ulceration of Intestines	...	...	1	...	...	...	1
	Dyspepsia	...	...	...	...	1	...	1
	Cirrhosis	...	...	...	...	1	...	1
ORDER 5:—	<i>Diseases of Urinary Organs,—</i>							
	Bright's Disease	...	...	...	1	...	...	1
CLASS IV.—DEVELOPMENTAL DISEASES.								
ORDER 1:—	<i>Developmental Diseases of Children,—</i>							
	Premature Birth	...	...	1	...	1	1	3
	Teething	...	...	...	...	...	1	1
ORDER 2:—	<i>Developmental Diseases of Adults,—</i>							
	Childbirth	...	...	...	1	...	1	2
ORDER 3:—	<i>Developmental Diseases of Old People,—</i>							
	Old Age	...	...	1	...	...	1	2
ORDER 4:—	<i>Diseases of Nutrition,—</i>							
	Debility	...	...	1	...	1	...	2
CLASS V.—VIOLENT DEATHS.								
ORDER 1:—	<i>Accident or Negligence,—</i>							
	Fractures and Contusions	...	...	...	...	...	1	1
	Suffocation	...	...	...	1	...	...	1
ORDER 4:—	<i>Suicide,—</i>							
	Drowning	...	...	...	1	...	...	1
Totals	...	...	...	16	22	15	37	90

The following remarks apply only to the above four principal boroughs :—
 The births were 298 in October, against 296 in September, an increase of 2.
 The deaths in October were 90, against 103 in September, a decrease of 13.
 There were 10 deaths of persons of 65 years and upwards—viz., 4 males of 65, 74, 79, and 79 years, and 2 females of 76 and 83 years, at Auckland; 1 male of 65 years at Wellington; and 3 females of 72, 83, and 85 years at Dunedin.
Zymotic Diseases.—The deaths from this class of diseases, which were 11 in September, were also 11 in October.
Constitutional Diseases.—The number of deaths from these causes have increased from 11 in September to 25 in October.
Local Diseases.—The number of deaths from local diseases were 41 in October, against 45 in September.
Developmental Diseases.—The deaths from this class of diseases decreased from 20 in September to 10 in October.
Violent Deaths.—There were 2 deaths from accidents, and 1 case of suicide by drowning.

The subjoined table shows the mortality for the last two months at each of these four boroughs from six principal Zymotic diseases of the Miasmatic order, and also the deaths from certain inflammatory diseases of the lungs. These causes of death have been distinguished from the others of the classes to which they belong, as being the most important special diseases which give rise to sudden increases in the death-rates of towns, and the prevalence of which is closely connected with sanitary condition and climatic influence of the season on health.

Towns.	SIX PRINCIPAL ZYMOTIC DISEASES.												PRINCIPAL LUNG DISEASES.							
	Measles.		Scarlet Fever		Typhus and other Fever.		Diphtheria.		Whooping Cough.		Dysentery and Diarrhoea.		Bronchitis.		Pleurisy.		Pneumonia.		Congestion of Lungs.	
	Oct	Sept	Oct	Sept	Oct	Sept	Oct	Sept	Oct	Sept	Oct	Sept	Oct	Sept	Oct	Sept	Oct	Sept	Oct	Sept
Auckland	2	1	...	...	3	...	...	1
Wellington	2	1	...	...	...	1	...	...	...
Christchurch	1	...	...	...	...	...	1	...	2	...	...	...	1	...	...	...
Dunedin	1	...	...	1	1	...	...	2	5	...	2	2	4	...	...	...
Totals	1	1	...	...	1	1	1	2	5	8	...	2	5	6	...	1

Registrar-General's Office,
 Wellington, 15th November, 1879.

WM. R. E. BROWN,
 Registrar-General.

PROVISIONAL METEOROLOGICAL RETURN FOR OCTOBER, 1879.

	AUCKLAND.	WELLINGTON.	NELSON.	CHRIST- CHURCH.	HOKITIKA.	DUNEDIN.
Mean Temperature in shade for month ...	57.2	54.6	54.4	52.6	53.3	51.4
Average same month previous years ...	57.7	53.9	54.7	53.0	51.8	50.5
Maximum Temperature in shade, and date	72.8 on 28th	73.8 on 25th	83.0 on 25th, 28th	77.8 on 13th	66.1 on 16th	75.0 on 25th
Minimum Temperature in shade, and date	36.1 on 6th	35.0 on 5th	31.0 on 6th	34.3 on 7th	30.0 on 5th, 6th	33.9 on 4th
Maximum Temperature in sun, and date	143.0 on 17th	140.0 on 30th	141.0 on 28th	133.9 on 31st	135.0 on 27th	105.0 on 25th
Minimum Temperature on grass, and date	33.1 on 6th	30.0 on 5th	...	28.0 on 7th	25.6 on 5th	32.0 on 6th
Mean Humidity (Saturation=100) ...	75	78	77	75	82	77
Average same month previous years ...	78	74	76	73	86	71
Total Rainfall in inches ...	2.060	2.729	5.960	1.080	9.840	4.050
Average same month previous years ...	3.339	4.750	4.725	1.880	11.424	2.420
Number of Days of Rain ...	15	12	11	8	19	17
Average same month previous years ...	17	14	9	10	19	15

NOTE.—This table is prepared from unchecked averages, transmitted by telegraph in anticipation of the full returns, and must not be entirely relied on for compiling Meteorological Statistics.

November, 1879.

J. HECTOR, Inspector.

LAND TRANSFER ACT NOTICE.

NOTICE is hereby given that the parcel of land hereinafter described will be brought under the provisions of "The Land Transfer Act, 1870," unless caveat be lodged forbidding the same on or before the 27th day of December next.

742. THOMAS GRAHAM FREEMAN. — 1 rood 12 perches, part of Section 41, City of Nelson, fronting 91 links on Russell Street, with a depth of 336½ links, and adjoining Section 2 of 40. Occupied by John Westrup.

Diagrams may be inspected at this office.

Dated this 17th day of November, 1879, at the Lands Registry Office, Nelson.

ANDREW TURNBULL,

District Land Registrar.

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LAND TRANSFER ACT NOTICES.

NOTICE is hereby given that the several parcels of land hereinafter described will be brought under the provisions of "The Land Transfer Act, 1870," unless caveat be lodged forbidding the same on or before the 29th day of December, 1879.

761. NATANA TAOWHARORO. — 1 acre 1 rood and 16 perches, part of Allotment 8, Block VIII., Awahau Block, Manawatu District. Bounded — North by Allotment 9; South by Allotment 7; East by Crown land; and West by a road through said Allotment 8. Unoccupied.

1077. JOHN GIBSON KINROSS (Attorney for ROBERT KER, the Hon. ANDREW GALBRAITH, ARCHIBALD GALBRAITH, WILLIAM KER, and WALTER PATERSON). — 32 perches, Lots 9 and 10 on deposited plan No. 137, being part of Section 350, Wellington City. Unoccupied.

Diagrams may be inspected at this office.

Dated this 18th day of November, 1879, at the Lands Registry Office, Wellington.

GEO. B. DAVY,

District Land Registrar.

707

LAND TRANSFER ACT NOTICE.

WHEREAS a declaration has been lodged with me, made by WILLIAM HENRY McKEAY, the registered Proprietor of Sections 18 and 19, Block XXXII., Town of Dunedin, of the loss of the Certi-

ficate of Title to the said sections, bearing date the 10th day of August, 1874, and entered in the Register-book of the District of Otago, Vol. xiv., folio 88: I hereby give notice that I intend to issue a provisional certificate of title to the said sections to the said William Henry McKeay, unless caveat forbidding same be lodged with me within fourteen days from the date of the publication of this notice.

Dated at the Lands Registry Office, Dunedin, the 11th day of November, 1879.

A. W. SMITH,

District Land Registrar.

701

LAND TRANSFER ACT NOTICES.

NOTICE is hereby given that the several parcels of land hereinafter described will be brought under the provisions of "The Land Transfer Act, 1870," unless caveat be lodged forbidding the same in each case on or before the 22nd day of December next.

JANE ELIZABETH STEVENS. — Part of a block of land, called or known by the name of "Rangiriri," situated at Manukau Harbour, County of Eden, containing 61 acres. Unoccupied. 1410.

JOHN MACKY ALEXANDER. — South-western portion of a block of land, called or known by the name of "Rangiriri," situated at Manukau Harbour, County of Eden, containing 609 acres. Unoccupied. 1411.

SAMUEL JACKSON AND JAMES RUSSELL. — Lots 60, 61, 62, 63, 64, 65, 66, 67, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, and 143 of the subdivision into lots of Allotment 12 of Section 12, Suburbs of Auckland. Also other part of said Allotment 12, and containing in the whole 27 acres 3 roods. In the occupation of Robert McDonald Wynyard. 1413.

HENRY PARKER AND JOHN REGAN. — Lot 7 of the subdivision into lots of Allotments 15, 16, and 17 of Section 39, City of Auckland. In the occupation of John Lekis. 1468.

Diagrams may be inspected at this office.

Dated this 12th day of November, 1879, at the Lands Registry Office, Auckland.

THEO. KISSLING,

District Land Registrar.

703

LAND TRANSFER ACT NOTICES.

NOTICE is hereby given that the several parcels of land hereinafter described will be brought under the provisions of "The Land Transfer Act, 1870," unless caveat be lodged forbidding the same within one month after the date of the *Gazette* containing this notice.

4050. WILLIAM MOODY.—21 acres 3 roods 28 perches, parts of Rural Section No. 4311, Waitangi District. (Roads on Plan No. 164.)

4118. THOMAS HEWITT.—3 acres, part of Rural Section 308, Christchurch District. Occupied by Applicant.

4121. ROBERT DUNN and CHARLES LEITCH.—3 acres 22 perches, part of Rural Section 154, Christchurch District. Occupied by Applicants.

4122. JOHN FISHER.—48 acres, Rural Sections 2064 and 7927, Oxford District. Occupied by Applicant.

4123. HENRY KILLNER.—1 rood, Section 166, Christchurch City. Occupied by Richard Clark and William Harvey.

Diagrams may be inspected at this office.

Dated this 14th day of November, 1879, at the Lands Registry Office, Christchurch.

R. W. D'O'LYLY,
District Land Registrar.

702

LAND TRANSFER ACT NOTICES.

NOTICE is hereby given that the several parcels of land hereinafter described will be brought under the provisions of "The Land Transfer Act, 1870," unless caveat be lodged forbidding the same in each case within one calendar month from date of publication of this notice.

Part of Section 15, Block XXXVI., Town of Dunedin.—ARTHUR WILLIAM MORRIS, Applicant. No. 2868.

Part of Sections 15 and 16, Block II., Town of Cromwell.—THE BANK OF NEW ZEALAND, Applicant. No. 2871.

Part of Section 12, Block II., East Taieri District.—THE BANK OF NEW ZEALAND, Applicant. No. 2873.

Diagrams may be inspected at this office.

Dated this 15th day of November, 1879, at the Lands Registry Office, Dunedin.

A. W. SMITH,
District Land Registrar.

709

LAND TRANSFER ACT NOTICES.

NOTICE is hereby given that the several parcels of land hereinafter described will be brought under the provisions of "The Land Transfer Act, 1870," unless caveat be lodged forbidding the same within one month from the date of the gazetting of this notice.

ARTHUR STROUD AND WILLIAM WIGNALL.—34 perches, being part of Section 1, Block I., Invercargill Hundred. Unoccupied. No. 1270.

THE SCOTTISH AND NEW ZEALAND INVESTMENT COMPANY (LIMITED).—23 acres 3 roods 21 poles, being Section 15, Block XVI., New River Hundred. Unoccupied. No. 1274.

Diagrams may be inspected at this office.

Dated this 13th day of November, 1879, at the Lands Registry Office, Invercargill.

FREDK. G. MORGAN,
District Land Registrar.

708

PATENT FOR AN INVENTION FOR TURNING AND CONTROLLING THE COURSE AND PROTECTING THE BANKS OF SHINGLE-BEARING RIVERS BY THE USE AND APPLICATION OF PILES AND WIRE ROPES.

THIS is to notify that CHARLES REDWOOD, of Riverlands, in the Provincial District of Marlborough, in the Colony of New Zealand, Farmer, did, on this thirtieth day of October instant, deposit at the office of the Patent Officer, in the Colonial Secretary's Office, in Wellington, a specification or instrument in writing, under his hand and seal, particularly describing and ascertaining the nature of the said Invention, and in what manner the same is to be performed; and that by reason of such deposit the said Invention is protected and secured to him exclusively for the term of six calendar months thence next ensuing.

And I do further notify that the said Charles Redwood has given notice in writing at my office of his intention to proceed with his application for Letters Patent for the said Invention, and that I have appointed Friday, the fifth day of March next, at ten o'clock in the forenoon, at my office, to hear and consider the said application and all objections thereto; and I do hereby require all persons having an interest in opposing the grant of such Letters Patent to leave, on or before the first day of March next, at my office, in Wellington, particulars in writing of their objections to the said application, otherwise they will be precluded from urging the same.

Given under my hand this thirtieth day of October, 1879.

W. S. REID,
Patent Officer.

S. Carroll, Patent Agent. 706

TO THE REGISTRAR OF BIRTHS, MARRIAGES, AND DEATHS FOR THE DISTRICT OF DUNEDIN, IN THE PROVINCE OF OTAGO, NEW ZEALAND.

WILLIAM ASHBURN LIGHTBOURNE, Bachelor of Medicine of Marischal College and University of Aberdeen, now residing in Dunedin, do hereby give notice that I intend to apply to the Registrar, on the 12th December, 1879, to have my name placed on the register of Medical Practitioners in the Colony of New Zealand, and that it is my intention to practice in Dunedin. Further, I have lodged my diploma, with a copy of this notice, in the office of the Registrar in Dunedin, for public inspection, in compliance with the Medical Practitioners Act.

WILLIAM ASHBURN LIGHTBOURNE, M.B.
Dunedin, 11th November, 1879. 700

PHENIX EXTENDED GOLD-MINING COMPANY
(LIMITED).

To the Registrar of the Supreme Court, Nelson.

Reefton, 10th November, 1879.

SIR,—We have the honor to inform you that the Office of the Phoenix Extended Gold-Mining Company (Limited) is situated in Broadway, Reefton, County of Inangahua; and that PATRICK BRENNAN, Mining Agent of same place, is the Manager of the said Company.

We have the honor to remain,
Your obedient servants,
TIMOTHY McLAUGHLIN, }
PATRICK BUTLER. } Directors.

NOTICE OF INTENTION TO CONSTRUCT A WATER-RACE.

To the Mining Registrar at Clyde of the Dunstan Mining District, and all other persons whom it may concern.

TAKE notice that it is intended to construct a Water-race and divert water for domestic and irrigation purposes, in terms of section 31 and sub-sections of same of "The Mines Act, 1877," said race to commence at the springs at the head of Dairy Creek, Dunstan Commonage, and terminating at my homestead, in the right-hand branch of the same creek. The length of such race is about one mile or thereabouts, with a course of about north and south; the mean depth of the race being about 1 foot, with a width of about 18 inches, and is proposed to carry half a head of water. The race is already constructed.

COLLINS TOUSSAINT MARIE.

Hearing at Clyde, 4th December, 1879.

A. D. HARVEY,

689

Mining Registrar.

IN THE SUPREME COURT OF NEW ZEALAND
CANTERBURY DISTRICT.

Between JOHN TUCKER FORD and CHARLES NEWTON, Plaintiffs, and HENRY CHARLES YOUNG, Defendant.

WHEREAS by virtue of a writ of *fiery facias* issued herein, ordering me that, of the real and personal estate of the above-named defendant HENRY CHARLES YOUNG, I should cause to be made the sum of one thousand four hundred and nineteen pounds thirteen shillings and threepence, together with interest, Sheriff's and other fees and expenses of execution: Now I, EDWARD SMYTHE WILLCOCKS, Sheriff of the District of Auckland, do hereby give notice that I shall cause to be sold by public auction, by Samuel Cochrane and Son, at their auction-rooms, Fort Street, Auckland, after the expiration of three calendar months from the day of the date hereof, namely, on the 16th day of February, 1880, at the hour of 11 o'clock in the forenoon, unless the said sum of one thousand four hundred and nineteen pounds thirteen shillings and threepence, and interest, Sheriff's and other fees and expenses thereon as aforesaid, be sooner paid, all the estate, right, title, and interest of the said Henry Charles Young in and to all that parcel of land in the Provincial District of Auckland, in the Colony of New Zealand, containing four hundred and fifty-two acres, more or less, situate at Matamata, in the District of Waikato, Banks County, called or known by the name of "Taramoarahi" No. 2, and numbered 605x; bounded towards the North-east by the Warikiriki Swamp; towards the South-east by a line; and towards the South-west and North-west by the Mangapuri Swamp: and in and to all that parcel of land in the Provincial District of Auckland aforesaid, containing eight hundred and seventy-five acres three roods and twenty perches, more or less, situate at Tahanui, in the District of Hauraki, Queen's County, called or known by the name of "Tahanui," numbered 1878; bounded towards the North-east by the Thames River; towards the South-east by the Kopua-toto Block, and by the Tamahore Block, and by lines; towards the South-west by lines; towards the West by a line; and towards the North-west by the Ara-peka Block. And I further give notice that the estate or interest of the said Henry Charles Young, in respect of the aforesaid lands so intended to be sold, consists in his being seized of the said hereditaments for an estate of inheritance in fee-simple possession; and all the said land, and all the estates and interests of the said Henry Charles Young

therein and thereto, have been taken by me in execution at the suit of the said John Tucker Ford and Charles Newton, the execution creditors.

The name and address of the Solicitor for John Tucker Ford and Charles Newton, the said execution creditors, is Leonard Harper, of Hereford Street, Christchurch, in the Provincial District of Canterbury, in the colony aforesaid, whose agent is Edmund Augustus Mackechnie, Solicitor, of No. 36, Shortland Street, in the City of Auckland.

Dated the twenty-ninth day of October, 1879.

E. S. WILLCOCKS,

Sheriff.

Harper, Harper, and Scott, of Hereford Street, Christchurch, Solicitors for the plaintiffs, by their agent, E. A. Mackechnie, Solicitor, No. 36, Shortland Street, Auckland.

To Henry Charles Young, and all other persons claiming any interest in the said lands and premises.

699

IN THE SUPREME COURT OF NEW ZEALAND,
CANTERBURY DISTRICT.

Between PHILIP KIPPENBERGER, Plaintiff, and JOHN PARRY, Defendant.

NOTICE is hereby given that, under a writ of *fiery facias*, duly issued herein out of the Supreme Court of New Zealand, Canterbury District, against the real and personal estate of the above-named defendant at the suit of the above-named plaintiff, I have seized and taken into execution all the estate and interest of the above-named defendant (comprising his estate in fee-simple in possession, free from incumbrances) in all that piece or parcel of land containing by admeasurement twenty acres or thereabouts, situate in the County of Geraldine, in the Provincial District of Canterbury, New Zealand, and being the Rural Section numbered 24536 on the map or plan of the Chief Surveyor of the late Province of Canterbury, the said provincial district, setting out and describing the rural lands in the Timaru District thereof, together with the erections thereon; and that I intend to cause the same to be sold by public auction, at the auction-rooms of Messrs. Jonas Hart and Wildie, in the Borough of Timaru, on the 12th day of January, 1880, at the hour of 11 o'clock in the forenoon, unless the judgment debt and the cost and expenses of and incidental to this execution be previously paid and satisfied.

The Solicitor for the Execution Creditor is Henry Selwood Anstin, Esquire, of the Main South Road, in the said Borough of Timaru.

Dated this 27th day of September, 1879.

RICHMOND BEETHAM,

656

Sheriff of the District of Timaru.

HARRIS V. ROWLANDS.

HEREBY give notice that, under a writ of *fiery facias*, duly issued out of the Supreme Court at the suit of LIONEL LEWIS HARRIS, of the City of Wellington, Commission Agent, I have taken in execution the fee-simple of WILLIAM ROWLANDS, of Wellington, Settler, in all that piece or parcel of land situated in the Awha Block, East Coast District, containing 268 acres, more or less, bounded towards the North-east and North-west by Section numbered 171, three thousand seven hundred and fifty links and one thousand eight hundred and fifty links; and also towards the North-east by the Mangaopari Creek; towards the East by Section numbered 174, six thousand four hundred links; towards the West by other part of the under-mentioned Section numbered 173, five thousand seven hundred and twenty-nine links; and also all those pieces of land situated in the said block, containing together 311 acres, more or less,

being the two sections lastly under mentioned, subject nevertheless to the Crown's right of road, 100 links wide, reserved through the above lands by the Crown grant, which said pieces of land comprise part of Section numbered 173 and the whole of Sections numbered 174 and 180 delineated on the public map of the said Awhea Block: and that I intend to cause the same to be sold at the auction-rooms of F. H. Wood, at Greytown, on the twenty-third day of December, 1879, at two o'clock in the afternoon.

The Solicitors for the Execution Creditor are Messrs. Buckley, Stafford, and Fitzherbert, of Wellington.

Dated the 6th day of September, 1879.

HERBERT WARDELL,
Sheriff.

580

BY ORDER OF THE SHERIFF.

WEDNESDAY, 10TH DECEMBER, 1879.

MACRORIE AND CUTHBERTSON are instructed to sell a valuable Tay Street Frontage, as under.

I HEREBY give notice that, under a writ of *fiere facias*, duly issued out of the Supreme Court of New Zealand at the suit of WILLIAM BLACKWOOD, of Invercargill, in the Colony of New Zealand, Merchant, and trading there as such under the style or firm of Blackwood and Co., I have taken in execution the equity of redemption of DAVID McROBIE, of Invercargill aforesaid, Baker, in all that parcel of land containing by admeasurement sixteen poles, more or less, situated in the Town of Invercargill, and being Section No. 19, Block LXXV., thereof; bounded on the North by Tay Street, fifty links; on the East by Section No. 20, two hundred links; on the South by a public garden reserve, fifty links; and on the West by Section No. 18, two hundred links: and being the land comprised in certificate of title, Volume three, folio two hundred and fifteen; together with the buildings and erections thereon. And that I intend to cause the same to be sold at the auction-room of Messrs. Macrorie and Cuthbertson, at Invercargill aforesaid, on the 10th day of December, 1879, at 2 o'clock in the afternoon, unless judgment be previously satisfied.

The Solicitors for the Execution Creditor are Messrs. Wade and Hall, of Esk Street, Invercargill.

Dated this seventh day of October, 1879.

ARTHUR C. HENDERSON,
Sheriff.

634

I HEREBY give notice that, under a writ of *fiere facias*, issued to me out of the Supreme Court of New Zealand, Nelson District, at the suit of the BANK OF NEW SOUTH WALES, carrying on business at Westport as Bankers, I have thus taken in execution the unexpired term of fourteen years from the first day of March, 1877, held by JAMES CALLAN, of Westport, Butcher, in and over all that parcel of land containing five acres, being the whole of Section numbered 29 on the official map showing what are known as the Westport Suburban Sections, having a frontage of five (5) chains upon Victoria Road and extending back from the line of frontage in a rectangular block (10) ten chains; and also the equity of redemption in an unexpired term of five years, dating from the first day of June, 1875, with a right of renewal for a future term of five years, held by the said James Callan, in all that parcel of land in the Town of Westport, being part of Section numbered 2 on the plan of the said town; bounded on the North, two hundred and fifty (250) links, by other part of the same section; on the East, fifteen (15) feet, by part of Section numbered 9; on the

South, two hundred and fifty (250) links, by other part of same section, leased to one Samuel Hardley; and on the West, fifteen (15) feet, by Palmerston Street: and I intend to cause the said parcel of land, and the estate and interest of the said James Callan therein, to be sold by auction, by Mr. John Munro, at his auction-rooms in the Town of Westport, at the expiration of three months, that is to say, on the twenty-second day of December, 1879, at two o'clock in the afternoon, unless the debt be sooner paid.

The Solicitor for the Execution Creditors is Mr. James Bickerton Fisher, of Nelson Street, in the Town of Westport.

Dated this sixteenth day of September, 1879.

WILLIAM HORTON REVELL,
Sheriff of the District of Westland North.

586

In the matter of "The Limited Liability Joint-Stock Companies Dissolution Act, 1872," and in the matter of the affidavit and application of William Atkin and William Gorrie, two of the shareholders of the Auckland Saw-mill Company (Limited).

I HEREBY notify that no objection to such application having been made and lodged with me, as by the said Act required, I do now declare such Company to be dissolved.

Dated at Auckland, this 21st day of October, 1879.

EDWARD S. WILLCOCKS,
Registrar of the Supreme Court for the
District of Auckland.

Messrs. Russell and Devore, Solicitors for Applicants.

676

THE NEW ZEALAND GAZETTE.

SUBSCRIPTIONS.—The subscription is at the rate of £2 per annum, PAYABLE IN ADVANCE.

ADVERTISEMENTS will be charged for according to the following scale:—

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NO ADVERTISEMENT WILL IN FUTURE BE INSERTED WITHOUT PREPAYMENT BEING MADE.

GEO. DIDSURRY,
Government Printer.

Government Printing Office,
Wellington, 16th December, 1878.

By Authority: GEORGE DIDSURRY, Government Printer, Wellington.

