



AUCKLAND PROVINCIAL GOVERNMENT GAZETTE.

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AUCKLAND, FRIDAY, JULY 3, 1857.

[No. 14.

PUBLIC NOTIFICATION.				Lot.	Contents.	Upset price per lot.				
<p style="text-align: center;">By JOHN WILLIAMSON, Superintendent of the Province of Auckland.</p> <p>UNDER and in pursuance of the powers vested in the Superintendent in that behalf by the Regulations for the sale, letting, disposal, and occupation of the Waste Lands of the Crown within the Province of Auckland, in the Colony of New Zealand, issued by his Excellency the Governor of the said Colony with the advice of the Executive Council thereof, on the fourteenth day of the month of May in the year 1856, I do hereby appoint, and do notify the same for general information, that the following allotments of the said Waste Lands shall be offered to sale by Public Auction, by the Waste Lands' Commissioner for the said Province, at the upset prices placed opposite thereto respectively, at the Mechanics' Institute, on Monday, the tenth day of August, commencing at the hour of eleven o'clock in the forenoon, subject to the several terms and conditions of sale in that behalf contained in the Regulations aforesaid:—</p>				A.	R.	P.	£	s.	d.	
				16	73	1	0	36	12	6
				17	89	0	0	44	10	0
				18	50	1	0	25	2	6
				19	60	0	0	30	0	0
				20	75	2	0	37	15	0
				21	78	0	0	39	0	0
				PARISH OF TITIRANGI.						
				Upset price 10s. an acre.						
88	30	2	0	15	5	0				
88	76	0	0	38	0	0				
90	56	2	0	28	5	0				
91	51	0	0	25	10	0				
92	34	1	0	17	2	6				
				PARISH OF PAREMOREMO.						
				Upset price 10s. an acre.						
72	6	3	0	3	7	6				
73	7	2	0	3	15	0				
74	40	0	0	20	0	0				
				PARISH OF MAUNGAKARAMEA.						
				Upset price 10s. an acre.						
3	98	3	0	49	7	6				
4	174	0	0	87	0	0				
5	154	0	0	77	0	0				
6	131	0	0	65	10	0				
7	146	0	0	73	0	0				
8	155	0	0	77	10	0				
9	158	2	0	79	5	0				
10	152	2	0	76	5	0				
11	134	0	0	67	0	0				
12	110	0	0	55	0	0				
13	102	0	0	51	0	0				
14	100	3	0	50	7	6				
COUNTRY LANDS.										
PARISH OF WAITEMATA.										
Upset price 10s. an acre.										
Lot.	Contents.			Upset price per lot.						
	A.	R.	P.	£	s.	d.				
15	74	0	0	37	0	0				

Lot,	Contents, A. R. P.	Upset price per Lot. £ s. d.	Lot.	Contents. A. R. P.	Upset price per Lot. £ s. d.
	VILLAGE OF MARSDEN.		18	0 1 30	2 4 0
	Upset price £5 an acre.		19	0 1 18	1 16 0
	SECTION 1.		1	SECTION 4.	
1	0 1 8	1 10 0	2	0 1 6	1 8 6
2	0 1 8	1 10 0	5	0 1 6	1 8 6
3	0 1 8	1 10 0	7	0 1 6	1 8 6
4	0 1 8	1 10 0	8	0 1 6	1 8 6
5	0 1 8	1 10 0	10	0 1 6	1 8 6
6	0 1 8	1 10 0	11	0 0 38	1 3 6
9	0 1 30	2 4 0	12	0 0 28	0 17 6
12	0 1 28	2 2 6	13	0 0 19	0 12 0
	SECTION 2.		14	0 0 26	0 16 0
3	0 1 8	1 10 0	18	0 2 30	3 10 0
4	0 1 8	1 10 0	19	0 1 30	2 4 0
5	0 1 8	1 10 0	20	0 1 14	1 14 0
6	0 1 8	1 10 0	21	0 1 32	2 5 0
	SECTION 3.		22	0 1 34	2 6 0
1	0 2 0	2 10 0	23	0 1 31	2 4 6
2	0 2 0	2 10 0	24	0 1 32	2 5 0
3	0 2 0	2 10 0	25	0 1 32	2 5 0
4	0 2 0	2 10 0		SECTION 5.	
5	0 2 0	2 10 0	1	0 0 33	1 0 6
6	0 2 0	2 10 0	2	0 1 15	1 14 6
7	0 2 0	2 10 0	3	0 1 27	2 2 0
8	0 2 0	2 10 0	4	0 1 27	2 2 0
9	0 2 0	2 10 0	5	0 2 2	2 11 0
10	0 2 0	2 10 0	6	0 1 24	2 0 0
11	0 2 0	2 10 0	7	0 2 14	2 19 0
12	0 2 0	2 10 0	8	0 2 24	3 5 0
13	0 2 0	2 10 0	9	0 2 6	2 14 0
14	0 2 0	2 10 0	10	0 1 32	2 5 0
15	0 2 0	2 10 0	11	0 1 32	2 5 0
16	0 2 0	2 10 0	12	0 1 32	2 5 0
17	0 2 0	2 10 0	13	0 1 32	2 5 0
	WHAIINGAROA VILLAGE.		14	0 1 31	2 4 6
	Upset price £5 an acre.		15	0 1 22	1 19 0
	SECTION 2.			SECTION 9.	
1	0 0 39	1 4 0	8	0 3 20	4 7 6
2	0 0 39	1 4 0	9	0 3 20	4 7 6
5	0 1 4	1 7 6	10	0 3 5	3 18 0
6	0 1 3	1 7 0	11	0 2 31	3 9 0
8	0 1 2	1 6 6	12	0 3 2	3 16 0
9	0 1 9	1 10 6	13	0 1 32	2 5 0
10	0 0 37	1 3 0	14	0 2 0	2 10 0
11	0 1 1	1 5 6	15	0 1 32	2 5 0
13	0 0 32	1 0 0	16	0 2 20	3 2 0
	SECTION 3.		17	0 3 39	5 0 0
1	0 1 7	1 9 0	18	0 2 35	3 11 0
2	0 1 8	1 10 0	19	0 2 36	3 12 0
3	0 1 8	1 10 0	20	0 2 36	3 12 0
4	0 1 8	1 10 0	21	0 3 9	4 0 0
5	0 1 8	1 10 0	22	0 3 4	3 17 0
6	0 1 8	1 10 0	23	0 3 19	4 7 0
7	0 1 8	1 10 0	24	0 2 22	3 4 0
8	0 1 8	1 10 0		SECTION 10.	
9	0 1 8	1 10 0	1	0 2 33	3 10 6
10	0 1 2	1 6 0	2	0 1 22	1 19 0
11	0 1 2	1 6 0	3	0 1 34	2 6 0
12	0 1 2	1 6 0	4	0 2 17	3 0 0
13	0 1 3	1 7 0	5	0 2 36	3 12 0
14	0 1 3	1 7 0	6	0 2 30	3 9 0
15	0 1 4	1 7 6	7	0 3 5	3 18 0
16	0 1 4	1 7 6	8	0 2 8	2 15 0
17	0 1 7	1 9 0	9	0 2 11	2 17 0
			10	0 3 9	4 0 0
			11	0 2 33	3 10 6
			12	0 2 17	3 0 0

Given under my hand at Auckland,
in the said Province, the thirtieth
day of June, one thousand eight
hundred and fifty-seven.

J. WILLIAMSON,
Superintendent of the Province
of Auckland.

Superintendent's Office,
June 22nd, 1857.

I HEREBY notify for general information
that the undermentioned gentlemen, Com-
missioners of the Board of Education, have
resigned:

Rev. D. BRUCE,
Rev. A. REID,
Mr. T. CHEESEMAN,
Mr. A. CLARK.

J. WILLIAMSON,
Superintendent.

With reference to the above notification the
following Documents are now published.

J. WILLIAMSON,
Superintendent.

Auckland, 19th May, 1857.

SIR,—I am requested by the Board of Edu-
cation to write to your Honor on the following
points that have come under the notice of the
Board in taking the preliminary steps neces-
sary to bring the Education Act into opera-
tion.

The Board has been anxious that those
teachers who are required by the Act to sub-
mit to an examination should have the benefit
of the provisions of the said Act with the least
possible delay.

This reasonable wish they found could not
be attained, save by postponing the examina-
tion of the teachers referred to for some time,
a course which appeared to the Board to be
greatly recommended by the considerations that
the teachers would be placed in circumstances
to prepare for their examination, and that the
examinations would in all cases be more credit-
able to them, as well as more satisfactory to the
Board.

Influenced by these considerations, the Board,
at a meeting held on the 28th April, resolved as
follows:—

I. That all payments to the Superintendents
of Schools on behalf of teachers, shall in every
case date from the time at which the Board
shall decide that said schools are to be taken
into connexion with the Board.

II. That until such time as the Board are
in a position to conduct the regular examina-
tion for certificates of merit, all teachers shall
be paid at the rate of salary for the second de-
gree, provided that in the meantime, and in
every case the Board shall be satisfied with the
teacher's moral character and fitness to conduct
a school.

III. That until such time as the Board shall
have appointed an Inspector, the work of pro-
visionally examining those teachers who are
desirous to be taken into connexion with the
Board be performed by the Reverends A. Reid
and D. Bruce, assisted by any other gentlemen

whose services they deem it desirable to
obtain.

Your Honor will perceive from these Reso-
lutions, that it was the intention of the Board
provisionally to examine all schools and teachers
to the extent of satisfying themselves as to the
condition of the schools, and the moral character
and fitness of the teachers to conduct these
schools, and to make the payments to Super-
intendents of Schools date from the time at
which the Board should, upon the Report con-
cerning the provisional examination referred to,
decide that the said schools, together with their
teachers, were entitled to the benefits of the
Education Act, and action thereon was ac-
cordingly taken.

A doubt, however, afterwards arose, as to
the power of the Board to make the payments
to Superintendents of Schools retrospective.
It was therefore resolved by the Board at their
meeting of 18th May, that the Chairman
write to the Superintendent requesting him to
obtain the opinion of the Provincial Law
Adviser on the following points—

I. Whether the Board are at liberty by the
Provisions of the Education Act to take a
school into connexion upon being satisfied with
the teacher's moral character and fitness to con-
duct a school, deferring the examination required
by clause 17 until some future period.

II. If, upon such examination, the Board
shall be satisfied that the teacher is entitled to
a certificate of merit, whether they are at
liberty to date the salary of such teacher, not
from the time of such examination, but from the
period at which the school was taken into con-
nexion.

Your Honor will further perceive from the
second and third resolutions cited as having
been come to at the meeting of 28th April,
that the Board had determined on making a
provisional examination of all schools in behalf
of which aid should be asked under the pro-
visions of the Education Act, for the purpose of
ascertaining the moral character of the teachers
employed in them and their fitness to conduct a
school. The gentlemen named in resolution
third, aforesaid—appointed for this purpose—
proceeded under the express instruction of the
Board, given them at a meeting held on 4th
May, to examine all the schools from the
Patrons or Managers of which returns had
been made in answer to list of queries issued
by the Board.

An obstacle, however, arose, which put it out
of their power to execute the instruction of the
Board, and upon this being stated at the meet-
ing of 18th May, already referred to, it was
resolved by the Board as follows:—

“That the Chairman be requested to write to
his Honor the Superintendent requesting him
to obtain the opinion of the Provincial Law
Adviser as to whether the Board has the right
to demand admittance into all schools in behalf
of which aid is sought under the provisions of
the Education Act, *previous to their being
received into connexion with the Board*, for the
purpose of ascertaining in every case the fit-
ness of the teacher to conduct a school.”

As the proceedings of the Board must

necessarily be at a stand until the foregoing points shall be determined, I have to request of your Honor that you will furnish me with the opinions sought thereon, at your earliest convenience.

I am, Sir,
Your most obedient servant,
ARCH. CLARK,
Chairman of the Board of Education.

His Honor the Superintendent
of Auckland.

I do not think that the Board has power to defer the examination of teachers in the manner proposed or to ante-date the payment of the salary of a teacher.

It is quite clear that the Board has no right to insist upon visiting any school for which a special Inspector has been appointed, nor can they insist upon being present when the teacher of any such school is examined, unless the teacher wishes a first class certificate, otherwise the proviso in clause 17 would be useless; it was in fact inserted for the express purpose of preventing personal inspection by the Board.

I submit that the Board has no right to require more than the Law; if the Law is defective let it be amended in the next session of the Provincial Council. I shall be happy to give any further opinion to the Board.

FREDK. W. MERRIMAN,
Provincial Law Officer.

29th May, 1857.

The Board of Education beg to submit to his Honor the Superintendent, that the opinion given by the Provincial Law Officer with reference to the right of the Board to claim admittance to all Schools applying for aid, *previous to their being received* into connexion, did not meet the point which was in the minds of the members of the Board when they put the question to him.

The Board did not desire to know whether they had any right to enter a School for which a special Inspector had been appointed, which was the question answered by the Law Officer, but whether in the case of Schools applying for aid, and which have not yet been received into connexion, and for which therefore no special Inspector could be appointed, the Board have a right, as a preliminary step before coming to a decision whether they will receive the School into connexion or not, to demand admittance for the purpose of ascertaining the fitness of the Teacher to conduct a School.

The Board further desire to know from the Law Adviser, whether in his opinion the proviso in clause 17 of the Act, is to be interpreted as relieving them from the responsibility of satisfying themselves with the moral character and fitness of the Teacher to conduct a School, in the case of Schools established for one year, prior to the passing of the Act, and claiming exemption from examination.

In answer to the questions contained in the memorandum forwarded by the Board of Education, I am of opinion that the Board has no right to demand admission into any School

established before the passing of the Education Act, 1857, provided the Teacher shall for the term of one year have been regularly employed as a Teacher therein, and shall be content to be classed as a second class Teacher. I think this is the only interpretation which can be put upon the clause consistently with itself and the remainder of the Act, for it appears to me that the whole object of the proviso was to avoid personal inspection by the Board. If the Board is to be allowed to inspect and personally examine the School and Teachers, why should the Teacher submit to be classed as a Teacher who has received a certificate of the second degree.

If my reading of the clause is correct, and I feel no doubt upon the subject, the Board will clearly be relieved from the responsibility of satisfying themselves with the moral character and fitness of the Teacher to conduct a School in the case of a School for which exemption is claimed. I think the Board is bound to accept the certificate of the patron of the School as *prima facie* evidence of fitness, but if prepared to prove the contrary, the clause is so worded as to allow further investigation.

FREDK. W. MERRIMAN,
Provincial Law Officer.

8th June, 1857.

Auckland, 15th June, 1857.

SIR,—I beg leave to forward to your Honor the enclosed document, containing the resignation of their Commissions by those Members of the Board of Education whose names are
Rev. D. Bruce, given in the margin, and the
Rev. A. Reid, reasons for such resignation,
Mr. T. Cheeseman, together with reasons of dis-
Mr. Arch. Clark. sent from the Provincial Law
Adviser's opinion.

I have the honor to be,
Sir,

Your most obedient servant,
ARCH. CLARK.

His Honor
the Superintendent
of the Province of Auckland.

I, David Bruce, Commissioner under the Education Act for the Province of Auckland, in my own name, and in the name of those other Commissioners who may adhere to me, dissent from the opinion of the Provincial Law Adviser on the points submitted to him, which opinion was laid on the table of the Board, at its meeting held on the 10th day of June, as being contrary to the spirit and letter of the aforesaid Act on Education, generally, and of the 17th clause of the Act especially—for the following reasons:—

I. By the spirit of the Education Act, seeing that the Act provides for the granting of money in aid of *secular education only*, and prohibits any interference with the religious instruction that may be given in schools applying for aid, the Board of Education is clearly supposed to have full liberty to ascertain in every case, and in the manner which they may consider the most satisfactory, the fitness of teachers to conduct a school, previous to their being taken into connection with the Board.

II. Because the spirit of the Act, and especially of clause 17, does not contemplate the case of every teacher who may have been employed for the term of one year in any school established prior to the passing of the Act, but the case of *those teachers only* who may have been employed in teaching for the period above specified in any school as above described, and who might not be able to undergo the regular examination. The intention of the proviso in said clause was to prevent any hardship from being inflicted on such teachers, so far as this might be done consistently with the promoting of the interests of Education, and not to allow *all* who might happen to have been engaged in teaching for the term of one year, to escape examination as a matter of course, if they should so desire.

III. Because the proviso in clause 17 does not, and was not intended to apply to the whole of the said clause preceding the proviso. The satisfaction with the teacher's fitness to conduct a school, which by the said clause the Board are entitled to insist on, and the examination of every teacher which by the same clause they are required to make, refer to two different things—the former to the general qualifications of a teacher, such as the capacity for school management, and for the maintaining of proper discipline, and a facility in imparting instruction &c., &c.,—the latter to his literary and scholastic qualifications. In clause 17 the possession by all teachers of both kinds of qualifications is regarded as desirable, and what in ordinary circumstances should be required; while the possession of the former kind of qualifications is held in the case of every teacher to be absolutely indispensable to his being taken into connection with the Board. The proviso in said clause makes it lawful for the Board in special circumstances to dispense with the examination for ascertaining the literary and scholastic qualifications of the teacher, but does not, and was not intended to relieve them of the obligation to satisfy themselves in all circumstances with the teacher's general qualifications.

IV. Because the operation of the proviso in clause 17 obviously is and was intended to be contingent on the discretion of the Board. By the said proviso they are authorized in the exercise of their judgment, and of a discriminating leniency towards the capacity and status of certain teachers to dispense with an otherwise imperative examination, and for the granting, as for the refusing the dispensation so authorized, they clearly are and would be held responsible.

V. Because the opinion aforesaid founds the claim to exemption from examination on a supposed act of voluntary condescension on the part of the teachers referred to in the proviso of clause 17, in submitting to be classed as teachers of the second degree; whereas the meaning of the proviso obviously is that those teachers whose claim to be exempted from the examination the Board should deem it desirable or expedient to admit, could not in fairness to the teachers who submitted to be examined, and in justice to the interests of Education, be classed in any higher degree. It is not an

inferior degree *in exchange* for non-examination, but an inferior degree *because of an inability or a reluctance* on the part of certain teachers to be examined, that the proviso in the said clause contemplates.

DAVID BRUCE.

We the undersigned adhere to the above dissent for all the reasons given.

ARCH. CLARK.

THOS. CHEESEMAN.

ALEX. REID.

Auckland, 15th June, 1857.

REASONS FOR RETIRING FROM THE BOARD.

We, the undersigned, members of the Board of Education, having carefully considered the opinion of the Provincial Law Adviser on the interpretation of clause 17 of the Education Act, and having felt constrained to dissent from it for the reasons already stated; have come to the deliberate conclusion that we cannot conscientiously and consistently with our views of duty to the public administer the Education Act as by the aforesaid opinion of the Law Officer interpreted; and inasmuch as the said opinion has been officially given, and we deem it inexpedient to assume a hostile attitude towards official legal authority, we have determined forthwith to vacate our seats at the Board for the following reasons.

I. Because the opinion of the Provincial Law Officer takes away from the Board all power to take those steps which they may consider the best, and indeed precludes them from taking any satisfactory steps at all, to ascertain the fitness to conduct a school possessed by those teachers who claim to be exempted from the examination according to the proviso in clause 17, before either they or the schools in which they are employed be taken into connection with the Board, and so to see that the public money would be disbursed meritoriously as regards the teachers, and advantageously as regards the interests of Education, which power the Board in our opinion doth by the act undoubtedly possess.

II. Because the opinion of the Provincial Law Adviser, while by making the proviso in clause 17 apply to the *whole* of the preceding part of the clause, it ostensibly relieves the Board of all responsibility, not only as concerns the fitness to conduct a school, but also as regards the moral character possessed by those teachers who under the proviso claim to be exempted from examination, does, nevertheless, and in reality, leave the Board responsible for both, in the eye of the Provincial Legislature and in the view of the public in every case in which the claim for exemption might be sustained.

III. Because the opinion of the Provincial Law Adviser makes it imperative on the one hand, that the Board should sustain every claim for exemption from examination that might be presented under the proviso in clause 17 without having any proper respect to the merits of the case, and, on the other hand, throws on the Board the invidious responsibility of vindicating the purity and justice of their own act, and that to parties who can come before them only as claimants, in the case of the

Board refusing for reasons satisfactory to themselves to sustain any claim for the exemption referred to—neither of which things is consistent either with the spirit or letter of the proviso as the same is by us regarded.

IV. Because the opinion of the Provincial Law Adviser, taken in connection with clause 6 of the Education Act, which provides for the appointment of Special Inspectors, renders it utterly impossible that the act can be administered impartially towards all portions of the community and advantageously for the interests of Education, inasmuch as the Board are, by the opinion aforesaid, first denied the right to ascertain the fitness of a considerable class of teachers to conduct a school before being taken into connexion with the Board, while by the operation of clause 6 they are thereafter precluded from having over such teachers any direct inspection whatever.

For all the foregoing reasons do we declare, that while we were fully prepared to administer the Education Act, notwithstanding the injurious operation of clause 6 of the said Act regarding the appointment of Special Inspectors, in the hope that by a faithful yet considerate application of clause 17, the interests of Education in this Province would, to some extent, be really promoted, and in the further hope that the said clause 6 in the Act would be amended before any serious or permanent evils could arise from it, we, finding that our views of administrative duty, and our interpretation of the 17 clause of the Act are overridden and set aside by the opinion aforesaid of the Provincial Law Adviser, can neither conscientiously administer the Education Act as by the said opinion interpreted, nor consistently hold any longer our seats at the Board of Education, and do therefore now deliberately resign our commissions into the hands of his Honor the Superintendent.

THOS. CHEESEMAN.
ARCH. CLARK.
ALEX. REID.
DAVID BRUCE.

Auckland, June 15th, 1857.

NOTICE.

SLAUGHTER-HOUSE LICENSES.

Superintendent's Office,
Auckland, 30th June, 1857.

At a Meeting of the Bench of Magistrates held at Herick, on Tuesday, the 23rd instant, Licenses for places for Slaughtering Cattle were granted to the undermentioned individuals—

Howick, Vincent-street, John Gill.
" Drake-street, Peter Scaries.
" Moore-street, Ann Folks.
" Howe-street, Owen Lynch.
" Beach, Thomas Childerhouse.
" Moore-street, James White.
Lot 25, East Tamaki Farms, Joseph King.

J. WILLIAMSON,
Superintendent.

Superintendent's Office,
Auckland, 17th June, 1857.

THE following Tenders have been received, and are published for general information.

J. WILLIAMSON,
Superintendent.

LIGHTING, CLEANING, &c., OF CITY AND WHARF LAMPS.

(Tenders received 13th June, 1857.)

Accepted Tender.

John Makepeace.....£175 per annum.

Non-accepted Tenders.

Samuel Collins£450 per annum.
Richard Collins£350 "

Superintendent's Office,
Auckland, 19th June, 1857.

THE following Tenders have been received, and are published for general information.

J. WILLIAMSON,
Superintendent.

ROAD REPAIRS FOR THE SIX MONTHS ENDING 30TH SEPTEMBER, 1857.

(Tenders received 18th April, 1857.)

ONEHUNGA ROAD—FROM MECHANICS' BAY TO THE PRINCE ALBERT INN, EPSOM.

Accepted Tender.

John O'Neill£15 0 0

Non-accepted Tenders.

Edward Earle..... £44 10 6
John Makepeace..... 75 0 0
George Bartlett 100 5 0

FROM THE PRINCE ALBERT INN, EPSOM TO BEATTIE'S CORNER, ONEHUNGA.

Accepted Tender.

Simon Shale£10 10 0

Non-accepted Tenders.

James Gallagher £15 0 0
Edward Earle..... 17 5 0
Richard Kelly..... 45 3 0
John Makepeace..... 120 0 0

FROM BEATTIE'S CORNER PAST THE NEW LEITH INN TO THE ROYAL GEORGE INN, AND FROM THENCE THE NEWLY FORMED ROADS OF PRINCES-STREET AND QUEEN'S STREET ON TO BEATTIE'S CORNER.

Accepted Tender.

Edward Earle £19 10 0

Non-accepted Tender.

John O'Neill £25 0 0
Henry Lavery 30 0 0
James Gallagher 35 0 0
Charles Moore, sen. 35 0 0
Simon Shale 35 7 6

GREAT SOUTH ROAD—FROM ITS JUNCTION WITH THE ONEHUNGA ROAD TO THE HARP INN, AT THE JUNCTION OF THE PANMURE ROAD.

Accepted Tender.

John O'Neill £20.

Non-accepted Tender.

Thomas Heath	£38	0	0
William Lorrigan	39	0	0
Laurence Lorrigan	39	10	0
Simon Shale	45	0	0
James Gallagher	45	0	0
John Makepeace.....	75	0	0

FROM THE HARP INN, TO THE COMMERCIAL INN, OTAHUHU.

Accepted Tenders.

John O'Neill£20.

Non-accepted Tenders.

John M'Anulty	£30	1	6
William Lorrigan	59	17	6
Laurence Lorrigan.....	60	0	0
Thomas Heath	62	10	0

FROM THE COMMERCIAL INN, OTAHUHU, TO THE TERMINATION OF THE METALLED ROAD AT CLOWS.

Accepted Tender.

John O'Neill..... £30.

Non-accepted Tenders.

Edward Earle	£55	10	0
John M'Anulty	65	10	6

IRON WORK FOR TWELVE STREET LAMPS.

Tenders received 1st May, 1857.

Accepted Tender.

McDonald and Terry at 19s. each...£11 8

Non-accepted Tender.

Edward Wall, at 33s. each£19 16

FOR CARTING SCORIA ASH FOR THE WAHU ROAD.

(Tenders received the 6th April, 1857.)

Accepted Tender.

John McIlwain 3s. 6d. per cubic yard.

Tenders Withdrawn.

Thomas Speechley.....	2s. 5 ¹ / ₂ d. per cubic yd.
John Makepeace	2s. 6d. per do.
John McGrath	2s. 7 ¹ / ₂ d. per do.

Non-Accepted Tender.

John Paice..... 3s. 9d. per cubic yard.

FOR THE ERECTION OF AN ADDITIONAL CELL TO THE LOCK-UP, QUEEN-STREET, AND AN ADDITIONAL ROOM TO THE KEEPER'S DWELLING HOUSE.

(Tenders received 22nd April, 1857.)

Accepted Tender.

Booth and Hodkinson ...	Cell.....	£36	8s.
	Room ...	£55	11s.
		£91 19s.	

Non-accepted Tenders.

F. W. Dawson...Cell, £43; Room, £60.—	£103.
J. Garty Cell, £45; Room, £60.—	£105.
Edw. Barry... Cell, £55; Room, £70.—	£125.
Jas. Heron... Cell, Room, & Dead house,	£170.

FOR THE ERECTION OF A DEAD-HOUSE.

Accepted Tender.

F. W. Dawson £45.

Non-accepted Tenders.

Booth and Hodkinson	£54	14s.
J. Garty	£57.	
Edward Barry	£60	10s.

FOR THE WORK TO BE DONE IN EXCAVATING PART OF ALBERT STREET, AND FILLING IN A PORTION OF CUSTOM-HOUSE STREET, QUEEN-STREET, & FORE-STREET.

(Tenders received 1st May, 1857.)

Accepted Tender.

John Makepeace 1s. 5¹/₂d. per cubic yd.

Non-accepted Tenders.

Patrick Coyle	1s. 7 ¹ / ₂ d. per cubic yd.
David Sheehan.....	1s. 8d. per do.
Patrick Lorrigan	1s. 9 ¹ / ₂ d. per do.
J. Costilo	1s. 11d. per do.
Peter Grace	1s. 11d. per do.
William Parker	2s. 5 ¹ / ₂ d. per do.
John Walters	2s. 6d. per do.
David Muir	2s. 7 ¹ / ₂ d. per do.
Jerome Cadman	2s. 11d. per do.
John Butt	2s. 6d. per do.
Richard Collins	3s. per do.
Daniel Egan & Co.	1s. 4d., 1s. 7 ¹ / ₂ d., and 1s. 9d. per cubic yd.

FOR BUILDING A COTTAGE ADJOINING THE SLAUGHTER-HOUSE, NEWMARKET.

(Tenders received 29th April, 1857.)

Accepted Tender.

B. W. Simpson.....£34 10s.

Non-accepted Tenders.

J. Garty	£35.
John Page	£45.
F. W. Dawson	£52.

CONTRACTS FOR THE PROVINCIAL GOVERNMENT.
FOR THE SIX MONTHS ENDING 31ST DECEMBER, 1857.

Superintendent's Office, Auckland,
June 25th, 1857.

THE following Tenders have been received, and are published for general information.

J. WILLIAMSON,
Superintendent.

PROVISIONS FOR HOSPITAL AND LUNATIC ASYLUM.

(Tenders received 19th June, 1857.)

ACCEPTED TENDER—WILLIAM MORRIN.

Schedule of Tenders received.

	Dinnin.		Lundon.		Holmes.		Somerville.		Morrin.	
	s.	d.	s.	d.	s.	d.	s.	d.	s.	d.
Fresh Beef and Mutton, free from bone, per lb. - - - - -	0	5	0	4 $\frac{1}{2}$	0	4 $\frac{3}{4}$	0	5	0	5
Fine Bread - - - - -	0	1 $\frac{3}{4}$	0	2	0	2	0	1 $\frac{7}{8}$	0	1 $\frac{7}{8}$
Potatoes - - - - -	0	1	0	1 $\frac{3}{4}$	0	1 $\frac{3}{4}$	0	1 $\frac{3}{4}$	0	1 $\frac{3}{4}$
Butter - - - - -	1	6	1	3	1	3	1	0	1	3
Tea - - - - -	1	6	1	8	1	5 $\frac{1}{2}$	1	9	1	5 $\frac{1}{2}$
Sugar, No. 1 Company's - - - - -	0	5 $\frac{1}{2}$	0	6	0	5 $\frac{1}{2}$	0	5 $\frac{1}{2}$	0	5 $\frac{1}{2}$
Oatmeal - - - - -	0	3 $\frac{1}{2}$	0	4	0	3	0	3 $\frac{1}{2}$	0	3
Treacle - - - - -	0	3	0	2	0	4	0	4	0	4
Arrowroot - - - - -	0	6	0	6	0	6	0	7 $\frac{1}{2}$	0	6
Fine Flour - - - - -	0	2	0	2	0	2	0	2 $\frac{1}{2}$	0	2
Pearl Barley - - - - -	0	6	0	4	0	5	0	4	0	3
Sago - - - - -	0	6	0	6	0	7	0	9	0	6
Suet - - - - -	0	5	0	3	0	5	0	4	0	4
Rice - - - - -	0	2 $\frac{1}{2}$	0	3	0	5	0	3 $\frac{1}{2}$	0	3
Tobacco - - - - -	2	6	1	3	2	6	2	6	2	6
Salt - - - - -	0	1	0	1	0	1	0	1	0	1
Pepper - - - - -	1	0	0	4	0	8 $\frac{3}{4}$	0	10	0	8 $\frac{3}{4}$
Soap - - - - -	0	5	0	6	0	5	0	6	0	5
Whiting - - - - -	0	1	0	2	0	1 $\frac{1}{2}$	0	1 $\frac{1}{2}$	0	1 $\frac{1}{2}$
Mixed Vegetables - - - - -	0	1 $\frac{1}{2}$	0	2	0	1 $\frac{1}{2}$	0	1 $\frac{1}{2}$	0	1 $\frac{1}{2}$
Mould Candles - - - - -	0	8	0	7 $\frac{1}{2}$	0	7	0	8	0	7
Eggs, per doz. - - - - -	1	6	1	6	1	6	1	6	1	6
Fowls, each - - - - -	2	6	1	6	2	6	2	0	2	6
Brandy, 2 gallons - - - - -	40	0	30	0	50	0	40	0	48	0
Gin, ditto - - - - -	30	0	30	0	28	0	25	0	28	0
Port Wine, ditto - - - - -	30	0	28	0	28	0	28	0	30	0
Sherry ditto - - - - -	26	0	20	0	28	0	28	0	30	0
Porter, ditto - - - - -	12	0	13	0	11	0	12	0	11	0
Ale, ditto - - - - -	12	0	5	0	12	6	10	0	11	0
Milk, per quart - - - - -	0	6	0	6	0	6	0	6	0	6
Vinegar, ditto - - - - -	0	6	0	10	0	8	0	8	0	9
Oil, Sperm, per gallon - - - - -	7	0	6	6	7	6	8	0	7	6
Cotton Wick, per lb. - - - - -	1	6	1	0	1	6	1	6	1	6
Straw, per ton, 2240 lbs. - - - - -	80	0	40	0	70	0	80	0	90	0

RATIONS FOR GAOL.

ACCEPTED TENDER—PATRICK LUNDON.

Schedule of Tenders received.

Article.				Somerville.	Morrin.	Dinnin.	Lundon.
Ration No. 1	..	..	..	d. 3	d. 2 $\frac{3}{4}$	d. 2 $\frac{5}{8}$	d. 2 $\frac{3}{4}$
" 2	..	..	..	5 $\frac{1}{2}$	5	5	4
" 3	..	..	..	7 $\frac{1}{2}$	6 $\frac{1}{2}$	6 $\frac{3}{4}$	6 $\frac{1}{2}$

PROVISIONS FOR STOCKADE.

ACCEPTED TENDER—PATRICK LUNDON.

Schedule of Tenders received.

Articles.				Somerville.			Dinnin.			Morrin.			Lundon.		
				£	s.	d.	£	s.	d.	£	s.	d.	£	s.	d.
No. 1 Ration	..	..	..	0	0	10 $\frac{1}{2}$	0	0	10	0	0	9	0	0	8 $\frac{1}{4}$
2 "	..	..	..	0	0	9 $\frac{1}{2}$	0	0	9 $\frac{1}{2}$	0	0	7 $\frac{3}{4}$	0	0	8 $\frac{1}{4}$
Straw, per ton	..	..	..	4	0	0	6	0	0	4	10	0	2	0	0
Sperm Oil, per gal.	..	..	..	0	8	0	0	7	6	0	7	6	0	6	6
Cotton Wick, per lb.	..	..	..	0	1	6	0	1	6	0	1	6	0	1	0
Tobacco, per lb.	..	..	..				0	2	6						

DESTITUTE RATIONS.

ACCEPTED TENDER—PATRICK LUNDON.

Schedule of Tenders received.

Articles.	Somerville.	Morrin.	Dinnin.	Lundon.
At per Ration	7 $\frac{1}{2}$ d.	6 $\frac{1}{2}$ d.	6d.	5 $\frac{1}{2}$ d.

LOCK-UP RATIONS.

ACCEPTED TENDER—PATRICK LUNDON.

Schedule of Tenders received.

Article.	Somerville.	Morrin.	Dinnin.	Lundon.
At per Ration	3d.	2 $\frac{1}{2}$ d.	2 $\frac{3}{8}$ d.	2 $\frac{1}{2}$ d.

SUPPLIES FOR POLICE.

ACCEPTED TENDER—PATRICK LUNDON.

Schedule of Tenders received.

Article.	Dinnin.	Lundon.	Morrin.
Oil, per gallon	6s.	4s. 6d.	5s. 6d., 7s. 6d.
Cotton Wick	1s. 6d.	1s.	1s. 6d.

MEDICINES FOR HOSPITAL, LUNATIC ASYLUM, GAOL, AND STOCKADE.

ACCEPTED TENDER (the only Tender received)—RICHARD MATTHEWS.

FIREWOOD.

ACCEPTED TENDER (the only Tender received)—B. McDONALD.

Gaol.	Stockade.	Hospital and Lunatic Asylum.	Public Offices, cut and uncut.
14s. 5½d.	15s. 10½d.	15s. 10½d.	16s. 5½d. 14s. 5½d.

HOSPITAL AND LUNATIC ASYLUM WASHING.

ACCEPTED TENDER (the only Tender received)—ELIZABETH MUNROE.

Hospital.....	£6 per month.
Asylum.....	£4

PRINTING.

ACCEPTED TENDER—W. C. WILSON (the only Tender received).

	Plan.			Tabular.			Table.		
	£	s.	d.	£	s.	d.	£	s.	d.
GAZETTE—									
Composition per sheet, 4 pages long primer	1	16	0	2	10	0	3	4	0
Do. do. brevier	2	8	0	3	8	0	4	8	0
Press work (including folding and delivery of Gazette) per token per sheet.....	0	5	0						
Do. do. half do.	0	3	6						
BILLS and ACTS, (including brevier side notes) 33 x 60 ems pica—									
Composition per sheet, 4 pages pica	2	2	0	2	18	0	3	16	0
Do. do. long primer	2	12	0	3	14	0	4	16	0
Press work, per token, per sheet	0	5	0						
Do. do. half sheet.....	0	3	6						
BILLS and ACTS, (including brevier side notes) octavo, 40 x 24 ems pica—									
Composition per sheet, 16 pages, pica	2	18	0	4	3	0	5	8	0
Do. do. long primer	4	8	0	6	8	0	8	8	0
Press work, per token, per sheet	0	5	0						
Do. do. half sheet.....	0	4	0						
VOTES and PROCEEDINGS, NOTICE PAPERS, &c., for Pro- vincial Council, 33 x 60 ems pica—									
Composition per sheet, 4 pages, pica	1	8	0	1	18	0	2	8	0
Do. do. long primer.....	2	0	0	2	10	0	3	10	0
Press work, per token, per sheet	0	3	6						
Do. do. half sheet	0	2	6						
BLANK FORMS and OTHER JOBS—									
Composition, per 1000 ems (tabular and table, and to be cast off in the same type in which the head is set)	0	0	8	0	0	10	0	1	0
Press work, per token	0	2	6						
Alterations and corrections, at per hour.....	0	1	0						

STATIONERY.

ACCEPTED TENDER—W. C. WILSON.

		Wayte.			Wilson.		
		£	s.	d.	£	s.	d.
Books, demy folio, half bound	per quire	0	5	0	0	4	0
Do. do. whole bound	"	0	7	6			
Do. foolscap, half bound	"	0	4	0	0	3	0
Do. do. whole bound	"	0	6	0			
Candles, sperm	per lb.	0	2	6	0	2	6
Do. real do.	"	0	3	6			
Envelopes, foolscap	per hundred	0	4	6	0	3	0
Do. letter and note	"	0	2	0	0	1	6
India Rubber	per lb.	0	8	0	0	6	0
Ink, black	per quart	0	3	6	0	2	0
Do. do.	"	0	2	6			
Do. red	"	0	3	6	0	3	0
Inkstands, pewter	each	0	2	6	0	2	6
Matches	per doz.	0	1	0	9d.	& 3s.	
Paper, blotting ..	per quire	0	1	0	0	1	0
Do. drawing ..	at per sheet				0	0	2
Do. antiquarian	"				at	0	4
Do. double elephant	"				market	0	2
Do. Tracing	"				rates.	0	0
Do. Cartridge	per quire	0	2	6	0	1	9
Do. demy, ruled	"	0	2	6	0	2	0
Do. foolscap, ruled	per ream	1	10	0	1	10	0
Do. do.	"	0	7	6	0	16	0
Do. do.	"	0	15	0	0	15	0
Do. do. double	"	1	15	0	1	16	0
Do. letter paper	"	0	16	0	10s.	to 15s.	
Do. note do.	"	0	8	0	6s.	to 8s.	
Parchments	at per roll	10	10	0			
Do.	at per shee	0	4	6	1s. 9d.	to 3s.	
Pencils, drawing	per doz.	0	10	0	3s	to 10s.	
Do.	"	0	6	0			
Pens, magnum bonum	at per gross	0	12	0	0	12	0
Do. quills	at per 100	0	7	0	0	5	0
Pins	at per oz.	0	0	3	0	0	3
Ribbon, green silk	at per dz. yds.	0	2	6	0	2	0
Rulers, hard wood	at per inch	0	0	1½	0	0	1½
Sealing wax	at per lb.	0	4	6	0	4	0
Tapes, red	at per doz.	0	2	6	0	4	0
Twine	at per lb.	0	2	0	0	2	0
Wafers	at per lb.	0	5	0	0	4	0
Do. Stamps	each	0	1	6	0	1	0

HUNDRED OF ONEHUNGA.

THE Wardens have appointed
 Mr. JOHN DUGGAN,
 Ranger of the Hundred, and
 Mr. JAMES GALLAGHER,
 Clerk to the Wardens of the said Hundred.
 JAMES GALLAGHER,
 Clerk to the Wardens of Onehunga.

BYE-LAWS OF THE HUNDRED OF HOWICK.

- 1st. ALL unlicensed persons who shall depasture Cattle on the Waste Lands within the Hundred will be proceeded against for the unlawful occupation of Crown Lands.
 2. All licensed persons to send in a return of their Cattle, with a description of their brands, half-yearly; for non-fulfilment a penalty of ten shillings.
 3. Each licensed person will be entitled to run eight Head of Cattle, if more, to pay one shilling per Head.
- THOMAS SMYTH,
 W. FRAIZER,
 P. FITZPATRICK, } Wardens.

HUNDRED OF ONEHUNGA.

LIST of names of License-holders, number of acres in occupation, and apportionment of Stock to be depastured on the Waste Lands of the said Hundred for the year 1857.

	Number of Acres.	Great Cattle Apportionment.
J. O'Keefe	2	3
Wm. Turner	2	3
Henry Thompson	17	7
Atcheson Price	1	2
Wm. Bates	11	6
James Ninnis	5 $\frac{1}{2}$	4
Wm. Miller	3	3
Jas. Staniland	1	2
Peter Burns	1	2
Henry Smithers	14	7
Bernard Symond	2	3
Mrs. George	3	3
Michael Brennan	2	3
Edward Kelly	9	5
Patrick Neale	1	2
Wm. Brierly	3	3
Wm. Blackburn	1	2
Anthony Ralph	11	6
John Rielly	2	3
Wm. Casson	2	3
Thos. Lucas	1	2
Jas. Norris	4 $\frac{1}{2}$	3
Edmund Wykes	3 $\frac{1}{2}$	3
Joseph Osborne	3	3
Jas. Moore	1	2
Henry Lavery	14	7
Andrew McMahan	6	4
Mr. Buddle	3	3
Mr. O'Rourke	50	15
Robert Grant	5	4
Wm. Boyt	1	2
Patrick Martin	3	3
George Oman	1	2
Sydenham Oxenham	1	2
James Dilworth	60	17
Michael Farrell	1	2
Michael Bradburn	1	2
Joseph May	200	25
John Rose	1	2
Mrs. Forbes	6	4
Richard Skinner	1	2
James Anson	6	5
John Alexander	5	4
John Allen	3	3
Patrick Crew	9	6
John College	1	2
John Duggan	3	3
Robert Daley	5	4
Edmund Dare	2	3
Edward Earle	6	5
Michael Foley	2	3
George Farrell	11 $\frac{1}{2}$	6
Wm. McCutcheon	14	7
Murtagh Madigan	1	2
Patrick Meehan	11	6
Adam Nixon	2	3
Thos. O'Brien	6	5

James Gallagher	14	7
George Horsecroft	1	2
Wm. Higgins	4	3
Wm. Kew	2	3
John Kerr	3	3
John Kelly	5 $\frac{1}{4}$	4
Patrick Kelly	12	6
John Leahy	4	3
Edward Leston	1	2
Martin May	17 $\frac{1}{2}$	7
John McGhee	5	4
John Stone	1	2
Wm. Smith	1	2
Frances Tapp	8	6
John Williams	3	3
J. Flynn	1	2
Joseph Bradley	4 $\frac{3}{4}$	4
T. C. Hallamore	1	2
James Smith	1	2
Charles Moore	16 $\frac{1}{2}$	7
Andrew Clark	1	2
Robert Turner	3	3
James Stuart	1	2
John Kerr	2	3
Edmund Stilliard	2 $\frac{1}{2}$	3
Frances Martin	3	3

On behalf of the Wardens,
(Signed) JAMES GALLAGHER,
Onehunga.

BYE LAWS OF THE HUNDRED OF ONEHUNGA.

THE following Bye Laws of the above Hundred, are republished from the Gazette of April 3rd, 1854, for the information of License holders, having been adopted by the Wardens for the present year.

1. That all Cattle depasturing on the aforesaid Waste Land of the Crown shall be branded on some conspicuous part of the body with the Owner's registered or returned brand, under a penalty of two shillings and sixpence per head for each and every omission.

2. That each and every person who shall depasture Cattle above his proportion on such Waste Lands, shall be assessed, and is, and are, hereby assessed for each and every head of great Cattle, the sum of sixpence per quarter; and for each and every head of Sheep, the sum of one penny per quarter, payable quarterly, in advance; and that Cattle for any portion of time within any quarter, shall be chargeable and paid for as if running the entire quarter.

3. That the assessment hereby made shall be paid to the Ranger, or any other person duly authorised by the Wardens of the said Hundred, quarterly in advance.

4. That all persons depasturing Cattle as aforesaid, in the first week of January, April, July and October, give notice in writing, duly signed by him or her, to the Ranger for the time being of the said Hundred, or other authorised person, of the number of Cattle then running and bearing his or her brand, and being *bona fide* his or her property, as also of the number of Cattle, if any, hired of or from any other person, and whom, and particulars of the brand, any such hired Cattle may bear, the said Return to be

left at the residence of either of the Wardens for the aforesaid Hundred under a penalty of ten shillings for the first omission, and (£1) one pound for every further omission.

5. That no person shall run any Cattle upon the said Waste Lands but such as shall be his or her own property, or *bona fide* hired by him or her.

6. That each and every person depasturing Cattle as aforesaid, shall at all times, when required by the Ranger, or any other person duly authorised by the Wardens of the aforesaid Hundred, give, in writing or otherwise as the Ranger or such person authorised may require, full and correct information of the number of Cattle running on his or her account; and any person refusing to give such information, or giving false or evasive information, shall forfeit and pay the sum of (£1) one pound for each and every such offence.

7. That no entire male Cattle, great or small, shall be allowed to run upon any part of the

said Waste Lands without the consent, in writing, of two of the Wardens at least, under a penalty of twenty shillings for each and every such offence; and any entire male Cattle found upon the said Waste Lands, without consent as aforesaid, shall be deemed and treated as Cattle trespassing.

8. That any person worrying Cattle by driving them with dogs, or otherwise, off the said Waste Lands, or other unenclosed Lands, not in the lawful occupation of the person so driving off such Cattle, shall forfeit and pay the sum of (£2) two pounds for the first offence, and (£3) three pounds for the second offence, and (£5) five pounds for the third and every further offence.

These Bye Laws are confirmed by us, and are republished for general information.

J. KELLY,
J. DUGGAN,
J. GALLAGHER.