



AUCKLAND PROVINCIAL GOVERNMENT GAZETTE.

Published by Authority.

VOL. VIII.] AUCKLAND, SATURDAY, NOVEMBER 19, 1859. [No. 23.

PROCLAMATION.

By JOHN WILLIAMSON, Esquire,
Superintendent of the Province
of Auckland.

WHEREAS by the "Provincial Reserved Bills Act, 1858" it was amongst other things enacted that whenever any Bill shall have been passed by the Provincial Council of any Province, and shall have been reserved by the Superintendent for the signification of the Governor's pleasure thereon, such Bill shall not have any force or authority within the said Province until the Superintendent shall signify either by speech or message to the Provincial Council, or by Proclamation in the Government Gazette of the said Province, that such Bill had been laid before the Governor and that the Governor had assented to the same. And whereas a Bill was passed by the Provincial Council of the Province of Auckland on the first day of November last, intituled the "Harbour Endowments Act, 1859, No. 2," and the same was reserved by me for the signification of the pleasure of the Governor thereon,

Now, therefore, I, the Superintendent of the Province of Auckland, do hereby proclaim that the said Bill has been laid before the Governor, and that he has been pleased to assent to the same.

Given under my hand, at Auckland,
this sixteenth day of November,
one thousand eight hundred and
fifty-nine.

J. WILLIAMSON,
Superintendent.

PROCLAMATION.

By JOHN WILLIAMSON, Esquire,
Superintendent of the Province
of Auckland.

WHEREAS by the "Provincial Reserved Bills Act, 1858," it was amongst other things enacted that whenever any Bill shall have been passed by the Provincial Council of any Province, and shall have been reserved by the Superintendent for the signification of the Governor's pleasure thereon, such Bill shall not have any force or authority within the said Province until the Superintendent shall signify either by speech or message to the Provincial Council, or by Proclamation in the Government Gazette of the said Province, that such Bill had been laid before the Governor, and that the Governor had assented to the same. And whereas a Bill was passed by the Provincial Council of the Province of Auckland on the twenty-sixth day of October last, intituled the "City of Auckland Debenture Act, 1859," and the same was reserved by me for the signification of the pleasure of the Governor thereon,

Now, therefore, I, the Superintendent of the Province of Auckland, do hereby proclaim that the said Bill has been laid before the Governor, and that he has been pleased to assent to the same

Given under my hand, at Auckland,
this sixteenth day of November,
one thousand eight hundred and
fifty-nine.

J. WILLIAMSON,
Superintendent.

AUCKLAND HARBOUR ENDOWMENTS.

PUBLIC NOTIFICATION.

By JOHN WILLIAMSON, Esquire, Superintendent of the Province of Auckland.

UNDER and in pursuance of the powers vested in the Superintendent in that behalf by "The Harbour Endowments Act, 1859, No. 2," I hereby notify for public information that the Lease for Ninety-nine (99) years, at a nominal rental, of each of the pieces or parcels of land enumerated in the Schedule hereunder written, will, at 11 o'clock in the forenoon, on **THURSDAY** the 22nd day of December next, at the Waste Land Office, be offered for Sale by public auction.

Given under my hand, at Auckland, in the said Province, the 17th day of November, One thousand eight hundred and fifty-nine.

J. WILLIAMSON,
Superintendent.

Sec.	Lot.	Situation.	Size.	Upset Price.		
			Feet.	£	s.	d.
2	24	Custom House Street and Gore Street ...	30 x 100	300	0	0
	25	Custom House Street ...	30 x 100	300	0	0
	26	Ditto ...	30 x 100	300	0	0
	27	Ditto ...	30 x 100	300	0	0
	28	Ditto ...	30 x 100	300	0	0
	29	Ditto ...	30 x 100	300	0	0
	30	Custom House Street and Commerce Street	53 x 51	530	0	0
	8	Commerce Street ...	50 x 50	500	0	0
	35	Custom House Street and Gore Street ...	30 x 100	300	0	0
	36	Custom House Street ...	30 x 100	300	0	0
	87	Ditto ...	30 x 100	300	0	0
	38	Ditto ...	30 x 100	300	0	0
	39	Ditto ...	30 x 100	300	0	0
	40	Ditto ...	30 x 100	300	0	0
	41	Ditto ...	30 x 100	300	0	0
	42	Ditto ...	30 x 100	300	0	0
	43	Custom House Street and Fort Street ...	55 x 100	550	0	0
	44	Corner of Fort-street ...	56 x 75	560	0	0

The plan of the Section may be inspected at the Waste Land Office.

Commissioner of Crown Lands' Office,
Auckland, November 17th, 1859.

I HEREBY notify that the Run described below has been claimed by

CHRISTOPHER MAXWELL.

Situation.—Wangaroa. Whakapaku Block.

Boundaries.—As surveyed upon the ground and shown upon the map of the block.

Estimated Extent.—(12,000) Twelve thousand acres.

Number and Description of Stock upon the Run.—To commence with, (500) five hundred Sheep, and (10) ten head of horned Cattle.

DANIEL POLLEN,
Commissioner of Crown Lands.

Superintendent's Office,
Auckland, November 16th, 1859.

I HEREBY notify for general information that a Writ issued by me on the seventeenth day of October last for the Election of a Member of the Provincial Council, for the District of the Bay of Islands, has been returned with an endorsement thereon as follows:

I, Robert Clapham Barstow, the Returning Officer for the Electoral District of the Bay of Islands, do hereby declare that in pursuance of the Writ to me directed bearing date the seventeenth day of October, 1859, the undermentioned Candidate is duly elected a Member of the Provincial Council of the Province of Auckland for the said District.

Dated this seventh day of November, 1859.

(Signed) ROBERT CLAPHAM BARSTOW,
Returning Officer.

Christian name & surname of Candidate.	Place of Abode.	Nature of Qualification.	Name of Proposer.
Clarke, Henry Tacy	Waimate	householder	Henry Davis

J. WILLIAMSON,
Superintendent

CITY OF AUCKLAND DEBENTURES]

Superintendent's Office,
Auckland, 17th November, 1859.

NOTICE is hereby given that Tenders will be received at this Office, or at the Office of the Oriental Bank Corporation, Sydney, until noon of Thursday, the 5th January next, from persons desirous of advancing the whole or any portion of the sum of *Fifteen Thousand Pounds*, on the security of Debentures to be issued under the provisions in that behalf contained in an Act of the Legislature of the Province of Auckland, intituled—

“The City of Auckland Debentures Act, 1859.”

If a Tender be accepted, Debentures, secured as provided by the said Act, will be issued for the sum advanced, on payment of the amount, in cash, into the Public Treasury of the Province.

Each Debenture will be payable to bearer,

and will be issued for the sum of *One hundred pounds*.

The principal will not be payable until the 1st day of January, 1875, and will bear interest in the meantime at a rate not exceeding 7 per centum per annum, payable half-yearly on presentation of the Debentures at the Provincial Treasury at Auckland, or as provided by the said Act, on or after the 1st day of January and the 1st day of July in every year.

Parties tendering are requested to state—

1. The amount they are prepared to advance, and the sum which they offer for each £100 of such Debentures, and the rate of interest required for each £100.
2. Whether or not the Tender is conditional upon the acceptance of the full amount, or of any specified portions of the sum offered.

Tenders to be sealed and endorsed “Tender for Debentures.”

J. WILLIAMSON,
Superintendent.

Superintendent's Office,
Auckland, November 17th, 1859.

THE Act referred to in the foregoing notification is published for general information.

J. WILLIAMSON,
Superintendent.

CITY OF AUCKLAND DEBENTURE ACT 1859

IN THE TWENTY-THIRD YEAR OF [THE REIGN OF HER MAJESTY
QUEEN VICTORIA

SESSION XI. No. 1.

ANALYSIS

Title	6 Debentures to be payable to bearer
Preamble	7 Superintendent to make arrangements as to place where Debentures are to be payable
1 Power to the Superintendent to issue Debentures	8 Power to holders of Debentures to alter place of payment on notice
2 Debentures to be numbered arithmetically	9 Three per cent. on the amount due to be invested as a sinking fund
3 Debentures to bear interest	10 Appropriation of money raised
4 Sale of Debentures	11 Short Title
5 Holders of every Debenture to receive full amount of money secured thereby	

AN ACT to authorize the raising of Money by the Sale of Debentures for constructing certain Works within the City of Auckland

WHEREAS by Deed of Grant dated the sixteenth day of ^{Preamble}

March one thousand eight hundred and fifty-eight the allotments or parcels of land mentioned and described in the Schedule A to this Act annexed were granted by His Excellency the Governor of New Zealand under the powers contained in an Act passed by the General Assembly of New Zealand intituled “The Public Reserves Act 1854” upon trust for the improvement and benefit of the City of Auckland AND WHEREAS it is expedient to enable the Superintendent of the Province of Auckland to borrow money upon the said allotments of land in the manner hereinafter mentioned

BE IT THEREFORE ENACTED by the Superintendent of the Province of Auckland with the advice and consent of the Provincial Council thereof

Power to the Superintendent to issue Debentures

1 It shall be lawful for the Superintendent of the Province of Auckland with the advice and consent of the Executive Council from time to time to issue debentures for sums of One Hundred Pounds not exceeding in the whole the sum of Fifteen Thousand Pounds and payable at such time and place as to the said Superintendent may seem expedient and such debentures shall be in the form set forth in Schedule B to this Act annexed and be signed by the said Superintendent and the holder or bearer for the time being of every such debenture shall be entitled to all rights and remedies under and in respect of the same in like manner as though he were named therein.

Debentures to be numbered arithmetically

2 All the said debentures so to be issued shall be respectively numbered arithmetically beginning with the number one and ascending in arithmetical progression.

Debentures to bear interest

3 The said debentures shall bear interest at a rate not exceeding Eight Pounds per centum per annum and the said interest and principal upon such debentures shall be paid and payable to the holder thereof at such place and time as may be specified or provided therein.

Sale of Debentures

4 The said Superintendent may offer or cause to be offered for sale by public auction or tender the said debentures provided that the purchaser of any such debenture shall previous to the delivery thereof pay the full amount of the purchase money into the funds of the Provincial Treasury and obtain the receipt of the Provincial Treasurer whose receipt in writing shall exonerate the person paying the same from all liability in respect of the application or misapplication of the same and such receipt shall be exchanged for such debenture.

Holders of every Debenture to receive full amount of money secured thereby

5 The holder of every such debenture shall receive the full amount of money secured thereby together with the specified rate of interest at the time or times at the place and in the manner respectively mentioned in or endorsed on such debenture or according to the purport thereof and the amount of every such debenture together with interest shall be charged and secured upon the said allotments or parcels of land mentioned and described in the said Schedule A and the holder or bearer for the time being of every such debenture shall also be entitled to all powers vested in mortgagees under and by virtue of the Conveyancing Ordinance of New Zealand number ten of Session two.

Debentures to be payable to bearer.

6 Every such debenture shall be made payable to the bearer thereof and shall pass by delivery only and without any conveyance assignment or endorsement.

Superintendent to make arrangements as to place where Debentures are to be made payable

7 The said Superintendent may make all such arrangements for the payment of any debentures at any office or banking establishment in London or elsewhere as to the said Superintendent may seem desirable to secure the due and punctual payment of any such debentures or interest thereon as may be required to be paid in London or elsewhere.

Power to holder of Debenture to alter place of payment on notice

8 The person for the time being entitled to any such debenture may from time to time alter the place of payment of the principal or interest thereof to either Auckland London

Sydney or Melbourne by giving at the office of the said Superintendent six calendar months previous notice in writing terminating on a first day of January or a first day of July of his wish to make such alteration and a memorandum of such alteration shall be endorsed on the debenture by the person receiving the notice at the time of such receipt.

9 The said Superintendent shall in each and every year so long as any money shall be due and owing on account of any Debentures issued under authority of this Act invest on the security of Debentures issued by the General Government or upon security of real property within the Province of Auckland a sum equal to three pounds per centum on the amount due at the time of investment upon the security of the Debentures issued under this Act for the purpose of forming a sinking fund to pay off the said Debentures and the interest to accrue upon all moneys so invested shall from time to time be re-invested in the like manner for the like purpose.

Three per cent. on the amount due to be invested as a sinking fund

10 All moneys received by the Superintendent by reason of the exercise by him of any of the powers contained in this Act shall be applied in the first place (after defraying all necessary expenses of raising the same) to refund to the General Revenue of the Province all moneys due and owing or which may have at that time been advanced from the said Revenue for or towards the formation of the main sewer in the City of Auckland and the balance in completing the said sewer and in supplying water to the inhabitants of the said City of Auckland.

Appropriation of money raised

11 The short Title of this Act shall be "The City of Auckland Debenture Act 1859."

Short Title

SCHEDULE A

1 A portion of allotment No. 1 of Section No. 3 containing by admeasurement one rood and twelve perches (more or less) being bounded on the North by Fore-street one hundred and sixty-eight links on the East by other portion of said allotment No. 1 two hundred and eight links on the South by Shortland-street one hundred and forty-six links and on the West by Queen-street two hundred and four links.

2 Section No. 31 containing by admeasurement six acres and ten perches (more or less) being bounded on the North by Wellesley-street seven hundred and sixteen links on the East by Queen-street four hundred and seventy links on the South East by Grey-street five hundred links on the South by Cook-street four hundred and ninety-five links and on the West by Albert-street nine hundred and twenty-five links.

3 Section No. 85 containing by admeasurement one acre two roods and thirty-two perches (more or less) being bounded on the North West and North by Mount-street two hundred and seventy-two links and three hundred and eighty four links on the East and South East by Symonds-street nineteen links and six hundred and seventeen links on the South by a line thirty links and on the South West by Wakefield-street four hundred and seventy-one links.

4 Section No. 50 containing by admeasurement seven acres and three roods (more or less) being bounded on the North West by Picton-street one thousand five hundred and eighty-eight links on the East by Hepburn-street one thousand three hundred and seventy-five links on the South by Ponsonby Road one thousand one hundred and sixty links.

5 A portion of Section No. 51 containing by admeasurement thirteen acres two roods and twenty-five perches (more or less) being bounded on the North by Lot No. 11 five hundred and four links on the West by Lots Nos. 10 and 11 three hundred links again on the North by Smith-street in a curve and on the North East by a Street four hundred and ten links on the East by a line one hundred

and ninety-five links on the South East by Hopetoun-street nine hundred and sixty-two links on the South by Ponsonby Road five hundred and ninety links again on the West by Lots Nos. 18 and 19 three hundred and thirty-one links again on the South by Lot No. 18 aforesaid two hundred and fifty links and again on the West by Hepburn-street eight hundred and forty-one links

6 Section No. 52 containing by admeasurement fourteen acres and two roods (more or less) being bounded on the North by Beresford-street one thousand four hundred and fifty links on the North East by Howe-street six hundred and sixty-five links on the South East and South West by Smith-street in a curve and on the West by Hepburn-street seven hundred and thirty-three links

7 Section No. 53 containing by admeasurement eight acres (more or less) being bounded on the North East by Howe-street four hundred and thirty-three links on the South East by Karangahape Road five hundred and thirty-three links and five hundred and fifty-six links on the South by Ponsonby Road eight hundred and thirty links and on the North West by Hopetoun-street one thousand and seventy-eight links and five hundred and sixty links

SCHEDULE B

No. } £100 }	Province of Auckland	{ No. { £100
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Debenture

Transferable by delivery

Under the authority of the "City of Auckland Debenture Act 1859"

This Debenture entitles the bearer at the Office of the Superintendent of the Province of Auckland or at the Office of the Oriental Bank Corporation in Sydney Melbourne or London at the option of the bearer to payment of the sum of One Hundred Pounds sterling on the day of One thousand eight hundred and which with interest thereon at the rate of pounds per centum per annum is hereby charged and secured upon all the Lands Messuages Tenements and Hereditaments mentioned and described in Schedule A to the said Act annexed or any of them and the Revenue thereof which interest is payable half-yearly on the day of and the day of in each year (Dividend Coupons for which are annexed)

Dated this day of one thousand eight hundred and and signed the same day in the City of

N.B.—Any change which it may be desired to make in respect of the place of payment of either principal or interest must be previously registered at the Office of the said Superintendent in Auckland and the substitution of the one place for the other endorsed hereon

Wm. POWDITCH,
Speaker.

Passed the Provincial Council this twenty-sixth day of October, one thousand eight hundred and fifty-nine.

G. MAURICE O'ROKKE,
Clerk of Provincial Council.

I hereby declare that I reserve this Act for the signification of the Governor's pleasure thereon.

J. WILLIAMSON,
Superintendent.

I hereby assent to this Act this tenth day of November in the year of our Lord one thousand eight hundred and fifty-nine.

T. GORE BROWNE,
Governor.

RETURN OF ALL LANDS SOLD AT THE WASTE LANDS OFFICE, AT AUCKLAND, FROM
THE 1ST TO THE 30TH SEPTEMBER, 1859.

Date.	Name of Purchaser.	Locality.	Sec.	No. of Lot.	Contents.	Cash.			Land orders exercised.		
						£	s.	d.	£	s.	d.
1	Crosse John Hill.....	Pakington (Sub.)	2	5, 6, 7, 8, 9, 10 & 12	A. R. P. 15 0 34	17	17	0			
5	Probert John	Whau (South)	..	207	0 1 11	12	10	0			
5	Norrie Stephen	Whau (South)	..	134	0 1 14	5	0	0			
5	O'Berke G. M.	Whau (South)	..	276	0 0 39	12	10	0			
5	England Asenath	Waiuku (East)	..	54	42 0 0	21	0	0			
5	Ormsby G. O.	Whau (South)	..	6, 196, 198	1 0 6	62	10	0			
5	Walters William	Whau (South)	..	205, 206	0 2 10	27	15	0			
5	Robertson Peter	Whau (South)	..	203, 204	0 1 35	25	0	0			
5	Cadman Jerome	Whau (South)	..	191, 216, 269	1 0 36	25	0	0			
5	Cadman Jerome	Whau (North)	1	15, 32, 33, 42	1 1 12	25	0	0			
7	Gerrard M. L.	Mangapai	..	part 15	40 0 0	..	..	..	40	0	0
9	King Edward	Pakington (Sub.)	1	1	5 0 6	5	5	0			
9	King Edward	Pakington (Town)	37	1, 2, 3, 4, 5	1 0 0	10	0	0			
9	Kelly Edward	Mata	..	19	52 0 0	6	0	0	40	0	0
10	Lusk Daniel Henderson...	Puni	..	38, 39, 40, 41, 45	218 2 31	219	0	0			
10	Lusk Daniel Henderson...	Pakington (Sub.)	14	7	1 0 9	1	1	0			
10	Lusk Daniel Henderson...	Pakington (Town)	23	2, 3, 4, 5, 6, 7, 8, 9, 10	1 3 8	18	0	0			
10	Heaphy Charles	Pakington (Sub.)	1	17, 18	14 1 18	15	15	0			
10	Heaphy Charles	Pakington (Sub.)	5	1, 2, 3, 4, 5, 6, 7, 8, 9	18 0 29	18	18	0			
10	Heaphy Charles	Molesworth (Town)	..	2, 3, 4	7 1 0	36	5	0			
10	Warner H. N.	Pakington (Sub.)	1	14	6 0 12	6	6	0			
10	Smallfield George	Pakington (Sub.)	1	2, 22	10 2 20	11	11	0			
10	Ford Robert	Mangapai	..	47	40 0 0	..	..	..	40	0	0
10	Smith John	Molesworth (Sub.)	..	15, 16	64 0 0	64	0	0			
10	Mays Oliver	Kaiwaka	..	49	80 0 0	..	..	..	80	0	0
12	McLean Murdock	Waipu	..	..	40 0 0	20	0	0			
19	Wardell George	Wanganui	..	15	1 1 10	6	5	0			
19	Lewer George	Wainui	..	part 114	40 0 0	..	..	..	40	0	0
20	Hadfield Henry	Kaiwaka	..	part 60	78 0 0	..	..	..	80	0	0
20	Webster Thos. & others...	Kaiwaka	..	26	120 0 0	..	..	..	120	0	0
20	Webster Ann	Mangawai	..	72	70 2 0	15	5	0	40	0	0
21	Morrison John	Kaiwaka	..	part 44	98 0 0	..	..	..	100	0	0
21	Blundell J. A.	Ahuroa	..	19	106 0 0	13	0	0	80	0	0
21	Rodger W. & others	Kaiwaka	..	29	120 0 0	..	..	..	120	0	0
21	Bell Thos. & Wilson Thos.	Kaiwaka	..	30	120 0 0	20	0	0	80	0	0
22	Sneeston Joseph	Mangapai	..	59	40 0 0	..	..	..	40	0	0
23	Reddy David & Nicholas John	Kaiwaka	..	part 45	120 0 0	..	..	..	120	0	0
23	Willgoos Joseph	Mangapai	..	part 41	32 0 0	..	..	..	40	0	0
24	Harrad William	Mangapai	..	60	49 0 0	..	..	..	60	0	0
24	Bowling John Reed	Parahaki	..	..	40 0 0	20	0	0			
29	Cameron Alexander	Kaiwaka	..	16	118 0 0	..	..	..	120	0	0
Totals.....					1915 2 20	740 13 0	1240 0 0				

Quantity of surveyed Country Land open for sale or selection on 30th September.....29,226 acres.

JAMES BABER,
Deputy Waste Land Commissioner.

