



AUCKLAND

PROVINCIAL GOVERNMENT GAZETTE

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WEDNESDAY, FEBRUARY 23, 1870.

No. 12.

PROCLAMATION.

By THOMAS BANNATYNE GILLIES, Esquire,
Superintendent of the Province of
Auckland.

I, THOMAS BANNATYNE GILLIES, Superintendent of the Province of Auckland, by virtue of "The Gold Fields Act, 1866," and of the powers delegated to me thereunder, do hereby proclaim and declare the Province of Auckland to be a District for the purpose of forming a Mining Board therein, to be elected by persons holding Miners' Rights, and having held the same for not less than three calendar months, prior to the day of nomination of such Board, and I do hereby prescribe as follows, viz :

1. The Mining Board for the said District shall consist of seven Members.

2. Any holder of Miners' Right within the said Province, for not less than six months previous to the day of nomination, shall be eligible for election as a Member of the Board.

3. The Senior Warden at Shortland shall be principal Returning Officer, and shall appoint deputy Returning Officers for the several polling places.

4. The nomination of each of the said Members, shall be in writing, signed by not less than seven electors, and by the Candidate nominated, and shall be in the form hereunto annexed, and shall be delivered to the said principal Returning Officer, before 4 o'clock p.m., on the day appointed for the nomination.

5. The said Returning Officer shall, on the following day, intimate by public advertisement, the names of the Candidates duly nominated, and if there be no more nominated than seven, shall declare these duly elected, and if a greater number of Candidates

than seven be duly nominated, he shall appoint a day on which a poll shall take place, at such polling places as he shall appoint, and if a less number than seven shall be duly nominated, shall appoint a future day, on which a further nomination shall take place, of a sufficient number to complete the number of seven, when, if a greater number than necessary are nominated, a poll shall be appointed.

6. Any Candidate may, by writing under his hand withdraw at any time before a poll takes place, and if such withdrawal leaves no more than the necessary number of Candidates, no poll shall take place, but the remaining Candidates shall be declared to be duly elected.

7. In the event of a poll being necessary, there shall be polling places at Shortland, Grahamstown, Tapu, Coromandel, and Auckland, and the poll shall be by ballot.

8. The poll shall take place on the day appointed by the Principal Returning Officer, between the hours of 9 a.m., and 4 p.m., and at the close of the poll, the principal, and Deputy Returning Officers, shall respectively in presence of at least two electors, proceed to open the ballot box, and reckon up the votes polled for each Candidate, and the Deputy Returning Officers shall forthwith transmit the numbers, together with the voting cards, to the Principal Returning Officer, to be checked by him, and on his ascertaining the total number of votes polled for each Candidate, he shall, by public notice, announce the election of the Candidates having the greatest number of votes.

9. The Members elected shall hold office for one year, from the date of the declaration of their election, unless disqualified as hereinafter mentioned.

10. The seat of any Member of the Board shall become vacant, if he shall die, be absent from the Province for more than two calendar months, become bankrupt, neglect to attend three consecutive meet-

ings of the Board, without sufficient excuse, of which sufficiency the Board shall be the judge, cease to hold a Miners' Right, or shall resign his seat by letter addressed to the Board.

11. Such vacancy shall be filled up by the remaining Members of the Board electing by ballot a member, holding a similar qualification to that held by the Member whose seat was vacated, and such Member shall hold office during the remainder of the term of office of the outgoing Member.

12. The Board shall, from time to time, elect its own Chairman, and shall hold its first Meeting, at such time, and place, as the Superintendent shall, by public notice, appoint.

13. No error, or defect in the election, or constitution of the Board or in its mode of proceedings, shall affect the validity of its action, and no Mining Regulations passed by such Board shall be assented to by the Superintendent, until the same shall have been published for public information for one month.

14. The day of nomination shall be the second Monday in March of this, and each succeeding year.

Given under my hand and seal, at Auckland, this twenty first day of February, in the year of our Lord one thousand eight hundred and seventy.

Thomas B. Gillies,
Superintendent.

SCHEDULE.

(Address.)
(Date.)

We, the undersigned holders of the under noted Miners' Rights, and having held the same for not less than three calendar months, prior to this date, do hereby nominate

of
to be a Member of the Mining
Board, for the District of the Province of Auckland.

A B	Miners' Rights No.
C D	"
E F	"
G H	"
I J	"
K L	"
M N	"

I, X Y, the above named candidate, do hereby accept the above nomination, and declare that I am the holder of Miner's Right No. , and have held a Miner's Right for six months last past.

Dated this day of 187
X. Y.

PROCLAMATION.

By THOMAS BANNATYNE GILLIES, Esquire,
Superintendent of the Province of
Auckland.

I, THOMAS BANNATYNE GILLIES, Superintendent of the Province of Auckland, in exercise of the powers and authority delegated to me under the provisions of "The Gold Fields Act, 1866," "The Gold Fields Act Amendment Act, 1868," and "The Gold Fields Act Amendment Act, 1869," do hereby proclaim and declare that I do hereby make the following Regulations and Amendments of Regulations in respect of all Goldfields within the Province of Auckland.

1. The owners of any claim held under Miners' Rights, or lease of auriferous Crown Lands within the said Goldfields, who shall desire to make any level, adit, drive, or tunnel through other Crown Lands, whether held by Miners' Rights or otherwise, shall make application, in writing, to the Warden or Wardens for liberty to do so, specifying as nearly

as may be, the portions of such other lands as shall be used in making such level, adit, drive, or tunnel.

2. On receipt of such application the Warden or Wardens shall obtain from the Mining Inspector for the Field, or if there be no such Mining Inspector, from some other competent Mining Engineer, a report on the propriety of granting such application, and as to the terms on which the same should be granted.

3. On receipt of such report the Warden or Wardens may in their discretion refuse such application, or grant the same subject to such terms and conditions as they shall think fit, and to payment of such compensation as the said Warden or Wardens shall upon hearing all parties interested and their witnesses adjudge.

4. Along with such application, as aforesaid, shall be paid to the Warden the sum of Five pounds five shillings, three Pounds three shillings of which shall be paid to the Mining Inspector or other person for his report, and there shall be further payable, upon the hearing of any claim for compensation, the usual fees and costs payable in the Warden's court, such fees and costs to be payable by such of the parties as the Warden shall adjudge.

5. To the 23rd Regulation in respect of granting leases for the said Goldfields shall be added the following proviso:—Provided also that the Superintendent may if he shall think fit, upon the report of the Mining Inspector for the Field, and such other evidence as he may require, that the holders of any lease have during the previous half-year well and efficiently manned and worked the land held by them under lease, and have at all times kept employed thereon as many men as could be reasonably employed thereon, accept such certificate and evidence in lieu of the further rent hereinbefore prescribed and by such lease made payable. And such Mining Inspector shall be entitled to receive from such lessee the sum of Two pounds two shillings for each such report.

6. No protection shall be granted in respect of any claim except upon the report and certificate of the Mining Inspector or other competent person appointed by the Warden for which report and certificate the Inspector or person appointed shall be entitled to receive before making such report the sum of One pound one shilling from the parties applying for protection.

Given under my hand and Seal, at Auckland, this Twenty-first day of February, One thousand eight hundred and seventy.

THOMAS B. GILLIES,
Superintendent.

PORT OF SHORTLAND.

PROCLAMATION.

By THOMAS BANNATYNE GILLIES, Esquire,
Superintendent of the Province of
Auckland, in the Colony of New
Zealand.

UNDER and in pursuance of the powers and authority in me vested by the provisions of "The Marine Act, 1867," I, Thomas Bannatyne Gillies, Superintendent of the Province of Auckland, do hereby define the limits and boundaries, for the purposes of the said recited Act, of the undermentioned Wharfs: that is to say—

SHORTLAND WHARF.

Bounded by Grey-street, in the town of Shortland, on the East; and by the waters of the Kauaeranga Creek on the West.

GRAHAMSTOWN WHARF.

Bounded on the East by Albert-street, in the town of Grahamstown; and on the West, North, and South, by the sea, and by land between high and low water mark.

Given at Auckland, under my hand and the public seal of the said Province, this twenty-first day of February, One thousand eight hundred and seventy.

THOMAS B. GILLIES,
Superintendent.

PORT OF SHORTLAND.

PUBLIC NOTIFICATION.

By THOMAS BANNATYNE GILLIES, Esquire, Superintendent of the Province of Auckland.

UNDER and in pursuance of the powers and authority vested in me by the provisions of "The Marine Act, 1867," I do hereby impose and levy the following rates, dues, and charges, for the use of the GRAHAMSTOWN WHARF, and for the landing of goods, wares, and merchandise thereat and thereon, that is to say:—

	s.	d.
For each and every person (not being on public duty) who shall pass on to or re-pass from off the said Wharf	0	1
For each and every truck of goods run up or down the said Wharf	0	3

And I do also hereby appoint that the said rates, dues, and charges, and none other, shall be levied on and after this date.

Given under my hand, at Auckland, this twenty-first day of February, One thousand eight hundred and seventy.

THOMAS B. GILLIES,
Superintendent.

PUBLIC NOTIFICATION.

By THOMAS BANNATYNE GILLIES, Esquire, Superintendent of the Province of Auckland.

I DO HEREBY nominate and appoint GEORGE MAURICE O'RORKE, Esq., Speaker of the Provincial Council,

DANIEL GROVE, Esq., M.P.C., and ROBERT COATES DYER, Esq., M.P.C.,

to be Commissioners to enquire and report to me as to what person or persons, if any, are entitled to receive the whole or any part of the Reward offered for the discovery of a payable Goldfield within the Province of Auckland, by notification in the *Provincial Government Gazette* published on the twenty-sixth day of April, 1867.

And I do hereby call upon all persons claiming to be entitled to the aforesaid Reward, to send in to my office, at Auckland, on or before Tuesday, the eighth day of March next, their claims, together with a statement of the evidence and witnesses which they propose to adduce in support thereof.

And I do further hereby appoint that the said Commissioners shall sit at Grahamstown, on the Thames Goldfields, on Tuesday the fifteenth day of March next, to hear the claimants personally and their witnesses.

Given under my hand, at Auckland, this twenty-first day of February, One thousand eight hundred and seventy.

THOMAS B. GILLIES,
Superintendent.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 19th February, 1870.

IT is hereby notified that a Lease has been refused to the Applicant named in the Schedule hereunder, and that the land therein mentioned, in so far as not occupied under Miners' Rights, is now open for occupation.

THOMAS B. GILLIES,
Superintendent.

SCHEDULE.

THE YOUNG NEW ZEALAND GOLD MINING COMPANY, per James Sutherland; 15 years' lease of 15 acres; bounded on the North by the "Roman Emperor" claim, on the South by the "New London" claim, on the East by the "Tower of London" claim, and on the West by the beach, Tararu Block; application notified in *Gazette* No. 64, dated 10th September, 1869, page 1010.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 22nd February, 1870

IT is hereby notified that the several Mining Leases set forth in the Schedule hereunder, have been cancelled on account of non-execution, and all rights, privileges, and claims in respect of the applications for the same are deemed to have been forfeited, and the land therein mentioned, in so far as not occupied under Miner's Rights, is now open for occupation.

THOMAS B. GILLIES,
Superintendent.

SCHEDULE.

The *Hope of All Nations* Gold Mining Company Registered; 15 years' lease of 2½ acres more or less; situate on the right bank of Moanatairi Creek, bounded by the "Norwegian," "Dublin," "Coburg Castle," and "Enniskillen" Claims; known as the "Hope of All Nations" claim; application notified in *Gazette* No. 20 dated 13th April, 1869, page 320.

The *Pioneer* Gold Mining Company Registered; 15 years' lease of 6 acres; situate in Tinker's Gully, Tararu; known as the "Pioneer" Gold Mining Company's claim; application notified in *Gazette* No. 21 dated 16 April, 1869, page 328.

The *Liverpool Boys'* Gold Mining Company Registered; 15 years' lease of about 5 acres; known as the Liverpool Boys' claim on the Waiohahi Creek, bounded by the "Shamrock," "Ruby," and "Princess Alice" claims; application notified in *Gazette* No. 10, dated 10th March, 1869, page 149.

The *Golden Fountain* Gold Mining Company (Registered); 15 years' lease of about 3 acres; situate on the Kuranui Spur, adjoining the "Magenta" and "Golden Point" claims known as the "Golden Fountain" claim Nos. 1 and 2; application notified in *Gazette* No. 24, dated 30th April, 1869, page 355.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 22nd February, 1870.

IT is hereby notified that the applications for Mining Leases, set forth in the Schedule hereunder, have been abandoned or withdrawn, and that the land therein mentioned, in so far as not occupied under Miners' Rights, is now open for occupation. Plans may be seen at the Engineer's Office, Grahams-town.

THOMAS B. GILLIES,
Superintendent.

SCHEDULE.

- CHARLES HART, 15 years' lease of 16 acres; situate on the Tararu Creek, on the Thames Goldfield; bounded on the North by land not taken up under Miners' Rights, on the South-east by the Tararu Creek, on the East by the "Lord of the Isles" claim, and on the West by land not taken up under Miners' Rights; application notified in *Gazette* No. 61, dated 3rd September, 1869, page 921; withdrawn 16th February, 1870.
- WILLIAM B. HEATH, for the *Great Britain* Gold Mining Company, 15 years' lease of 3 acres; adjoining "Monarch" claim, Waiotahi; application notified in *Gazette* No. 3, dated 8th January, 1870, page 17.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 22nd February, 1870.

IT is hereby notified that the application for a Mining Lease set forth in the Schedule hereunder has NOT been withdrawn (as notified in the *Gazette* No 10, dated 16 February 1870) and that the land therein mentioned is not open for occupation.

THOMAS B. GILLIES,
Superintendent.

SCHEDULE.

- REGINALD WILLIAM NUTTALL for Self and party; 15 years' lease of 15 acres in the vicinity of the "New Zealand" Gold Mining Company, Paul's Creek, Coromandel; known as the "Specimen Hill" Gold Mining Company's Claim.

PUBLIC NOTIFICATION.

By THOMAS BANNATYNE GILLIES, Esquire,
Superintendent of the Province of
Auckland.

IN pursuance of the 112th clause of the Quarantine Regulations in force within the colony of New Zealand, I do hereby nominate and appoint Dr. WOOD, of Oruru, to be Health Officer for the Port of MANGONUI, in the room of Thomas Ball, Esq., J.P., resigned.

Given under my hand, at Auckland, this
twenty second day of February, One
thousand eight hundred and seventy.

THOMAS B. GILLIES,
Superintendent

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 21st February, 1870.

I HEREBY notify that the Chairman of the first meeting of the Electors of the MAUNGATAWHIRI District, under "The Highways Act, 1867," has reported, in writing, to me the names and designations of the undermentioned gentlemen, duly elected Highway Trustees for that District:—

MR. RUTHERFORD, Farmer,
MR. WELLS, Farmer,
MR. JAMES FITNESS, Farmer,
MR. GRANT, Farmer,
MR. NIBLOCK, Farmer.

THOMAS B. GILLIES,
Superintendent.

THE HIGHWAYS ACT, 1867, AMENDMENT ACT, 1870.

Superintendent's Office,
Auckland, 19th February, 1870.

THE following Act, passed by the Provincial Council, and assented to by the Superintendent on behalf of the Governor, is published for the information of Highway Trustees.

JOHN R. NICHOLSON,
Provincial Secretary.

An Act to Amend the Highways Act, 1867.

BE it enacted by the Superintendent of the Province of Auckland, with the advice and consent of the Provincial Council thereof as follows:

Short Title.

1. The Short Title of this Act shall be "The Highways Act, 1867, Amendment Act, 1870."

Section 23, Highway Act, 1867, amended.

2. Section 23 of "The Highways Act, 1867," shall be and is hereby amended by the omission therefrom of the words "to be published in the Provincial *Gazette* and" and by the addition thereto and at the end thereof of the words "and a certified copy thereof "to be delivered at the Provincial Government Office "for the time being of which notice shall be given in "the Provincial Government *Gazette*."

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 22nd February, 1870.

IT is hereby notified for general information that the Tender of Mr. HENRY DUNCAN, of £40 per annum, has been accepted for the exclusive right to cut Flax on lot 15, parish of Karioi near Raglan County of Rutland.

Two other Tenders were received.

JOHN R. NICHOLSON,
Provincial Secretary.

PUBLIC NOTIFICATION.

Superintendent's Office,
Auckland, 22nd February, 1870.

IT is hereby notified for general information that the Tender of Mrs. CHARLOTTE GILMOUR, of £6 per annum, has been accepted for the lease for one year, of allotment No 1, of section No 10, of the City of Auckland, situated between Wynyard and Stanley streets, Mechanics' Bay.

This was the only Tender received.

JOHN R. NICHOLSON,
Provincial Secretary.

NOTICE TO HIGHWAY TRUSTEES.

DOG COLLARS, for the year 1870, can be supplied to the Highway Trustees of those Districts which have been proclaimed under the Dog Nuisance Act, 1854, upon application to the Office of the Commissioner of Police at Auckland.

The collars will be supplied at the contract price, with a small charge added to cover cost of carriage.

JOHN R. NICHOLSON,
Provincial Secretary.

Superintendent's Office,
Auckland, 22nd February, 1870.

NOTICE is hereby given, that a Reward of Five Pounds will be paid by Government on the apprehension of any Deserter from Her Majesty's Naval Forces while serving in New Zealand. This Reward is in addition to that paid by the Admiralty. The most rigorous proceedings will be taken against any person enticing away, harbouring, concealing, or employing Naval Deserters. The enactments relating to the above offence are subjoined for general information.

W. GISBORNE.

Colonial Secretary's Office,
Wellington, 28th January, 1870.

CLAUSES OF IMPERIAL ACTS RELATING TO NAVAL DESERTERS.

NAVAL DESERTION.

10 and 11 Vict., cap. 62 sec. 11.

"And be it enacted, that every person who, by words or any other means whatsoever, shall persuade any person in Her Majesty's Navy to desert or improperly absent himself from his duty, shall forfeit and pay the sum of twenty pounds for every such act; and every person who shall assist or procure any person in Her Majesty's Navy to desert, or improperly absent himself from his duty, or shall conceal, employ, or continue to employ any person belonging to Her Majesty's Navy who shall be a Deserter, or improperly absent from his duty, knowing him to be such a Deserter or so improperly absent, shall forfeit and pay the sum of Thirty Pounds for every such assistance, procurement, concealment, employment, or continuing of employment, as aforesaid."

MARINE DESERTION.

32 Vict., cap. 5, sec. 54.

"Any person who shall, in any part of Her Majesty's Dominions, by any means whatsoever, directly or indirectly, procure any Marine to desert or absent himself from his duty without leave from his Commanding Officer, or attempt to procure or persuade any Marine to desert or absent himself from his duty, and any person who, knowing that any Marine is absent from his duty without leave from his Commanding Officer, shall harbour or conceal such Marine, or aid or assist such Marine in concealing himself, or aid and assist in his rescue, shall be deemed guilty of a misdemeanour, and shall, on conviction thereof before any two Justices acting for the county, district, city, borough, or place where any such offender shall at any time happen to be, be liable to be committed to the Common Gaol or House of Correction, there to be Imprisoned, with or without Hard Labour, for such term not exceeding Six Calendar Months as the convicting Justices shall think fit."

CROWN GRANTS.

Crown Lands Office,
Auckland, 22nd February, 1870.

I HEREBY notify that Crown Grants (Militia), in favour of the persons named in the following

Schedule, are now ready for delivery at the Office of the Registrar of Deeds, High-street, Auckland.

D. A. TOLE,
Commissioner of Crown Lands.

SCHEDULE.

Alderson, William (2)	Morris, Thomas Henry
Allen, James (2)	Winwood (2)
Barton, Mary Annie (2)	O'Gorman, Timothy (2)
Bidgood, John (2)	Palmer, William (2)
Blencoe, Richard (2)	Rogers, Peter (2)
Clifford, Henry George (2)	Sherrett, James (2)
Empen, Anna (2)	Simpson, Frank (2)
Hick, William Henry (2)	Sturmer Edward (2)
Jones, William (2)	Tisdall, Gordon Charle
Long, Walter (2)	Vernon (2)
McCull, Dugald Charles	Wiggins, Charles Lewis
Stewart (2)	(2)
Marsh, Nicholas (2)	Wood, Thomas (2)
Matthews, John (2)	Wooster, Charles (2)

CROWN GRANTS.

Crown Lands Office,
Auckland, 22nd February, 1870.

I HEREBY notify that Crown Grants in favour of the persons named in the following Schedule are now ready for delivery at the Office of the Registrar of Deeds, High-street, Auckland.

D. A. TOLE,
Commissioner of Crown Lands.

SCHEDULE.

Abraham, Thomas Edward	Mander John
Amphlett, Edward Albert	Mossman, Thomas
Baber, Richard Kemm	Muir, John
Buckland, William Thorne	Orum, Hamlet
Comrie, David	Reid, Thomas
"	Ridgway, Alexander
"	Scott, William
Cruickshank, David Boosie	Seddon, Samuel Thos.
Davis, Henry Samuel	Sinclair, Andrew
Farrow, Robert	Steele, William
Heavey, Andrew	"
Kelly, Matthew	"
Mackinder, George	Taylor, William Innes
Malcolm, Edward	Waddington, Henry
	Spencer

CROWN GRANTS.

Crown Lands Office,
Auckland, 22nd February, 1870.

I HEREBY notify that Crown Grants, in favour of the persons named in the following Schedule, are now ready for delivery at the Office of the Registrar of Deeds, High street, Auckland.

D. A. TOLE,
Commissioner of Crown Lands.

SCHEDULE.

Auld, John Maxwell	Organ, Frances
Ashforth, Henry William	Orchard, Henry William
Coombes, George	Kiely, Walter
Crippen, Frederick Horton	Oldroyd, Edwin
Foster, Isabella	Porch, James
Gee, Samuel	Perrin, William
Hally, John	Davidson, Rachel
Jackson, William Richard	Davidson, Mary Anne
Lyell, James Leitch and	Poyner, George
Owen, George Newton	Rogers, William
Montgomerie, James	Rayner, Edward Richard
May, Joseph	Sinclair, Murdoch
McCraith, James	Spragg, Charles
McCutcheon, Rebecca	Sexton, Emily
McInnes, Peter	Salmon, John
Organ, Sarah Ann	Winter, Thomas William
Organ, Richard	Williams, Edward
Organ, Eliza	Wadham, Henry John
Organ, Thomas	White, Samuel (2)

SCALE OF CHARGES for the insertion of Advertisements and other Notices in this *Gazette*:—

PLAIN.		s.	d.
For the first fifty words and under	...	3	0
For every additional eight words (or line) and under	...	0	4
Headings, Date Lines, Signatures, &c., requiring to be printed in separate lines, at per line	...	0	4

TABULAR.

Double the charges of Plain.

TABLE.

Treble the charges of Plain.

N.B.—To Highway Boards for publication of their Assessment Lists and Arrears, at the rate of fifteen shillings per folio of *Gazette*.

All private Notices or Advertisements intended for insertion in the *Gazette* must be forwarded to the Superintendent's Office, accompanied by pre-payment

of the charge for Advertising, according to the rates above specified.

Such matter must be legibly written on one side of the paper only; and the number of insertions required must be signified in writing across the face of the copy.

The Government will not guarantee the publication of any such notice or advertisement within a given date; nor will the same be inserted unless pre-paid.

SUBSCRIPTION.

The subscription is at the rate of £2 per annum; or 10s. 6d. per quarter, payable in advance.

Subscriptions are required to terminate with the Quarters ending March, June, September, or December. A less period than three months cannot be subscribed for.

Copies of the *Gazette* may be obtained at the Superintendent's Office, on payment of one shilling per copy.

VINCENT E. RICE,
Clerk to the Superintendent.