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GOVERNMENT GAZETTE
PROVINCE OF CANTERBURY.

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SATURDAY, NOVEMBER, 13, 1869.

No. LI.

PROCLAMATION.

WHEREAS by an Act of the General Assembly of New Zealand, entitled "The Canterbury Temporary Mining Reserves Act, 1869," it is enacted that it shall be lawful for the Superintendent of Canterbury, by Proclamation, to temporarily reserve from sale any lands in which he shall have good reason to believe that precious metals exist: Provided that no such reservation shall continue in force beyond the end of the Session of the Provincial Council next after the issue of such Proclamation:

Now therefore I, WILLIAM ROLLESTON, Superintendent of the Province of Canterbury, by virtue of the powers enabling me in that behalf, do hereby temporarily reserve from sale the lands described in the schedule hereto.

Given under my hand at Christchurch this Tenth day of November, One thousand eight hundred and sixty-nine.

WM. ROLLESTON,
Superintendent.

SCHEDULE.

Six hundred and forty acres, more or less, partly situate on run No. 333 in the Upper Waimakariri Country, commencing at a point south-west of Coralinn Station, and distant there-

from one mile thirty-two chains; thence following a straight line bearing S. 88 deg. 30 min. W. (mag.), a distance of eighty chains; and extending south-westerly a distance of eighty chains in a rectangular block: so as to include quartz reefs.

[Extracted from *New Zealand Gazette*, No. 61, October 23, 1869.]

G. F. BOWEN, Governor.

ORDER IN COUNCIL.

At Wellington, this Sixth day of October, 1869.

Present:

THE HONOURABLE WILLIAM FOX, PRIME MINISTER, PRESIDING, AND MEMBERS OF THE EXECUTIVE COUNCIL.

WHEREAS by "The Provincial Compulsory Land-Taking Act, 1866," it is enacted that Standing Rules and Orders shall be prepared and adopted by every Provincial Council, regulating the proceedings on Bills authorising the taking of land compulsorily, but that the same shall have no force or effect until they have been approved of by the Governor in Council, and been published in the *New Zealand Gazette*: And whereas the Standing Rules and Orders contained in the Schedule hereto have been prepared and adopted by the Provincial

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Council of the Province of Canterbury, and it is expedient that effect should be given to the same :

Now therefore I, SIR GEORGE FERGUSON BOWEN, the Governor of New Zealand, in pursuance and in exercise of the power and authority vested in me by the said Act, do hereby approve of the Rules and Orders contained in the Schedule hereto, as adopted by the said Provincial Council of Canterbury, for regulating the proceedings in the said Council on Bills authorising the taking of land compulsorily.

WILLIAM FOX,
Presiding.

The following Rules and Orders shall be the Standing Rules and Orders for regulating the proceedings on Bills for the compulsory purchase of land under "The Provincial Compulsory Land-Taking Act, 1866."

1. There shall be a Committee of the Council to consist of the Chairman of Committees and four other Members to be nominated by the Provincial Council each Session, whose duty shall be to consider and report respecting every Bill that shall be referred to them.

2. Every Bill, after it shall have been read a first time, shall be referred to such Committee.

3. Compliance with the Standing Orders following, numbered from 4 to 11 inclusive, shall be proved before such Committee.

4. A notice shall be given of every Bill, which shall state shortly the nature of the intended work or undertaking, and the other objects (if any) of such Bill, and shall describe the land intended to be taken by every such Bill, and shall state the names of the townships or districts from, in, through, or into which the work or undertaking is intended to be made, maintained, varied, extended, or enlarged, and shall state the time and place of deposit of the plans, sections, and books of reference respectively, at the office hereafter specified.

5. Such notice shall be published once in the *Government Gazette* of the Province, and once a week for three consecutive weeks in one of the local newspapers circulating within the Province; and the first of such notices shall be published not less than one, and not more than two calendar months before the commencement of the Session of the Council in which such Bill shall be introduced.

6. One calendar month at least before the commencement of the Session of the Council in which any Bill shall be introduced, application must be made to the owners or reputed owners, lessees or reputed lessees, and occupiers of all lands and houses so intended to be taken, or which may be taken, as being within the limits of deviation defined upon the plan, and such application shall be as nearly as may be in the form or to the effect set forth in the Appendix marked A.

7. Such application shall be made by delivering the same personally to every such party, or by leaving the same at his usual place of abode, or, in his absence from the Province, with his agent, before the calendar month aforesaid or by forwarding the same by post in a registered letter addressed with a sufficient direction to his usual place of abode, and posted before the time aforesaid at some Post Office in the Province, at such hours and according to such regulations as may from time to time be in force for the posting and registration of registered letters. Provided always, that if the place of abode of any such party cannot, after reasonable inquiry, be found and if it cannot, after reasonable inquiry, be found that any such party has any agent within the Province, such application may be made by leaving the same on some conspicuous part of the land proposed to be taken before the one calendar month aforesaid.

8. In all cases the written acknowledgment of the party applied to shall, in the absence of other proof, be sufficient evidence of an application having been made; and in case of an application or notice having been forwarded by post in a registered letter, the production of the Post Office receipt for such letter, duly stamped, shall be sufficient evidence of the due delivery of such letter, provided it shall appear that the same was properly and sufficiently directed, and that the same was not returned by the Post Office as undelivered.

9. Separate lists shall be made of the names of such owners, lessees, and occupiers, distinguishing those who have assented, dissented, or are neuter in respect to such application or who have returned no answer thereto; and where no written acknowledgment has been returned to an application forwarded by post, or where such application has been returned as undelivered at any time before the making up of such lists, the direction of the letter in which the same was so forwarded shall be inserted therein.

10. No notice served or application made on a Sunday, Good Friday, or Christmas Day, or before eight o'clock in the forenoon or after eight o'clock in the afternoon of any day, shall be deemed valid, except in the case of delivery of letters by post.

11. Plans, books of reference, and sections relating to the work or undertaking, and to the land proposed to be taken, shall be deposited for public inspection at the office of the Provincial Secretary one calendar month at least before the commencement of the Session in which any Bill shall be introduced. Such plans, books of reference, and sections, shall be, as nearly as may be, of the same nature and description as would be required in similar cases by the Standing Orders of the General Assembly of New Zealand relative to Private Bills.

12. All petitions for or against any such Bill shall be referred to the said Committee.

13. No Bill shall be read a second time until the Committee have reported in writing, under the hand of their Chairman, that the preceding Standing Orders, numbered 1 to 11 inclusive, have been complied with.

14. The word "Bill" in the foregoing Standing Orders, shall mean a Bill for the compulsory purchase of land, under "The Compulsory Land Taking Act, 1866."

15. Every Bill for the compulsory purchase of land, except as otherwise provided by these Standing Orders, shall be proceeded with as a Public Bill.

APPENDIX A.

To

NOTICE is hereby given to you that application is intended to be made to the Provincial Council of Canterbury in the ensuing Session for an Ordinance And that the property mentioned in the annexed Schedule, or some part thereof, in which you are supposed to be interested as therein stated, will or may be required for the purposes of the said undertaking. A plan and section of the said undertaking with a book of reference thereto, will be deposited in the Provincial Secretary's Office, Christchurch, one month before the commencement of the ensuing Session, on which plans your property is designated by the numbers set forth in the annexed Schedule.

You are requested to state whether you assent or dissent from the proposed undertaking, or are neuter in respect thereto, by filling up the form sent herewith, and returning the same to the Provincial Secretary, at his office at Christchurch, on or before the day of next, and if there should be any error or misdescription in the annexed Schedule, at the same time to inform the Provincial Secretary of the same.

SCHEDULE.

Number on Plan	Place.	Description of Land.	Name of Owner or reputed Owner.	Name of Lessee or reputed Lessee.	Name of Occupier.	Assent.	Dissent.	Neuter.

FORSTER GORING,
Clerk of the Executive Council.

IN THE SUPREME COURT OF NEW ZEALAND,
CANTERBURY DISTRICT.

LANE v. FRANKS.

WRIT OF *Fi Fa*.

WHEREAS I the undersigned Alexander Back Sheriff of the Canterbury District of New Zealand have taken in execution and levied upon the real estate and lands hereinafter described of Francis William Franks of the City of Christchurch in the Province of Canterbury in the Canterbury District of the Colony of New Zealand Baker under and by virtue of writ of *Fieri Facias* for the sum of Seventy-three Pounds Seventeen Shillings and Ninepence Halfpenny with the interest upon the said sum at the rate of Eight Pounds for every One Hundred Pounds by the year from the Twenty-eighth day of June One thousand eight hundred and sixty-nine besides Sheriff's Poundage Officer's Fees and all other incidental expenses and costs issued out of the said Supreme Court of New Zealand in pursuance of the provisions of "The Execution of Judgments against Real Estates Act, 1867" upon and in respect of a judgment recovered by William Hannibal Lane of the City of Christchurch in the Canterbury District of the Colony of New Zealand against Francis William Franks of the City of Christchurch aforesaid Baker Now I do hereby give notice that it is my intention to cause all the estate and interest (being the equity of redemption upon payment of One Hundred and Fifty Pounds and interest thereon at the rate of Eleven Pounds per centum per annum) of the said Francis William Franks of and in all that parcel of land containing by admeasurement half an acre be the same more or less being lot 37 on the sale plan of rural section 33 on the plan of the Chief Surveyor setting out the rural lands in the said Province of Canterbury and which parcel of land commences at a point on the Town Belt of Christchurch eighteen chains and seventy links from the north-west corner of said section 33 thence due south one hundred links thence easterly five hundred links so as to form a rectangular block And also all that parcel of land situate in the Lincoln District of the Province of Canterbury aforesaid and containing by admeasurement forty acres or thereabouts statute measure having a frontage of about ten chains to the continuation of the road between sections numbered respectively 2800 and 3040 and running back easterly a distance on the average of forty chains to of and adjoining the before-mentioned section 2800 and numbered 5555 on the map of the Chief Surveyor setting out and describing the rural lands in the Lincoln District of the said Province to be sold by Public Auction at Christchurch on the Seventh day of December next at noon at my office Armagh street in the City of Christchurch in the said Province of Canterbury unless the above-mentioned debt and costs be sooner paid.

And I do hereby also give notice that William Patten Cowlshaw of Cathedral Square in the City of Christchurch aforesaid is the Solicitor of the said William Hannibal Lane the Execution Creditor.

Given under the authority of me the undersigned Alexander Back Sheriff of the Canterbury District of New Zealand this twenty-sixth day of August One thousand eight hundred and sixty-nine.

ALEXANDER BACK,
Sheriff.

Provincial Secretary's Office,
Christchurch, November 10, 1869.

HIS Honor the Superintendent directs it to be notified that a writ calling for an election to be held for the return of

a Member to serve in the Provincial Council for the Town of Lyttelton has been returned to him with the endorsement that

JOHN SMITH WILCOX, Esq.,
has been duly elected.

EDWD. JOLLIE,
Provincial Secretary.

Provincial Secretary's Office,
Christchurch, November 12, 1869.

HIS Honor the Superintendent directs it to be notified that he has appointed

JOHN MARSEMAN, Esq.,
to be General Manager of the Canterbury Railways.

EDWD. JOLLIE,
Provincial Secretary.

COURTS OF REVISION

Will be held for Revising the Ratepayers' Rolls for the following Districts, at the places and dates undermentioned:—

DISTRICT.	PLACE.	TIME.
Port Victoria	Foster's Accommodation House	Tuesday, 16th Nov., 12 o'clock noon
Port Levy	Mr. Fleming's House.. ..	Wednesday, 17th ,, 12 ,, "
Pigeon Bay	Pigeon Bay Hotel	Thursday, 18th ,, 12 ,, "
Akaroa and Wainui	Court House, Akaroa.. ..	Friday, 19th ,, 11 ,, a.m.
Okain's Bay	Ditto ditto	" ,, " 12 ,, noon.
Little River	Beach Hotel, Waikoka, Lake Forsyth	Wednesday, 24th ,, 11 ,, a.m.
Ashburton.. ..	Turton's Accommodation House	Tuesday, 30th ,, 1 ,, p.m.
Geraldine	Hotel, Arowhenua	Thursday, 2nd Dec., 12 ,, noon.
Levels	Court House, Timaru.. ..	Friday, 3rd ,, 11 ,, a.m.
Mount Cook	Ditto ditto	Saturday, 4th ,, 11 ,, "
Waimate	Clarke's Hotel, Waimate	Tuesday, 7th ,, 10 ,, "

EDW. J. LEE,

Revising Commissioner.

CHRISTCHURCH:

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