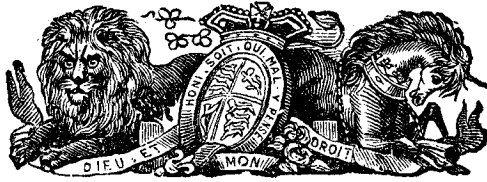


NEW ZEALAND



OTAGO PROVINCIAL GOVERNMENT GAZETTE.

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DUNEDIN, WEDNESDAY, MARCH 8, 1865.

No. 353.

PROCLAMATION.

Prorogation of the Provincial Council to the twelfth day of April next,

By His Honor JOHN HYDE HARRIS, Esquire,
Superintendent of the Province of Otago.

WHEREAS by an Act of the Imperial Parliament of the United Kingdom of Great Britain and Ireland passed in the Session thereof holden in the fifteenth and sixteenth years of the Reign of Her present Majesty Queen Victoria, intituled "An Act to grant a Representative Constitution to the Colony of New Zealand," it was *inter alia* enacted that for each of the Provinces established in the said Colony by the said Act there should be a Superintendent and a Provincial Council, to be elected and constituted under and subject to the provisions in that behalf therein contained, and that it should be lawful for the Superintendent to prorogue the Provincial Council thereof from time to time whenever he shall deem it expedient to do so: AND WHEREAS on the twelfth day of November last I declared the Provincial Council of Otago to stand prorogued until Wednesday, the 5th day of April, then next ensuing:

NOW THEREFORE I, the Superintendent of the Province of Otago, Do Proclaim and Declare that I Do hereby, in exercise of the power vested in me in this behalf by the said Act, further Prorogue the Provincial Council of the said Province of Otago, and that the said Provincial Council is further Prorogued until the twelfth day of April next.

Given under my hand, and issued under the
(L.S.) Public Seal of the Province of Otago, at
Dunedin, the twenty-seventh day of February, one thousand eight hundred and sixty-five.

J. HYDE HARRIS,

By His Honor's Command, Superintendent.

JAS. PATERSON, Provincial Secretary.

PROCLAMATION.

Meeting of the Provincial Council.

By his Honor JOHN HYDE HARRIS, Superintendent
of the Province of Otago.

IN pursuance of the power and authority vested in me in this behalf, I do hereby fix and proclaim that the Twentieth Session of the Provincial Council of the Province of Otago shall be holden in the Provincial Council Hall, in Dunedin, in the said Province, and shall commence upon Wednesday, the twelfth day of April next at twelve o'clock at noon; and the members of the said Council are hereby warned to give their attendance at such time and place accordingly.

Given under my hand, and issued under the
Public Seal of the Province of Otago, at
(L.S.) Dunedin, this twenty-seventh day of February, one thousand eight hundred and sixty-five.

J. HYDE HARRIS,

Superintendent.

By his Honor's command,

JAMES PATERSON,

Provincial Secretary.

ORDER

Revoking a certain Rule and Regulation of the Otago Gold Fields, and making another in lieu thereof.

WHEREAS, by an Act of the General Assembly of New Zealand, intituled "The Gold Fields Act, 1862," and in the 14th section thereof, it is provided that it shall be lawful for the Governor in Council, subject to the provisions of the said Act, to make

Rules and Regulations relating to the terms and conditions upon which Miners' Rights should be granted, and the forms of such Miners' Rights, and of Licenses and Leases, to be issued under the said Act, and the modes, times, and places of the issue thereof; and also touching the extent and condition of any claim, and the conditions under which it should be worked, held, assigned, or forfeited; the application of machinery; and all such other rules and regulations relating to mining, under Miners' Rights or otherwise, in any Gold Field, as he may deem most beneficial.

AND WHEREAS, by the said Act it is also provided that it shall be lawful for the Governor in Council, under his hand and the public seal of the Colony, from time to time to delegate to the Superintendent of any Province all or any of the powers vested in the Governor or the Governor in Council by the said Act, except the powers conferred by sections nineteen, thirty-one, thirty-two, thirty-three, and sixty-one thereof, subject or not subject to any limitations or restrictions as he may think fit, and in like manner to alter or revoke any such powers.

AND WHEREAS, by warrant under the hand of Sir George Grey, K.C.B., Governor in and over Her Majesty's Colony of New Zealand, dated the 15th day of September, 1863, at Auckland, and issued under the Public Seal of the said Colony, by and with the advice and consent of the Executive Council thereof, and in exercise of the power and authority for that purpose in him vested, did thereby delegate absolutely and without restriction, unto the Honorable John Hyde Harris, as Superintendent of the Province of Otago, all the powers vested in him under and by virtue of "The Gold Fields Act, 1862," except the powers contained in Sections nineteen, thirty-one, thirty-two, thirty-three, and sixty-one of the said Act, to have, hold, and exercise the powers within the Province of Otago.

AND WHEREAS by the "Gold Fields Act Amendment Act, 1863," it is provided that it shall be lawful for the Governor in Council, from time to time, to alter, amend, and revoke all or any Rules and Regulations made or to be made under Section 14 of the said "Gold Fields Act, 1862;" and it is also provided that it shall be lawful for the Governor in Council, under his hand and the Public Seal of the Colony, from time to time, to delegate to the Superintendent of any Province, or to such other person as the Governor may deem fit, and under such restrictions as he shall think fit, all or any of the powers vested in the Governor or the Governor in Council by the said "Gold Fields Act Amendment Act, 1863."

AND WHEREAS by Warrant under the hand of Sir George Grey, K.C.B., Governor in and over Her Majesty's Colony of New Zealand, dated the fourteenth day of December, one thousand eight hundred and sixth-three, at Auckland, and issued under the Public Seal of the said Colony by and with the advice and consent of the Executive Council thereof, and in exercise of the power and authority for that purpose in him vested, did thereby delegate, absolutely and without restriction, unto me as Superintendent of the Province of Otago, all the powers vested in him the said Governor, or in him the said Governor in Council, under or by virtue of the "Gold Fields Act Amendment Act, 1863."

AND WHEREAS I, John Hyde Harris, as Superintendent of the said Province, under and by virtue of the powers delegated to me as aforesaid, did on the twenty-first day of October last, make Rules and Regulations relating to the terms and conditions upon which Miners' Rights should be granted, and the forms of such Miners' Rights, and of Licenses and Leases to be issued under the said Act, and the modes, times, and places of the issue thereof; and also touching the extent and condition of claims, and the conditions under which they should be worked, held, assigned, or forfeited; the application and use of

machinery; and other Rules and Regulations relating to mining, under Miners' Rights and otherwise, in the Otago Gold Fields.

AND WHEREAS it is expedient that Clause 3, Section X of the said Rules and Regulations relating to Licenses for the sale of Fermented and Spirituous Liquors, should be revoked and cancelled, and that another provision in lieu of the said Clause 3 Section X, should be made.

NOW THEREFORE I, John Hyde Harris, Superintendent of the Province of Otago, by virtue and in exercise of the powers delegated to and vested in me in this behalf, Do hereby Revoke and Cancel the said Clause 3 Section X, of the said Rules and Regulations, and Do order that the same shall stand Revoked and Cancelled from the day of the date hereof; and in lieu of the said Clause 3 Section X, I do make the Rule following:—

3.—Retail Licenses.

Every holder of a Retail License for the sale of Fermented and Spirituous Liquors in any quantity shall pay a fee for the same of Thirty (£30) Pounds.

Given under my hand and issued under the Public Seal of the Province of Otago, at (L.S.) Dunedin, this seventh day of March, one thousand eight hundred and sixty-five.

J. HYDE HARRIS,

By His Honor's command, Superintendent.
JAMES PATERSON,
Provincial Secretary.

APPOINTMENT TO BE MADE.

CHIEF Inspector of Sheep, Inspector of Cattle, and Chief Registrar of Brands, &c. One person fills the whole of the offices.

Application to be made to the Provincial Treasurer, on or before noon of Tuesday, 21st March, current.

WEST TAIERI DISTRICT ROAD BOARD.

MEETING FOR ELECTION OF DISTRICT BOARD OF ROAD TRUSTEES.—The Ratepayers in the West Taieri Road District having failed to attend the Meeting for the Election of District Road Trustees, called by advertisement in the *Government Advertising Sheet* for 31st August, 1864, notice is hereby given that a Meeting for the above purpose will be held in the Court-house, Outram, within the said District, on Wednesday, the 22nd day of March, at 6 o'clock p.m.

Special attention is directed to the 7th and 9th sections of the "Roads Ordinance, 1856," regulating the proceedings for the Election of District Road Trustees.

By order of His Honor the Superintendent.
JOHN W. JAGO,
Clerk to the General Road Board.
Dunedin, 6th March, 1865.

CROWN LANDS.

NEW HUNDREDS.

APPLICATIONS for the purchase of Land within the Hundreds of Awamoko, Kakanui, Catlins, and Tutarau will be received at this office, on the following days, viz:—

Awamoko, on Monday, the 10th day of April next
Kakanui, on Wednesday, the 12th day of April next

Catlins, on Friday, the 13th day of April next
Tutarau, on Monday, the 17th day of April next.

W. H. CUTTEN,
Chief Commissioner.

Waste Land Board Office,
Dunedin, 8th March, 1865.

**LIST of Persons applying for Relief, under the
"Debtors and Creditors Act, 1862."**

Angus M'Rae, of Dunedin, Otago, Hotelkeeper
James Riddell, of Dunedin, Otago, Storekeeper
George Lumb, of Dunedin, Otago, Shiping Agent
George Hay Low and Thomas Bruce, of Waitaki,
Otago, Contractor

William Wilson Tickle, of Dunedin, Otago,
Merchant.

James Lonnie and Edward Burnie Garven, trading
in co-partnership as "Lonnie and Co.," of
Dunedin, Otago, Contractors.

Alfred George Fisher and George William Moss,
trading in co-partnership under style or firm of
"A. G. Fisher and Co.," of Dunedin, Otago,
Auctioneers.

ROBT. CHAPMAN,
Registrar.

Supreme Court Office,
Dunedin, 8th March, 1865.

In the Supreme Court of New Zealand, }
Otago and Southland District.

In the matter of the Petition of WILLIAM REID
DOUGLAS, of Dunedin, in the Province of Otago,
New Zealand, Engineer, a Debtor; and in the
matter of the Petition of Alexander M'Kinnon,
of Port Chalmers, in the Province of Otago,
Master Mariner, a Creditor of the said William
Reid Douglas to the extent of not less than Fifty
Pounds; and in the matter of the "Debtors and
Creditors Act, 1862,"

UPON reading the Petition of the said William Reid
Douglas and the several affidavits thereunto an-
nexed, and upon hearing Mr. Haggitt of Counsel for
the said Petitioner, it is ordered that the said Peti-
tioner do, on or before the ninth day of January next,
or within such extended time as this Court may grant
for that purpose, convey, assign, and make over all his
real and personal estate and effects unto John Grey of
Dunedin aforesaid, Timber Merchant, and Donald Hen-
derson, of the same place, Ironmonger, two of the
Creditors of the said William Reid Douglas upon
trusts for the collection and conversion into money of
the said estate and effects, and the distribution of the
net proceeds *pro rata* and subject to existing legal
priorities, if any, amongst such of the Creditors of the
said Petitioner as shall duly prove their respective
debts by affidavit filed in the office of the Registrar at
Dunedin, within the space of three calendar months
from the date of this order, and upon and subject to
such other trusts and provisions as the Court may, at
or before the final hearing of the said Petition, direct
or approve.

Dated the twenty-eighth day of November, 1864.

By the Court,
ROBT. CHAPMAN,
Registrar.

19s.

In the Supreme Court of New Zealand, }
Otago and Southland District.

In the matter of the Petition of JOSEPH HENRY
GREVILLE and EDWARD WHITING, both of
Invercargill, in the Province of Southland, Con-
tractors and Co-partners, Debtors; and of John
Parr, of Invercargill aforesaid, Sawyer, a Creditor
of the said Joseph Henry Greville and Edward
Whiting to the extent of not less than Fifty
Pounds; and in the matter of the "Debtors and
Creditors Act, 1862."

UPON reading the Petition of the said Joseph Henry
Greville and Edward Whiting and the several
affidavits thereunto annexed, and upon hearing Mr.
Haggitt of Counsel for the said Petitioners, it is
ordered that the said Petitioners do, on or before the

thirty-first day of October next, or within such ex-
tended time as this Court may grant for that purpose,
convey, assign, and make over all their personal estate
and effects unto John Parr, of Invercargill aforesaid,
and Frederick Nutter, of Invercargill aforesaid,
Accountant, two of the Creditors of the said Joseph
Henry Greville and Edward Whiting, upon trusts for
the collection and conversion into money of the said
estate and effects, and the distribution of the net
proceeds *pro rata*, and subject to existing legal
priorities (if any) amongst such of the Creditors of
the said Petitioners as shall duly prove their respective
debts by affidavit filed in the office of the Registrar at
Dunedin, within the space of three calendar months
from the date of this order, and upon and subject to
such other trusts and provisions as the Court may, at
or before the final hearing of the said Petition, direct
or approve.

Dated the nineteenth day of September, A.D. 1864.

By the Court,

ROBT. CHAPMAN,
Registrar.

19s.

In the Supreme Court of New Zealand, }
Otago and Southland District.

In the matter of the Petition of GERHARD MUELLER
and FREDERICK HENRY GEISOW, both of In-
vercargill, in the Province of Southland, carrying
on business as Auctioneers and Estate Agents,
Debtors; and in the matter of the Petition of John
Blacklock, of the same place, Merchant, a Creditor
of the said Gerhard Mueller and Frederick
Henry Geisow to the extent of Fifty Pounds and
upwards; and in the matter of the "Debtors
and Creditors Act, 1862."

UPON reading the Petition of the said Gerhard
Mueller and Frederick Henry Geisow and the
affidavit thereunto annexed, and upon hearing Mr.
Bryan Cecil Haggitt of Counsel for the said Peti-
tioners, and Mr. James Smith of Counsel for Messrs.
Carey and Gillies, of Invercargill, Auctioneers,
Creditors of the said Petitioners, it is ordered that on
or before the eighteenth day of March next, Robert
Chapman, Esquire, the Registrar of this Honorable
Court at Dunedin, do and shall in the names and on
behalf of the said Petitioners, convey, assign, and
make over all their real and personal estate and effects
unto John Mitchell, of Invercargill, Merchant, and
William Russell, of Invercargill, Solicitor, upon trust
for the collection and conversion into money of
the said estate and effects, and the distribution of the
net proceeds *pro rata*, and subject to existing legal
priorities (if any) amongst such of the Creditors of
the said Petitioners as shall duly prove their respec-
tive debts by affidavit filed in the office of the Registrar
at Dunedin, within the space of six calendar months
from the date of this order, and upon and subject to
such other trusts and provisions as the Court may, at
or before the final hearing of the said Petition, direct
or approve.

Dated the seventeenth day of February, A.D. 1864.

By the Court,

ROBT. CHAPMAN,
Registrar.

19s.

In the Supreme Court of New Zealand, }
Otago and Southland District.

In the matter of the Petition of EWEN M'COLL, of
Saddle Hill, near Dunedin, in the Province of
Otago, Hotelkeeper, a Debtor, and in the matter
of the Petition of James Finch, of Dunedin, in
the Province of Otago aforesaid, Merchant, a

Creditor of the said Ewen M'Coll to the extent of not less than Fifty Pounds; and in the matter of the "Debtors and Creditors Act, 1862."

UPON reading the Petition of the said Ewen M'Coll, and the several affidavits thereunto annexed, and upon hearing Mr. Haggitt of Counsel for the said Petitioner, it is ordered that the said Petitioner do, on or before the thirty-first day of October next, or within such extended time as the Court may grant for that purpose, convey, assign, and make over all his real and personal estate and effects unto James Finch, of Dunedin aforesaid, Merchant, one of the Creditors of the said Ewen M'Coll, upon trusts for the collection and conversion into money of the said estate and effects, and the distribution of the net proceeds *pro rata*, and subject to existing legal priorities (if any) amongst such of the Creditors of the said Petitioner as shall duly prove their respective debts by affidavit filed in the office of the Registrar at Dunedin, within the space of three calendar months from the date of this order, and upon and subject to such other trusts and provisions as the Court may, at or before the final hearing of the said Petition, direct or approve.

Dated the nineteenth day of September, A.D. 1864.

By the Court,

ROBT. CHAPMAN,

Registrar.

19s.

In the Supreme Court of New Zealand, }
Otago and Southland District.

In the matter of the Petition of HENRY ELLIOTT, of Invercargill, in the Province of Southland, Storekeeper, a Debtor; and in the matter of the Petition of Thomas White the Elder and Thomas White the Younger, of Launceston, in Tasmania, Merchants, Creditors of the said Henry Elliott to the extent of not less than Fifty Pounds; and in the matter of the "Debtors and Creditors Act, 1862."

UPON reading the Petition of the said Henry Elliott, and the several affidavits thereunto annexed, and upon hearing Mr. Haggitt of Counsel for the said Petitioner, it is ordered that the said Petitioner do, on or before the thirty-first day of October next, or within such extended time as the Court may grant for that purpose, convey, assign, and make over all his real and personal estate and effects unto George Trew, of Invercargill aforesaid, Merchant, upon trusts for the collection and conversion into money of the said estate and effects, and the distribution of the net proceeds *pro rata*, and subject to existing legal priorities (if any) amongst such of the Creditors of the said Petitioner as shall duly prove their respective debts by affidavit filed in the office of the Registrar at Dunedin, within the space of three calendar months from the date of this order, and upon and subject to such other trusts and provisions as the Court may, at or before the final hearing of the said Petition, direct or approve.

Dated the nineteenth day of September, A.D. 1864.

By the Court,

ROBT. CHAPMAN,

Registrar.

19s.

In the Supreme Court of New Zealand, }
Otago and Southland District.

In the matter of the Petition of JAMES DICKSON, of Tokomairiro, in the Province of Otago, Contractor, a Debtor; and in the matter of the Petition of George Wilson, of Tokomairiro, in the Province of Otago, aforesaid, Sawyer, a Creditor of the said James Dickson to the extent of not less than Fifty Pounds; and in the matter of the "Debtors and Creditors Act, 1862."

UPON reading the Petition of the said James Dickson and the several affidavits thereunto annexed,

and upon hearing Mr. Haggitt of Counsel for the said Petitioner, it is ordered that the said Petitioner do, on or before the ninth day of January next (or within such extended time as this Court may grant for that purpose), convey, assign, and make over all his real and personal estate and effects unto Malcolm Tomison, of Dunedin, in the said Province of Otago, settler, and George Wilson, of Tokomairiro aforesaid, Sawyer, two of the Creditors of the said James Dickson, upon trusts for the collection and conversion into money of the said estate and effects, and the distribution of the net proceeds *pro rata*, and subject to existing legal priorities (if any) amongst such of the Creditors of the said Petitioner as shall duly prove their respective debts by affidavit filed in the office of the Registrar at Dunedin within the space of three calendar months from the date of this order, and upon and subject to such other trusts and provisions as the Court may, at or before the final hearing of the said Petition, direct or approve.

Dated the twenty-eighth day of November, A.D. 1864.

By the Court,

ROBERT CHAPMAN,

Registrar.

19s.

IMPOUNDED on the 1st day of March, 1865, by William Taggart, for trespassing on his premises, Commercial Stables, Rattray-street, Dunedin, one Light Grey Mare, branded N.G. on near shoulder, switch tail, owner unknown; and in default of being released, the above grey mare will be sold by auction at the Public Pound, North Dunedin, on the 24th day of March, 1865, at 12 o'clock noon.

JAMES TURNER,

Poundkeeper,

North Dunedin.

THE Partnership hitherto existing between the undersigned, as Free Storekeepers, under the name of James Wilson & Co., was mutually dissolved on the first day of February last. All outstanding debts will be received, and all liabilities of the firm will be paid by Mr. William Fuller, who will carry on the said business as heretofore.

JAS. WILSON,

WM. FULLER.

Witness—ANDW. TERNENT, Storeman.

Dunedin, 1st March, 1865.

6s.

THE Partnership hitherto existing between the undersigned was dissolved on the 4th instant, by mutual consent.

H. THOMSON.

NATHANIEL HARDING.

Port Chalmers, March 4, 1865.

3s.

THE Partnership carried on between PETER M'GILL and JOHN DEWAR as Grain Merchants and Flour and Oatmeal Millers, is this day dissolved by mutual consent.

PETER M'GILL,
JOHN DEWAR.

Witness to the signatures }
of both } JAMES ELDER BROWN.

The business will be carried on as formerly by Peter M'Gill, who will collect the debts and discharge the liabilities of the late firm.

Tokomairiro, 1st February, 1865.

18s.