



OTAGO PROVINICIAL GOVERNMENT GAZETTE.

Published by Authority.

VOL. X.

DUNEDIN, WEDNESDAY, FEBRUARY 23, 1866.

No. 409

[WITH SUPPLEMENT.]

PROCLAMATION,

Closing Roads in Kaikorai District.

By His Honor THOMAS DICK, Esquire, Superintendent of the Province of Otago.

I, THOMAS DICK, Superintendent of the Province of Otago, do, by virtue and in exercise of the powers vested in me in this behalf by the "Kaikorai District Roads Lands Ordinance, 1864," proclaim and declare that all those Roads, and all those portions of Roads situate and being in the Kaikorai District, in the Province of Otago, mentioned and referred to in the said "Kaikorai District Roads Lands Ordinance, 1864," and which are particularly described in the Schedule hereto, shall, from and after the day of the date hereof, cease to be public roads or thoroughfares, and shall no longer form part of the roads in the said Kaikorai District.

SCHEDULE ABOVE REFERRED TO.

1.—32 chains in length, 60 links wide, from Cross Road between sections 38 and 39, block V, Lower Kaikorai, to new District Road on section 32, block V, Lower Kaikorai; bounded on the north-west by sections 33, 45, 46, 47, 48, parts of 32 and 49; south-east by sections 38, 37, 36, 35, 34, 33, and part of 32, block V, Lower Kaikorai; and by section 45, block VI, Town District.

2.—48 chains in length, 60 links wide, from new District Road on section 32 to the original road line at the boundary line between sections 22 and 23, block V, Lower Kaikorai; bounded on both sides by sections 23, 24, 25, 26, 27, 28, 29, 30, 31, and part of 32, block V, Lower Kaikorai.

3.—61 chains in length, 60 links wide, from junction with new road line on section 15, block V, Lower Kaikorai, to junction with new road line on section 3, block V, Lower Kaikorai; bounded on both sides by sections 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, and 15, block V, Lower Kaikorai.

4.—12 chains in length, 60 links wide, from new road line on section 3, block V, Lower Kaikorai, to District Road on section 1, block V, Lower Kaikorai; bounded on the north-west by sections 2 and 3; south-east by section 2, block V, Lower Kaikorai.

5.—4 chains in length, 60 links wide, from District Road on section 1, Lower Kaikorai, to south-west boundary of section 10, block IV, Upper Kaikorai;

bounded on both sides by part of section 1, block V, Lower Kaikorai.

6.—65 chains in length, 60 links wide, from section 1, block V, Lower Kaikorai, to section 15, block V, Lower Kaikorai; bounded on the north-west by sections 117 to 129; south-east by sections 2 to 14, block V, Lower Kaikorai.

7.—16 chains in length, 60 links wide, from section 130, Wakari District, to District Road at section 132, Wakari; bounded on the north by section 131 and parts of 130 and 132, Wakari; south by sections 115, 116, and part of 130, Wakari.

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

THOMAS DICK,

Superintendent of the Province of Otago.

By His Honor's Command,

H. J. MILLER,

In the absence of the Secretary for Public Works.

HIS Honor the Superintendent directs it to be notified, that he has received and accepted the resignation of

MR. ALEXANDER AYSON,

as a Manager of Fairfax Cemetery, Tokomairiro.

H. J. MILLAR,

Provincial Secretary.

21st February, 1866.

ACCEPTED TENDER.—Contract No. 161. Formation of Road through Block V, Hawksbury District, being completion of Contract No. 144. Matheson and M'Grath, £252 1s. 8d.

NOTICE.

Rules and Regulations to be in force only in that portion of the Dunstan Gold Field in the Province of Otago, known as "Black's, No. 3."

NOTICE is hereby given, that His Honor Thomas Dick, Esquire, as Superintendent of the Province of Otago, under and by virtue of the powers delegated to him in that behalf by His Excellency the Governor of New Zealand, in Council, under the authority of the "Gold Fields Acts Amendment Act, 1865," has,

this twenty-fourth day of February, one thousand eight hundred and sixty-six, made the following Rules and Regulations to be in force, in addition to those already proclaimed in that portion of the Dunstan Gold Field, in the said Province, known as "Black's, No. 3," and there only, viz:—

1. *Size of Claims.*—Alluvial Claims on "Black's, No. 3," shall be, for each holder of a Miner's Right, thirty (30) feet along the course of the lead, by a width not exceeding one hundred and fifty (150) feet.

2. *Block Claims.*—A Block Claim shall consist of not more than four (4) single claims, and shall measure one hundred and twenty (120) feet along the course of the lead; the width being as in Section 1.

3. *Amalgamation.*—Not more than three (3) Block Claims shall be allowed to amalgamate. When such amalgamation has been sanctioned, a notice to that effect shall be posted, and maintained, on a conspicuous part of each Block Claim, and such notice shall contain the names of the Shareholders, the number and date of their Miner's Rights, and the number of the Certificate of Registration, as hereinafter provided for.

4. *Amalgamation to be Registered.*—Claimholders desirous of amalgamating shall first post and maintain on each Block Claim, for the term of seven (7) clear days, a notice, signifying their intention so to do, and shall obtain the written sanction of a majority of the adjoining claimholders on either side, and on production of the same before the Warden of the District, he shall issue to the applicants a Certificate of Registration in the usual form.

5. *Flag to be Hoisted.*—The party last striking payable washdirt in their claim, shall immediately hoist a flag, indicating the position of the gutter.

6. *Forfeiture for Non-sinking after Discovery.*—As soon as payable washdirt has been struck in any claim, the next three (3) parties a-head, (amalgamated or otherwise), shall proceed to sink within three (3) clear days thereafter, failing in which, the claim or claims of them, or any of them, the said parties, shall be liable to be declared forfeited, subject, however, to the provisions of Sections 6 and 7, of Regulation XV, of the "Gold Fields Rules and Regulations."

7. *Registration.*—No person shall be entitled to claim the benefit of these Special Regulations, unless he shall first have registered his claim with the Mining Registrar of the District.

8. *Registration Fees.*—The Registration Fee chargeable by the Mining Registrar, shall be two shillings and sixpence; and for any transfer of a share, or claim, the fee of two shillings and six-pence shall be charged.

9. *Survey of Block Claims.*—Prior to Registration, all Block Claims shall be surveyed and numbered by the Mining Surveyor of the District, and the boundaries thereof accurately defined, and a certified copy of the plan thereof shall be deposited in the office of the Warden, for his information and guidance.

10. *Claims to be Represented.*—All Claims or Shares registered on the lead, must be represented upon the ground, either by the actual shareholders or their hired substitutes, not less than three (3) days in each week. Any claim not so represented, will be liable to forfeiture.

11. *Regulations only to Apply in Deep Ground.*—Notwithstanding anything herein contained, these Special Regulations shall not apply to any portion of "Black's, No. 3," when the depth of sinking is less than sixty (60) feet.

Dated at the Superintendent's Office, Dunedin, on the twenty-fourth day of February, one thousand eight hundred and sixty-six.

By Order,

H. J. MILLER,

Provincial Secretary.

DELEGATIONS under the Diseased Cattle Acts to his Honor the Superintendent, published for general information.

H. J. MILLER,
Provincial Secretary.

16th February, 1866.

WHEREAS by the "Diseased Cattle Act, 1861," it was provided that the Governor in Council might, by Warrant under his hand, from time to time, delegate to the Superintendent of any Province within the said Colony, all or any of the powers vested in the Governor or Governor in Council by the said Act, subject to such Regulations as he might think fit, and might from time to time rescind such Delegation: Now therefore I, Sir George Grey, the Governor of New Zealand, with the advice and consent of the Executive Council thereof, and in pursuance and exercise of the said power and authority do, by this warrant under my hand, delegate to

THOMAS DICK, Esquire,

as long as he shall hold the office of Superintendent of Otago in the said Colony, the several powers vested in me by the Second, Fourth, Fifth, Seventh, Ninth, and Tenth Sections of the said Act, subject to be rescinded as in the said Act provided, and subject to the Regulations issued on the fifteenth day of September, one thousand eight hundred and sixty-three, and to any other Regulations to be from time to time duly made.

Given under my hand, at the Government House at Wellington, this twenty-eighth day of August, in the year of our Lord one thousand eight hundred and sixty-five.

G. GREY.

By his Excellency's command,
Approved in Council,
FORSTER GORING.

ORDER IN COUNCIL

Delegating Governor's powers under the "Diseased Cattle Act Amendment Act, 1865," to Thomas Dick, Esquire.

G. GREY,
Governor.

Approved in Council this eighteenth day of November, 1865.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by an Act of the General Assembly of New Zealand, intituled the "Diseased Cattle Act Amendment Act, 1865," Section 4, the Governor may, by any Order in Council, from time to time annul, make void, or alter or vary, and make anew any Orders in Council, regulations, appointments, or prohibitory or other declarations made and published by the Governor under the authority of the "Diseased Cattle Act, 1861," or of this Act, or by the Superintendent of any Province, under or in pursuance of any power delegated to him under any of the powers of delegation contained in the said Act: And whereas by Section 4 of the said Amendment Act "as to regulations, appointments, and prohibitory and other declarations made by Superintendents of Provinces in pursuance of any powers delegated under the powers of delegation contained in the said Act, or this Act, the power of annulling, making void, or allowing or varying, and making anew any such regulations, appointments, or prohibitory or other declarations vested in the Governor by this Act, may from time to time be delegated by the Governor in Council by warrant under his hand to the Superintendent of any Province;"

Now therefore, his Excellency Sir George Grey, K.C.B., in exercise of the power and authority so vested in him as Governor as aforesaid, doth by this Order in Council delegate to

THOMAS DICK, Esquire,

Superintendent of the Province of Otago, so long and

so long only as he shall continue to be such Superintendent, all the powers which, by the said fourth Section of the said Amendment Act, the Governor in Council is authorised so to delegate.

FORSTER GORING,
Clerk of Executive Council.

METEOROLOGICAL OBSERVATIONS taken at Dunedin, for the month of January, 1866.

Lat. 45° 52' 11" S.; Long. 170° 31' 7" E.; altitude above sea, 550 feet.

BAROMETER, REDUCED TO 32° FAH. AND SEA LEVEL.

Mean atmospheric pressure for month	: 29.872 inches
Highest pressure (on 29th)	: 30.270 "
Lowest pressure (on 26th)	: 29.206 "
Range for month	: 1.064 "

TEMPERATURE IN SHADE.

Approximate mean temperature for month	: 57.5° Fah.
Mean maximum temperature	: 66.0 "
Mean minimum temperature	: 49.0 "
Mean daily range of temperature	: 17.0 "
Highest maximum temperature	: 86.0 "
Lowest minimum temperature	: 40.0 "
Extreme range for the month	: 46.0 "

SOLAR RADIATION.

Maximum (on 7th)	: 109 "
Minimum (on 27th)	: 74 "
Mean for month	: 91 "

TERRESTRIAL RADIATION.

Maximum (on 7th)	: 65 "
Minimum (on 19th)	: 36 "
Mean for month	: 44 "
Mean degree of humidity (Saturation=100)	: 70 "
Mean elastic force of Vapour	: .309 inches
Mean temperature of the dew point	: 45.8° Fah.
Total rain fall on 21 days	: 4.911 inches
Mean amount of sky covered (overcast =10)	: 6

WIND.

Mean velocity per day for month	: 185 miles
Greatest velocity observed for 24 hours	: 545

REMARKS.

Thunder heard, but lightning not seen on 25th.
Fog prevailed on 4th and 24th.

HENRY SKEY.

OTAGO SOUTHERN TRUNK RAILWAY.—

Notice is hereby given that application is intended to be made at the ensuing Session of the General Assembly for an Act to empower the Superintendent of the Province of Otago to construct a Railway, to be called the "Otago Southern Trunk Railway," from the City of Dunedin in the said Province of Otago, to the Township of Balclutha in the same Province, and to take and purchase compulsorily lands required for the purpose of the said Railway, or within the limits of deviation thereof; and notice is hereby also given that one terminus of the said Railway is proposed to be at a point situated at or near the line of the southern side of High-street, about seven chains eastward from the Custom House, in the City of Dunedin, in the Province of Otago aforesaid, and the other terminus thereof at a point situated in the line of the southern side of Hasborough-place, and eastern side of Cromer-street, in the Township of Balclutha, in the Province of Otago aforesaid, and that the whole of the said Railway will be within the said Province of Otago, and will be made from, in, through or into the following City, Townships, or Territorial Divisions of the said Province, namely:—The City of Dunedin, the Townships of Greytown, Waiholā and Balclutha, the Township of the Ocean Beach District, the Lower Kaikorai District, the Green Island Bush District, the Dunedin and East Taieri District, the Taieri District, the Muungatua District, the Otakia District, the Clarendon District, the Waiholā District, the Tokomairi District, the North Tuakitoto District, the South Tuakitoto District, the Hillend District, and the North Molyneux District.

And powers will be sought to be conferred upon the said Superintendent, by the said Act, to enable him and his successors in office, to hold the lands so proposed to be taken as aforesaid, and to manage the said Railway and Works thereto appurtenant, and to sue and be sued in relation thereto, and to levy tolls, rates and duties, and to confer, vary and extinguish exemptions from payment of tolls, rates and duties, and to confer, vary and extinguish other rights and privileges, and to make bye-laws, and to do all other things necessary for the making, maintenance, and working of the said Railway and Works.

And notice is hereby further given, that copies of the said Bill will be deposited in the Private Bill Office, within fourteen days after the commencement of the said Session; and that plans, sections, and books of reference, and copies of this Notice will be deposited at the times and places following, that is to say:—

In the Office of the Registrar of Deeds, in Dunedin, in the Province of Otago aforesaid, on or before the thirtieth day of March next ensuing;

In the Office of the Colonial Secretary of New Zealand, on or before the commencement of the said Session;

In the Private Bill Office, on or before the commencement of the said Session.

Dated this twenty-seventh day of February, 1866.

HAGGITT AND HAGGITT, Solicitors for the Bill.

ABSTRACT OF ACCOUNT KEPT BY THE MANAGERS OF THE FAIRFAX CEMETERY, TOKOMAIRIRO, from 1st January to 31st December, 1865.

1865.	INCOME.	
To Interment Fees, 5 above ten years	... £5	12 6
" " " Remitted 1 "
" " " 5 under ten years	... 4	2 6
" 7 Allotments 1st class land sold	... 7	7 0
" 1 " 2nd " "	... 0	10 6
	£17	12 6

1865.	EXPENDITURE.	
To Sexton for 6 above ten years	... £4	0 6
" " 5 under ten years	... 2	2 6
" Record Books	... 1	14 0
" Advertising and Printing	... 1	2 6
" Laying off part of Cemetery, labour, &c.	1	14 6
" Management	... 1	5 0
" Balance in Treasurer's hands	... 5	13 6
	£17	12 6

A true copy.

JAMES ELDER BROWN,
Treasurer and Manager.

We certify and declare that the above is a true statement of the accounts of the Income and Expenditure in connection with the Fairfax Cemetery.

Declared before me this 2nd day of February, 1866, at Tokomairiro.

JOHN DEWE, R.M.,

A Justice of the Peace in and for the Colony of New Zealand.

JOHN L. GILLIES, Manager.
ALEXANDER AYSON, Manager.
WILLIAM BLACK, Manager.

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

NOTICE is hereby given that this Court has appointed Friday, the 9th day of March next, at ten o'clock in the forenoon, at the Supreme Court House, Dunedin, for hearing Appeals from Wardens' Courts.

ROBERT CHAPMAN, Registrar.
Supreme Court Office, Dunedin,
28th February, 1866.

APPLICATION FOR MINERAL LEASE.

NOTICE is hereby given, that Julius Vogel and Benjamin Leopold Farjeon have made application to the Waste Land Board for a lease of eighty acres of land, situate between the Waitahuna Hill and the Waitahuna River, to be defined by survey, and adjoining the application of Messrs. Nation and Party; but on the opposite side from the application of Messrs. Mason, Bathgate and Party; for the purpose of mining for Cinnabar; and that such application will be considered at a meeting of the said Board, to be held at Dunedin, on Wednesday, the 21st day of March next, at 12 o'clock noon, when any person objecting to the granting of such lease may appear, and will be heard in support of such objection.

BENJAMIN LEOPOLD FARJEON,
10s. For self and co-applicant.

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

In the matter of the petition of FREDERIC LOUIS MIEVILLE, of Dunedin, in the Province of Otago, Ironmonger, carrying on business under the style of "Day and Mieville," a Debtor; and in the matter of the petition of James Barr and John Haddon Barr, of Dunedin, in the said Province, Merchants, trading as "J. and J. H. Barr," Creditor of the said Frederic Louis Mieville to the extent of not less than fifty pounds; and in the matter of the "Debtors and Creditors Act, 1862," and the "Debtors and Creditors Act Amendment Act, 1865."

NOTICE is hereby given, that the above petition has this day been accepted by his Honor Mr. Justice Chapman, who has appointed Monday, the nineteenth day of March next, at ten o'clock in the forenoon, at the Supreme Court House, Dunedin, for the hearing of the said Petition.

Dated this twenty-seventh day of February, one thousand eight hundred and sixty-six.

HARRIS, MACASSEY AND TURTON,
15s. Solicitors for the Petitioner.

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

In the matter of the Petition of THOMAS MACKAY, of Moeraki, in the Province of Otago, butcher, a debtor, and in the matter of the "Debtors and Creditors Act, 1862."

NOTICE is hereby given, that His Honor the Judge has appointed Monday, the nineteenth day of March next, at ten o'clock in the forenoon, for the hearing of the said petition.

Dated this 23rd day of February, 1866.

MATT. V. HODGE,
6s. Petitioner's Solicitor.

In the matter of the Petition of JAMES CAMPBELL, Blacksmith, and in the matter of the "Debtors and Creditors Act, 1862."

NOTICE is given that the Judge has appointed Monday, the nineteenth day of March next, for the hearing of the said Petition.

Dated this twenty-first day of February, 1866.

JAMES CAMPBELL,
5s. Petitioner.

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

In the matter of the Petition of JOSEPH HUGHES, of Dunedin, in the Province of Otago, Master Mariner, a Debtor; and in the matter of the "Debtors and Creditors Act, 1862."

NOTICE is hereby given, that His Honor Mr. Justice Chapman, has appointed Monday, the 19th day of March, 1866, at the hour of 10 in the forenoon, for the hearing of the said Petition.

Dated this 27th day of February, 1866.

WILSON, KIDSTON & STAMPER,
18s. Solicitors for the Petitioner.

(From *New Zealand Gazette*, Feb. 17th, 1866, No. 12.)

G. GREY, Governor.

TO ALL WHOM THESE PRESENTS SHALL COME,
GREETING :

WHEREAS by "The Regulation of Elections Act, 1858," it is enacted that it shall be lawful for the Governor, by warrant under his hand, from time to time, to appoint polling places for each electoral district within or without the limits thereof, and to appoint any one of such places to be the principal polling place for the district, and all or any of such polling places at any time to abolish, and to appoint other polling places in lieu thereof :

Now know ye, that I, the Governor of New Zealand, in pursuance of the power and authority in me vested by the said Act, do hereby appoint the following place to be a polling place for the electoral district hereinafter specified, for the election of Members of the House of Representatives, namely,—

For the District of BRUCE—The School House, Glenore, instead of the School House, "Glennie," as incorrectly printed in Warrant published in the *New Zealand Gazette* of the 19th January, 1866, No. 4.

Given under the hand of His Excellency Sir George Grey, Knight Commander of the Most Honorable Order of the Bath, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, at the Government House, at Wellington, this eighth day of February, in the year of our Lord one thousand eight hundred and sixty-six.

E. W. STAFFORD.

Colonial Secretary's Office,
Wellington, 14th February, 1866.

THE following Ordinances passed by the Provincial Council of the Province of Otago, intituled—

"Bridge Ordinance, 1864, Amendment Ordinance, 1865;"

"Turnpikes Ordinance Amendment Ordinance, 1865;"

having been laid before the Governor, His Excellency has been pleased to leave the same to their operation.

E. W. STAFFORD.

Colonial Secretary's Office,
(Judicial Branch),
Wellington, 14th February, 1866.

HIS Excellency the Governor has been pleased to appoint

DAVID FORSYTH MAIN,

of Manuherikia, in the Province of Otago, Esquire, to be a Justice of the Peace for the Colony of New Zealand.

E. W. STAFFORD.