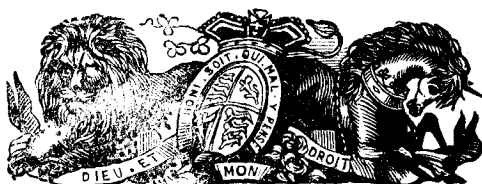


## NEW ZEALAND



# OTAGO

## PROVINCIAL GOVERNMENT

### GAZETTE.

Published by Authority

VOL. XI.

DUNEDIN, WEDNESDAY, JANUARY 9, 1867.

No. 459

[WITH SUPPLEMENT.]

#### NOTICE

*Declaring the East Taieri Bridge, Free of Toll to Foot Passengers.*

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

WHEREAS by Section V, of the "Bridge Ordinance, 1864," it is provided amongst other things that it should be lawful for the Superintendent at any time by a notice published in the Provincial Government "Gazette," to declare any Public Bridge to be open free of Toll to Foot Passengers: And whereas it is expedient to declare the East Taieri Bridge to be open Free of Toll in the manner above mentioned. Now, therefore, I, Thomas Dick, Esquire, Superintendent of the Province of Otago, in pursuance and exercise of the power and authority vested in me, in this behalf by the "Bridge Ordinance, 1864," do hereby publish and declare, that from and after the 31st day of December now last past; and until further notice, the East Taieri Bridge shall be open and free of toll to foot passengers.

Dated this 2nd day of January, 1867.

THOMAS DICK,  
Superintendent.

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

NOTICE is hereby given that a sitting of the said Court will be holden at Dunedin on Monday, the 11th day of February next, at 10 o'clock in the forenoon, for the purpose of hearing appeal from Warden's Courts under the provisions of the Gold Fields Acts.

ROBERT CHAPMAN,  
Registrar.

Supreme Court Office,  
Dunedin, January 7, 1867.

In the matter of the Petition of CHARLES ROWLEY, of Dunedin, in the Province of Otago, News Agent, a Debtor; and in the matter of the Debtors and Creditors' Acts.

NOTICE is hereby given, that his Honor Mr. Justice Chapman has appointed the 4th day of February, 1867, at 10 a.m., at the Supreme Court House, Dunedin, for hearing the above Petition.

EDWARD FRANCIS WARD,

6s

Petitioner's Solicitor.

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

In the matter of the Petition of FRANK ALFRED ORBELL, of Palmerston, in the Province of Otago, Farmer, Debtor; and in the matter of the Petition of Frederick Horatio Evans, and Thomas Francis Kennelly, trading under the style or firm of Evans, Kennelly and Co., Commission Agents, Creditors of the said Frank Alfred Orbell, 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.

UPON reading the Petition of the above-named Bankrupt, and the several paper writings thereto annexed, and upon hearing Mr. D'Arcy Haggitt, of Counsel for the said Bankrupt: It is ordered that William Oram Ball, of Dunedin, in the Province of Otago, Accountant, be and is hereby appointed sole Trustee of the Estate and Effects of the Bankrupt: And it is further ordered that all real and personal Estate of the Bankrupt, which shall vest in the said William Oram Ball, by virtue of his said appointment, shall be held by him, his heirs, his executors and administrators respectively, (except the wearing apparel of the Bankrupt, which shall be retained by him), upon and for the following trusts and purposes, namely:—

1. To sell, collect, and get in such real and personal Estate, and receive the monies arising therefrom, and

to execute all necessary conveyances and assurances thereof.

2. To retain and pay all expenses properly incurred of, and attending such sale, collection, and getting in.

3. To pay the poundage and fees payable under the above mentioned Acts.

4. To pay the costs properly incurred of, and incidental to the Petition in these matters, and subsequent thereto, and also all costs and expenses in these matters which have been or shall be ordered by this Court, or by any Judge thereof, to be paid out of the Estate of the Bankrupt.

5. To distribute the net residue of the said Trust monies between and amongst, and for the benefit of all the Creditors of the Bankrupt, who were his Creditors at the time of the Presentation of the said Petition, and who shall duly prove their debts by affidavit, sworn and filed within three calendar months from the date of this order, by way of *pro rata* distribution and administration, subject to existing legal priorities (if any such there shall be), but so that the said Creditors shall not receive more than Twenty Shillings in the Pound upon their said respective debts.

6. To pay the ultimate surplus (if any), of the said Trust monies to the Bankrupt.

Dated this fifth day of November, one thousand eight hundred and sixty-six.—By the Court

ROBT. CHAPMAN, Registrar.

I, the above-mentioned William Oram Bell, hereby accept the appointment of Trustee made by the foregoing order, and consent to hold the real and personal Estate therein mentioned, upon and for the trusts and purposes therein expressed.

W. ORAM BALL.

Witness—T. W. Hislop.

30s

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

In the matter of the petition of WILLIAM JOHN DYER, of Tokomairiro, in the Province of Otago, Farmer, debtor; and in the matter of the petition of Wolf Harris, trading as Bing, Harris and Co., of Dunedin, in the Province of Otago aforesaid, a creditor of the said William John Dyer to the extent of not less than Fifty Pounds; and in the matter of the Debtors and Creditors' Acts, 1862 and 1865.

UPON reading the petition of the above-named bankrupt, and the several paper writings thereto annexed, and upon hearing Mr. D'Arcy Haggitt of counsel for the said bankrupt, it is ordered that Joseph Sykes Webb, of Dunedin, in the Province of Otago, Accountant, be, and he is hereby appointed, sole Trustee of the estate and effects of the bankrupt; and it is further ordered that all real and personal estate of the bankrupt which shall vest in the said Joseph Sykes Webb by virtue of his said appointment, shall be held by him his heirs executors and administrators respectively (except the wearing apparel of the bankrupt, which shall be retained by him) upon and for the following trusts and purposes, namely:—

1. To sell, collect, and get in such real and personal estate, and receive the monies arising therefrom, and to execute all necessary conveyances and assurances thereof.

2. To retain and pay all expenses properly incurred of and attending such sale, collection, and getting in.

3. To pay the poundage and fees payable under the above-mentioned Acts.

4. To pay the costs properly incurred of and incidental to the petition in these matters and subsequent thereto, and also all costs and expenses in these matters which have been or shall be ordered by this Court, or by any Judge thereof to be paid out of the estate of the bankrupt.

5. To distribute the net residue of the said trust monies between and amongst and for the benefit of all the creditors of the bankrupt who were his creditors at

the time of the presentation of the said petition; and who shall duly prove their debts by affidavit filed within three calendar months from the date of this order, by way of *pro rata* distribution and administration, subject to existing legal priorities (if any such there shall be) but so that the said creditors shall not receive more than Twenty Shillings in the pound upon their said respective debts.

6. To pay the ultimate surplus (if any) of the said trust monies to the bankrupt.

Dated this fifth day of November, one thousand eight hundred and sixty-six.—By the Court,

ROBERT CHAPMAN, Registrar.

I, the abovementioned Joseph Sykes Webb, do hereby accept the appointment of Trustee made by the foregoing order, and consent to hold the real and personal estate therein mentioned upon and for the trusts and purposes therein expressed.

J. S. WEBB.

Witness—T. W. Hislop.

30s

The following Rules and Regulations have been submitted to the Superintendent and Executive Council in terms of the "Cemeteries Reserves Management Ordinance, 1864," and are published for general information:—

## HAVELOCK CEMETERY.—RULES AND REGULATIONS.

1. All charges must be paid when orders are given.

2. Any person or persons making a vault, or erecting and placing a monument in the Cemetery, by and with the permission of the Trustees, under these rules, and upon the payment of the charges therein mentioned, is entitled to have, maintain, and keep up such vault, monument, or tombstone, according to the terms of such permission, to and for the sole and separate use of such person or persons, heirs, near relations, and friends, for ever.

3. Application for such permission must be made to the Secretary, or one of the Trustees. A certificate of such permission, in the form set out in Schedule B, will be granted to the party applying for such permission, on payment of the charges in Schedule A.

4. The cost and charges will be remitted on the burial of any poor person in such Cemetery, on the certificate of the minister of religion, or other evidence, proving to the satisfaction of the Trustees that such person was a pauper, or that the relations and friends of the deceased were unable to pay the costs and charges.

5. Orders for interment must be given to the Sexton at least six working hours prior to the hour fixed for the funeral, otherwise an extra charge will be made (see Schedule A.) No free interment will be allowed without the above notice of six hours.

6. The Trustees will cause all ordinary graves to be dug, but parties wanting brick graves or vaults will be required to construct them under the direction of a Surveyor (appointed by the Trustees), and in case interment is to be made in any private grave or vault, the consent (in writing) of the party entitled thereto must be left with the order.

7. The name, age, the late place of residence, and probable cause of death of the deceased, and other information as per schedule C, must be stated at the time of giving the order.

8. The time fixed for the funeral must be the time when the procession is to be at the Cemetery, and the same must be punctually observed.

9. Until otherwise ordered, the usual hours fixed for funerals will be from 8 o'clock a.m. to 5 o'clock p.m. from the 1st day of September to the 30th day of April, and from 8 o'clock a.m. to 4 o'clock p.m. in the other four months of the year, except on Sundays, when the usual and only funerals will be from 2 to 5 o'clock p.m. throughout the year. No funeral will be allowed to take place between the hours of 7 o'clock p.m. and 7 o'clock a.m.

10. All monuments, vaults, graves, and gravestones must be kept in repair and proper condition by and at the expense of the owners.

11. Every coffin in a vault or brick grave must be bricked in, cemented, and covered by a slab of stone, slate, or iron; and every coffin in a private grave must have on the lid a metal plate, with the name of the deceased stamped or painted thereon.

12. A drawing of every stone, tomb, pedestal, and plan of every fence, monument, or tablet proposed to be erected, and a copy of every epitaph or inscription, must be submitted to the Trustees for approval.

13. No servant or any other person employed by or engaged in any duty on behalf of the Trustees will be permitted to receive any gratuity for the discharge thereof.

14. The ground will be open daily to the public from sunrise to sunset.

15. A plan of the Cemetery, showing the situation of the graves, is kept by the Secretary, and may be inspected at the charge set out in Schedule A; and registers of all grants are kept by the Secretary.

16. The Sexton has orders to turn out or take into custody (as the case may require) any person who shall behave indecorously, or commit any trespass or injury to the trees, flowers, or erections, or otherwise infringe the Ordinance relating to the Cemetery, or the Regulations for the protection of the same; and such person shall be proceeded against according to the provisions of the "Cemeteries Reserve Management Ordinance, 1864."

17. No funeral will be allowed to take place in the Cemetery without a certificate from a Deputy Registrar or Coroner holding an inquest or inquiry, or a Magistrate. Such certificate must be delivered to the Sexton at the Cemetery, before the funeral enters the gates.

18. All ordinary meetings of the Managers shall be held quarterly on the first Tuesday of February, May, August, and November, at half-past six o'clock p.m. Special meetings may at any time be called by the Secretary.

19. The Trustees reserve the right to make any alterations from time to time in these Charges and Regulations.

JOHN TANTON,  
JOHN NORMAN,  
JOHN EDIE,  
DANIEL CLARKE,  
JOHN MCHATTIE,  
WILLIAM BOLT,  
JAMES DUK. } Managers.

SCHEDULE A.—CHARGES.  
*Public Graves.*

Single interment in open ground ...	£1 0 0
Do. do. of children under 5 years...	0 10 0
Do. do. of still-born children ...	0 5 0

*Private Graves.*

Special land for family graves, for each block of 8 feet by 4 feet, as per plan. .	2 2 0
Sinking each grave 6 feet ...	1 0 0
Do. for each additional foot ...	0 5 0
Do. for children under six years ...	0 10 0
Re-opening each grave or vault ...	1 0 0
Certificate of right of Burial in all private graves ...	0 2 6

*Miscellaneous Charges.*

For all interments that take place not in the usual hours, or of which six hours' notice has not been given, an extra charge of ...	0 10 6
If a public grave, an extra charge of ...	0 10 6
If a private grave, an extra charge of ...	1 1 0
Charge for copy of register...	0 1 0
Charge for inspecting plan of register ...	0 1 0

SCHEDULE B.—FORM OF CERTIFICATE OF RIGHT OF BURIAL IN THE HAVELOCK CEMETERY.

On the application of \_\_\_\_\_, and

upon the payment of the sum of \_\_\_\_\_, which is hereby acknowledged to have been received, the Trustees of the Havelock Cemetery, in terms of and as authorised by the "Cemetery Reserves Management Ordinance, 1864," have agreed to grant, and do hereby grant unto the said

permission to dig or make a grave or vault on that piece of ground \_\_\_\_\_ feet long by \_\_\_\_\_ feet broad, lying within that portion of the said Cemetery, appropriated for \_\_\_\_\_ burials, and marked No. \_\_\_\_\_ compartment on the plan of the said Cemetery, kept by the said Trustees, with permission to erect or place on the said piece of ground a monument or tombstone on payment of such charges as may from time to time be established. And it is hereby declared that the said \_\_\_\_\_ shall be entitled to have, maintain, and keep up such vault, monument, or tombstone, according to the terms of this permission, to and for the sole and separate use of the said \_\_\_\_\_ and his or her or their heirs and near relations for ever; provided always, and it is hereby declared that this grant is made subject to the terms and conditions following, viz.:—First, that the said piece of ground shall be kept and used by the said \_\_\_\_\_

his heirs, near relations, and friends, solely as a burying place, and that no other use shall be made thereof. Second, that no enclosing wall, fence, building, monument, or tombstone shall be erected or placed on said piece of ground until a plan thereof shall have been exhibited to the said Trustees, and their authority given for the erection thereof. Third, that the said grave or vault, and the said wall or fence, building, monument, or tombstone, shall be maintained and kept up by the said \_\_\_\_\_, and his or her heirs, relatives, and friends, in proper repair, to the satisfaction of the Trustees. Fourth, that the said \_\_\_\_\_ and his or her heirs and near relatives and friends shall, in the use of the said piece of ground and access thereto, be subject in every respect to such rules and regulations as the Trustees of the said Cemetery may from time to time make, and shall not be entitled to exercise the right to bury or inter therein, except on payment of such charges as shall from time to time be established by the said Trustees.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 186 \_\_\_\_  
[Signatures of Managers.]

SCHEDULE C.—FORM OF INSTRUCTIONS FOR GRAVES.

Answers to be written opposite to the following questions at the time of giving orders.

1. What Denomination?
2. Name of the deceased?
3. Late place of residence of deceased?
4. Rank of deceased?
5. Age of deceased?
6. Where born?
7. Minister to officiate?
8. Day of funeral?
9. What hour?
10. Number of grave on plan issued?
11. If a public grave?
12. If special land for private graves, what width?
13. If a family vault or brick grave, what width?
14. What depth?
15. If first or second interment?
16. Nature of disease or supposed cause of death?

Signature of \_\_\_\_\_  
Representative (or undertaker).  
Orders received this \_\_\_\_\_ day of \_\_\_\_\_  
186 \_\_, at \_\_\_\_\_ o'clock.  
[Signature of Managers.]

CORRECTIONS.

The name of \_\_\_\_\_ WILLIAM PURDIE, Esq., M.D., Dunedin, was omitted in the list of Justices of the Peace, published in the Provincial Gazette dated 18th July, 1866, page 146.

## CENSUS OF NEW ZEALAND 1864.

RETURN OF LAND FENCED AND IN CROP, AND OF STOCK IN THE PROVINCIAL ELECTORAL DISTRICTS OF  
OTAGO, DECEMBER, 1864.

No.	DISTRICT.	LAND.		STOCK.						
		Fenced.	In Crop.	Horses.	Mules and Asses.	Cattle.	Sheep.	Goats.	Pigs.	Poultry.
		Acres.	Acres.							
1	Dunedin ... ..	776 $\frac{15}{16}$	232 $\frac{3}{8}$	762	8	261	386	132	355	13,279
	(Shipping) ... ..	—	—	—	—	—	65	10	15	60
2	Port Chalmers ... ..	9 $\frac{3}{8}$	7 $\frac{1}{8}$	18	—	43	5	37	42	1,324
3	Oamaru Town ... ..	67 $\frac{5}{8}$	44	142	—	236	79	3	56	1,326
4	North Harbor ... ..	2,732 $\frac{1}{8}$	1,609 $\frac{3}{8}$	239	2	952	1,016	48	491	5,321
5	Peninsula ... ..	3,235 $\frac{1}{2}$	2,065 $\frac{3}{4}$	205	—	1,538	306	28	578	6,386
6	Wakari ... ..	2,931 $\frac{3}{8}$	1,307 $\frac{3}{8}$	169	—	757	416	24	144	3,217
7	Caversham & Green Island	6,045 $\frac{3}{8}$	2,861 $\frac{5}{8}$	331	—	1,205	475	28	358	5,147
8	Taieri ... ..	30,109 $\frac{3}{8}$	15,655 $\frac{1}{8}$	1,634	—	8,459	98,875	42	1,014	11,959
9	Waihola ... ..	3,121 $\frac{1}{8}$	1,503 $\frac{3}{4}$	243	—	2,618	7,076	6	131	2,064
10	Tokomairiro ... ..	14,352 $\frac{5}{8}$	7,676 $\frac{3}{4}$	781	—	4,207	16,482	22	533	4,476
11	Matau ... ..	6,890 $\frac{1}{2}$	2,118 $\frac{5}{8}$	388	—	3,902	42,166	4	202	2,727
12	Clutha ... ..	28,549 $\frac{3}{8}$	3,986 $\frac{1}{4}$	1,111	—	8,848	132,838	14	319	5,247
13	Lindis ... ..	3,502	165 $\frac{3}{4}$	317	—	2,947	202,501	—	67	411
14	Manuherikia ... ..	495 $\frac{5}{8}$	74 $\frac{7}{8}$	349	—	1,719	96,423	4	36	553
15	Wakatipu ... ..	3,653 $\frac{3}{8}$	226	601	1	3,436	200,535	8	109	1,483
16	Oamaru Country ... ..	24,393 $\frac{5}{8}$	4,131 $\frac{3}{4}$	984	—	5,263	227,419	2	414	5,645
17	Waikouaiti ... ..	17,457 $\frac{1}{4}$	4,123	1,110	5	3,370	83,295	28	504	6,737
18	Lawrence ... ..	872 $\frac{3}{8}$	534 $\frac{5}{8}$	501	1	4,538	55,464	32	552	4,510
19	Clyde ... ..	372 $\frac{7}{8}$	343 $\frac{5}{8}$	806	5	2,473	119,894	250	191	2,535
20	The Lakes ... ..	1,938	490	534	8	822	19,697	20	344	1,996
		151,516 $\frac{7}{16}$	49,158	11,225	30	57,594	1,300,413	742	6,455	86,403

NOTE.—The figures under each separate district do not indicate precisely the amount of Land and Stock actually *within* that particular district, as in some instances the owners of Land or Stock returned the same in the district in which they happened to return their own names, &c., while the Land or Stock, or a portion thereof, might be in a different district. It is impossible to ascertain what proportion of the Land fenced or in crop is freehold.

JOHN HISLOP, late Census Enumerator.