

NEW ZEALAND



OTAGO PROVINCIAL GOVERNMENT GAZETTE.

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DUNEDIN, SATURDAY, DECEMBER 24, 1870.

No. 705

THE OTAGO PROVINCIAL GOVERNMENT GAZETTE, No. 705, dated Saturday, December 24, 1870, having been discovered to be defective for certain purposes, in consequence of the omission of advertisements required by law to be inserted, the present amended issue is published for general information, and may be substituted in lieu thereof. By order of His Honor the Superintendent.

JOHN LOGAN,

Secretary to the Superintendent.

Dunedin, January, 1871.

PROCLAMATION

By his Honor James Macandrew, Esquire, Superintendent of the Province of Otago.

WHEREAS by an Ordinance of the Superintendent and Provincial Council of the Province of Otago, passed in the Twenty-seventh Session of the said Provincial Council, number 316, and shortly intituled the "Management of Rivers Ordinance 1870," the Act of the General Assembly of New Zealand which is shortly intituled "The Hawkes Bay and Marlborough Rivers Act 1868" was brought into operation in the Province of Otago aforesaid in pursuance of the power for that purpose contained in the fifty-fifth section of the said Act: And whereas by "The Hawkes Bay and Marlborough Rivers Act 1868" it is amongst other things enacted that upon the petition of the owners or occupiers of not less than three-fourths of the acreage of any district therein defined, any part of the Province intersected or bounded by any river or rivers from the overflow of which damage might be apprehended, the Superintendent should by proclamation in the Provincial Gazette declare that the said Act should come into operation within such part of the Province, and should by such proclamation define the boundaries of the same, and declare the same to be a district under the said Act, and should also fix the name by which such district should be named: And by the said Act it is also enacted that the Superintendent should in such proclamation determine the number of conservators who were to constitute the Board for each such

district, but that in no case should the number of such conservators be less than five nor more than seven:

And whereas a petition signed by the owners or occupiers of more than three-fourths of the acreage of the district, the boundaries whereof are hereinafter defined, has been presented to me, James Macandrew, as Superintendent of the said Province of Otago, praying that the provisions of "The Hawkes Bay and Marlborough Rivers Act 1868" might be brought into operation within the said district: And whereas it has been made to appear to my satisfaction that the said district is bounded by a river from the overflow of which damage may be apprehended, and that it is expedient and necessary that the said Act should be brought into operation within the said district:

Now therefore I, James Macandrew, Superintendent of the Province of Otago, by and with the advice and consent of the Executive Council of the said Province, and in exercise and pursuance of the power vested in me in this behalf, do hereby proclaim and declare that from and after the day of the date hereof "The Hawkes Bay and Marlborough Rivers Act, 1868" shall come into operation within that part of the Province of Otago which is described in the Schedule hereto: And I do with the like advice and consent and in further exercise and pursuance of the power aforesaid, proclaim and declare the said part of the Province of Otago so described in the said Schedule to be a district under "The Hawkes Bay and Marlborough Rivers Act 1868" to be known by the name of the "West Taieri River District" and that the boundaries of the said district shall be those defined in the said Schedule: And I do with the like advice and consent and in further exercise and pursuance of the power aforesaid, hereby proclaim and determine that the number of conservators who are to constitute the Board for the said district shall be seven.

SCHEDULE.

All that area in the Province of Otago situate in the Maungatua and West Taieri Survey Districts, bounded by the north-western boundary of River section numbered 38, to the Main Road to Maungatua; thence by the said Main Road to the north-western corner of sec-

tion 20, Irregular Block, Taieri Survey District (West); thence along the south-western boundary of the said section 20, the north-western and south-western boundaries of Sections 11 and 6, Block VI, and the north-western and south-western boundaries of Section 7, Block III, all in the Taieri Survey District (West); thence in a south-westerly direction along the north-western boundary of Block III, Maungatua Survey District, and along the south-western boundary of the said block, to Section 54, Block IV, Maungatua Survey District; thence along the north-western and south-western boundaries of the said Section, and a line in a south-easterly direction to the Taieri River; and thence in an easterly and northerly direction along the bank of the said Taieri River, to the north-eastern corner of Section 38, Irregular Block, Taieri Survey District (West), the starting point.

Given under my hand and issued under the public seal of the Province of Otago, at Dunedin, in the said Province, this twenty-fourth day of December, one thousand eight hundred and seventy.

(L.S.)

J. MACANDREW,
Superintendent.

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

No. 3805.

Between William Strachan, Plaintiff, and Hugh Fraser, Defendant.

NOTICE is hereby given, that by virtue of a writ of *feri facias*, to me directed and delivered, issued out of this Honorable Court in this cause on the seventeenth day of September last, and of "The Execution of Judgments against Real Estate Act 1867," all the estate and interest of the above-named Hugh Fraser, the execution debtor, in all that parcel of land containing by admeasurement thirty-six (36) poles, more or less, situate in the town of Havelock, in the Province of Otago, in New Zealand, being section numbered eight (8) block fifteen (15) on the Record Map of the aforesaid town of Havelock, more particularly described in the Memorial of Judgment, registered in the Office of the Registrar of Deeds, in Dunedin, in the Province aforesaid, on the twenty-third day of September last, has, at the suit of the above-named William Strachan, the execution creditor, been levied upon and taken in execution, and will be sold by auction at the Sheriff's Bailiff's Office, at the Supreme Court House, in Dunedin aforesaid, on Thursday, the sixteenth day of March next, at twelve o'clock at noon, unless the execution shall be previously satisfied.

Dated in Dunedin aforesaid, this nineteenth day of December, 1870.

I. NEWTON WATT,
Sheriff of Otago.

William Mathew Hodgkins, of Princes street, in Dunedin, is the solicitor for the execution creditor. The estate and interest of the above-named Hugh Fraser, the execution debtor, intended to be sold, is an estate in fee simple, free from all encumbrances. There is a building upon the land called the Inverness Hotel, with outbuildings, all now occupied.

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

No. 10.

Between James White, Plaintiff, and James Hunter, Defendant.

NOTICE is hereby given, that by virtue of a Writ of *Fieri Facias* to me directed and delivered, issued out of this honorable Court in this cause on the the fourteenth day of September last, and in pursuance of "The Execution of Judgments against Real Estate Act 1867," all the estate and interest of the above-named James Hunter, the execution debtor, in all that

parcel of land containing by admeasurement thirty-three (33) acres, two (2) roods, and twenty (20) poles, more or less, situate in the Moeraki District, in the Province of Otago, in New Zealand, being Section numbered one of fifteen (1 of 15) Block one (I) on the Record Map of the said Moeraki District, more particularly described in the memorial of judgment registered in the office of the Registrar of Deeds in Dunedin, in the Province aforesaid, on the fourteenth day of September last, has at the suit of the above-named James White, the execution creditor, been levied upon and taken in execution, and will be sold by public auction at the Sheriff's Bailiff's Office, Supreme Court House, in Dunedin, on Thursday, the ninth day of March next, at twelve o'clock at noon, unless the execution shall be previously satisfied.

Dated at Dunedin aforesaid, the fifth day of December, 1870.

I. NEWTON WATT,
Sheriff of Otago.

John Hyde Harris, of Princes street, in Dunedin, is the Solicitor for the execution creditor; and the estate and interest in the said land of the above-named James Hunter, the execution debtor, intended to be sold, is an estate in fee simple free from all incumbrances. t.d.

IN THE SUPREME COURT OF NEW ZEALAND.
OTAGO AND SOUTHLAND DISTRICT.

No. 474.

Between John Hamilton, Plaintiff, and Alexander Hamilton, Defendant.

NOTICE IS HEREBY GIVEN, that by virtue of a writ of *feri facias* issued out of this Honorable Court in this cause on or about the second day of September instant, in pursuance of "The Execution of Judgments against Real Estate Act 1867," all that section or parcel of land in the Province of Southland, in New Zealand, containing by admeasurement forty-nine acres and two roods, more or less, being section number fourteen on the record map of the Waimumu Hundred; and all those parcels of land situate in the said Province of Southland, containing by admeasurement one acre or thereabouts, be the same more or less, being and comprising the allotments marked and numbered eight (8) and nine (9) of block number three (III) on the plan of the subdivision into blocks and allotments made by one George Perry of that part known as the Collingwood Estate of the section marked and numbered two (2) of block number fifteen (XV), in the record map of the Hundred of Invercargill aforesaid; and which said plan of the Collingwood Estate is marked and numbered four (4) of deposited plans in the Office of the Registrar of Deeds for the Province of Southland aforesaid, respectively referred to in the memorial of judgment, registered in the said office of the Registrar of Deeds, have been taken in execution at the suit of the above-named plaintiff: That the estate and interest of the abovenamed defendant in the said land consists of an estate in fee simple, free from encumbrances; and that the said land will be sold by public auction by Mr David Macrorie, at his rooms, Dee street, Invercargill, on Saturday, the fourteenth day of January next, at twelve o'clock noon, under authority of Henry M'Culloch, Esq., sheriff of the Province of Southland, unless the judgment debt of £30 9s 2d, with interest thereon at the rate of £8 per cent. per annum, together with £1 11s 6d for the said Writ and Warrant thereon, besides sheriff's poundage, officer's fees and expenses, be sooner satisfied.

Dated this twenty-sixth day of September, 1870.

HY. M'CULLOCH,
Sheriff,
District of Southland.

William Russell, Don street, Solicitor for above-named plaintiff.