



SOUTHLAND PROVINCIAL GOVERNMENT GAZETTE.

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MONDAY, 24TH OCTOBER, 1864.

[No. 31.]

PROCLAMATION.

By JAMES A. R. MENZIES, Esq.,
Superintendent of the Province
of Southland.

IN pursuance of the provisions of the
"Provincial Reserved Bills Act,
1858," section 2, I hereby notify that the
following Ordinance passed by the Pro-
vincial Legislature of the Province of
Southland, namely:—

"The Appropriation Ordinance,
No. 4, 1864,"

having been laid before His Excellency
the Governor, His Excellency has assented
to the same.

Given under my hand, this
twentieth day of October,
one thousand eight hundred
and sixty-four.

J. A. R. MENZIES,
Superintendent.

(Re-published from *New Zealand Gazette*, No.
38, October 7th, 1864.)

By His Excellency Sir GEORGE
GREY, Knight Commander
of the most Honorable
Order of the Bath, Go-
vernor and Commander-in-
Chief in and over Her
Majesty's Colony of New
Zealand and its Depend-
encies, and Vice-Admiral
of the same, &c., &c., &c.

To all whom these Presents shall come,
greeting:

WHEREAS, by an Act of the Gene-
ral Assembly, intituled "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 ap-
point 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:

And whereas by another Act of the General Assembly, intituled "The Provincial Elections Act, 1858," it is enacted that, subject to certain provisions therein contained, every Election of the Superintendent or of a Member of the Provincial Council of a Province shall be conducted in the manner prescribed by "The Regulation of Elections Act, 1858," aforesaid, and all the provisions of the said last mentioned Act shall apply to the Elections of Members of Provincial Councils:

Now know ye, that I, Sir George Grey, the Governor of the said Colony, in pursuance of the power and authority in me vested by the said Acts, do hereby appoint the following places to be Polling Places for the Districts hereinafter specified for the Election of Members of the Provincial Council of the Province of Southland, namely:—

- Invercargill*—
The Court House, Invercargill.
- Riverton*—
The Court House, Riverton.
- Campbelltown*—
The Court House, Campbelltown.
- Waihopai*—
The Court House, Invercargill.
- Longwood*—
The School House, South Riverton.
- Waikivi*—
The House of Mr Duncan McArthur.
- Roslin*—
The School House, Mavis Bush.
- Aparima*—
The School House, Gummie's Bush ;
and the House of Mr Matthew Scott, Outautau.
- Waianawa*—
The School House, Waianawa ; and
the House of Messrs. Sutton,
Wright's Bush.
- New River*—
The School House, Wallacetown ;
and the Police Station, Winton.
- Oteramika*—
The Police Station, Dacre.
- Oreti*—
The Police Station, Lowther ; and
the House of Mr George Gunn,
Run No. 119a.
- Waiau*—
The House of Mr Aylmer, Run No.
166 ; and the House of Mr

John Howell, Wrey's Bush,
Run No. 153.

And I do further appoint the Polling Places hereinafter specified to be the Principal Polling Places for such Districts, namely:—

- Invercargill*—
The Court House, Invercargill.
- Riverton*—
The Court House, Riverton.
- Campbelltown*—
The Court House, Campbelltown.
- Waihopai*—
The Court House, Invercargill.
- Longwood*—
The School House, South Riverton.
- Waikivi*—
The House of Mr Duncan McArthur.
- Roslin*—
The School House, Mavis Bush.
- Aparima*—
The School House, Gummie's Bush.
- Waianawa*—
The School House, Waianawa.
- New River*—
The School House, Wallacetown.
- Oteramika*—
The Police Station, Dacre.
- Oreti*—
The Police Station Lowther.
- Waiau*—
The House of Mr Aylmer, Run
No. 166.

Given under my hand, at Government House, at Auckland, this Twenty-eighth day of September, in the year of Our Lord One Thousand Eight Hundred and Sixty four.

G. GREY.

By His Excellency's command,
WILLIAM FOX.

PROVINCE OF SOUTHLAND.

Bill assented to.

Colonial Secretary's Office,
Auckland, 4th October, 1864.

THE following Bill, passed by the Provincial Council of the Province of Southland, intituled

"Appropriation Ordinance, No. 4, 1864," which Bill was reserved for the signification of the Governor's pleasure thereon, having been laid before the Governor,

His Excellency has been pleased to assent to the same.

WILLIAM FOX.

PROVINCE OF SOUTHLAND.

Assent withheld from Bill.

Colonial Secretary's Office,
Auckland, 1st October, 1864.

THE following Bill, passed by the Provincial Council of the Province of Southland, intituled

"Invercargill Town Board Ordinance, 1863, Amendment Ordinance, 1864."

which Bill was reserved for the signification of the Governor's pleasure thereon, having been laid before the Governor, His Excellency has been pleased to withhold his assent to the same.

WILLIAM FOX.

Colonial Secretary's Office,
Auckland, 3rd October, 1864.

HIS Excellency the Governor has been pleased to appoint the following gentlemen to be Returning Officers for Provincial Elections for the Districts set opposite their respective names:—

In the Province of Southland.

DUNCAN McARTHUR, Esq., for the Electoral Districts of Waikiwi and Oteramika.

HORACE SIMMONDS, Esq., for the Electoral District of Campbelltown.

JAMES SURMAN, Esq., for the Electoral Districts of Riverton, Longwood, Aparima, Waianawa, and Waiau.

CHARLES ROUS MARTEN, Esq., for the Electoral Districts of New River and Oreti.

JOHN HARE, Esq., for the Electoral Districts of Invercargill, Waihopai, and Roslin.

WILLIAM FOX.

MARINE BOARD.

General Post Office,
Auckland, 30th Sept., 1864.

THE following Notice, received from the Marine Board, relative to a

wreck or reef seen near Flat Point, is published for general information.

THOMAS BANNATYNE GILLIES,
Postmaster General.

Notice to Mariners.

Captain Machin, of the Steam Ship "Claude Hamilton," reports having seen a wreck or reef when passing about five miles to the Eastward of Flat Point during the night.

Masters of vessels are requested to keep a good look out when navigating in that locality, and, in the event of observing anything unusual, to report particulars to the Marine Board.

By order.

THOS. ROBERTSON,

Marine Board Office, Secretary.
Port Chalmers, 7th Sep., 1864.

(Re-published from *New Zealand Gazette*, No. 36, September 20th, 1864.)

Otago and Southland Investment Company, Limited.

NOTICE is hereby given that application is intended to be made to the General Assembly of New Zealand, at the next session thereof, for leave to bring in a Bill to incorporate the Shareholders of a certain company, called the Otago and Southland Investment Company, Limited, with perpetual succession and a common seal, and to enable the said Company to sue and be sued in their said corporate name, and to limit the liability of the said shareholders, and for other purposes.

And notice is hereby further given that copies of the said Bill will be deposited in the Private Bill Office, within fourteen days from the commencement of the Session.

Dated this tenth day of September 1864.

F. D. FENTON,
Parliamentary Agent.

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

In the matter of the Petition of
WALTER DAVID BASSTIAN,
of Riverton, in the Pro-
vince of Southland, Set-
tler, a Debtor, and in the
matter of the Petition of
ALFRED NICHOLAS, of the
same place, being a creditor
of the said WALTER DAVID
BASSTIAN to the extent of
not less than Fifty Pounds,
and in the matter of the
"Debtors' and Creditors'
Act, 1862."

TAKE NOTICE that I did, on the
twentieth day of October now in-

stant, with the concurrence of ALFRED
NICHOLAS, present and file my Petition
for the sequestration of my Estate for the
benefit of all my creditors, and for relief,
according to the Provisions of the
"Debtors' and Creditors' Act, 1862;"
and that the said Petition was accepted
by His Honor the Judge, who has ap-
pointed Monday, the twelfth day of De-
cember, A.D. 1864, at ten o'clock in the
forenoon, at the Supreme Court House,
Dunedin, for the hearing of the said Pe-
tition, at which time and place all parties
concerned are to attend.

Dated this twentieth day of October,
A. D. 1864.

C. E. BUTTON,
Solicitor for the said Petitioner.

line, between Ryal Bush and Winton ($7\frac{3}{4}$ miles), are so far advanced that little beyond ballasting and laying of permanent way is necessary. This, when expedient, can be completed in a very few weeks.

I have the honor to be,

Sir,

Your most obedient servant,

J. F. DUNDAS,

Consulting Engineer.

His Honor the Superintendent,
Southland.

REPORT ON THE HARBOUR OF NEW RIVER.

Harbour Office,
Invercargill, 10th October, 1864.

SIR,—Since my first report on this Harbour, dated the 23rd September, 1863, the entrance to it has gradually been getting worse, caused by the unstable and shifting nature of the sand-banks situated there. From time to time I have acquainted your Honor of the changes going on, and the present appearance of these sands does not show any extensive difference from that set forth in the plan which accompanied my report dated the 21st July last. The alterations, however, may be of some importance, and are as follows:—

An opening of about a quarter of a mile wide, with ten feet over it at low water, has been made by the ebb tide, through the curve of sand which formed a bar to the Blind Channel. Beacons have been erected on shore, to lead through this passage, and buoys laid down to mark its sides; but this I have not recommended to be made public as these marks are only intended for the guidance of the pilots. The scooping out of this channel was the natural effect of the ebb in the absence of swell during fine weather and easterly winds; but as the bar was originally formed by the action of the sea during westerly gales, the channel in question is liable to be filled up again from the same cause. Besides the change in the sand just related, the middle spit abreast of the wreck of the *Guiding Star*, has advanced towards the shore about a hundred feet farther, and is now within sixty feet of the stern of this wreck; but as there is a narrow passage

inside of it, I have caused the same to be sufficiently buoyed and marked, so that sailing through it with the Dunedin steamers, or small craft, at high water can be a matter of no difficulty.

The east side of the middle spit, from this place downwards to the pilot station, is little altered; only the depth of water about the *Oscar* is not so great as it was three months ago. No doubt this is the effect of the fine weather and the great body of the ebb, now getting out by the new channel.

From the Bombay Rock upwards the channel of the Harbour is in good condition, and well marked by piles and buoys, twenty-six of the latter being at present moored on the sides of it. Below the Bombay Rock there are sixteen buoys placed, which together with the twenty-six above, make forty-two in all.

The Semaphores erected at the end of last year have been of great service as being a means of communication between the town and the Heads. One of these is situated on the reserve, below the wharf; one at Sandy Point; and one at the Heads. The working of these is carried on by one signalman, permanently employed at Sandy Point, who transmits messages either way, and by the boatmen or pilots at the town and Heads stations. Besides the signalman at Sandy Point, there is a signalman stationed at the Flagstaff Steep Head, who is a medium of communication between vessels at sea, and the chief pilot at the station: and by consequence, the Harbour Master in town, through the Semaphores. The Steep Head Flagstaff I consider most invaluable to all ship-masters visiting the port; for by it they may, if they choose, ascertain all particulars relative to the state of the channel before running in.

The staff at the Heads Station consists of the chief pilot, two assistant pilots, and five boatmen. One of the boatmen being a tradesman (a ship-carpenter and boat-builder), gets extra pay; and when not acting as boatman, is constantly employed in repairing boats and other necessary carpenter's work.

The Upper Harbour work is carried on by one person, who acts as Assistant Harbour Master and pilot, and two boatmen. These have constant employment in keeping the buoys in good condition, piloting vessels between the Lower Pool and Jetty, berthing and unmooring vessels at the Jetty, and attending the Semaphore.

Although the piloting of vessels does not occupy the whole time of the pilots, yet I could not recommend any further reduction to be made in their number, from the circumstance that vessels when they do come, wanting pilots, generally arrive two or more at one time. It was only at the end of last July that four vessels at the same instant were outside the Heads wanting pilots to take them in:—namely, the *William Miskin*, *Pat the Rover*, *Leonidas*, and *Union*.

The boats at present belonging to the Harbour Department are—

1. In use at the Heads, a whaleboat 28 feet long, built by White, of Williams Town.
2. A square-sterned boat of nearly the same size.
3. A West of England-shaped boat, useful for going through a heavy surf in.
4. A Carvel-built boat, capable of carrying six tons—used for laying down, and lifting the moorings of the buoys.
5. A sharp-sterned boat, used by the pilot in the Upper Harbour, 18 feet long.
6. Not in use—a whaleboat formerly used at the heads.
7. Not in use—a whaleboat (built by White), formerly used by the pilot at Riverton.

8. Not in use—the boat which belonged to the *Content*, now being repaired.

All the above-mentioned boats are in good condition.

Respecting the trade in shipping, the tables at the bottom, for the September quarters of this year and last, show a marked decrease in this year's quarter as compared with the tonnage cleared out last. The deficiency in the number of steamers this quarter may be attributed to the circumstance of the *Titania* having only visited the port twice at the beginning of July, and since that time having been under repairs. The trade carried on by small craft shows to be on the increase, but there is a great shortcoming this year in the amount of pilotage monies taken, which may be partly owing to the operation of the "Marine Board Act," passed December last, giving permission to shipmasters to pilot their own vessels, which they have no difficulty in doing here, even with the channel as it is, from the number of buoys and beacons placed to guide them in sailing through it.

I have the honor to be,

Sir,

Your obedient servant,

J. B. GREIG,

Harbour Master.

STATEMENT OF VESSELS CLEARED OUT AT INVERCARGILL DURING QUARTER ENDING
SEPTEMBER, 1863.

NUMBER OF STEAMERS.	THEIR GROSS TONNAGE.	NUMBER OF COASTERS.	THEIR GROSS TONNAGE.	NUMBER OF VESSELS FROM THE COLONIES AND ELSEWHERE	THEIR GROSS TONNAGE.	TOTAL NUMBER OF VESSELS CLEARED.	AVERAGE TONNAGE OF EACH.	NUMBER OF VESSELS PILOTED.	PILOTAGE RECEIVED.
29	2033	32	905	32	6190	93	98 1-7th	56	£195 6s.

STATEMENT OF VESSELS CLEARED OUT AT INVERCARGILL DURING THE QUARTER ENDING
SEPTEMBER, 1864.

NUMBER OF STEAMERS.	THEIR GROSS TONNAGE.	NUMBER OF COASTERS.	THEIR GROSS TONNAGE.	NUMBER OF VESSELS FROM THE COLONIES AND ELSEWHERE	THEIR GROSS TONNAGE.	TOTAL NUMBER OF VESSELS CLEARED.	AVERAGE TONNAGE OF EACH.	NUMBER OF VESSELS PILOTED.	PILOTAGE RECEIVED.
18	1362	66	1510	8	1367	92	46 1-13th	21	£51 8s. 6d.

(From the *New Zealand Gazette*, Sept. 20th, 1864.)

ORDER IN COUNCIL.

Regulations respecting Delegation of powers to Superintendents under "Diseased Cattle Act, 1861."

G. GREY, GOVERNOR.

At the Government House, at Auckland, the fourteenth day of September, 1864.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by Warrants under the hand of His Excellency the Governor, bearing date this fourteenth day of September, One thousand eight hundred and sixty-four, the Governor has, with the advice and consent of the Executive Council of New Zealand, delegated to the Superintendents respectively of the Provinces of Auckland, Taranaki, Wellington, Hawke's Bay, Nelson, Marlborough, Canterbury, Otago and Southland, certain powers conferred on him by the "Diseased Cattle Act, 1861," subject to certain Regulations to be made by the Governor in Council under the said recited Act:

Now, therefore, His Excellency the Governor, with the advice and consent of the Executive Council of New Zealand, by virtue of the authority given to him by the 14th Section of the above recited Act, doth hereby make and ordain the following Regulations:—

1. The delegation of powers under the said warrants shall continue to be in force for the period of one year from this date subject to be rescinded according to the provisions of the above recited Act.

2. Each Superintendent shall, immediately after exercising any of the delegated powers, notify the same to the Governor, and he shall transmit to the Governor particulars of all appointments and copies of all Regulations made by him.

3. He shall, so soon as conveniently can be, notify all Regulations made by him to the Colonial Secretary or Chief Secretary of each of the Australian Colonies, and cause the same to be published in England in the "Times" Newspaper.

4. In the exercise of powers delegated under the 9th section of the said Act, the Superintendent of any Province, may,

either in the first instance, or afterwards, from time to time, by Proclamation in the Government Gazette of the Province, except out of any district proclaimed as infected under the said Act, any Port or Place within the limits of such district, and every such excepted Port and Place shall be deemed not to be within the proclaimed district, and the Superintendent may also from time to time by Proclamation aforesaid, rescind any Proclamation of an infected district, wholly or as to any part thereof, and also the Proclamation of any such exception as aforesaid.

5. In the exercise of powers delegated under the 10th section of the Act, the Superintendent of any Province may prohibit the importation, either by land or by sea, of cattle into such Province from any other Province, or any particular port or place in any other Province, or across the borders of a Province or any particular part thereof.

6. In all such last-mentioned cases such Superintendent shall cause notice as speedily as possible of such prohibition to be given to the Superintendent of the Province from which the importation shall be prohibited, and also to the Governor.

7. The Superintendent of any Province may in his discretion suspend or forbear to exercise all or any of the powers delegated to him under the said Act.

8. The Superintendent of each Province shall, as soon as can be after the commencement of each sitting of the Provincial Council of such Province, lay before such Council copies and particulars of all the Appointments, Regulations, Acts, and Proceedings whatever, issued, made, or done by him under the delegated powers of the said Act.

9. If the Provincial Council of any Province shall by resolution declare their dissent from all or any of such Appointments, Regulations, Acts and Proceedings, such Resolution shall be forthwith transmitted by the Speaker to the Governor for his consideration.

FORSTER GORING,
Clerk of the Executive Council.

PROVINCE OF SOUTHLAND.

Bill assented to.

Colonial Secretary's Office,
Auckland, 19th September, 1864.

THE following Bill, passed by the Provincial Council of the Province

of Southland, intituled—

“The Church of England Cemetery Ordinance, 1864,”

which Bill was reserved for the signification of the Governor's pleasure thereon, having been laid before the Governor, His Excellency has been pleased to assent to the same.

WILLIAM FOX.

Colonial Secretary's Office,

Auckland, 14th September, 1864.

HIS Excellency the Governor, with the advice and consent of the Executive Council, has been pleased to delegate, under the “Diseased Cattle Act 1861,” to the Superintendents respectively of the Provinces of—

Auckland,	Marlborough,
Taranaki	Canterbury,
Wellington,	Otago, and
Hawke's Bay,	Southland,
Nelson,	

the several powers vested in the Governor by the 2nd, 4th, 5th, 7th, 9th, and 10th sections of the said Act, subject to be rescinded as in the said Act provided, and subject to the Regulations contained in the Order in Council of even date herewith.

WILLIAM FOX.

(From the *New Zealand Gazette*, September 26th, 1864.)

A PROCLAMATION

Intimating Her Majesty's Assent to a certain Bill passed by the General Assembly.

By 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, and Vice-Admiral of the same, &c., &c., &c.

WHEREAS by an Act passed in the Session of Parliament held in the fifteenth and sixteenth years of Her Majesty's reign, intituled “An Act to grant a Representative Constitution to the Colony of New Zealand,” it is amongst other things enacted that no Bill which shall be reserved for the signification of Her Majesty's pleasure thereon shall have any force or authority within the Colony of New Zealand until the Governor of

the said Colony shall signify by speech or message to the Legislative Council and House of Representatives of the said Colony, or by Proclamation, that such bill has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same:

And whereas a certain Bill passed by the Legislative Council and House of Representatives of the said Colony, in titled

“An Act to amend the Laws now in force for the Sale, Letting, Occupation, and Disposal, of the Waste Lands of the Crown within the Province of Southland,”

was presented to the Governor of the said Colony for Her Majesty's assent, and the said Bill was reserved for the signification of Her Majesty's pleasure thereon:

Now, therefore, I, the Governor of New Zealand, in pursuance of the provisions of the said in part recited Act, do by this Proclamation signify and proclaim to all whom it may concern, that the said Bill has been laid before Her Majesty in Council, and that Her Majesty has been pleased to assent to the same.

~~Given under my hand and~~ issued under the Seal of the Colony of New Zealand, this Twenty-sixth day of September, in the year of Our Lord One Thousand Eight Hundred and Sixty-four.

G. GREY.

By His Excellency's command,

WILLIAM FOX.

GOD SAVE THE QUEEN!

WALLACETOWN PUBLIC POUND.

IMPOUNDED August 23rd, 1864, one chesnut gelding, white tip on forehead, branded like B near shoulder. If not claimed to be sold at the pound here on Saturday, 12th day of November, 1864, at 12 o'clock noon.

F. PELLING,
Poundkeeper.

ERRATA.

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RIVERTON JETTY.

Under one ton and over half-a-ton 3d., should read “6d.”

OMISSION:—Under $\frac{1}{2}$ ton and over $\frac{1}{4}$ ton 3d.

PROVINCE OF SOUTHLAND.

RETURN OF CATTLE SLAUGHTERED FOR SALE DURING THE
MONTH OF SEPTEMBER, 1864.

DISTRICT IN WHICH SLAUGHTERED.	GREAT CATTLE.	SHEEP.	PIGS.	TOTALS.	REMARKS.
Invercargill	78	352	12	442	
Campbelltown	10	80	2	92	
Lowther	1	5	—	6	
Winton	5	2	—	7	
Riverton	8	—	—	8	
Totals	102	439	14	555	

Office of Registrar of Brands,
Southland, 17th October, 1864.

C. MORTON,
Registrar of Brands, *pro tem.*