



THE COUNTY OF
WESTLAND GAZETTE.

Published by Authority.

HOKITIKA, MONDAY, MARCH 1, 1869.

Hokitika,
20th February, 1869.

IT is hereby notified for general information that, until further notice,

JUSTIN AYLMER, Esq., R.M.,
Warden, will take charge of the Resident Magistrate's and Warden's District of Totara, and the Warden's District of Kanieri; and

CHARLES COCKBURN SCHAW, Esq., R.M.,
Warden, will take charge of the Arahura District, as such Districts are defined in "The County of Westland Act, 1868."

C. Hoos,
Chairman of the County Council.

Hokitika,
20th February, 1869.

THE Chairman of the County Council directs it to be notified that

WILLIAM RUDDY
has been declared duly elected to serve as a Member of the Kanieri Road Board, in the room of Thomas Farrell, resigned.

J. HEAWOOD,
Chief Clerk.

[Extracted from *New Zealand Gazette*, No. 5,
February 8, 1869.]

G. F. BOWEN, Governor.

ORDER IN COUNCIL.

At the Government House, Wellington, this
twenty-seventh day of January, 1869.

Present :

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by the tenth section of "The Public Revenues Act, 1867," it is enacted "It shall be lawful for the Governor

in Council to make regulations not inconsistent with the provisions of this Act, directing the manner in which, and the times at which, and the bank or banks into which, all such moneys shall be paid into the Public Account, and for the return of full and sufficient accounts relating to all such moneys, and for the guidance of all persons in the public service concerned in the receipt, custody, and expenditure thereof; and all such Regulations shall be published in the *New Zealand Gazette*, and shall come into force upon a day to be named therein, and a copy of such Regulations shall be laid before both Houses of the General Assembly :"

And whereas by the "The Public Revenues Act, 1868," it is amongst other things enacted that "The Public Revenues Act, 1868," shall be read and construed as part of "The Public Revenues Act, 1867 :"

And whereas by the third section of "The Public Revenues Act, 1868," it is enacted, "All moneys now or hereafter legally payable to the Colonial Treasurer, or to any other person in the public service, on account of Intestate Estates, in Bankruptcy, moneys received on account of Native Reserves, moneys paid by the Postmaster-General into the Public Account on Post Office Money Order Account and on Post Office Savings Bank Account, and all other moneys which shall be paid to the Government to be held in trust for the uses of private persons, and which are not liable to be appropriated for

ERRATUM.—In the *County of Westland Gazette*, of 17th February, 1869, No. 4, page 17, in the notice calling for tenders for leasing the Kawhaka Toll-gate, in the fifth line, for "four weeks" read "four months."

the public service of the Colony, shall for the purposes of this Act, and so long as they shall continue to be so held in trust, be deemed and taken to be the property of Her Majesty, and shall be paid into the Public Account and placed to the credit of the Public Trust Fund: Provided that moneys paid to any Receiver by way of deposit on account of Customs Duties or of Land Fund, moneys paid to the Post Office for transmission or to be deposited in the Post Office Savings Bank, and all other moneys deposited with any person in the public service, pending the completion of a transaction whereby the same may become payable to the Government or repayable to the depositors, shall, so long as they shall continue to be so deposited, be deemed to be the property of Her Majesty, and to be a part of the Public Trust Fund; but such money shall not be paid into the Public Account at the Bank, but shall be dealt with and accounted for by the Officers having the custody thereof in such manner as shall be directed by the Regulations made under the authority of the said Act or of this Act: And whereas divers sums of money, being deposits on account of Land Fund in respect of sales of land within the County of Westland, made before the separation of the said County from the Province of Canterbury, are now in the hands of William John Warburton Hamilton, as Receiver of Land Revenue for the said Province: And whereas it is expedient such sums should be transferred from the custody of the Receiver of Land Revenue for the said Province to the custody of the Receiver of Land Revenue for the said County, and that Regulations should be made enabling such transfer to be made:

Now, therefore, His Excellency Sir George Ferguson Bowen, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, the Governor of New Zealand, in exercise and pursuance of all powers and authorities enabling him in this behalf, and with the advice and consent of the Executive Council of New Zealand, doth hereby make the Regulations contained in the Schedule hereto, and doth order and direct that the same shall come into force on the first day in February, one thousand eight hundred and sixty-nine.

SCHEDULE.
Regulations.

All moneys paid to the Receiver of Land Revenue for the Province of Canterbury as

deposits on account of Land Fund, in respect of sales of land within the County of Westland, and being in his custody or under his control on the coming into operation of this Regulation, shall forthwith be remitted by him to the Receiver of Land Revenue for the said County, and shall be received and held by the Receiver of Land Revenue for the County upon and for the like trusts and purposes as the same were paid to and held by the said Receiver for the said Province, and shall by him be dealt with accordingly.

FORSTER GORING,
Clerk of the Executive Council.

[Extracted from *New Zealand Gazette*, No. 5,
February 8, 1869.]

G. F. BOWEN, Governor.

ORDER IN COUNCIL.

At the Government House, at Wellington,
the third day of February, 1869.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by "The County of Westland Act, 1868," it is provided that the Colonial Treasurer shall, out of the Land Fund arising within the said County, pay such salaries to the Members of the Waste Lands Board of the County as the Governor in Council shall from time to time direct: And whereas the Waste Lands Board for the said County consists by law, amongst others, of one Chief Commissioner, and it is expedient that a salary of two hundred pounds per annum should be paid out of the said Land Fund to the Chief Commissioner of such Board:

Now, therefore, His Excellency the Governor, in exercise and pursuance of the power and authority conferred on him in this behalf, and with the advice and consent of the Executive Council of New Zealand, doth hereby order that a salary of two hundred pounds per annum be paid out of the Land Fund of the said County to the Chief Commissioner of the Waste Lands Board for the said County.

FORSTER GORING,
Clerk of the Executive Council.

[Extracted from *New Zealand Gazette*, No. 5,
February 8, 1869.]

G. F. BOWEN, Governor.

ORDER IN COUNCIL.

At the Government House, at Wellington,
this third day of February, 1869.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by "The Lunatics Act, 1868," it is enacted that it shall be lawful for the Governor in Council, from

time to time, to order and direct that all or any of the powers, functions, duties, and authorities vested in or required to be performed by the Governor or the Governor in Council, or the Colonial Secretary, by the said Act, within any Province or other District of the Colony, shall be exercised or performed by the Superintendent of any such Province, or by any other person the Governor may think fit; and thereupon such functions, powers, duties, and authorities may, by such Superintendent or other person, be exercised or performed within the Province or other District of the Colony specified:

Now, therefore, His Excellency Sir George Ferguson Bowen, the Governor of New Zealand, with the advice and consent of the Executive Council of the Colony, in pursuance and in exercise of the power and authority for that purpose vested in him, doth hereby order and direct that all the powers, functions, duties, and authorities vested in or required to be performed by the Governor, or the Governor in Council, or the Colonial Secretary, by "The Lunatics Act, 1868," within the County of Westland, shall be exercised by the Chairman of the Council of the said County.

FORSTER GORING,
Clerk of the Executive Council.

[Extracted from *New Zealand Gazette*, No. 5,
February 8, 1869.]

G. F. BOWEN, Governor.

ORDER IN COUNCIL.

At the Government House, at Wellington,
this third day of February, 1869.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by "The County of Westland Act, 1868," provision is made for the establishment of the County of Westland, and it is by the said Act enacted that the Laws and Ordinances of the Province of Canterbury in force within the said County at the time of the coming into operation of the Act aforesaid, shall remain in force within the said County, so far as the same are applicable, and that all powers vested in the Superintendent of the said Province, either solely or with the advice and consent of the Executive Council of the said Province, should within the said County become vested in the Governor, provided that the Governor may from time to time delegate all or any of the said powers to such person or persons as he may think fit, and may in like manner alter and revoke such delegations: And

whereas, by an Order in Council bearing date the eighth day of July, 1868, His Excellency the Governor, by and with the consent of the Executive Council of the Colony, did delegate to the Honourable James Alexander Bonar, within the County of Westland, all the powers theretofore of the Superintendent of the Province of Canterbury exercisable within the district comprised within the said County: And whereas it is expedient to revoke the delegation of the powers aforesaid so made to the Honourable James Alexander Bonar, and to delegate the same powers to Conrad Hoos, Esquire, Chairman of the County Council of Westland, as hereinafter mentioned:

Now, therefore, His Excellency Sir George Ferguson Bowen, the Governor of New Zealand, in pursuance and in exercise of the power and authority so vested in him as aforesaid, doth hereby, with the advice and consent of the Executive Council of the said Colony, revoke the delegation to the Honourable James Alexander Bonar of the powers aforesaid, contained in the said Order in Council of the eighth day of July, 1868, and with the like advice and consent doth hereby delegate to

CONRAD HOOS, Esq.,

Chairman of the County Council of Westland, within the County of Westland, all the powers which before the passing of "The County of Westland Act, 1868," were by law vested in the Superintendent of the Province of Canterbury, and exercisable within the district comprised in the said County of Westland.

FORSTER GORING,
Clerk of the Executive Council.

[Extracted from *New Zealand Gazette*, No. 5,
February 8, 1869.]

G. F. BOWEN, Governor.

WHEREAS by "The Gold Fields Act, 1866," it is enacted 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, 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 twenty-two, forty, forty-eight, sixty, ninety-six, and one hundred and seven of the said Act, and in like manner to alter or revoke any such powers: And whereas His Excellency Sir George Ferguson Bowen, the

Governor of New Zealand, did, on the eighth day of July, one thousand eight hundred and sixty-eight, with the advice and consent of the Executive Council of the Colony, delegate to the Honourable James Alexander Bonar, all the powers vested in him under or by virtue of "The Gold Fields Act, 1866," aforesaid, except the powers conferred by the sections hereinbefore particularly mentioned or enumerated, to hold and exercise the same within the County of Westland: And whereas it is expedient to revoke the power delegated to the Honourable James Alexander Bonar as aforesaid, to grant mining leases under the section numbered twenty-nine of "The Gold Fields Act, 1866," but no further or otherwise to revoke the delegation aforesaid; and it is expedient to delegate to Conrad Hoos, Esquire, Chairman of the County Council of Westland, the power to grant mining leases under section twenty-nine of "The Gold Fields Act, 1866," aforesaid, in manner hereinafter appearing:

Now, therefore, His Excellency Sir George Ferguson Bowen, the Governor of New Zealand, in pursuance and exercise of the powers vested in him as aforesaid, doth hereby, with the advice and consent of the Executive Council of the Colony, revoke the power heretofore delegated to the Honourable James Alexander Bonar, of the Governor in Council, to grant leases for mining purposes under section twenty-nine of "The Gold Fields Act, 1866," aforesaid, and doth hereby, with such advice and consent as aforesaid, delegate to

CONRAD HOOS, ESQ.,

Chairman of the County Council of Westland, the power by the twenty-ninth section of "The Gold Fields Act, 1866," vested in the Governor in Council to demise for mining purposes to any person, for any term not exceeding fifteen years from the making of the lease, any auriferous Crown Lands, not exceeding ten acres in the whole of alluvial ground; or an area of four hundred yards by two hundred yards on a quartz reef; and to grant sites for machinery and any necessary easements for the purposes thereof, subject nevertheless to the conditions or provisions in the said section numbered twenty-nine of "The Gold Fields Act, 1866," contained.

Given under the hand of His Excellency Sir George Ferguson Bowen, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Com-

mander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same; and issued under the Seal of the said Colony, at the Government House, at Wellington, this third day of February, in the year of our Lord one thousand eight hundred and sixty-nine.

Approved in Council.

FORSTER GORING.

Clerk of the Executive Council.

[Extracted from *New Zealand Gazette*, No. 5, February 8, 1869.]

G. F. BOWEN, Governor.

WHEREAS by "The Gold Fields Act, 1866," it is enacted 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 such other person as the Governor may deem fit, all or any of the powers vested in the Governor or the Governor in Council by the Act aforesaid, except the powers conferred by sections twenty-two, forty, forty-eight, sixty, ninety-six, and one hundred and seven of the said Act, subject or not to any limitations or restrictions as he may think fit, and in like manner to alter or revoke any such powers: And whereas, by an Order in Council bearing date the sixteenth day of September, in the year of our Lord one thousand eight hundred and sixty-eight, His Excellency Sir George Ferguson Bowen, the Governor of New Zealand, did delegate to the Honourable James Alexander Bonar all the powers in him vested under or by virtue of "The Gold Fields Act, 1866," except the powers conferred by the sections of the said Act hereinbefore enumerated:

Now, therefore, I, Sir George Ferguson Bowen, the Governor of the Colony of New Zealand, in pursuance and in exercise of the power and authority vested in me as aforesaid, with the advice and consent of the Executive Council of the Colony, do hereby revoke the powers delegated to the Honourable James Alexander Bonar in and by the said Order in Council of the sixteenth day of September, one thousand eight hundred and sixty-eight, and with the like advice and consent, do hereby delegate to

CONRAD HOOS, ESQ.,

the Chairman of the County Council for the County of Westland, all the powers vested in me under or by virtue of "The Gold

Fields Act, 1866," aforesaid, except the powers conferred by sections eleven, twenty-two, thirty, thirty-three, thirty-nine, forty, forty-eight, sixty, ninety-six, and one hundred and seven of the said Act, to have, hold, and exercise the said powers hereby delegated to the said Conrad Hoos within the County of Westland: Provided always that copies of all rules and regulations made under the delegation aforesaid shall be forthwith transmitted to the Colonial Secretary, in order that the same may be laid before the General Assembly, in accordance with the provisions of the one hundred and tenth clause of "The Gold Fields Act, 1866."

Given under the hand of His Excellency Sir George Ferguson Bowen, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, at the Government House, at Wellington; and issued under the Public Seal of the said Colony, this third day of February, in the year of our Lord one thousand eight hundred and sixty-nine.

Approved in Council.

FORSTER GORING,
Clerk of the Executive Council.

[Extracted from *New Zealand Gazette*, No. 5,
February 8, 1869.]

G. F. BOWEN, Governor.

WHEREAS by "The Diseased Cattle Act, 1861," it is enacted that the Governor in Council may, by warrant under his hand, from time to time, delegate to the Superintendent of any Province within the Colony all or any of the powers vested in the Governor or the Governor in Council by the said Act, subject to such regulations as he may think fit: And whereas, by the fourth section of "The Diseased Cattle Act Amendment Act, 1865," it is enacted that 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 "The Diseased Cattle Act

Amendment Act, 1865," or by the Superintendent of any Province under or in pursuance of any powers delegated under the powers of delegation contained in "The Diseased Cattle Act, 1861," or "The Diseased Cattle Act Amendment Act, 1865:" And whereas, by the fifth section of "The Diseased Cattle Act Amendment Act, 1865," it is enacted that the power of annulling, making void, or altering, or varying and making anew, any such regulations, appointments, or prohibitory or other declarations, vested in the Governor by "The Diseased Cattle Act Amendment Act, 1865," may from time to time be delegated by the Governor in Council, by warrant under his hand, to the Superintendent of any Province:

And whereas, by "The County of Westland Act, 1868," it is enacted that in any Act of the General Assembly, except such as relate to the election of Superintendents and Provincial Councils, and to appointments of Deputy Superintendents, and to audit of Provincial Accounts, and issue of Provincial Revenue, and matters of a like kind, the word "Province" shall include "County of Westland," and the word "Superintendent" shall include, with regard to such County, any person whom the Governor may from time to time appoint to perform within such County those duties and exercise those powers under any such Act which might, if such duties and powers had to be performed or exercised within a Province, be exercised or performed by the Superintendent of such Province:

Now, therefore, I, Sir George Ferguson Bowen, the Governor of the Colony of New Zealand, by and with the advice and consent of the Executive Council of the said Colony, do hereby delegate to

CONRAD HOOS, ESQ.,

the Chairman of the County Council for the said County of Westland within the said County, so long as he shall remain Chairman of the County Council, the several powers vested in the Governor by the second, fourth, fifth, seventh, ninth, and tenth sections of "The Diseased Cattle Act, 1861," aforesaid, and all the powers which, by the fifth section of "The Diseased Cattle Act Amendment Act, 1865," the Governor in Council is authorized so to delegate, subject to be rescinded as in the said Acts provided, and subject to the regulations contained in an Order in Council of the fourth day of November, 1868, and published in the *New*

Zealand Gazette, No. 62, of the 6th day of November, 1868.

Given under the hand of His Excellency Sir George Ferguson Bowen, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, at the Government House, at Wellington, this third day of February, in the year of our Lord one thousand eight hundred and sixty-nine.

Approved in Council.

FORSTER GORING,
Clerk of the Executive Council.

[Extracted from *New Zealand Gazette*, No. 5, February 8, 1869.]

G. F. BOWEN, Governor.

WHEREAS by "The Constabulary Force Ordinance Amendment Act, 1868," it is enacted that it shall be lawful for the Governor, from time to time, to delegate to any person or persons all or any of the powers conferred on or vested in the Governor by an Ordinance of the Lieutenant-Governor of New Zealand, with the advice and consent of the Legislative Council thereof, intituled "An Ordinance to Provide for the Establishment and Maintenance of a Constabulary Force," and to restrict any such delegation so as to enable the person or persons named therein to exercise the powers aforesaid only within any Province, County, or other Division of the Colony to be specified and described in such delegation:

Now, therefore, I, Sir George Ferguson Bowen, the Governor of New Zealand, in pursuance and in exercise of the powers and authorities in that behalf vested in me, do hereby delegate to

CONRAD HOOS, Esq.,

Chairman of the County Council of the County of Westland, all the powers conferred on or vested in the Governor by virtue of the said Ordinance, intituled "An Ordinance to Provide for the Establishment and Maintenance of a Constabulary Force;" and I do hereby restrict this delegation so as to enable the said Conrad Hoos to exercise the powers aforesaid only within the County of Westland, as defined in "The County of Westland Act, 1868."

Given under the hand of His Excellency Sir George Ferguson Bowen,

Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, at the Government House, at Wellington, this sixth day of February, in the year of our Lord one thousand eight hundred and sixty-nine.

E. W. STAFFORD.

[Extracted from *New Zealand Gazette*, No. 5, February 8, 1869.]

G. F. BOWEN, Governor.

WHEREAS by "The Gold Mining Claims Drainage Act, 1868," it is enacted that it shall be lawful for the Governor, from time to time, to delegate to the Superintendent of any Province, or to such other person as the Governor may deem fit, within any Province, County, District, or Division of the Colony, and subject or not to any limitations or restrictions as the Governor may think fit, all or any of the powers by the said Act vested in the Governor, except such powers as are therein directed to be exercised by the Governor in Council; and that whenever the Governor shall have delegated the powers thereby conferred on him, or any of them, the Governor shall also appoint a *Gazette* or Newspaper in which such delegate shall cause to be published such Proclamations and instruments and other matters made or done by him, which would, if made or done by the Governor, be required to be published in the *New Zealand Gazette*:

Now, therefore, I, Sir George Ferguson Bowen, the Governor of New Zealand, in exercise and pursuance of the power and authority in that behalf vested in me, do hereby delegate to

CONRAD HOOS, Esq.,

the Chairman of the County Council within the County of Westland, so long as he shall continue to hold the office of Chairman aforesaid, all the powers by "The Gold Mining Claims Drainage Act, 1868," vested in the Governor; except such powers as are by the said Act directed to be exercised by the Governor in Council; and in further pursuance and in exercise of the powers and authorities vested in me, I do hereby appoint the *County of Westland Gazette* to be the *Gazette* in which the said Conrad Hoos, as such delegate, shall cause to be published

such Proclamations and instruments and other matters made or done by him, which would, if made or done by the Governor, be required to be published in the *New Zealand Gazette*.

Given under the hand of His Excellency Sir George Ferguson Bowen, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, at the Government House, at Wellington, this sixth day of February, in the year of our Lord one thousand eight hundred and sixty-nine.

E. W. STAFFORD.

IN THE SUPREME COURT OF NEW ZEALAND.

WESTLAND DISTRICT.

Levy Execution Creditor *v.* Doyle Execution Debtor.

Judgment—18th November, 1868.

Levy Execution Creditor *v.* Doyle Execution Debtor.

Judgment—20th November, 1868.

NOTICE is hereby given that it is my intention to cause all that parcel of land in the County of Westland, New Zealand, situate and fronting on Johnston Street, Greymouth, being parts of Sections 56 and

57 on the map of the Chief Surveyor of the Province of Canterbury, setting out and describing the Town of Greymouth aforesaid, commencing at a point on the Eastern boundary of Section 57 seventeen feet from the South-East corner thereof, thence Northerly along the Eastern boundary of Sections 57 and 56 a distance of thirty feet, and extending back Westerly in a rectangular block sixty-six feet to the Western boundary of the said sections. To be sold after the expiration of Three Calendar Months from this date, unless the above Judgment debts be sooner paid. And the nature of the Estate or interest of the Execution Debtor in such lands intended to be sold is Freehold: And further that such lands, or the Estate or interest of the said Execution Debtor therein, have been taken in execution at the suit of the said Execution Creditor. The time and place fixed for such intended sale is Monday, the twenty-fourth day of May, 1869, at 12 o'clock noon, at the Auction Room of G. W. Binney, of Wharf Street, at HOKITIKA, in the County of Westland; and Gerard George FitzGerald is the name of the Sheriff under whose authority such sale is advertised; and the name and address of the Solicitor for the Execution Creditor is Arthur Robert Guinness, of Albert Street, Greymouth aforesaid, whose agent at Hokitika aforesaid is Samuel Munckly South, Solicitor, Hamilton Street, Hokitika aforesaid.

Dated this fifteenth day of February, A.D. 1869.

G. G. FITZGERALD,
Sheriff.

