

Hon. Dr. Pollen.

## Lake Forsyth Native Reserve.

### ANALYSIS.

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|--|---|
| Title.   | 6. Notice to be given by Superintendent to present owners.                              |
| Preamble.  | 7. Proceedings in default of present owners taking steps to prove their interests.      |
| 1. Short Title.  | 8. Matters to be determined before Justices.  |
| 2. Lands in First Schedule vested in Her Majesty.                          | 9. Moneys payable as compensation to be paid out of revenues of Province of Canterbury. |
| 3. Governor empowered to issue grant of lands described in First Schedule. | Schedules.  |
| 4. Provisions of Crown Grants Act to apply.                                |   |
| 5. Compensation to present owners.   |   |

### A BILL INTITULED

**AN ACT** to vest certain Lands in the Little River District, Title.  
in the Province of Canterbury, in Her Majesty the  
Queen, and to authorize the issue of Crown Grants  
thereof to certain Aboriginal Natives of such  
Province.

**W**HEREAS in or about the year one thousand eight hundred and Preamble.  
seventy-one the Superintendent of the Province of Canterbury,  
by and with the consent of the Executive Council thereof, made a  
reserve of certain land in the Little River District of the said  
5 Province, including the land described in the First Schedule to this  
Act, for the use or benefit of the Aboriginal Natives of the  
said Colony of New Zealand in such district, and such reserve  
was numbered one thousand two hundred and ninety-seven [in red  
—Native Reserve], but no sufficient steps were taken to render such  
10 reserve valid in law, in consequence of which the same lapsed: And  
whereas the Aboriginal Natives entitled thereto, upon the assump-  
tion that the said reserve had been legally made, have been in the  
possession and have had the full use and enjoyment of the land  
so intended to be reserved from thence until the same was sold under  
15 the Waste Lands Regulations of the Province of Canterbury, and was  
included in two several licenses to occupy, issued to the respective  
purchasers thereof by the Waste Lands Board of the said Province,  
and numbered respectively twenty-two thousand two hundred and  
twenty-two, in favour of one Edmund Henry Ensor, and twenty-four  
20 thousand three hundred and fifty-one, in favour of one Harry Bell  
Johnstone: And whereas it is expedient that the said parcel of land  
should be divested from the persons to whom the said licenses to

occupy were respectively issued, and all persons claiming under them, and should be restored to the persons of the Native race for whom such land was originally intended and supposed to have been reserved, and to make provision for the payment of the value thereof, and of any estate or interest therein of all persons entitled thereto, or any estate or interest therein under and by virtue of the said licenses to occupy, or either of them, and the laws and regulations affecting the sale of the waste lands of the Crown in the said Province of Canterbury :

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows :—

Short Title.

1. The Short Title of this Act shall be "The Lake Forsyth Native Reserve Act, 1876."

Lands in First Schedule vested in Her Majesty.

2. The parcel of land described in the First Schedule to this Act is hereby divested from all persons entitled thereto or any part thereof, or having any estate or interest therein, and is hereby vested in Her Majesty the Queen subject to the provisions of this Act.

Governor empowered to issue grant of lands described in First Schedule.

3. It shall be lawful for the Governor to issue a Crown grant of the land described in the First Schedule hereto to the first eight persons in the Second Schedule hereto, or such of them as shall be living at the issue of such grant, upon trust for themselves and the other persons named in the said Second Schedule as if such grant had issued upon the certificate of the Chief Judge under the provisions of "The Native Lands Act, 1867," and at or after a sitting of the Native Lands Court therein mentioned; and the provisions of such last-mentioned Act relating to lands granted under the powers and provisions thereof shall, so far as the same can be made applicable, apply to the said grant and the lands therein described.

Provisions of Crown Grants Act to apply.

4. The provisions of "The Crown Grants Act, 1866," relating to the signature of Crown grants by the Governor, shall apply to the signature of the Governor to the Crown grant directed to be issued under this Act.

Compensation to present owners.

5. The owner or respective owners of the said land mentioned in the First Schedule hereto, and all parties having any estate or interest therein under the respective persons to whom such licenses to occupy were issued, shall be entitled to be paid the value of the said land in the First Schedule hereto, or of any lesser estate or interest therein.

Notice to be given by Superintendent to present owners.

6. After the passing of this Act the Superintendent of the Province of Canterbury shall give notice to all parties entitled to or interested in such land, or such of the said persons as after diligent inquiry be known to the said Superintendent, and by such notice shall demand from such persons the particulars of their respective estates or interests in such lands, and of the payment required by them as the value thereof, which notices shall be served personally upon the parties entitled or interested, or left at their last usual place of abode, if any such persons, after diligent inquiry, be found; and in case any such persons shall be absent from New Zealand, or cannot, after diligent inquiry, be found, shall be left with the occupier of such land, or if there be no occupier shall be advertised in the *Government Gazette* and one of the public newspapers published in the said province.

Proceedings in default of present owners taking steps to prove their interests.

7. If, for twenty-one days after service of such notice or publication thereof as before directed, such persons or person shall fail to state or write to the Superintendent the value required by them or him or his estate or interest therein, or if no agreement be come to by and between such person or persons or any of them and the Superintendent of the Province of Canterbury in respect to the amount to be paid as the value of such land or any estate or interest therein, such value shall be settled by two Justices, subject to the provisions hereinafter contained.

8. It shall be lawful for any Justice, upon the application of any person or persons so claiming as aforesaid, or of the said Superintendent, to summon the other person or persons to appear before two Justices at a time and place to be named in the summons; and upon the appearance of the parties, or, in the absence of any of them, upon proof of the service of the summons, it shall be lawful for such Justices to hear and determine the matter at issue between such parties, and for that purpose to examine such parties or any of them and their witnesses upon oath, and the costs of such inquiry shall be in the discretion of such Justices, and they shall settle and fix the amount thereof: Provided always that if the person or persons so claiming shall not recover more than any sum or sums which shall be proved to have been offered by the said Superintendent to such person or persons as payment for the value of his or their estate or interest in such land, he or they as the case may be shall not be entitled to recover the costs of such inquiry or any part thereof.

Matters to be determined before Justices.

9. All moneys payable in respect of the value of such lands, or of the inquiry before the said Justices and consequent thereupon, or which shall be otherwise and in any manner howsoever incurred by the said Superintendent in connection therewith or incident thereto, shall be paid out of the public revenues and moneys of the said Province of Canterbury in manner prescribed by law for the payment out of the public revenues of the said province of all moneys applied for the public service of the said province, and for defraying the charge of the government thereof.

Moneys payable as compensation to be paid out of revenues of Province of Canterbury.

SCHEDULES.

Schedules.

FIRST SCHEDULE.

ALL that piece or parcel of land containing ten (10) acres, more or less, situate in the Little River District, in the Province of Canterbury, near the mouth of Lake Forsyth, commencing at a point on the north-western side of a road running through Reserve No. 810, the said point being fifteen (15) chains fifty (50) links south of the intersection of the north-western side of the said road with the southern boundary of the said reserve; thence westerly at a right-angle four (4) chains and ninety-two (92) links; thence southerly at a right angle fifteen (15) chains; thence easterly at a right angle nine (9) chains seven (7) links to the south-west shore of Lake Forsyth; thence northerly along the said lake to a point in line with the first-described boundary, and from thence returning westerly by a straight line three (3) chains six (6) links to the commencing point, excepting therefrom the road one (1) chain wide running through the above-described land for a distance of fifteen (15) chains.

SECOND SCHEDULE.

Henere Paro.	Mere Te Wera.
Rawiri Teito.	Roka Pepe.
Raniera Kurawako.	Hara Piripi.
Hoani Te Ruru.	Rahera Tikao.
Hona Poroke.	Hape Kahu.
Tamati Waka.	Harawira Kawaru.
Tamati Tikao.	Warena Te Kauamo.
Henare Tawha.	Raiha.
Wi Harihona.	Paurini Hirawhea.
Hakiaba.	Henare Toete.
Ropoama.	Heta Matua.
Ekaiha.	Taiepa Teoti.
Enoka.	Ruera.
Hamuera Te Mutu.	Wiremu Hare.
Hone Tubitana.	Pona Hawaiki.
Kiriona Pohau.	Maraea Mautai.
Hoani Nutira.	Tutu Henare.
Kiriona Tukia.	Heni Teito.
Wekepiri.	Pirihita Irai.
Hoani Taupoki.	Hera Hone.
Hoani Kamokamo.	Amiria Raniera.
Hamiora Papaoka.	Mere Wharepuni.
Pape Ropata.	Mere Te Hapuawai.
Tamati Hapimana.	Riria Hamiora.
Ihakara.	Riria Tiaki.
Piripi.	Makarita Heta.
Tepene Tiake.	Riria Harawira.
Rora Tawhe.	Hana Wekipiri.