

## 5. DURATION OF LICENSE.

This license shall, unless sooner determined, whether by surrender by the licensee or by revocation under the provisions contained in the said regulations or in any amending or substituted regulations, continue in force for a period of twenty-one years from the date hereof.

## 6. EFFECT OF DETERMINATION OF LICENSE.

The determination of this license, whether by expiration of time, by surrender, or by revocation as aforesaid shall not relieve the licensee from any liability theretofore incurred under this license.

## 7. RAILWAY AND TELEGRAPH LINES.

The licensee shall, from time to time, rectify to the satisfaction of the Government Railways Board and the Minister of Telegraphs, respectively, any interference or disturbance caused by the erection or operation of the licensee's system that affects the satisfactory working of any telegraph-line which is under the control of or in use by the Railway Department and the Post and Telegraph Department, respectively, and which was erected before the erection of the lines hereby licensed.

## 8. REQUIREMENTS OF RUSSELL TOWN BOARD.

Notwithstanding anything hereinbefore contained, the licensee shall not, by virtue of these presents, be entitled to lay, construct, put up, place, or use the electric lines hereby authorized except subject to such conditions, not inconsistent with the provisions of this license or of the said regulations or any regulations hereafter made in amendment thereof or in substitution therefor, as may from time to time lawfully be imposed by the Russell Town Board.

## 9. PURCHASE OF INSTALLATION BY ELECTRIC-POWER BOARD OR CROWN.

Any Electric-power Board, duly constituted in terms of the Electric-power Boards Act, 1925, or any Act passed in amendment thereof or in substitution therefor, if its district or outer area includes the area in which are erected the lines described in the schedule hereto, or the Crown, shall have the right, at any time during the currency of this license, to purchase and take over the licensee's installation at a valuation to be agreed upon between the said Board or the Crown, as the case may be, and the licensee; and, failing such agreement, at a valuation to be fixed by a single arbitrator to be appointed pursuant to the provisions of the Arbitration Act, 1908, and thereupon the Governor-General may by Order in Council revoke this license.

## SCHEDULE.

LINES adapted for supply as herein prescribed for the transmission of electricity, commencing at the generating-station situated on Section 25, Block IX, Russell Town District, adjacent to "The Strand"; and proceeding across the said section to the Strand; thence along the Strand to the wharf opposite Cass Street; thence along the wharf to its outer end. As the route is more particularly indicated by a line coloured red on the plan marked P.W.D. 82904, deposited in the office of the Minister of Public Works at Wellington.

F. D. THOMSON,  
Clerk of the Executive Council.

(P.W. 26/1447.)

*License authorizing Garrett Fitzgerald, James Fitzgerald, and Michael Fitzgerald, of Wainihimihi, Storekeepers, to use Water for the Purpose of generating Electricity, and to erect and use Electric Lines within Block VI, Turiwhate Survey District.*

BLEDISLOE, Governor-General.

## ORDER IN COUNCIL.

At the Government House at Wellington, this 18th day of April, 1932.

Present:

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

IN pursuance and exercise of the powers conferred by the Public Works Act, 1928, and of all other powers in any-wise enabling him in this behalf, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, doth—subject to the conditions hereinafter set forth, and to the regulations made under section two of the Public Works Amendment Act, 1911, on the eleventh day of July, one thousand nine hundred and twenty-seven, and

published in the *New Zealand Gazette* of the twelfth day of the same month, or any regulations hereafter made in amendment thereof or in substitution therefor (such regulations, which are deemed to be incorporated herein, being hereinafter collectively referred to as "the regulations")—hereby grant to Garrett Fitzgerald, James Fitzgerald, and Michael Fitzgerald, of Wainihimihi, Storekeepers (hereinafter with their successors and assigns referred to as "the licensees"), a license to take and use from a stream situated on Section 2142, Block VI, Turiwhate Survey District (hereinafter referred to as "the said stream"), in the Westland Land District, for the purposes hereinafter set forth, a stream of water (hereinafter referred to as "the said water") not exceeding one half of one cubic foot per second at any one time; and also to lay, construct, put up, place, and use the electric lines hereinafter described on the conditions hereinafter set forth: Provided that nothing herein shall be held to guarantee that the said stream contains sufficient water to supply the volume of water hereinbefore referred to; and all rights hereby granted shall be subject to all existing rights heretofore granted under the Mining Acts or otherwise.

## CONDITIONS.

## 1. PLANS.

The licensees shall forward for the approval of the Minister of Public Works (hereinafter referred to as "the Minister")—

- (a) Full detailed drawings and specifications of the diverting weirs:
- (b) Drawings showing how and in what manner the water is diverted:
- (c) Contour-plans showing difference in level of water due to the construction of the headworks:
- (d) Drawings giving full particulars of any tunnels, aqueducts, and pipe-lines used in conveying the water from the headworks to the power-station.
- (e) Drawings showing the arrangement of the generating, switching, and transforming plant in the power-station.

## 2. UTILIZATION OF THE WATER.

The said water shall be used under this license solely for the purpose of generating electricity.

## 3. LOCATION OF HEADWORKS.

The said water shall be taken from the stream situated on Section 2142, Block VI, Turiwhate Survey District, as indicated on the plan marked P.W.D. 83228 (hereinafter referred to as "the said plan"), deposited in the office of the Minister of Public Works at Wellington.

## 4. GENERAL DESCRIPTION OF WORKS.

The licensees are hereby authorized, subject to the conditions herein contained, to construct, maintain, and use the following works for the purposes of this license, the position of the said works being indicated on the said plan:—

- (a) Headworks consisting of dam and necessary intakes:
- (b) Pipe-line leading from head-race to the power-house hereinafter referred to; also tail-race from the power house to the said stream.
- (c) Power-house with all necessary equipment, including water-turbines, generators, transformers, lightning-arresters, switchboards, switches, exciters, and other appliances for generating electricity:
- (d) Transmission and other lines over the route shown by means of dotted red lines on the said plan:
- (e) Such further transmission and other lines within the premises of the licensees as may from time to time be required. Any extensions or alterations of lines pursuant to this paragraph shall be made only after compliance with the provisions of clauses 21, 22, and 23 of the regulations.

## 5. MAINTENANCE OF WORKS.

The licensees shall maintain the works used under this license in proper working-order during the continuance of such license.

## 6. DURATION OF LICENSE.

This license shall, unless sooner determined in accordance with the provisions hereinafter expressed, continue in force for a period of twenty-one years from the date hereof. Upon the expiry of the said term, or upon the sooner determination of this license by revocation or otherwise, all rights hereby granted to the licensees shall thereupon cease and determine, but such expiration or determination shall not relieve the licensees of any liability theretofore incurred under this license.