

A BILL INTITULED

An Act to amend “The Native Lands Act 1865” and to repeal “The Native Lands Act 1866” and to make other provisions in lieu thereof. Title.

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

1. The Short Title of this Act shall be “The Native Lands Act 1867.” Short Title.

5 2. “The Native Lands Act 1866” is hereby repealed except so far as the continuance of the same is necessary to the support of any act matter or thing done or completed thereunder and except also as to any penalty or forfeiture incurred under the said “Native Lands Act 1866” Provided that any investigation of title commenced under
10 the Act hereby repealed and pending at the time of the passing of this Act shall be continued and conducted under this Act as if originally commenced hereunder. Repeal of “Native Lands Act 1866.”

3. The provisions of “The Crown Grants Act 1866” relating to the signature of Crown Grants by the Governor shall apply to
15 signatures of the Governor under this Act. Governor may sign by stamp.

4. It shall be lawful for the Governor from time to time by proclamation to define districts within which the said Act and this Act or any of the provisions thereof shall be suspended and any such proclamation to revoke or alter but no such proclamation of a district
20 shall prevent the collection or enforcement of the payment of or alter or affect in any way the liability to pay any duties by the said Act or this Act made payable. Governor in Council may suspend Acts.

5. If the Governor shall so order with respect to any district to be defined in such order no sitting of the Native Lands Court shall be
25 held within such district or for the purpose of hearing claims to land within the same until notice of such sitting shall have been published in the *Kahiti*.

Governor to appoint
Inspector of Surveys.

5. In order to secure accuracy and consistency in surveys and plans made under the said Act and this Act or either of them the Governor shall appoint an Inspector of Surveys who shall examine all such surveys and plans and shall take such proceedings as the Governor may from time to time direct for testing their correctness and for collating them in general maps and registers and no survey map or plan under the said Act or this Act shall be received in evidence or be admitted for any purpose under the said Act or this Act by the Court or any judge thereof unless it shall be certified in writing thereon by such inspector or by some person authorized in writing by him in that behalf to give such certificate which he is hereby empowered to do that the same is correct and in conformity with the rules for the time being in force under the said Act for the regulation of plans and surveys and the Court shall take notice of the signature of such inspector without proof thereof. 5 10 15

All surveys to be
certified.

Interpreters to be
appointed by Colonial
Secretary.

6. The Governor or the Chief Judge of the court may grant certificates to such persons as they respectively think fit authorizing them to act as interpreters under the said Act and this Act and no person shall act as interpreter under the said Act or this Act either in court or out of court who does not hold such certificate. 20

Court may order
claimants to deposit
money as security
for costs.

7. The court or any judge thereof may order any Native whose claim to any Native land is under investigation to deposit in court such amount as the court or judge shall think just as security for the costs of any opponent of such claim to be dealt with as general rules made under the said Act shall direct. 25

Court empowered to
make rules for
reception of evidence
given in cases
previously heard.

8. The judges of the court or any two of them may from time to time make general rules for the reception and use before the Court or any judge thereof of any evidence which may have been previously given in cases which shall have been previously before such court or any judge thereof and in which the parties are the same or are in the opinion of the court or the judge before which such evidence is to be again used substantially the same and such rules so made or altered shall when approved by the Governor and published in the *New Zealand Gazette* have the same force and effect as if they had been inserted in this Act. 30 35

Notification in
Gazette that Native
title had been extin-
guished to be received
as conclusive proof
that such title had
been extinguished.

9. Any notification published in the *New Zealand Gazette* and purporting to be made by or by the authority of the Governor and stating that the Native title over any land therein described had been extinguished previously to a date therein specified shall be received in the Native Lands Court and by and before every judge thereof in all matters which shall at any time be depending in or before such court or before any judge thereof as conclusive proof that the Native title over the land described in such notice had been extinguished at some time previously to the date therein specified and that such land on such date had ceased to be Native land within the meaning of the said Act and in order to prove such notification and the due making and publication thereof it shall be sufficient to produce a copy of the *New Zealand Gazette* purporting to be printed by the Government Printer with such notification therein. 40 45

Interpretation.

10. In the interpretation and construction of the provisions of this Act the expression "the said Act" shall mean "The Native Lands Act 1865" and the expressions "Native Reserve" and "Native Reserves" shall mean and include any land in the Colony of New Zealand which falls within one or other of the following descriptions 50

- (1.) Lands which have been or shall hereafter be excepted or reserved by Aboriginal Natives on the cession or surrender of lands to the Crown and specified as so excepted or reserved in the deed of cession or surrender 55
- (2.) Lands which have been or shall hereafter be reserved or excepted for the benefit of Aboriginal Natives upon the sale by them of any lands including all lands which by virtue 60

of the provisions of the fourteenth section of "The New Zealand Native Reserves Act 1856" or of the seventh section of "The Native Reserves Amendment Act 1862" may have been or shall hereafter become subject to the provisions of "The New Zealand Native Reserves Act 1856."

(3.) Lands comprised in blocks guaranteed to or set apart for the benefit of Aboriginal Natives by Colonel McLeverty or according to the directions of any Commissioner appointed to investigate purchases of land made from the Aboriginal Natives by the New Zealand Company and

(4.) Lands reserved for the benefit of Aboriginal Natives by the New Zealand Land Company or New Zealand Company

Provided that in any case where under the said Act the court would not have had jurisdiction it shall be competent to the said court to inquire into and determine any question affecting the subdivision of or any title to or interest in any Native reserve which may be referred to it by the Governor.

11. Whenever under the said Act the court constituted by the said Act shall as to any claim for investigation of title in respect of land comprised in any Native reserve made under the said Act either before or after the coming into operation of this Act hereafter make a final order on any such claim and shall issue a certificate of title in respect of any such land such certificate shall contain by way of recital a statement by the court that the land comprised in and to be affected by such certificate is a Native reserve within the meaning of this Act and that it is subject to the provisions of this Act.

Certificates of Title to contain recitals.

12. Every Crown Grant which shall hereafter be issued of any land comprised in any Native reserve shall contain a provision that the land therein comprised shall be inalienable except with the consent of the Governor by sale or mortgage or by lease for a longer period than twenty-one years from the making of any such lease this and the two following sections of this Act shall apply not only to Native reserves the investigations of the title to which shall be hereafter commenced but also to Native reserves the investigations of the title to which have been commenced or completed before the passing of this Act.

Lands in Native Reserves granted to be inalienable for more than twenty-one years.

13. It shall be lawful for the Governor by writing endorsed upon any proposed conveyance lease or other disposition of land comprised in any such grant to assent to such conveyance lease or other disposition being made whatever the estate or interest expressed to be conveyed thereby and such assent shall render the land comprised in such conveyance lease or other disposition alienable in the mode and to the extent expressed in such conveyance lease or other disposition.

Governor in Council may assent to alienation of land so granted.

14. No lease of a Native reserve for a term of twenty-one years or under shall have any force unless a yearly rack-rent be reserved or the assent of the Governor shall be expressed thereon.

Yearly rack-rent to be reserved in all leases.

15. The words "one assessor" shall be substituted for the words "two assessors" wherever they occur in the twelfth section of the said Act and the said Act shall be construed and read as if the said words were so substituted accordingly.

Judge empowered to sit with assessor.

16. Whereas by the twenty-third section of the said Act it is provided that at such sitting of the Native Land Court as is therein referred to the court shall ascertain by such evidence as it shall think fit the right title estate or interest of the applicant and of all other claimants to or in the land respecting which any such notice as is therein mentioned shall have been given and that the court shall order a certificate of title to be made and issued which certificate shall specify the names of the persons or of the tribe who according to Native custom own or are interested in the land describing the nature

Recital of twenty third section of the said Act.

Under twenty-third section of the said Act interest of others besides claimant to be ascertained.

Certificate may be ordered to any number of persons.

Certificates to be transmitted to Colonial Secretary before issue.

Governor may issue grants at once on certificates.

Restrictions on the alienability of land.

Restriction to be endorsed on certificate

Words "in such grant" substituted for "therein" in the second place where it occurs in the forty-sixth section of the said Act.

of such estate or interest and describing the land comprised in such certificate or that the court may in its discretion refuse to order a certificate to issue to the claimant or to any other person And whereas the said enactment is subject to a proviso that no such certificate as is therein referred to shall be ordered to more than ten persons It is hereby enacted that at such sitting of the court as in the said twenty-third section of the said Act is referred to the court shall ascertain by such evidence as it shall think fit the right title estate or interest not only of the applicant and of all other claimants to or in the land respecting which any such notice as in the said twenty-third section is referred shall have been given but also the right title estate or interest of every other person who and every tribe which according to Native custom owns or is interested in such land whether such person or tribe shall have put in or made a claim or not And it is hereby further enacted that the said recited proviso shall be repealed and that hereafter any such certificate as in the said twenty-third section is referred to may be ordered to any number of persons.

17. Every certificate of title under any of the provisions of the said Act or this Act shall immediately upon its issue be transmitted by the chief judge to the Governor.

18. It shall be lawful for the Governor to sign any certificate issued under section forty-three of the said Act and cause the same to be recorded and returned to the chief judge of the court for delivery Provided that the Governor may at his discretion issue a grant or grants of the land comprised in any such certificate.

19. It shall be the duty of the court in every case whatever in which under the said Act or this Act a certificate of title is applied for or in which it is intended to order or to issue or grant any such certificate to inquire and take evidence as to the propriety or otherwise of placing any restriction on the alienability of the land comprised in the claim or of any part thereof or of attaching any condition or limitation to the estate to be granted and to every certificate transmitted to the Governor there shall be appended a report by the judge presiding whether in the opinion of the court it is or is not proper to place any and what restrictions on the alienability of the land comprised therein or any part thereof or to attach any and what conditions or limitations to the estate to be granted.

20. It shall be lawful for the Governor in any case where such restrictions conditions or limitations have been recommended to adopt such recommendation or any part thereof and in case of a certificate issued under the forty-third section of the said Act to grant the lands comprised therein subject to all or any of the restrictions conditions or limitations recommended or to such others as to him shall seem proper or to return the same to the chief judge endorsed with a statement under the hand of the Governor of the limitations or conditions or restrictions on alienation which he decides the land comprised in such certificate shall be subject to and in case such limitations conditions and restrictions shall apply only to a part of such land then there shall be endorsed on such certificate a correct plan showing what part of the land is subject to such limitations or restrictions and every such statement and plan shall be duly recorded before such certificate is returned to the chief judge for delivery.

21. The words following that is to say "in such grant" shall be substituted for the word "therein" in the place where it secondly occurs in the forty-sixth section of the said Act and the said Act shall be construed and read as if such words had originally been inserted in the said section of the said Act instead of the said word "therein" in such place as aforesaid and it is hereby declared that the word "therein" in such place as aforesaid applies and refers to the Crown grant in the said forty-sixth section referred to and not to the certificate in the said section referred to.

22. In the place of the word "five" where it occurs in the fiftieth section of the said Act the word "one" shall be substituted.

Word "one" substituted for "five" in fiftieth section of the said Act.

In fifty-fifth section of said Act doubts as to duties on leases settled.

23. Whereas by the fifty-fifth section of the said Act it is provided that upon each first disposal by way of lease of any of such hereditaments or Native land as are in the said section referred to there shall be due to Her Majesty by the lessee in whom the new estate is intended to be vested a sum equal to ten pounds per centum upon the amount of the rent in each year together with ten pounds per centum upon the amount of any fine premium or foregift contained in or paid on account of the lease And whereas doubts have been raised as to the amount of duty which by the said fifty-fifth section is made payable in respect of any such lease and it is expedient to set at rest such doubts And whereas it is expedient to extend the payment of such duty over a period of five years if the lease in respect of which the same is payable be for a term of five years or more than five years It is hereby enacted that the duty payable in respect of any such lease as aforesaid shall be ten pounds per centum upon the amount of any fine premium or foregift contained in or paid on account of any such lease and also a sum equal to ten pounds per centum upon the aggregate amount of rent payable for each and every year of the term of such lease And it is also enacted that where any such lease as in the said fifty-fifth section is referred to shall be for a term of five years or for a longer term than five years such duty shall be payable as follows that is to say one-fifth part of the whole duty shall be payable within six calendar months from the day of the date of the signing or execution or the day of the date of the deed of lease whichever day shall be prior in time and one other fifth part of the whole of such duty shall be payable within twelve calendar months after such last mentioned period of six calendar months and another fifth part of the whole of such duty shall be payable within each of the three succeeding periods of twelve calendar months after such last mentioned period of twelve calendar months and if any of the said several portions of such duties shall not be paid within the periods hereinbefore prescribed the whole duty for the whole term then remaining unpaid including not only the portions accrued due and unpaid but also the portions accruing and not yet due shall become immediately due and payable to Her Majesty and the lease in respect of which the same shall be payable shall become absolutely void and of no effect except for the purpose of rendering persons liable to the payment of such duty.

Duties on leases for longer term than five years how to be paid.

24. All sums received between the thirtieth day of June one thousand eight hundred and sixty-five and the thirtieth day of October one thousand eight hundred and sixty-five and not paid over as territorial revenue at the time of the passing of this Act and all sums of money which shall hereafter be received for duties upon the sale of lands under "The Native Lands Act 1862" and all sums of money already received or which shall hereafter be received for duties upon the sale of land under "The Native Lands Act 1865" shall be charged with the payment of the salaries of the judges of the court constituted pursuant to "The Native Lands Act 1862" and also with the salaries of the judges of the court constituted pursuant to "The Native Lands Act 1865" and with the payment of the salaries of the officers of such courts and of the expenses of carrying the said Acts and this Act into execution and after payment thereof the balance then remaining of the said sum shall be deemed and taken to be part of the land revenue of the Province in which the lands in respect of the sale of which such duties were paid are situate and shall be dealt with accordingly.

Certain salaries and expenses charged upon the duties received under "The Native Lands Act 1862."

25. The duties by the said Act required to be paid on each first sale or other disposal of the hereditaments or Native land therein mentioned shall in cases where the transfers conveyances leases or other instruments affecting the same have been signed or executed before the

Duties on first sales &c. within what period payable.

passing of this Act be paid before the first day of March one thousand eight hundred and sixty-seven and in other cases shall be paid within six calendar months from the day of the date of the signing or execution or the day of the date of the deed of transfer conveyance lease or other instrument whichever day shall be prior in time and if the person or persons from whom under the provisions contained in the said "Native Lands Act 1865" and this Act or either of them any duties shall be due to Her Majesty shall neglect to pay the same within the period within which under the said Act and the said repealed Act and this Act or any of them the same are or shall have been payable every such person shall be liable to pay as a penalty a sum equal to three times the duty by the said Act or this Act made payable in addition to the duties under the said Act or this Act which penalty may be recovered summarily before any two justices of the peace or may be sued for as a debt due to Her Majesty by and in the name of the Colonial Treasurer in any court of competent jurisdiction and if any person shall give information to the Colonial Treasurer whereby any such penalty shall be recovered he shall be rewarded by the Colonial Treasurer out of the penalty recovered to such extent as the Colonial Treasurer shall think fit but not exceeding one-half what shall be so recovered and such penalty so recovered or so much thereof as shall not have been applied in rewarding any informer shall be paid over to the credit of "The Native Land Court Account."

Penalty for not paying within specified period.

Charge for examination of surveys.

26. In addition to the duties made payable by the fifty-fifth section of the said Act there shall be paid upon each first sale or other disposal except by mortgage of any hereditaments or Native land an additional duty at such rate as the Governor in Council may from time to time order not exceeding the sum of sixpence per acre upon the land or hereditaments sold or disposed of which charge shall be applicable towards defraying the expense of examining connecting and recording surveys under the said Act and such charge shall be added to the duties made payable by the said fifty-fifth section of the said Act or by this Act and be deemed to form part thereof and be paid at the time and in the manner by the said Act and this Act prescribed with respect to such duties respectively and the payment thereof shall be enforced in like manner as such duties may be enforced under the said Act and this Act and the non-payment thereof shall have the like effect as is prescribed in the said Act and this Act with respect to the non-payment of duties under the said Act or this Act and the provisions in this Act contained with regard to the duties payable on leases for five years or upward of five years shall in the case of such leases apply to the additional duty by this section made payable.

Power to alter fees fixed by sixty-second section of the said Act.

27. It shall be lawful for the Governor from time to time to fix fees additional to those specified in the sixty-second section of the said Act or to increase or to diminish those fixed or in any other manner to alter such fees which fees when so fixed increased diminished or altered shall be paid collected and enforced as if inserted in the said Act.

Fees payable to valuers.

28. There shall be payable to the valuers appointed by the registrar of deeds under the fifty-fifth section of the said Act by the person or persons who by the said Act are liable to pay the duties such fees for making any such valuation as therein is mentioned as shall be fixed by regulations to be made by the Governor.

Fee to be payable for surveyor's license.

29. A fee of five pounds shall be payable in respect of every surveyor's license or warrant heretofore or hereafter to be issued under the sixty-seventh section of the said Act and such fee shall be payable to the Inspector of Surveys who shall endorse a receipt of the same upon the license and shall remit the same to the Colonial Treasurer and no license heretofore granted shall be valid after the first day of January one thousand eight hundred and sixty-eight unless such endorsement shall have been made upon it.

30. So much of the sixty-eighth section of the said Act as authorizes the Court to order that such Crown Grant as is in the said section mentioned shall be delivered into the possession of such surveyor as is therein referred to is hereby repealed and in lieu thereof the Court shall notify to the Secretary for Crown Lands that such charges as in the said section are referred are due and unpaid and on the receipt of such notification the Secretary for Crown Lands shall detain such grant and shall not deliver out the same or allow it to be registered in the Registry of Deeds or Registry of Lands until he shall have received a notification from the Court that such charges have been paid.

When surveyor's charges not paid Crown Grant not to be registered.

31. Whereas by the seventy-fourth section of the said Act it is provided that every conveyance and other disposition of hereditaments or Native land granted under the said Act made by a Native to a person of European race or to another Native shall be interpreted to the conveyor or other disposer and shall be executed by him in the presence of and be attested by a judge or justice of the peace and shall have written thereon or annexed thereto a statutory declaration by the person so interpreting that his translation was correct and was understood by such Native It is hereby enacted that it shall be sufficient if the execution of any such conveyance or other disposition be made in the presence of and be attested by the interpreter and any other person being a male adult and in any such case the interpreter shall make oath as in the said seventy-fourth section is provided within three months after the execution of such conveyance or other disposition before some judge of the Native Land Court or some justice of the peace and such declaration shall have such legal effect as in the said section is provided with respect to declarations made thereunder.

Recital of seventy-fourth section of the said Act.

32. Whereas Natives interested or claiming to be interested in Native lands and who have not funds wherewith to pay such cost of surveys and other necessary costs charges and expenses of preparing the claim for investigation in the Court and of the investigation thereof in the Court as become payable before the delivery of the certificate of title or Crown Grant to the claimants are unable to prosecute their claims in the said Court and it is expedient that such Natives should be enabled to give to persons willing to advance moneys to them to make such payments as aforesaid such security on the lands claimed by them as is hereinafter provided Be it therefore enacted that notwithstanding anything in the seventy-third section of the Constitution Act or in any other Act to the contrary it shall be lawful for any Native to whom any other person has advanced or is about to advance any sum of money to pay any such costs charges and expenses as aforesaid to give to such person an instrument in the form in the first Schedule to this Act or to the like effect and such instrument shall be interpreted to such Native and shall be signed by him in the presence of a judge of the court or if such Native cannot write his mark shall be made thereto in the presence of such judge and such judge shall ascertain by such means as he thinks fit that such Native understands the meaning and effect of such instrument and if it appears that such Native does understand the meaning and effect of such instrument and desires that such consent should be registered in the court the judge shall indorse thereon an order in writing that such instrument shall be registered.

Conveyance by Native to European may be before interpreter and any other person.

Native may consent to charge Native land claimed by him with money advanced for payment of costs of surveys &c.

33. After any such instrument as aforesaid shall have been registered no certificate of title to any land or Crown Grant thereof shall be delivered to any Native who has caused to be registered any such instrument as aforesaid in which such land is described unless with the consent of the person named therein or his personal representatives but if it shall at any time be proved to the satisfaction of the court that the moneys mentioned in such instrument have been repaid an entry may be ordered to be made to that effect and the registration of such instrument be cancelled.

After instrument registered certificate of title or Crown Grant not to be delivered to Native without consent of lender of the money.

If Native applies for Crown Grant if lender does not consent court may make conditional order for delivery after execution of a mortgage to the lender.

34. If any Native who has caused any such instrument to be so registered shall apply to the Court or any judge thereof for a Crown Grant of the land affected by such instrument and the person named therein shall not give his consent to the delivery to such Native of such grant if the court or judge shall be satisfied that the moneys mentioned in such instrument are unpaid it shall be lawful for him to make an order that the Crown Grant shall be delivered to such Native after he shall have executed a mortgage to the person named in such instrument of so much of the land affected thereby as the court or judge shall deem a sufficient security to such person and after the due registration of such mortgage provided however that if the land included in the mortgage is of greater value than the land remaining unmortgaged the Crown Grant shall not be delivered to the Native but shall be deposited in the proper Registry of Deeds and the costs of such mortgage shall be added to the money advanced and included in the security.

Crown Grant and not certificate of title to issue where land charged with moneys borrowed for costs of surveys &c.

35. Subject to the provisions of the said Act and this Act a Crown Grant may but in no case shall a certificate of title be transmitted to the Court for delivery to any Native in respect of any land affected by any such instrument and it shall be the duty of the Court to notify the Governor at the time of forwarding to him any certificate of title whether the land specified in such certificate is affected by any such instrument.

Governor may refer to Native Land Court subdivisions of and other matters relating to land given to Natives as compensation under New Zealand Settlements Acts or under Surrendered Rebels' Settlement Act 1867.

36. Whenever under the provisions of "The New Zealand Settlements Act 1863" "The New Zealand Settlements Act Amendment Act 1864" "The New Zealand Settlements Act Amendment and Continuance Act 1865" and "The New Zealand Settlements Acts Amendment Act 1866" or of any or either of the said Acts land shall before the passing of this Act have been or shall hereafter be awarded or given as compensation to any tribe or hapu of Natives or to any number of Natives more than one and whenever land shall before the passing of this Act have been or shall hereafter be purchased by any tribe hapu or number of Natives with any scrip issued as compensation to them under the said last-mentioned Acts or any or either of them and whenever any land have been given or reserved by the Governor under the authority of an Act passed or intended to be passed the Short Title of which is "The Confiscated Land Act 1867" to any tribe hapu or number of Natives the Governor may at his discretion in any such case refer the subdivision of such land or any part thereof or any question affecting the title or interest therein to the Native Lands Court which shall deal with the same in the case of subdivision in manner and form as in the said Act and this Act is provided with regard to subdivision of hereditaments and in any other such case as aforesaid such court shall deal with the question or matter referred to it in manner and form as in the said Act and this Act is provided for the investigation and adjudication of title or as nearly in accordance with the provisions of such Acts as may be and the Court shall make such order or award as may seem most consistent with the intent of the original award gift or reserve and such order or award shall be subject to the provisions in the said Act contained for appeal be binding on all parties and persons whatsoever.

Native land subject to agreements in esse at time of passing "Native Lands Act 1865" to be excluded from operation of Acts till 31st December 1868 but agreements may be referred to court by Governor.

37. All Native land referred to in section eighty-three of "The Native Lands Act 1865" shall unless the Governor shall otherwise direct from time to time in respect of any such land be excluded from the operation of the said Act and of this Act until the thirty-first day of December one thousand eight hundred and sixty-eight Provided that every such agreement between the owners of any such land or other persons interested therein on the one part and officers duly authorized to enter into the same on behalf of Her Majesty on the

other part may be referred by the Governor to the court and the court shall thereupon investigate the title to and the interests in such land in the manner prescribed in the said Act and this Act and shall make such orders as it is by the said eighty-third section of "The
5 Native Lands Act" empowered to make.

38. The Governor may at his discretion refer to the said court the claim of any individual Native to or any question affecting the title to or interest of any such Native in land within the boundaries described in the second Schedule hereto being the boundaries described in a
10 certain deed of sale to the Crown bearing date the thirteenth day of December one thousand eight hundred and sixty-six and expressed to be a conveyance by Natives entitled to land within the district excepted from the operation of the said Act by section eighty-two thereof Provided that no claim which has not at the time of the
15 passing of this Act been already preferred to the Governor and no claim by and no question relating to the title or interest of any Native who shall have signed the said deed of sale shall be so referred and the Native Land Court shall in the manner prescribed by the said Act investigate and adjudicate upon such claim and the interests in
20 and title to any land so claimed.

Governor may refer claims made to land in Manawatu block.

39. From and after such date as may be appointed by the Governor in Council the eighty-second section of the said Act shall be repealed except so far as relates to the land included in the said deed of sale the boundaries of which land are set forth in the second Schedule hereto.

Eighty-second section of the said Act repealed as to land in Manawatu block not included in deed.

FIRST SCHEDULE.

I [A.B.] of admit that I have borrowed from [C.D.] of pounds in money for the purpose of paying the costs of surveying and other costs attending the investigation of my claim to be interested in the block of land which [here describe it as provided in section twenty-one of "The Native Lands Act 1865"] I desire to charge my right title and interest in the said land with the repayment of the said sum of money in the manner provided by law.

Dated day of

SECOND SCHEDULE.

BOUNDED on the North by the Rangitikei River from its mouth to the Waitapu Creek on the East by a direct line from the mouth of the Waitapu Creek to Te Umutu which is the north-western boundary of the Upper Manawatu Block already sold on the South by the Oroua Stream to its mouth thence by the Manawatu River to Pakingahau and thence by the boundary of the purchased land to the mouth of the Kai Iwi Stream and on the West by the sea coast.