

## ARTICLES OF AGREEMENT WITH MESSRS. BROGDEN FOR THE INTRODUCTION OF IMMIGRANTS.

ARTICLES OF AGREEMENT entered into this twenty-seventh day of June, one thousand eight hundred and seventy-two, between Sir GEORGE FERGUSON BOWEN, Knight Grand Cross of the most Distinguished Order of St. Michael and St. George, Governor and Commander-in-Chief in and over the Colony of New Zealand and its Dependencies (hereinafter called "the Governor"), for and on behalf of the said Colony, by ISAAC EARL FEATHERSTON, of No. 7, Westminster Chambers, in the City of Westminster, Esquire, the Agent-General of New Zealand, of the one part; and ALEXANDER BROGDEN, M.P., HENRY BROGDEN, and JAMES BROGDEN, all of No. 4, Queen's Square, in the City of Westminster, and carrying on business under the style or firm of John Brogden and Sons, as Railway and General Contractor (hereinafter called "the Contractors"), of the other part:

WHEREAS by "The Immigration and Public Works Act, 1870," amended by "The Immigration and Public Works Act Amendment Act, 1871," it is, amongst other things, provided that the Governor may enter into such Contracts as may seem proper with any person or persons within or without New Zealand, for the selection, conveyance to, and settlement in New Zealand of such classes of immigrants and in such number as the Governor shall think fit: And by the same Act, the Governor was authorized to appoint some person to be Agent-General of New Zealand in the United Kingdom of Great Britain and Ireland, whose duty it should be to do all things in relation to New Zealand that the Governor in Council might direct: And whereas, by virtue of the authority contained in the said recited Act, the Governor has appointed the said Isaac Earl Featherston as such Agent-General, and the Governor in Council has duly authorized and empowered him to enter into such Contracts as he might think fit, with a view to carry into effect the provisions of the said recited Acts with reference to immigration; and in part exercise of such authority, the Agent-General (which expression shall, in the construction of these presents, mean the Agent-General for the time being for New Zealand, appointed under section 45 of "The Immigration and Public Works Act, 1870,") has entered into arrangements with Messrs. Shaw, Saville, and Company, of Leadenhall Street, London, for the conveyance of such emigrants from London or Plymouth to New Zealand as the Agent-General shall require to be conveyed during twelve months ending the seventh of March, one thousand eight hundred and seventy-three, on certain terms and conditions mentioned in an agreement made between the parties, and dated the seventh day of March, one thousand eight hundred and seventy-two, hereinafter referred to by the expression "the said agreement," a copy whereof has been handed to the Contractors: And whereas the Governor and the Contractors have entered into arrangements for the execution by the Contractors, in New Zealand, of railway and other works, in reliance upon which being carried out, and with a view to the execution of which works, the Contractors have selected and sent out to the said Colony men suitable to be employed on the said works, with their families, and are desirous of sending other such men, and have applied to the Agent-General on behalf of the Governor to co-operate with them to effect such object on the terms and conditions hereinafter mentioned, which the Agent-General on such behalf has agreed to do: Now these presents witness that, for the considerations herein appearing, the Governor (so far as he lawfully can or may, under or by virtue of the said recited Acts or otherwise, but not further or otherwise), for himself and his successors (all of whom are hereinafter included in the expression "the Governor"), so far as the agreements hereinafter contained are to be observed or performed on his or their parts respectively, doth hereby agree with the Contractors, their executors, administrators, and assigns (all of whom are hereinafter included in the expression "the Contractors"), and the Contractors, and each of them, for themselves and himself, and their respective executors and administrators, so far as the agreements hereinafter contained are to be observed and performed on their parts, do and doth hereby agree with the Governor, his successors and assigns, in manner following, that is to say:—

1. In addition to the emigrants so selected and sent out by the Contractors as aforesaid to New Zealand, the Contractors will, with all convenient speed, with a view to the execution of such works as aforesaid, select other emigrants to proceed to New Zealand so as to make up, with those already sent out by them, such a number (not exceeding, in the whole, two thousand) of able-bodied men of not less than twenty-one years of age, besides wives and children, as the Agent-General shall from time to time require; and will furnish to the Agent-General the names and ages of all such emigrants, and submit them and their persons to such examination by duly qualified men as the Agent-General shall from time to time require; and these presents shall only apply to such emigrants and proposed emigrants as the Agent-General has already approved of and shall hereafter approve of, which emigrants are hereinafter referred to as "the said emigrants."

2. The expression "adults" shall, for the purposes of these presents, mean a person of the age of twelve years or upwards, or two persons above one year of age and under twelve years of age, the ages being taken at the time of embarkation, and children of one year of age not being taken into account.

3. When and so soon as there shall be, in the opinion of the Agent-General, from time to time, a number of the said emigrants sufficient to fill a ship and ready to embark, the Agent-General shall forthwith, from time to time, give the requisite notice under the said agreement, and use his best endeavours, consistently with the said agreement, to cause such emigrants to be conveyed to such port or ports in New Zealand as the Contractors may, in writing, request, and the Governor will make all payments payable under the said agreement in respect of the conveyance of such emigrants: Provided