

1890.  
NEW ZEALAND.

## CLAIMS UNDER "THE NAVAL AND MILITARY SETTLERS' AND VOLUNTEERS' LAND ACT, 1889"

(REPORT OF COMMISSIONERS OF CROWN LANDS UPON).

*Presented to both Houses of the General Assembly by Command of His Excellency.*

THE accompanying reports from Commissioners of Crown Lands upon claims made under "The Naval and Military Settlers' and Volunteers' Land Act, 1889," are forwarded to His Excellency the Governor, in pursuance of the provisions of section 8 of that Act.

G. F. RICHARDSON,  
Minister of Lands.

The Hon. the Minister of Lands.

IN preparing the forms, &c., to be used under "The Naval and Military Settlers' Land Act, 1889," I come across the following difficulty in the Act itself—which, it seems to me, will probably require amendment by Parliament before it can be brought into operation, at any rate as to some of the claimants:—

The subsections under section 2 of the Act provide that the class of persons therein named shall be entitled (if they prove their claims) to either grants of land or remission-money, as the case may be, depending on the original Acts.

In some of these Acts the acreages are stated, in some they are not; but in these latter cases, I apprehend, we must be guided by the grants which have issued to claimants under similar terms of engagement. The real difficulty, however, appears to me to be this: Section 8 of the Act requires that a certificate to the remission of money in the purchase of land shall be issued if the claimant is found entitled; but how are the claims of those who, under the subsections quoted, are entitled to an acreage to be converted into money certificates? Where the price of the lands in the colony varies from 5s. to £2 an acre, how are we to fix upon the price to be placed on the acreage claims in order to convert them? I think there is no power to do so; nor are the Commissioners, apparently, empowered to recommend anything but a money certificate. I would suggest that an opinion be obtained on this matter, as it is an important one.

23rd November, 1889.

S. PERCY SMITH.

For Solicitor-General.—G. F. R., 3rd December, 1889.

THERE seems no doubt that under the Act above referred to all the Commissioner can do is to report, in cases proved to his satisfaction, that the claimant is entitled to a certificate for the remission of money in the purchase of land. The claimant does not get any certificate at present; the Commissioner merely reports that he is entitled to such a certificate, and it is apparently left to future legislation to authorise the actual issue of these documents and to decide on what terms they shall be exercised or satisfied. Reports made to the Governor should of course show under what particular part of section 2 or 9 the claim is made, and what claimant would have been entitled to under it had he originally fulfilled legal requirements.

5th December, 1889.

W. S. REID.

(Circular No. 15.)

General Crown Lands Office, Wellington, 8th May, 1890.

To Commissioners of Crown Lands.

REFERRING to Circular No. 20, of the 11th December, instructing Commissioners as to dealing with claims under "The Naval and Military Settlers' and Volunteers' Land Act, 1889," I am directed to state that in some cases claims have been recommended where the claimants were never entitled under any of the Acts or regulations enumerated in the circular.

I am accordingly to point out that the provisions of the Act of 1889 mean, not that every person who has retired from Her Majesty's naval or military service, as mentioned in section 2, has a claim, but that every person who has so retired who would have had a claim but for the existence of some fact or incident, as mentioned in the preamble to the Act, is entitled to take advantage of its provisions. Every claimant must show, in fact, that, being within the terms of

subsection (2) of section 2 of the Act, there is, or was, some reason within the scope of the Act why the claim was not, or is not, effectual. This will, of course, depend on the facts and the particular law in force applicable to the case when the claimant retired from Her Majesty's service.

H. J. H. ELIOTT, Under-Secretary.

## AUCKLAND.

### INTERIM REPORT.

Crown Lands Department, 14th August, 1890.

THE total number of claims received to date is 555.

I have personally gone through the whole, resulting in the following:—

1. Of those that will be rejected without the necessity of further inquiry ...	115
2. The number awaiting information from Horse Guards or Admiralty, necessitated through the absence or loss of discharges ...	127
3. Volunteer claims referred to brigade office for verification of dates ...	102
4. Number of claims consideration of which is deferred pending supply of proper information ...	154
5. Number substantiated, and forwarded herewith ...	57
<b>Total</b> ...	<b>555</b>

Very great difficulty has been experienced in coming to decisions, owing to the absence in so many instances of records.

In the case of Defence Forces no complete rolls are in existence, and had it not been for the valuable assistance of Mr. Charles J. Wilson, formerly an officer in the corps, the result would have been very incomplete and most unsatisfactory. The same is to be said of the Forest Rangers; but here, fortunately, Mr. W. McGregor Hay, the only surviving officer of that branch of the service, came with his valuable aid, and enabled me, with the assistance of such records as were to be found in the Defence Office, to satisfactorily settle these.

As may be seen, a very large amount of investigation has yet to be done, and it is to be regretted that the numerous calls on my time in my multifarious duties prevent me from devoting so much as I would wish to do. To do the work rapidly and effectively the consideration should be consecutive and uninterrupted, but in my case it is impossible unless equally, in fact much more important work in connection with the settlement of the colony is neglected.

In conclusion, though the books here have been examined to see that the list of claimants now sent forward have not received land, it is possible that land has been acquired in some other part of the colony, so I would ask to have them verified by the records in the head office.

THOMAS HUMPHRIES,  
Commissioner, Crown Lands.

The Under-Secretary, Crown Lands, Wellington.

### CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.		Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.	
	£	Acres.		£	Acres.
Arthurs, J., Colonial Defence Force, private ..	..	50	Moran, Michael, 18th Royal Irish, private ..	..	60
Bell, Richard, Forest Rangers, private ..	25	50	Nixon, M. G. (deceased), Colonial Defence Force, colonel ..	..	400
Beloe, W. L., Colonial Defence Force, private ..	25	50	Pollack, Thomas, Forest Rangers, private ..	25	50
Brodie, F., 71st Highlanders, lieutenant ..	..	400	Potter, William, 58th Regiment, private ..	20	..
Brown, T. A., Colonial Defence Force, private ..	..	50	Rosborough, Thomas, Colonial Defence Force, private ..	..	50
Carran, Henry, Forest Rangers, private ..	25	50	Russell, A. H., Colonial Defence Force, private ..	..	50
Carter, W. H., Forest Rangers, private ..	25	50	Schumacker, A., Forest Rangers, private ..	25	50
Charman, H., Colonial Defence Force, private ..	..	50	Scurrah, H., Colonial Defence Force, private ..	..	50
Cole, George C., Forest Rangers, sergeant and guide ..	40	80	Sherret, A. S., Forest Rangers, sergeant ..	40	80
Croucher, C., Colonial Defence Force, private ..	..	50	Sisam, Alfred John, Colonial Defence Force, private ..	..	50
Daveney, B. I., 6th Inniskilling Dragoons, lieutenant ..	..	400	Skinner, Richard, 58th Regiment, private ..	20	..
Dawson, Thomas, 67th Regiment, captain ..	..	400	Slattery, Matthew, 58th Regiment, captain and quartermaster ..	20	..
Dearness, W., Colonial Defence Force, private ..	..	50	Smith, T. J. L., Forest Rangers, private ..	25	50
Dunn, A. J. N., Colonial Defence Force, corporal ..	..	60	Steensen, William, Forest Rangers, private ..	25	50
Finlay, James, Forest Rangers, private ..	25	50	Stoney, Henry B., 40th Regiment, major ..	..	400
Fussell, James C., Colonial Defence Force, private ..	..	50	Strong, Joseph, Forest Rangers, private ..	25	50
Gallagher, E., Colonial Defence Force, private ..	..	50	Sturges, William N., Colonial Defence Force, private ..	..	50
Haggan, James, 65th Regiment, private ..	..	60	Swindley, Frederick, 12th Lancers and 8th Hussars, lieutenant ..	..	400
Hart, John Sanders, 34th Regiment, armourer-sergeant ..	..	80	Tebbutt, A., Colonial Defence Force, private ..	..	50
Hay, W. McG., Forest Rangers, private ..	100	200	Thurston, James (by widow), 40th Regiment, private ..	..	60
Hendry, Harry, Forest Rangers, private ..	25	50	Treanor, Henry, Colonial Defence Force, corporal ..	..	60
Holden, Thomas, Forest Rangers, private ..	25	50	Tylden, C. R., 70th Regiment, lieutenant ..	..	400
Long, Henry, Forest Rangers, private ..	25	50	Walker, Thomas Henry, Colonial Defence Force, private ..	..	50
Mair, William G., Colonial Defence Force, sub-inspector and lieutenant ..	..	200	Walmsley, James (deceased), Colonial Defence Force, major ..	..	400
Malloy, Patrick, 58th Regiment, private ..	30	60	Watters, James, Forest Rangers, private ..	25	50
McLarnon, W. G., Colonial Defence Force, private ..	..	50	Wells, William, Forest Rangers, private ..	25	50
Meurant, H., Colonial Defence Force, private ..	..	50	Wilson, Charles I., Colonial Defence Force, lieutenant and sub-inspector ..	..	200
Moir, William I., Colonial Defence Force, private ..	..	50			
Moore, Albert S., Colonial Defence Force, private ..	..	50			

## TARANAKI.

Crown Lands Office, New Plymouth, 11th August, 1890.

REFERRING to your telegram of to-day requesting that all claims under the above-named Act be sent in at once, I have not any of which the investigation has been completed since I sent in the last batch, on the 10th July. There are some here awaiting documentary evidence from the claimants, who are very tardy in sending it in.

Some of the old discharged soldiers who have received military settlers' grants, but nothing as old soldiers, think it is very hard that they cannot receive for both; but it is clear from sub-section (2) of section 10 that they cannot do so. Then, there are one or two cases where men have been awarded land and have forfeited it by leaving the district, and so have really never held any land. A case in point is one Joseph Swan, a discharged soldier of the 65th Regiment, who was allotted land at Matakoho, Kaipara, but, having no means to work it, he went away, and about three years afterwards wrote for his grant, and was told he had forfeited it because he did not settle on it. I have rejected his claim, but mention it in case his may be considered an exceptional one.

SIDNEY WEETMAN,

The Under-Secretary, Crown Lands, Wellington.

Commissioner, Crown Lands.

## CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.	£	Acres.	Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.	£	Acres.
Armitage, E. W. H. H., Taranaki Volunteers, private	30	60		Howes, William, Royal Artillery, gunner ..	30	60	
Baker, H. R., 55th Regiment, private ..	30	60		Hutchison, David, Defence Force, lieutenant	100	200	
Barriball, Charles, Taranaki Rifles, sergeant	40	80		Illston, A. T., Royal Artillery, gunner ..	30	60	
Barriball, S. H., Taranaki Volunteers, sergeant	40	80		Keefe, Connor, 70th Regiment, private ..	30	60	
Cattley, H. R., Taranaki Volunteers, private	30	60		King, Abner, Taranaki Mounted Rifles, sergeant	40	80	
Chapman, F. M., Waipawa Cavalry, lieutenant	100	200		King, Newton, Taranaki Rifles, corporal ..	30	60	
Cock, R., Taranaki Rifles, colour sergeant ..	40	80		Ladd, Alfred, 18th Regiment, colour-sergeant	40	80	
Collins, Charles, Royal Engineers, sapper ..	30	60		Laing, E. B., No. 1 Taranaki Rifles, private	30	60	
Collins, John, 57th Regiment, private ..	30	60		Linn, James, Royal Artillery, gunner ..	30	60	
Connolly, William, 12th Regiment, sergeant	40	80		McManus, M., Taranaki Rifles, corporal ..	40	80	
Cornwall, Robert, 65th Regiment, private ..	30	60		McShand, T., 70th Regiment, private ..	30	60	
Hay, John, Victorian Navy, 1st class petty officer	40	80		Snooks, James, 65th Regiment, private ..	30	60	
Hepburn, James, 65th Regiment, private ..	30	60		Tocker, William, Featherston Rifles, private	30	60	
Howard, Samuel, 58th Regiment, private ..	30	60		Webber, William, Taranaki Rifles, corporal	30	60	
Howarth, John, 68th Regiment, private ..	30	60		Wilson, Henry, H. M. S. "Hastings," able seaman	30	60	
				Wray, Alfred, Royal Navy, seaman ..	30	60	

## CLAIMS REJECTED.

Amois, William, Taranaki Militia, private.	Hurst, C. E., 12th Regiment, lieutenant.
Atkins, William, Waitotara Volunteers, private.	Joll, Samson T., Taranaki Bushrangers and Napier Militia, private.
Bairstow, Edmund, 18th Regiment, private.	Joll, Thomas T., Taranaki Volunteers, private.
Bashford, T. H., 3rd Waikato Militia, private.	Ludlam, George, The Veterans, private.
Bishop, Robert, 21st Hussars, sergeant-major.	McDevitt, Charles, 18th Regiment, sergeant.
Boylan, Bernard, 65th Regiment, private.	McKansay, James, 65th Regiment, private.
Cameron, Daniel, Taranaki Militia, private.	McKeever, William, 2nd Waikato Militia.
Carpenter, John, 99th Regiment, corporal.	Mulligan, Owen (by his widow, Ann White), 65th Regiment, private.
Connell, James, 18th Regiment, private.	Pigott, Joseph, 15th Regiment, sergeant.
Dunlop, David, 43rd Regiment, private.	Powell, William H., Royal Navy, able seaman.
Elliot, Thomas, Militia and Mounted Volunteers, private.	Rassman, Charles, Militia and Volunteers, private.
England, W. L., 2nd Waikato Militia, private.	Rea, David, Army Service Corps, private.
Fitzsimmons, Luke, 18th Regiment, private.	Rielly, John, Taranaki Rifle Volunteers, colour-sergeant.
Free, William, 58th Regiment, private.	Stapp, Charles, 58th Regiment, non-commissioned officer.
Gilbert, J. J., Militia and Armed Constabulary, sergeant.	Swan, Joseph, 65th Regiment, private.
Goodwin, J. (by his son, W. J. Goodwin), 65th Regiment, private.	Tunbridge, Charles, 43rd Regiment, private.
Grace, Patrick, 14th Regiment, private.	Watts, W. L., Taranaki Militia, private.
Harding, James, 65th Regiment, private.	Wheeler, William, 57th Regiment, private.
Harris, Walter, 63th Regiment, private.	Williams, William, 58th Regiment, private.
Henry, Patrick, 40th Regiment, private.	

## HAWKE'S BAY.

## CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.	£	Acres.	Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.	£	Acres.
Bond, William, 65th Regiment, private ..	30	60		Carter, Owen, 70th Regiment, private ..	30	60	
Booth, William, 65th Regiment, private ..	30	60		Catton, Charles, 70th Regiment, private ..	30	60	
Boyd, Thomas, 70th Regiment, private ..	30	60		Chicken, John, Napier Rifles, captain ..	30	60	
Brathwaite, R. A. W., Hawke's Bay Yeomanry Cavalry, lieutenant	30	60		Clareburt, John, 58th Regiment, private ..	30	60	
Broadfield, Thomas, 70th Regiment, private	30	60		Clibborn, John B., Colonial Defence Force, private	25	50	
Brown, Charles, 65th Regiment, private ..	30	60		Couper, William, Wairoa (H.B.) Volunteers, private	30	60	
Callaghan, Dennis, 99th and 65th Regiments, private	30	60		Cronin, Denis, 70th Regiment, private ..	30	60	
Campbell, A. B., F Battery, N.Z. Artillery, gunner	30	60		Davis, John, Wairoa (H.B.) Volunteers, private	30	60	
Carey, Patrick J., 70th Regiment, private ..	30	60		Douglas, Archibald, N.Z. Volunteers, private	30	60	
Carnell, Samuel, Napier Volunteer Artillery, lieutenant	30	60		Down, Thomas, Wairoa (H.B.) Volunteers, private	30	60	

**HAWKE'S BAY—continued.**  
**CLAIMS RECOMMENDED—continued.**

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.		Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.	
	£	Acres.		£	Acres.
Dunfoy, Charles, 70th Regiment, drummer	30	60	Moloney, William, Wairoa (H.B.) Rifle Volunteers, private	30	60
Fielder, John B., 70th Regiment, paymaster-sergeant	40	80	Morrison, Thomas, Napier Rifle Volunteers, sergeant	30	60
Flannigan, Daniel, 65th Regiment, private..	30	60	Moynihan, Patrick, 57th Regiment, private	30	60
Gibson, James, Colonial Defence Force, private	25	50	Myers, John, 65th Regiment, private ..	30	60
Gifford, George, Colonial Defence Force, trooper	25	50	Parker, Thomas, Wairoa (H.B.) Rifle Volunteers, private	30	60
Gilberd, James G., F Battery, N.Z. Artillery, gunner	30	60	Preece, George A. . . . .	100	200
Graham, Crosher, 2nd Battalion, 14th Regiment, private	30	60	Rees, G., Wairoa Rifle Volunteers, corporal	30	60
Guy, Duncan, Marlborough Rangers, lieutenant	30	60	Sargent, Henry, Wairoa Rifles, bugler ..	30	60
Henn, John, 65th Regiment, sergeant ..	40	80	Smith, Thomas, 2nd Battalion, 14th Regiment, private	30	60
Hill, Kenrick J., 2nd Battalion, 14th Regiment, lieutenant	200	400	Smith, Ezra, Forest Rangers, private ..	25	50
Hooper, Stephen, Napier Volunteer Artillery, gunner	30	60	Steer, James, Wairoa (H.B.) Rifle Volunteers, private	30	60
Johnson, B. B., Colonial Defence Force, private	25	50	Thompson, William, Wairoa (H.B.) Rifle Volunteers, private	30	60
Kennedy, Joseph, 57th Regiment, private ..	30	60	Torr, John, Wairoa (H.B.) Rifle Volunteers, private	30	60
Liddell, W., Waipawa Volunteer Cavalry, sergeant	30	60	Troy, Michael, 65th Regiment, private ..	30	60
McCarty, Thomas, 59th Regiment, sergeant	40	80	Warner, Richard, 68th Regiment, private ..	30	60
McMullen, J., 65th Regiment, private ..	30	60	Wells, J., 2nd Battalion, 14th Regiment, private	30	60
McRoberts, Richard Thomas, Wairoa (H.B.) Rifle Volunteers, sergeant	30	60	Wilkie, William, F Battery, N.Z. Artillery, sergeant-major	30	60
Mellon, Edward, Colonial Defence Force, trooper	25	50	Williamson, George, Royal Artillery, gunner	30	60
			Wood, John, 70th Regiment, private ..	30	60

**CLAIMS REJECTED.**

Barry, T., 18th Royal Irish Regiment, private.	Gorman, Patrick, 65th Regiment, private.
Benson, W., Forest Rangers, corporal.	Hawkins, Thomas, 18th Regiment, private.
Bourke, Patrick, 2nd Battalion, 18th Regiment, private.	Howe, Thomas, 2nd Battalion, 14th Regiment, private.
Bruce, Robert, Colonel Herrick's Volunteers, private.	Ireland, James, 2nd Battalion, 18th Royal Irish, private.
Clampit, George, 18th Royal Irish Regiment, private.	Keating, F., 87th and 99th Regiments, sergeant.
Collins, John, 18th Regiment, corporal.	Knight, H. T. H., B Troop, H.B. Defence Force, lance-corporal.
Connell, Michael, 2nd Battalion, 18th Royal Irish Regiment, private.	Markham, Robert, 2nd Battalion, 18th Royal Irish, sergeant.
Connor, William, 2nd Battalion, 18th Royal Irish Regiment, private.	Mayo, George, Wairoa Rifles, private.
Crammy, Patrick, 2nd Battalion, 18th Royal Irish Regiment, private.	McGrath, John, 2nd Battalion, 14th Regiment, private.
Darrock, David, 92nd Highlanders, private.	McNally, C., 65th Regiment, private.
Flint, H., Wairoa Volunteers, private.	Mitchell, William, 2nd Battalion, 18th Royal Irish, corporal.
Flynn, Joseph, 2nd Battalion, 14th Regiment, corporal.	Moody, Thomas, 2nd Waikato, sergeant.
Forsythe, William, 2nd Battalion, 18th Regiment, colour-sergeant.	Murphy, Daniel, 18th Royal Irish, lance-corporal.
Gardiner, R., Wairoa Rifle Volunteers, captain.	Spence, William J., 18th Royal Irish, assistant-surgeon.
Gill, William, 2nd Battalion, 18th Royal Irish Regiment, private.	Todd, Alexander, N.Z. Militia, surgeon-major.
	Torpey, Richard, 50th Regiment, private.

**WELLINGTON.**

**CLAIMS RECOMMENDED.**

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.		Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.	
	£	Acres.		£	Acres.
Aiken, James, Wairoa Light Horse, trumpeter	30	..	Churchill, William, 65th Regiment, private	30	60
Andrew, James, Colonial Defence Force, private	25/10	51	Cox, James, 65th Regiment, private ..	30	60
Armstrong, J. D., Wanganui Rifles, sergeant	30	..	Cullen, William E., Royal Navy, seaman ..	30	60
Askey, William, 65th Regiment, sergeant ..	40	80	Daley, John, 65th Regiment, private ..	30	60
Avery, A. W., Nelson Artillery and Rangitikei Royal Rifles, bandsman	30	..	Doole, John, 70th Regiment, private ..	30	60
Beamish, G. J. N., 14th Regiment, captain	200	400	Douglas, Kenneth (by widow), 57th Regiment, lieutenant	200	400
Beasley, R. T. N., 39th (Dorsetshire) Regiment, ensign	200	400	Earle, Robert C., Wanganui Rifles, surgeon	30	..
Bell, David, 65th Regiment, band-sergeant..	40	80	Farr, Frederick, 18th Regiment, private ..	30	60
Benzoni, C. T., Medical Staff Corps, colour-sergeant	40	80	Flowers, William, 65th Regiment, private ..	30	60
Bezar, Edwin, 57th Regiment, colour-sergeant	40	80	Forster, A. S. B., 3rd Dragoon Guards, cornet	200	400
Bilners, Charles, 65th Regiment, private ..	30	60	Good, John, 43rd Regiment, corporal ..	40	80
Bremer, R., Wairoa Light Horse, sergeant..	30	..	Hartnett, F. (by widow), 14th Regiment, sergeant	40	80
Brough, Thomas (by widow), 65th Regiment, private	30	60	Holbrook, James, 57th Regiment, private ..	30	60
Brown, C. T. H., Makara Rifles, lieutenant	30	..	Hooper, Stephen, Wanganui Rifles, private	30	..
Buhck, W., Colonial Defence Force, private	25/10	..	Horn, J. E. (by widow), Royal Artillery, gunner	30	60
Bush, Henry William, Wanganui Rifles, colour-sergeant	30	..	Howie, G., Wairoa Light Horse, lieutenant	30	..
Cameron, John, Wanganui Cavalry, captain	30	..	Hughes, Robert, Wanganui Rifles, lieutenant	30	..
Cashen, Matthew, 14th Regiment, private ..	30	60	Humfrey, Charles A., 3rd West Indian Regiment, captain	200	400
			Hyde, Edwin, 14th Regiment, private ..	30	60

## WELLINGTON—continued.

## CLAIMS RECOMMENDED—continued.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.		Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land.	
	£	Acres.		£	Acres.
Hyland, F. (by widow), 14th Regiment, private	30	60	Owen, W. T., Turakina Light Horse, captain	30	..
Ibbott, William, 65th Regiment, private ..	30	60	Parker, W., Rangitikei Royal Rifles, private	30	..
Johnston, J. C., Rangitikei Royal Rifles, private	30	..	Pringle, F. J. S., 18th Regiment, lieutenant	200	400
Johnston, W. C., Rangitikei Royal Rifles, private	30	..	Real, Thomas, 57th Regiment, private ..	30	60
Johnston, William, 65th Regiment, sergeant	40	80	Reid, J. (by widow), 65th Regiment, private	30	60
Joyce, John, 65th Regiment, private ..	30	60	Riddell, J., Wairoa Light Horse, trooper ..	30	..
Judge, Michael (by widow), 57th Regiment, private	30	60	Ross, Hugh, Wanganui Rifles, private ..	30	..
Kearney, M., 57th Regiment, private ..	30	60	Rowband, Anthony, 2nd Foot, lieutenant ..	200	400
Keenan, Patrick, 65th Regiment, private ..	30	60	Ryan, Simon, 57th Regiment, private ..	30	60
Kelly, C. (by widow), Royal Artillery, gunner	30	60	Saunders, M. J., 57th Regiment, private ..	30	60
King, George, 14th Regiment, private ..	30	60	Smith, A. M., 18th Hussars, cornet ..	200	400
Kuchen, Gustave, D Battery, Wellington Artillery, sergeant	30	..	Smith, Charles O'H., Wellington Artillery, corporal	30	..
Mahoney, P. (by widow), 57th Regiment, private	30	60	Smith, H., Imperial Land Transport, private	30	60
Mainwaring, C. S., Indian Navy, midshipman	200	400	Smith, Richard, 65th Regiment, private ..	30	60
Manly, John, 57th Regiment, private ..	30	60	Snowdon, John, 65th Regiment, private ..	30	60
McGregor, James, Rangitikei Royal Rifles, private	30	..	Stamp, John, 65th Regiment, private ..	30	60
McKenna, Ed., V. C., 65th Regiment, ensign	200	400	Stuart, John, Royal Artillery, gunner ..	30	60
McLean, Duncan, Wairoa Light Horse, sergeant-major	30	..	Talty, P., 57th Regiment, private ..	30	60
McMillan, Peter, 65th Regiment, private ..	30	60	Taylor, J. B., Wairoa Light Horse, sergeant	30	..
Mullins, W. John, 65th Regiment, private ..	30	60	Terry, W. (by widow), 65th Regiment, private	30	60
Murphy, Thomas, 65th Regiment, private ..	30	60	Timmins, Michael, 18th Regiment, private ..	30	60
Neill, Marcus A., Wanganui Rifles, corporal	30	..	Tinms, William, Royal Marines, private ..	30	60
Neill, Wm. John, Wanganui Rifles, private	30	..	Tracy, Michael, 65th Regiment, private ..	30	60
O'Connell, Geo., 21st Regiment, lieutenant	200	400	Urwin, Thomas, Royal Navy, seaman ..	30	60
			Vincent, S., 40th Regiment, private ..	30	60
			Wakeford, H. I., Forest Rangers, private ..	25/10	51
			Walker, E., 65th Regiment, corporal ..	40	80
			Walker, James, Wairoa Light Horse, private	30	..
			Walton, Henry, Royal Navy, carpenter ..	40	80
			Willis, W. (by widow), 14th Regiment, lieutenant	200	400
			Woods, John, 57th Regiment, private ..	30	60

## CLAIMS REJECTED.

Anderson, Charles, Taranaki Military Settlers, private.	Kingdon, Paul (deceased), Colonial Defence Force, sub-inspector.
Atkinson, James, Wanganui Volunteers, sergeant.	Ludlow, William, 14th Regiment, private.
Beaver, George, Wanganui Volunteers, lieutenant.	Mackenzie, F. W., 8th Regiment Bombay Infantry, captain.
Broughton, E., Wanganui Volunteers, lieutenant.	McCulloch, G., Militia, private.
Brown, James, 18th Regiment, sergeant.	McDonell, A. McD., Alfred Troop Cavalry, private.
Carson, James, 57th Regiment, private.	McGinnerty, William, 65th Regiment, private.
Chamberlain, John, 57th Regiment, private.	McHugh, John, 18th Regiment, private.
Cronin, John, 18th Regiment, private.	McKendrick, 93rd Highlanders, private.
Donaghy, John, 18th Regiment, private.	McMillan, Thomas, 18th Regiment, colour-sergeant.
Donnelly, James, Wellington Colonial Defence Force, corporal.	McNeill, A., Royal Bengal Engineers, lieutenant.
Downs, Aran, Militia, private.	Mowatt, Robert, Royal Artillery, sergeant-major.
Duffy, Stephen, 65th Regiment, private.	O'Connor, M., 57th Regiment, private.
Duffy, William, 65th Regiment, private.	Pain, J. A., Wellington Colonial Defence Force, private.
Elliotte, R. H., Wellington Colonial Defence Force, trooper.	Peapell, Thomas, Militia, private.
Ellis, William, 65th Regiment, private.	Quinn, Philip, 18th Regiment, private.
Evans, Robert—Wellington Defence Force, trooper; Local Transport Corps, superintendent; River Transport Corps, superintendent; East Coast Expedition Force, volunteer officer; Kai-iwi Cavalry, trooper.	Read, E., Wellington Colonial Defence Force, private.
Fitzgerald, John, 57th Regiment, private.	Read, M., Wellington Colonial Defence Force, private.
Flyger, W. H., Militia, private.	Revell, F. H., 14th Light Dragoons, lance-sergeant.
Foster, George, 57th Regiment, private.	Robinson, Benjamin, 86th Regiment, private.
Friend, George, 65th Regiment, private.	Sands, Robert, 65th Regiment, private.
Gaillagher, Bernard, Wellington Colonial Defence Force, trooper.	Scott, Thomas, Defence Force, corporal.
Gallagher, John, Wellington Colonial Defence Force, trooper.	Skinner, W. H., Taranaki Rifles and M.S., staff-sergeant.
Gibson, Harrison, Wanganui Cavalry, trooper.	Smith, James, 65th Regiment, private.
Gilligan, James (by widow), 65th Regiment, private.	Smith, James, Wellington Defence Force, private.
Gordon, Midley, 6th Dragoons, private.	Smith, John, Wellington Volunteer Artillery, private.
Grey, James (by brother), 18th Regiment, colour-sergeant.	Spain, Richard, Royal Navy, leading seaman.
Haselden, W. R., Westport Naval Artillery, captain.	Tait, G., Wellington Defence Force, private.
Horne, Copley, Nelson Artillery, private.	Tompkins, W. H., Militia, private.
Hutchings, Edward, Wellington Colonial Defence Force, trumpeter.	Upton, William, Wellington Defence Force, private.
Ibbotson, Thomas, Taranaki Volunteers, private.	Wall, Silas, Wanganui Cavalry, private.
Isherwood, Captain J. C. R., 69th and 45th Regiments, ensign.	Walsh, P. W., A.C. and Defence Force, corporal.
Jackson, John, Armed Police, guide, &c.	Warren, William, 65th Regiment, colour-sergeant.
Jenkens, Samuel, 65th Regiment, private.	Warrick, G. W., No. 1 Company, Wanganui Rifles, private.
Kair, Frederick, 99th Regiment, private.	Watts, William, Auckland Defence Force, private.
	Wheeler, William, 57th Regiment, private.
	Whelan, Kayran, 14th Regiment, sergeant.
	Whelan, William, 57th Regiment, private.
	Wilkinson, Mathew, 18th Regiment, private.
	Woodham, R., 65th Regiment, private.
	Young, J. C., Auckland Rifles and Wanganui Cavalry, private.

## MARLBOROUGH.

## CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ or Acres.	Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ or Acres.
Bales, Edward, 57th Regiment, private .. ..	60	Fowler, J., Blenheim Rifles, lieutenant ..	30
Cleary, J., 65th Regiment, private .. ..	60	Bythell, E., Marlborough Rangers, captain	30

## CLAIMS REJECTED.

Humber, Robert, Militia, private. | Tanner, William, 58th Regiment, private.

## NELSON.

## CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ or Acres.	Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ or Acres.
Dunlop, D., 43rd Light Infantry, private .. ..	60	Mutton, D. I., Forest Rangers, guide ..	30
King, Walter, 40th Regiment, private ..	30		

## WESTLAND.

## CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ or Acres.	Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ or Acres.
Green, W. H., H.M.S. "Eclipse," carpenter ..	60	Mitchell, S., H.M.S. "Harrier," boatswain's mate ..	60
Hitchen, W. M., Armed Constabulary, private ..	60	Morris, J., Taranaki Rifles, private .. ..	60
Jones, W., H.M.S. "Victoria," seaman ..	60	Ormond, L., 65th Regiment, private .. ..	60
King, P., Taranaki Military Settlers, private ..	60		

## CANTERBURY.

Crown Lands Office, Christchurch, 13th August, 1890.

In accordance with your circular No. 20, of the 11th December, 1889, I have, after giving notice by advertisement, held Courts of inquiry at Christchurch and Akaroa. Up to this date fifty-three claims in all have been presented, and I have taken evidence in respect to forty-six of them; but in a number of cases I have not been able to complete the evidence so as to enable me to give a decision. Some of the old soldiers cannot produce their discharges, which have been lost, and it will be necessary to obtain copies from the Horse Guards; and in some cases of claims under "The Volunteer Land Act, 1865," I shall have to get claimants' services verified by the Defence Office before I can certify that they are entitled to the remission of purchase-money provided by the last-mentioned Act.

In considering the claims made by the various applicants who deem that they are entitled to land-grants under the 2nd section of "The Naval and Military Settlers' and Volunteers' Land Act, 1889," I have had no difficulty in determining claims made under subsections (1), (3), (4), and (5); the majority of claims, however, are made under subsection (2), which provides that the Act shall apply to "all persons who retired from Her Majesty's naval or military service with a good character, for the purpose of settling in New Zealand, at any time before the thirty-first day of December, one thousand eight hundred and sixty-eight, and who have so settled in New Zealand as aforesaid."

In consequence of the wording of this subsection claims have been made by officers and men retired from Her Majesty's army or navy who settled in provinces in which no promises of land-grants were ever made: these persons made no claim on their arrival in the colony, but now consider that they are entitled under the provisions of this clause to something, though many of them have no idea what it should be. I do not conceive this to be the intention of the Act, as it is silent as to what is to be granted, and to ascertain this it is necessary to refer to the Acts or regulations in force in the several provinces of Auckland, New Plymouth, Wellington, Nelson, and Marlborough; and in every case a certain period of residence in the particular district is required, and, though I understand this may be waived in cases where men tried to select land, but, owing to the difficulty of obtaining it or other causes referred to in the report of the Select Committee mentioned in the preamble to the Act, were unable to do so, yet I apprehend it is not intended that officers or men who came out to or immediately settled in a province where military and naval grants were not given, are entitled. If, however, such is intended, the Act will have to be amended, because there is nothing to show whether men who came to Canterbury, for example, should be granted what was promised to military and naval men who settled in Auckland or in Nelson, the promise in Auckland being a definite area of land, according to the settler's rank in the army or navy, and in Nelson a money-certificate, to be taken in payment for Crown lands, and differing in amount from what was promised in Auckland. I have therefore not made any recommendation in cases where claimants came direct to, or immediately after getting their discharge left the province in which they could have got a grant of land, and came and settled in, a province where no grants were given, as I have no means of deciding what such men are entitled to.

In many cases claims are made by men who retired from the army years before the first Act promising land-grants was passed; in other cases, by men who did not come out for some years after getting their discharge from the army or navy. These, I deem, cannot be considered as having obtained their discharge "for the purpose of settling in New Zealand."

I forward herewith papers relative to three claims, the circumstances of which are, I think, in conformity with the recommendations of the Naval and Military Settlers' and Volunteers' Land Claims Committee's report, such as entitle the claimants to get the land-grant promised to naval and military men obtaining their discharge with the view of settling in New Zealand, and who, from causes beyond their immediate control, were prevented from claiming the land they were entitled to. I also forward herewith a list of twenty-nine claimants who, in my opinion, have failed to substantiate their claims for a certificate entitling them to a land-grant or the remission of money in the purchase of land in any part of the colony.

The Under-Secretary, Crown Lands, Wellington.

JOHN H. BAKER,  
Commissioner of Crown Lands.

#### CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ Acres.	Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ Acres.
Dewar, Duncan, 70th Regiment, private ..	60	Murphy, Patrick, 40th Regiment, private ..	60
Faulkner, Thomas, 43rd Regiment, private ..	60		

#### CLAIMS REJECTED.

Andrew, Joseph, H.M. navy, steward.	Knox, William, 105th Regiment, private.
Austin, James, 12th Lancers, private.	Lorett, Charles Henry, H.M. navy, seaman.
Baillie, David W., Royal Artillery, gunner.	McDonald, Peter, 65th Regiment, private.
Baillie, William, Royal Artillery, gunner.	McGuire, Patrick, 14th Regiment, private.
Booth, James, Militia, private.	Moody, William, H.M. navy, seaman.
Chammen, James, 14th Regiment, private.	Tacon, Joseph John, Militia, private.
Cox, Luke John, H.M. navy, seaman.	Tattersall, Henry, Coldstream Guards, private.
Field, George, 58th and 65th Regiments, private.	Taylor, Colin McKenzie, 12th Regiment, ensign.
Field, Toledo, Auckland Rifles, private.	Taylor, Herbert Shaw, H.M. navy, acting sub-lieutenant.
Glynan, John, 58th Regiment, private.	Thorne, Samuel, 5th Lancers, private.
Granger, James, 14th Regiment, private.	Wales, William, H.M. navy, seaman.
Halloran, John, 58th Regiment, private.	Ward, Samuel, Royal Artillery, gunner.
Hewston, Henry James, H.M. navy, bandsman.	Watts, Charles, Queen's Own, private.
Higgins, Daniel, H.M. navy, ship's corporal.	Weir, Thomas, 17th Regiment, private.
Keegan, Patrick, Bombay Light Infantry, private.	

#### OTAGO.

#### CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ Acres.	Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ Acres.
Aitken, Adam, Cromwell Rifles, private ..	30	Jenkins, William, Arrow Rifles, private ..	30
Brown, S. N., Lake District Volunteers, major	30	Johnstone, A. T., Cromwell Rifles, private ..	30
Bruce, John, Cromwell Rifles, private ..	30	Jolly, D. A., Cromwell Rifles, private ..	30
Bryant, G. I., M Battery, Artillery, gunner ..	30	MacDonald, J. M., Cromwell Rifles, private ..	30
Colclough, Charles, Cromwell Rifles, private ..	30	Macklin, H. P., Queenstown Rifles, private ..	30
Crabbe, James, Cromwell Rifles, private ..	30	Maher, Peter, Cromwell Rifles, private ..	30
Denham, F. C., Cromwell Rifles, private ..	30	McKay, Angus, Instructor, Dunedin Rifles, sergeant-major	15
Dickson, William, East Taieri Rifles, private ..	30	McLeay, Kenneth, Arrow Rifles, private ..	30
Footo, Thomas, Cromwell Rifles, private ..	30	McWhirter, William, Arrow Rifles, private ..	30
Frederic, P., North Dunedin Rifles, sergeant	15	Menzies, J. D., Cromwell Rifles, private ..	30
Gebbie, John, North Dunedin Rifles, private ..	30	Morgan, J., M Battery, N.Z. Artillery, gunner	30
Gibson, Lars, Arrow Rifles, private ..	30	Morris, J. F., Dunedin City Guards, private ..	30
Graham, Thomas, Cromwell Rifles, private ..	30	Partridge, George, Cromwell Rifles, private ..	30
Gudgeon, C. E., Cromwell Rifles, private ..	30	Ritchie, James, Cromwell Rifles, private ..	30
Harrison, R., Instructor, Dunedin Rifles, sergeant-major	15	Shepherd, T., North Dunedin Rifles, private ..	30
Hay, Charles, Arrow Rifles, private ..	30	Smith, F. B., Port Chalmers Navals, private ..	30
Healey, I. F., Arrow Rifles, private ..	30	Snow, William, West Taieri Rifles, private ..	30
Hein, Carl, Arrow Rifles, private ..	30	Thomas, Henry, Cromwell Rifles, private ..	30
Henderson, P., Arrow Rifles, private ..	30	Thomas, Patrick, Cromwell Rifles, private ..	30
Horn, James, Clutha Rifles, private ..	30	Webb, James, Arrow Rifles, private ..	30
Jeffery, F. T. D., Cromwell Rifles, private ..	30	Webster, G., North Dunedin Rifles, private ..	30

#### CLAIMS REJECTED.

Bevin, John, 8th Royal Irish Hussars, corporal.	Mackenzie, F. W., 8th Regiment, captain.
Daly, John, 65th Regiment, private.	Maguire, Henry, Oamaru Rifles, private.
Davey, Thomas, 40th Regiment, private.	Maxwell, Samuel, 70th Surrey Regiment, sergeant.
Dick, James, Portobello Rifles, sergeant.	McKay, Peter, 93rd Highlanders, sergeant.
Downey, Hugh, 99th Grenadiers, private.	McKelbey, J. E., 40th Regiment, drummer.
Flavin, Thomas, 57th Regiment, corporal.	McKinnon, H., 3rd Waikato, private.
Flynn, Patrick, 99th Regiment, private.	Pearce, James, H.M.S. "Driver," 1st-class petty officer.
Forster, Richard, 2nd Waikato, private.	Sheehan, C., 57th Regiment, private.
Green, Michael, 65th Regiment, private.	Small, A., Dunedin Navals, gunner.
Harding, Elias, 58th Regiment, private.	Wilson, W. A., Portobello Rifles, private.
Henry, James, 2nd Battalion, 18th Royal Irish, lance-corporal.	Wright, W. J., 65th Regiment, private.

## SOUTHLAND.

## CLAIMS RECOMMENDED.

Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ Acres.	Name, Regiment or Corps, and Rank.	Entitled to Scrip or Land. £ Acres.
Batson, H. T., Invercargill Garrison Band, bandsman	30 ..	Galbraith, R., Invercargill Garrison Band, sergeant	30 ..
Booth, J. C., Invercargill Rifles, sergeant ..	30 ..	Jones, Richard William, Invercargill Garrison Band, bandsman	30 ..
Boyne, W., M Battery, N.Z.R.A., sergeant ..	30 ..	Kingsland, C. W., Invercargill Garrison Band, sergeant	30 ..
Brackenridge, J., G Battery, N.Z.R.A., sergeant-major	30 ..	Lillicrap, Herbert V., 8th (King's Royal) Regiment, lieutenant	.. 400
Clare, J. G., G Battery, N.Z.A., corporal ..	30 ..		
Ferguson, J., Invercargill Garrison Band, bandsman	30 ..		

Crown Lands Office, Invercargill, 25th June, 1890.

Re Mr. H. V. Lillicrap's claim under "The Naval and Military Settlers' and Volunteers' Land Act, 1889," and your memorandum No. 90/820, of the 7th May, 1890:—

I was clearly under the impression that the Act in question was brought in to meet such cases as those of Mr. Lillicrap and others, the preamble to the Act evidently implying that mere legal or technical objections would be waived, provided claimants could show that they were equitably entitled to a grant of land, and had not got their claim satisfied. Mr. Lillicrap, I was aware, had petitioned the Legislature several times in regard to his claim, and the letters he submitted to me from several colonial statesmen gave me the distinct impression that an Act would be passed to meet such cases as his and others, which Act I now understand to be "The Naval and Military Settlers' and Volunteers' Land Act, 1889." Mr. Lillicrap, I may remind you, based his claim on "The Auckland Waste Lands Act, 1858." Under that Act a grant of 400 acres of land was awarded to him, he having proved to the then existing authorities that he was a retired military officer, having served a certain number of years in Her Majesty's service, and had retired for the purpose of settling in New Zealand. Evidently the grant of land would not have been made to him had he not been able to substantiate his claim. The grant, however, though made, was subject to certain residence conditions within the Auckland Province, which residence conditions, owing to want of employment and slender means, he was unable to comply with. It will thus be seen that he was equitably entitled to a grant of land, and I was under the impression that, if the preamble to the Act of 1889 meant anything, it meant that technical objections to claims such as Mr. Lillicrap's would be waived, and, provided the claimants could show that they had been entitled to a grant of land, and had not had that claim satisfied, they would be entitled to take advantage of the Act of 1889. In other words, I was under the impression that the Act of 1889 would sweep away the merely formal objections to the claim, and that the claimants would be restored to their original position as claimants under the Auckland Waste Lands Act of 1858, and similar Acts. No doubt Mr. Lillicrap has been petitioning the Legislature for some years back, but the letters produced by him go to show that the equity of his claim was recognised, the only barrier being the strict law of the matter, which barrier has now been removed by the Act of 1889. If a claim such as Mr. Lillicrap's be not recognised, then it would be a difficult matter to know where to draw the line. Of course, should the Government decide adversely to the claim, it will become my duty, on being communicated with, to inform the claimant accordingly.

J. SPENCE,

The Under-Secretary, Crown Lands, Wellington.

Commissioner of Crown Lands.

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