

In the Supreme Court of New Zealand, Otago and Southland District, No. 1912.

Between James M'Kenzie and William Cain: *Plaintiffs*.

And

James Alexander Robertson Menzies, *Defendant*.

WE agree to settle this action on the following terms:—

1. The amount of the unpaid balance of judgment debt (£10,667 18s.) ten thousand six hundred and sixty-seven pounds eighteen shillings to be paid forthwith by the Superintendent of Southland to Mr. M'Kenzie.

2. Satisfaction of the Judgment to be entered up by the Plaintiff's Solicitor forthwith.

3. This settlement to be a final settlement of all legal claims and rights of the Plaintiffs in this action enforceable in any Court of law or equity.

4. This settlement not to prejudice or be used in any manner to prejudice any application Mr. M'Kenzie may make to the Legislature or otherwise, to obtain compensation for the loss of interest, costs, and expenses he may have been put to in endeavoring to recover the amount of his debt, or for any other loss or injury he may have sustained in the matter.

5. All property seized by the Plaintiffs under the *fi. fa.* issued in this action to be surrendered to the Superintendent of Southland, and all vouchers in the possession of the Plaintiffs to be cancelled.

6. Each party on request of the other to sign and execute all such deeds and documents as may be necessary to give full effect to this settlement and so prevent all further litigation between them.

Dated this Twenty-fifth day of July one thousand eight hundred and sixty-five.

JAMES M'KENZIE & Co.

JOHN P. TAYLOR,

Superintendent of Southland.

Witness—J. E. Barton.

Received from John Parkin Taylor, Esq., Superintendent of Southland, the sum of ten thousand six hundred and sixty-seven pounds eighteen shillings in pursuance of the above settlement.

JAMES M'KENZIE & Co.

25th July, 1865.

Witness—J. E. BARTON,
Solicitor, Dunedin.

No. 3.

THE HON. THE COLONIAL SECRETARY TO THE SUPERINTENDENT OF SOUTHLAND.

Colonial Secretary's Office,
Wellington, August 11, 1865.

29th July, 1865.

SIR,—

I have the honor to acknowledge the receipt of your letter of the date quoted in the margin enclosing copy of a Memorandum by the Provincial Solicitor of Southland, explaining the particular items composing the Draft by your Honor on the Colonial Treasury for the sum of eleven thousand and seventy-three pounds five shillings and five pence half-penny.

I have, &c.,

J. C. RICHMOND.

His Honor the Superintendent,
Southland.

No. 4.

MR. JAMES ROSS TO THE HON. MAJOR RICHARDSON.

Invercargill,
August 1, 1865.

SIR,—

I beg to enclose for your perusal copy of three offers I have made the Government in connection with the Bluff line of railway. If you approve of them I shall esteem it a favor if you will use your influence to forward my interests.

I am, &c.,

JAMES ROSS.

The Hon. Major Richardson,
Wellington.