

relative to railways in New Zealand; and the said James Brogden is about to go to New Zealand, on his own and our behalf, to definitely settle all terms between the Governor or other the authority in New Zealand competent on that behalf relative to railways; and we are desirous both to appoint him our attorney for the purpose aforesaid, and to invest him also with full power to negotiate other undertakings in New Zealand: Now know ye, and these presents witness, that we, the said Alexander Brogden and Henry Brogden, do and each of us doth, by these presents, constitute and appoint the said James Brogden to be the true and lawful attorney of us and each of us, for us and the survivor of us, and in the names and name of us and the survivor of us, jointly with himself, to do anything that he in his discretion thinks expedient for all or any of the purposes following, that is to say: For entirely confirming or for entirely cancelling or annulling all or any one or two of the said three agreements, or for altering all or any of the terms of all or any one or two of the said agreements, in any manner and to any extent; or for making with the said Governor of the Colony of New Zealand any agreement or any number of agreements upon any terms and conditions on both sides or on either side, for the granting, by such Governor or competent department, to us or the survivor of us jointly with the said James Brogden, of the right and the acceptance by us, or the survivor of us jointly with the said James Brogden, of the duty of making railways in New Zealand, and furnishing all materials and things requisite for the making thereof, and for the carrying and conveying of goods and passengers thereon, and the right and duty respectively of working any such railways for any length of time, and for and concerning the payment and reward to be made or secured to us or the survivor of us jointly with the said James Brogden, whether in capital or in revenue, and whether in land or in money or in Government securities, or by way of subvention of subsidy, or in all of those ways, or in any other way, for every or any duty so accepted; and also for the undertaking by us or the survivor of us jointly with the said James Brogden of the duty of importing immigrants into New Zealand, and the terms and conditions on both sides or on either side of such undertaking; and for making with the said Governor, or any such competent department as aforesaid, and others, any agreement or any number of agreements, on any terms and conditions, on either side or on both sides, for the granting to and taking by us or the survivor of us jointly with the said James Brogden, of coal and iron mines, and mines of and lands yielding or bearing precious or other metals in the said colony, whether in fee-simple or for a term or terms of years; and for the granting to and taking by us and the survivor of us jointly with the said James Brogden of any rights, privileges, easements, or concessions whatsoever in the said colony; and for all or any of the purposes aforesaid to sign, seal, and, as our act and deed, deliver, every agreement, contract, deed, covenant, conveyance, lease, counterpart of lease, and other instrument whatsoever, which the said James Brogden thinks fit and proper; and for all or any of the purposes aforesaid to appoint from time to time a substitute or substitutes, and to delegate to him or them all or any of the powers hereby given to our said attorney, and every such substitution and delegation at pleasure to revoke. And for every purpose herein expressed we do and each of us doth give unto the said James Brogden entire, special, ample, and unlimited powers, and hereby ratify and confirm, and agree to ratify and confirm as valid and effectual, all and whatsoever our said attorney or his substitute or substitutes shall or may lawfully do or cause to be done in or about the premises by virtue of these presents. And we and each of us do and doth hereby declare that the death of or the revocation of this power by us or either of us shall not invalidate any act done under it with or towards the Governor or other the competent department aforesaid, or any persons or person, unless the Governor or the department, or such persons or person respectively, had at the time of the doing of the act express notice of such death or revocation.

In witness whereof we, the said Alexander Brogden and Henry Brogden, have hereunto set our hands and seals, this nineteenth day of August, one thousand eight hundred and seventy-one.

Signed, sealed, and delivered by the
above-named Alexander Brogden, in the
presence of

THOM. R. HARGREAVES,
Victoria Street,
Westminster,
Solicitor.

ALEXANDER BROGDEN.

(Seal.)

Signed, sealed, and delivered by the
above-named Henry Brogden, in the presence
of

E. C. JOHNSTON,
8, Ashbourne Terrace,
Cecil Street,
Accountant,
Manchester.

HENRY BROGDEN.

(Seal.)

Articles of Agreement entered into between Her Majesty the Queen and Messieurs Alexander, Henry, and James Brogden, providing for the construction of Lines of Railway during the suspension of Contract No. 2.

ARTICLES OF AGREEMENT made and entered into this eighteenth day of December, one thousand eight hundred and seventy-one, by and between the Governor of New Zealand, in the name and on behalf of Her Majesty the Queen, of the one part, and the Messieurs Alexander, Henry, and James Brogden, Railway Contractors, of the other part (hereinafter referred to as "the Contractors").

WHEREAS a contract was made between the Governor of New Zealand, of the one part, and the Contractors, of the other part, for the construction of railways to the extent of five hundred thousand