

*Colonial Secretary's Office, Perth,
November 17, 1847.*

His Excellency the Governor directs it to be notified for general information, that the tender of C. & H. Powis, for supplying from 20 to 30 cords of wood for the use of Her Majesty's Gaol at Fremantle, has been accepted.

*By His Excellency's command,
G. F. MOORE,
Colonial Secretary.*

*Colonial Secretary's Office, Perth,
November 19, 1847.*

His Excellency the Governor has been pleased to appoint George Hancock, of "Quindemarra," in the Avon District, a Constable for the preservation of the timber on Crown Lands.

*By His Excellency's command,
G. F. MOORE,
Colonial Secretary.*

Proclamation.

By His Excellency, FREDERICK CHIDLEY IRWIN, ESQUIRE, Knight Companion of the Royal Hanoverian Guelphic Order, Governor and Commander-in-Chief of the Territory of Western Australia and its Dependencies, and Vice Admiral of the same,

In pursuance of the authority in me vested, by a certain act of the Imperial Parliament of Great Britain and Ireland, and passed in the fifth and sixth years of Her Majesty's reign, intitled 'an act for regulating the sale of waste lands belonging to the Crown in the Australian colonies,' I do hereby notify and proclaim, that the following portions of land in the District of Murray, will be offered for sale by Public Auction, by the Collector of Revenue at Perth, on Wednesday, the 8th day of December, 1847, at the upset price affixed thereto, on the terms and conditions set forth in certain regulations, dated the 14th June, 1843.

Lot 1.—Murray Location, No. 22, comprising 320 acres more or less, extending 40 chains South, and 80 chains West from SE corner of Murray Location No. 10.

Lot 2.—Murray Location, No 21, comprising 160 acres more or less, in form of a square, extending 40 chains East and 40 chains South from NE corner of Murray Location No. 10.

Lot 3.—Murray Location No. 20, comprising 320 acres more or less, extending 80 chains East, and 40 chains South from SE corner of Murray Location No. 10.

Lot 4.—Murray Location No, 19, comprising 160 acres more or less, in form of a square, lying 40 chains North and 40 chains East from the NW corner of Murray Location No 10.

Lot 1.—Murray Location No 23, comprising 640 acres more or less, extending 126 chains 10 links due East, and 50 chains 75 links due North from SE corner of Location No 20.

Lot 2.—Murray Location No. 24, comprising 640 acres more or less, extending 126 chains 10 links due East, and 50 chains 75 links due North from NW corner of Location, No, 23, described above.

Lot 3.—Murray Location No 25, comprising 640 acres more or less, extending 133 chains 90 links due East, and 47 chains 77 links due South, from NE corner of Location, No. 24, described above.

Lot 4.—Murray Location, No 26, comprising 500 acres more or less, extending 53 chains 73 links due North, and 93 chains 6 links due East from SE corner of location No 23 described above

Lot 5.—Murray Location, No 27, comprising

219 acres more or less extending 53 chains 73 links due North, and 40 chains 84 links due East from SE corner of location No 26 described above.

Lot 6.—Murray Location No 28, comprising 640 acres more or less, extending 49 chains 23 links due South and 130 chains due East from SW corner of Location 23 described above.

Lot 7.—Murray Location No 29, comprising 640 acres more or less, extending 49 chains 23 links due North and 130 chains due East from SE corner of Location, No. 28, described above.

Upset price £1 per acre.

*Given under my hand and seal at Perth
this 11th day of November, 1847.*

F. C. IRWIN,

GOVERNOR, &c.

By His Excellency's command,

G. F. MOORE.

Colonial Secretary.

GOD SAVE THE QUEEN!!

Proclamation.

By His Excellency Lieutenant Colonel FREDERICK CHIDLEY IRWIN, Knight Companion of the Royal Hanoverian Guelphic Order, Governor and Commander-in-Chief of the Territory of Western Australia, and Vice Admiral of the same.

Whereas by the second section of an Ordinance passed on the fourth day of November, 1847, it is enacted that a Board shall be constituted to be called "The Central Board of Works," and to have the management of all matters connected with the construction and repair of Roads, Canals, Bridges, and other public lines of communication, and also of all such other Public Works of what nature soever as may be committed to the charge of the said Board from time to time by His Excellency the Governor, or by any Local Ordinance; and that the said Board shall consist of Eight Members, to be from time to time appointed or removed by His Excellency the Governor with the advice of the Executive Council, by Proclamation in the Government Gazette, and that four of such Members shall be persons not holding any office of emolument under the Legal Government, Now, therefore, I the Governor, in pursuance and exercise of the said power vested in me, do hereby constitute and appoint the following members of the said Board:—

Official.

William Knight, Esq., *Chairman*

G. F. Stone, Esq.

Charles Symmons, Esq.

F. D. Wittencoom, Esq. *Secretary*

Non-Official.

George Leake, Esq.

Thomas Helms, Esq.

Robert Habgood, Esq.

Joseph Hardey, Esq.

All communications are to be addressed to the Secretary of the Board.

*Given under my hand and seal, at Perth,
this 11th day of November, 1847.*

F. C. IRWIN,

GOVERNOR, &c.

By His Excellency's command,

G. F. MOORE,

Colonial Secretary.

GOD SAVE THE QUEEN!!

*Colonial Secretary's Office, Perth,
November 4, 1847.*

Tenders in triplicate will be received at this Office on Tuesday, the 23rd instant, for supplying Forage to the Police Horses at York and Toodyay.

For further particulars application to be made to the Protector of Natives, York.

By His Excellency's command,

G. F. MOORE.

Colonial Secretary.

*Colonial Secretary's Office, Perth,
October 28, 1847.*

Depasturing Licenses.

The following applications have been received:—

1847.
Oct. 19.—J. Taylor, 1038 acres, Avon, adjoining the lands of Messrs. W. Milligan, R. Draper, F. C. Irwin & W. H. Mackie, C. Heal, S. Parker, E. B. Gacey, and J. F. Smith.

Oct. 27.—W. L. Brockman, 12,000 acres, Swan district, adjoining the lands of Messrs. Brockman and R. Edwards.

Oct. 27.—Peter Brennan, 640 acres, Wellington district, adjoining the lands of Messrs. F. Ommanney, J. K. Child, & Sir J. Stirling.

Oct. 27.—S. Parker, 4,000 acres, Avon, (now under license to J. W. Hardey) adjoining the lands of Messrs. Gregory and S. Parker.

* Particulars of boundaries have been forwarded to the respective Government Residents.

By His Excellency's command,

G. F. MOORE.

Colonial Secretary.

Proclamation.

By His Excellency Lieutenant Colonel FREDERICK CHIDLEY IRWIN, Knight Companion of the Royal Hanoverian Guelphic Order, Governor and Commander in Chief of the Territory of Western Australia, and Vice Admiral of the same.

Whereas by an Act of Council passed in the sixth year of the Reign of Her Majesty entitled "An Act to establish and regulate Courts of Requests," it is enacted that the Court of Civil Jurisdiction called the Court of Requests shall be holden at Perth at such times as the said Governor shall appoint by Proclamation, Now, I the Governor, in pursuance of the power and authority in me vested by the said Act, do hereby direct and appoint that the Court of Civil Jurisdiction called the Court of Requests shall be holden at the Town of Perth on the Saturday of every week, instead of Friday as heretofore, of which all persons concerned are required to take notice

*Given under my hand and seal at
Perth, this 11th day of November,
1847.*

F. C. IRWIN,

Governor and Commander in Chief.

By His Excellency's command,

G. F. MOORE,

Colonial Secretary.

GOD SAVE THE QUEEN!!

*Colonial Secretary's Office, Perth,
November 18, 1847.*

Much inconvenience being occasioned by parties making application for a Depasturing License, and subsequently declining or neglecting to take out such License, after the description of boundary has been prepared, the boundary lines marked in the maps of the Survey Office, and the License made out accordingly, His Excellency has directed it to be notified, that henceforth no application will be attended to unless a deposit of one-half of the License fee is paid at the time of the application being made, which amount will be absolutely forfeited if the License is not taken out before the expiration of one month from the date of its being assented to.

By His Excellency's command,

G. F. MOORE.

Colonial Secretary.

*Colonial Secretary's Office, Perth,
November 18, 1847.*

His Excellency the Governor has directed the publication of the following Regulations which have been prepared by

the Central Board of Works, and approved of in Executive Council.

By His Excellency's command,
G. F. MOORE,
Colonial Secretary.

Regulations for the collection of a Toll on Sandal Wood, under the provisions of an Ordinance, 10th Vict. No. 20.

It shall be incumbent upon all parties intending to export sandal wood to make an entry or declaration thereof after the annexed form; either to the Collector of Revenue at Perth, or to the Sub-Collector at the port of shipment, stating therein the quantity of the wood, together with the name of the exporter, and of the vessel and the master by which the same is intended to be exported.

The weight in such declaration will be deemed to be correct, except in any case where there may be reason to suspect fraud or considerable error.

On payment to the Collector or Sub-Collector aforesaid the toll chargeable on sandal wood, a Permit for export shall be given to the party so paying, and no sandal wood shall be shipped on board of any vessel unless accompanied by such Permits. And it shall be incumbent on the master of any such vessel, previous to obtaining his clearance from the Revenue Office, to deliver up the whole of such permits, in order that they may be compared with the declaration in the ship's manifest, and the bills of lading.

W. KNIGHT,

Chairman of Central Board of Works.
Perth, Nov. 18, 1847.

I, the undersigned, do hereby enter for payment of toll under the provisions of the Ordinance 10th Vict. No. 20, the quantity of Sandal Wood herein stated:

	d.	s.	lbs.
Rate per ton.			
No. of tons.			
Port of shipment.			
Name of Master.			
Ship.			
Exporter's Name.			

And do hereby declare the above particulars correct to the best of knowledge and belief, this day of 1847.

COMMISSARIAT NOTICE.

Commissariat Office, Perth,
November 17, 1847.

THE TENDERS received at this Office on Wednesday, the 10th inst., for the erection of a POWDER MAGAZINE AT PERTH,

having been rejected by the Lieutenant-Colonel and Commandant, notice is hereby given that fresh Tenders (in duplicate) will be received at this Office at 12 o'clock, on Thursday, the 25th instant, for this service.

Further information may be obtained at the Commissariat Office, or from the Superintendent of Public Works, who will exhibit the plan and specification (in which an alteration has been made), and who will also point out the intended site of the Building.

W. H. DRAKE,
Asst. Com-General.

WESTERN AUSTRALIA.

ANNO DECIMO,
VICTORIÆ REGINÆ.

By His Excellency Lieutenant Colonel FREDERICK CHIDLEY IRWIN, Knight Companion of the Royal Hanoverian Guelphic Order, Governor and Commander-in-Chief of the Territory of Western Australia, and Vice-Admiral of the same; with the advice and consent of the Legislative Council thereof

NO. XIX.

[CONTINUED.]

XIV. And be it enacted, that any person who shall wilfully injure, damage, or destroy any road, pathway, ferry, bridge, ferry-boat, jetty, quay, well, spring, gate, fence, post, or other public work, or any article or material, matter or thing, employed for the purposes of this Ordinance, or in charge of the central board under this Ordinance, or shall upon any way used, or appointed to be used as a foot-way only, drive any cart or carriage, except directly across on necessary occasions,—or shall lead, ride, or drive any horse or other beast on any such footway, except directly across the same, as aforesaid,—or shall suffer to stand, or shall tie or fasten any horse or other beast on or across the same,—or shall do or commit any act, or shall leave or place or set up any material or thing whatsoever, which shall cause or create any impediment, obstruction, nuisance, damage, or annoyance in or to the free passage of any such lines of communication as aforesaid, shall forfeit and pay a sum not exceeding five pounds, over and above the amount of any damages occasioned thereby; and the amount of such damages shall be handed over to the treasurer appointed by such central board—Provided, that if the property damaged be that of a private individual, the amount of such damage shall be paid to such individual, notwithstanding that such individual may have been examined as a witness.

XV. And be it enacted, that the said central board may sue and be sued in the name of their chairman for the time being, to be appointed by the Governor; and that no proceedings by or against the said board shall abate by reason of the death or removal of such chairman; and that in any proceedings, civil, criminal, or otherwise, by or against any of the members of the board under this Ordinance, he or they shall be sufficiently described as a member or members of the board appointed by virtue of this Ordinance.

XVI. And be it enacted, that the said central board shall not be held to have rendered themselves personally responsible for the repayment of any money borrowed, or interest thereof, by reason of having signed any securities in pursuance of this Ordinance, but such securities shall be held and considered as granted upon the sole credit and security of the tolls; nor shall any member of any board be held personally liable for the payment of any sum, or performance of any contract, for which he

shall not have bound himself personally, independent of his office as member of the said board, nor for any such compensation as aforesaid.

XVII. Provided always and be it enacted, that all existing contracts whatsoever which may have been entered into by the General Road Trust of the colony under or by virtue of the Act of the fourth and fifth years of Her present Majesty number seventeen, now repealed, shall be deemed and taken to have the same force and validity, and shall and may be acted upon as if the same had been done under or by virtue of this Ordinance, and shall be deemed to have been made by and with the central board of works with and by the several parties respectively.

XVIII. And be it enacted, that all actions and prosecutions to be commenced against any person for any thing done in pursuance of this Ordinance, shall be commenced within three calendar months after the fact committed, and not otherwise,—and notice in writing of such action, and of the cause thereof, shall be given to the defendant one calendar month at least before the commencement of the action,—and in any such action the defendant may plead the general issue, and give this Ordinance and the special matter in evidence on any trial to be had thereupon,—and no plaintiff shall recover in any such action, if tender of sufficient amends shall have been made before such action brought, or if a sufficient sum of money shall have been paid into court after such action brought, by or on behalf of defendant,—and if a verdict shall pass for the defendant, or the plaintiff shall become nonsuit, or discontinue any such action after issue joined, or if, upon demurrer or otherwise, judgment shall be given against the plaintiff, the defendant shall recover his full costs as between attorney and client, and have the like remedy for the same as any defendant hath by law in other cases,—and though a verdict shall be given for the plaintiff in any such action, such plaintiff shall not have costs against the defendant unless the Judge before whom the trial shall be shall certify his approbation of the action, and of the verdict obtained thereupon.

XIX. And be it enacted, that all informations and proceedings for offences against this Ordinance shall be commenced within six calendar months after the offences thereby respectively charged shall have been committed; and shall be heard and determined, and the forfeitures and penalties in respect of the same shall be awarded and enforced in a summary manner before any two Justices of the Peace, according to the provisions of an act passed in the seventh year of the Reign of Her present Majesty entitled "An Act to regulate summary proceedings before Justices of the Peace."

XX. And be it enacted, that all fines and forfeitures recovered under this Ordinance shall be divided, paid and applied as follows,—that is to say, after deducting charges of prosecution and sale from the produce thereof, one moiety shall be paid to the chairman of the said central board to be appropriated toward the purposes of this Ordinance, and the other moiety to the party or parties informing.

XXI. Provided always and be it enacted, that no part of this Ordinance shall be deemed or taken to affect the provisions of an act passed in the fourth and fifth years of the reign of Her present Majesty entitled "An Act to provide for the Improvement of Towns in Western Australia."

FREDERICK CHIDLEY IRWIN,
Governor and Commander-in-Chief.

Passed the Council, }
4th Nov, 1847. }
WALKINSHAW COWAN,
Clerk of the Council.