



THE WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

[PUBLISHED BY AUTHORITY.]

TUESDAY, FEBRUARY 8, 1853.

374

Proclamation.

By His Excellency CHARLES FITZGERALD,
*Esquire, Commander in the Royal Navy,
 Governor and Commander-in-Chief, in
 and over the Territory of Western Aus-
 tralia and its Dependencies and Vice-Ad-
 miral of the same.*

IN pursuance of the authority in me ves-
 ted by a certain Act of the Imperial
 Parliament, passed in the 5th and 6th
 years of Her Majesty's reign, intituled
 "An Act for regulating the sale of Waste
 Lands belonging to the crown in the Aus-
 tralian Colonies," I do hereby notify and
 proclaim that the following portions of
 land will be offered for Sale by Public
 Auction, by the Collector and Sub-Collec-
 tor of Revenue, at the places and on the
 days hereinafter mentioned, at one o'clock
 at the upset price affixed to each lot re-
 spectively, on the terms and conditions set
 forth in certain Land Regulations, dated
 June, 1843:—

At Perth, on the 2nd March 1853.

Avon Location No. 104—Comprising 10 acres
 more or less bounded on the NE by Avon Loca-
 tion No. 103 of 15 ½ acres on the NW by the
 Avon River—on the SW by location V of G.
 Lloy's and a Public cemetery and vacant land—and
 on the SE by the new Avon road. Upset price,
 £1 per acre.

Avon Location No. 105—Comprising 1 acre
 2 roods 13 perches more or less bounded on the
 SE by G. Lilley's Avon Location No 74, on the
 NE by location 83 and on the West by the new
 Avon road. Upset price, £1 per acre.

Avon Location No. 106—Comprising 10 acres
 more or less, in form of an average square, ex-
 tending magnetic RNE from right bank of the
 river Dale, the South corner being the centre of
 Yenedine Pool in that river, and the NE bound-
 ary 10 chains in length. Upset price £1 per
 acre.

Guildford Building Lot No. 35. Upset price
 £10.

*At Albany, on the 28th day of February
 1853:—*

Plantagenet Location No. 63—Comprising 30
 acres more or less, bounded on the West by 10
 chains of East boundary of James Arber's Loca-
 tion No. 60, and by a North line 7 chains to Hay
 River, on the NE by the River, and on the South
 by a West line from the River to Location 60; all
 boundaries true. Upset price £1 per acre.

At Bunbury on the 10 March 1853.

Wellington Location No 90—Comprising 70
 acres more or less bounded on the SE by the
 Wellington Location 77, 67, 65, 64, 41, 87, and 86
 —on the NE by 6 chains of location 63—on the
 SW by a line 6 chains 10 links in continuation of
 SW boundary of location 86—and on the NW by
 lines 19 chains and about 52 chains in length
 parallel to NW boundary of location 41—and by
 a line 3½ chains in length perpendicular thereto
 between them. Also 8 acres more or less between
 locations 41, 63, 77, and 64. Upset price £1 per
 acre.

*Given under my hand and the Public Seal
 of the Colony, at Perth, this 4th
 day of December, 1852.*

CHARLES FITZGERALD,
Governor, &c.

By His Excellency's command,
 W. A. SANFORD,
 Colonial Secretary.

GOD SAVE THE QUEEN!!!

*Colonial Secretary's Office, Perth,
 February 5, 1853.*

HIS Excellency directs the ap-
 pointment of Thomas Emery,
 Mounted Policemen, for the town of Perth,
vice Robert George Woodyatt resigned;
 to be notified for general information.

By His Excellency's command,
 W. A. SANFORD,
 Colonial Secretary.

*Colonial Secretary's Office, Perth,
February 4, 1853.*

HIS Excellency the Governor directs the publication of the following Return of Licenses issued for the current year.

By His Excellency's command,
W. A. SANFORD,
Colonial Secretary.

RETURN OF PUBLICANS SPIRIT LICENSES
ISSUED.

Perth.

Henry Towton, *No Place Inn.*
Condron and Toovey, *Shamrock.*
Alexander Warren, *Devonshire Arms.*
George Haysom, *Horse and Groom.*
Mary Ann Rogers, *John Bull.*
W. Horatio Hughes, *Ship Tavern.*
William Yates, *Trumpeters.*
J. G. Carr, *Freemasons' Tavern.*
H. L. Cole, *United Service Tavern.*
C. Von Bibra, *Commercial Hotel.*
John Crane, *Cricketers.*

Fremantle.

Oliver Lodge, *Castle Hotel.*
Patrick Marmion, *Emerald Isle.*
John Francisco, *Crown and Thistle.*
David Ronayne, *Victoria Hotel.*
A. Curtis, *Stag's Head.*
John Thomas, *Southern Cross.*
A. Cornish.

Guildford.

Charles Glass, *Stirling Arms.*
M. A. Steel, *Rose and Crown.*
Frederick Lee, *Guildford Hotel.*

York.

Robert Doncon, *Kings' Head.*
W. Denham, *Dusty Miller.*
Samuel Craig, *Commercial and Travellers
Hotel.*

York Road—S. Hayes, *Travellers' Home.*
Toodyay.

John Herbert, *Royal Oak.*
Robert Waters, *Retreat.*
Toodyay Road—Syred and MacNoe, *Half-
way-House.*

Mahogany Creek—E. Byfield, *Prince of
Wales.*

Chidlow Flats—W. Cootes,
Pinjarrah—J. MacClartey.

Vasse.

George Chapman, *Vasse Hotel.*
H. D. McGlue, *British Queen.*

ONE GALLON LICENSES.

Perth.

Frederick Croft.
James Stokes.
W. and R. Habgood.
Clinch, brothers.

Fremantle.

J. Wellard.
George Skinner.
D. Scott.
Gibson, Murray, Dyett, & Co.
Thomas & Henry Carter.

Guildford.

S. A. Barker.

*Colonial Secretary's Office, Perth,
February 5th, 1853.*

MUCH inconvenience arising from persons making verbal applications to His Excellency the Governor and the Local Authorities on official matters, notice is hereby given, that no applications will in future be received or attended to

unless made in writing through the Colonial Secretary or the heads of departments.

By His Excellency's command,
W. A. SANFORD,
Colonial Secretary.

Notice.

*Colonial Secretary's Office, Perth,
January 22nd, 1853.*

THE Law at present regulating the granting of search warrants has been found in several cases to operate as a bar to their being issued notwithstanding the existence of a well grounded suspicion that had search warrants been granted such a course would have been followed by the recovery of stolen property and the detection of criminals.

With a view of obviating this difficulty His Excellency the Governor having taken into consideration the peculiar circumstances of this colony and the absolute necessity of affording every facility for the detection of crime proposes laying before the Legislative Council at its next meeting a measure to enable Justices of the Peace upon any reasonable grounds of suspicion stated to them in writing under the hand of the person making such statement and whether upon oath or otherwise to issue a search warrant enabling the proper officer to search any number of houses named in such warrant by day or by night.

His Excellency is therefore desirous to give all the publicity in his power to such his intention that the public may have full opportunity for expression of opinion thereon.

By His Excellency's command,
For the Colonial Secretary,
CHARLES SHOLL.

*Colonial Secretary's Office, Perth,
February 5th, 1853.*

TENDERS (in duplicate) will be received at this office until noon of Tuesday the 22nd instant for the construction of a new whale boat, for the Harbour Masters Department, according to the undermentioned Specification, viz. :—

Length over all 28 feet ;
Extreme breadth 5ft 7 inches, Depth 2 ft 1 inch ;
Keel, stem, sternpost and gunwales, to be mahogany or other suitable hard wood ;
Planking best yellow deal or Singapore cedar, clear of knots and rents ;
Timbers and floors to be notched to receive planking.

Thwarts to be dove-tailed into rising, Mast thwart to be double kneed ;

Gunwales to be fitted with iron crutches (instead of thole pins) and tacks and sheet hooks ;

The boat to have a good flat floor not less than the usual spring of a whale boat and to be fastened with wrought

copper nails clinched with roves throughout;

Bilge pieces to save the lands in hauling up and launching the boat, the whole to be covered with two coats of paint.

Further particulars can be obtained on application to the Harbour Master at Fremantle.

By His Excellency's command,
W. A. SANFORD,
Colonial Secretary.

*Colonial Secretary's Office, Perth,
February 5, 1853.*

TENDERS (in duplicate) will be received at this office until noon of Monday the 14th inst., for the supply of such quantities of shoe leather (upper and sole) as may from time to time be required by the Local Government during the present year.

By His Excellency's command,
W. A. SANEORD,
Colonial Secretary.

*Colonial Secretary's Office, Perth,
February 5, 1853.*

TENDERS (in duplicate) will be received at this office until noon of Monday, the 14th instant, from parties desirous of contracting for the erection of a sawn fence, in front of the Public Offices Perth.

Particulars can be ascertained from the Superintendent of works.

By His Excellency's command,
W. A. SANFORD,
Colonial Secretary.

*Colonial Secretary's Office, Perth,
February 5th, 1853.*

TO SHINGLE SPLITTERS.

TENDERS (in duplicate) will be received and opened at this office, at 12 o'clock on Wednesday the 22nd inst., for supplying 60,000 (sixty thousand) shea-oak shingles, full size, and of the best quality, to be delivered on or before the 30th of April next, as shall be directed.

The said shingles are to be subject (upon delivery) to the inspection and approval of the Superintendent of Public Works, and any which may be objected to are to be immediately removed at the expense of the contractor, and replaced with others of good and approved quality within 14 days next, ensuing.

Payments for the above will be made monthly, at the rate of sixty per cent for every 20,000 (twenty thousand) delivered and approved.

By His Excellency's command,
W. A. SANFORD,
Colonial Secretary.

*Colonial Secretary's Office, Perth,
February 5th, 1853.*

CONTRACT FOR PUBLIC WORKS.

NOTICE is hereby given that in order to obviate the great inconvenience

which has hitherto arisen to the Public Service by the delay of advertising in the *Government Gazette* such trifling works as are from time to time required to be done without loss of time, His Excellency the Governor has been pleased to direct that for the future all notices of such works shall be posted for Public information upon a board attached to the front of the Office of Works from time to time and to which all persons desirous of Tendering are referred.

All notices of Tenders for large amounts or in all cases where time will permit will be advertised as usual in the *Government Gazette*, which also will be publicly exposed on the said board for the current week.

By His Excellency's command,
W. A. SANFORD,
Colonial Secretary.

*Colonial Secretary's Office Perth,
February 5th, 1853.*

HIS Excellency directs the publication for general information of the following Annual Report of the Perth Guardian of Natives for the year 1852:—

Perth, January 18th, 1853.

SIR,

I have the honour to subjoin for the information of His Excellency the Governor, my official report for the year 1852.

It is a matter of no small gratification, that I am enabled to assure His Excellency that the anticipations in which I indulged in my Report of the preceding year, with regard to the increasing influence of civilization on the habits and general character of the Aborigines, have been fully realized; serious quarrels are now of extremely rare occurrence, and in several instances of late have they been known voluntarily to abandon their spears, and adjust their differences by the aid of their sticks—a measure in every respect much to be recommended, entailing nothing more serious than a broken head, and obviating the possibility of those acts of bloody retaliation which the use of the spear necessarily incurred.

I may here remark on another probable cause of this marked improvement in the Native character, viz:—the appointment in most of the settled districts, of a Governor or chief man, selected by themselves, whose influence is potential and who strange to say almost invariably exerts it for the maintenance of order.

It is with much pleasure that I am enabled from the experience of the past year, to congratulate His Excellency on the beneficial effect produced by the three or four examples of capital punishment, inflicted on aboriginal murderers during the years 1850-51. I have cause to believe that my anticipations in this respect have been verified, and that what at the time appeared to many an act of unnecessary severity, was ultimately to prove one of real mercy and sound policy.

Acts of bloodshed will of necessity occasionally occur amongst the Aborigines, but I maintain that they are and will be of much greater infrequency than hitherto.

In the extraordinary aptitude of the Aborigines for tracking we possess, what I believe will prove a powerful preventive of crime amongst our convict population. On more than one occasion has this talent been suc-

cessfully called into operation, and in a late instance an escaped convict was apprehended in the bush, brought into Perth, a distance of 12 miles, and safely lodged in gaol by the unaided exertions of two aboriginal native lads.

Cattle spearing so prevalent in the Vasse district during the year 1851, has been greatly checked by the exertions of the Police, and the consequent apprehension of the principal offenders.

The influenza that prevailing epidemic, has severely attacked the aboriginal population, but comparatively few deaths have occurred, a timely application of simple medicine and other common necessaries having proved in most cases effectual.

Considering that ought in any way connected with the relations between the settlers and the Aborigines is within my province of remark, I trust I may be permitted to observe on the recently attempted incorporation into one and the same body, of the new Mounted convict Police force and our original mounted native Police.

These branches of the Police are so widely different, so essentially distinct in their general working, that I cannot but deprecate their amalgamation. A competent acquaintance with the language, habits, and especially the Districts of the various tribes of aborigines, are indispensable requisites for an efficient Bush Policeman, and are such as none but men early inured to a bush life can possibly possess. Not merely are such qualifications rare, but also few possessing them will voluntarily submit to the dangers and privations unavoidably attendant upon a bush constable's life; while on the other hand any man of common courage, sinews, and energy may prove a most efficient officer in the apprehension of the white population.

To select therefore indifferently men for either force, without reference to the peculiar qualifications so essential to one important branch of the service, will I respectfully contend, be but productive of ultimate disappointment.

The idea of His Excellency our present Governor, in transferring the comparatively unproductive labour of the Native convicts from the Island of Rottneest to the mainland, was as happily conceived as it has hitherto been successfully executed.

The roads bridges and other works constructed by the native road gang, under the Superintendence of their energetic overseer Mr. Vincent, bear ample testimony to their industry and general intelligence when ably

directed. The Prisoners rarely incur punishment, and their healthy and, for Australian natives, robust appearance, bespeaks the sufficiency of their rations and the absence of any undue severity in their discipline.

Indeed, on the score of general health, there is a marked difference between this road-gang and that employed within the precincts of the Town of Perth:—The cause I conceive is obvious, viz:—in the fact of Mr. Vincent's men being constantly in the open air, sleeping both summer and winter in large V huts, their habits in this particular greatly assimilating to that adopted by them in the bush; while on the other hand the town convicts are enclosed nightly within a small and inconvenient gaol, and thus exposed during the 24 hours to much greater change of temperature.

The new arrangements relative to the Aboriginal Mission school, to which I alluded in my last Annual report, have been duly carried out during the past year, and the inmates of the Mission under the care of their original directors, the Rev. Mr. Smithies and his lady, have removed to their location in the York district under auspices very much more favourable than hitherto.

Of the original members of the Mission, mostly consisting of married adults, few comparatively remain; several since my last Report have fallen victims to pulmonary disease, while others having fulfilled the terms of their apprenticeship, have naturally preferred the hiring themselves as herdsmen and farm servants, to remaining as they imagined themselves helots on the Mission Grant. I believe however it will be found that few of these young people will relapse into the barbarism of bush life; to this their lively appreciation of the animal enjoyments and requirements of civilized life will oppose a barrier, and they will remain what in fact they now are, most useful auxiliaries both of the town and country settlers. The York Mission is now recruiting its numbers with youths of either sex, and starts on its new field of operation with far greater prospects of success, than were ever enjoyed by the parent Institution even in its palmyest days.

More minute details of the present state of the Mission, will doubtless be included in the Report of my Coadjutor at York, to whose district it is now transferred.

I have &c.

CHARLES SYMMONS,
Guardian of Natives.

ARTHUR SHENTON, Government Printer, St. George's Terrace, Perth.