



THE WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

[PUBLISHED BY AUTHORITY.]

Tuesday, APRIL 6th, 1858.

No. 14.

*Colonial Secretary's Office, Perth,
March, 26th 1858.*

HIS Excellency the Governor having received an intimation from Her Majesty's Government of the number of Convicts destined for this Colony annually, it becomes necessary, with a view to the advantageous and economical application of their labor, to decide before hand on the works to be undertaken together with the cost thereof.

It has been found that numerous small parties of Convicts, scattered over the Colony, involve not only a waste of labor, but a waste of money also; and to obviate these evils, His Excellency the Governor proposes to apportion to each District a certain sum annually to be expended on Public Works, and to apportion also the Convict labor as far as practicable in the like manner. By this means, money and labor can be applied more advantageously than at present.

Having this object in view, the Resident Magistrates are requested to convene Public Meetings of the Settlers in their respective Districts, who will consider and agree upon the Public Works most pressingly required, and in the numerical order in which they ought to be undertaken.

On receiving the report of the Resident Magistrates, with the recommendation of the Settlers, His Excellency considers the Government will be in a position to apportion the labor and expenditure to works of necessity and utility, instead of expending both on desultory efforts, which must result in partial failure at least. These works must be recommended within reasonable compass, as they can be only undertaken in proportion to the amount of funds and labor at disposal.

A statement of the recommendations, and the decision thereon, will enable the Public to form an estimate of the requirements of the Colony, and correct the opinion of individuals, who too frequently think themselves aggrieved, if a separate party is not employed on any little local

work; being of course in ignorance of the works required elsewhere, and the amount of labor at the disposal of the Government.

His Excellency directs that the Resident Magistrates, in forwarding the lists of works adverted to, will invariably transmit also a list of the names of those who attend the Meetings, to enable the Government to give due weight to their recommendations.

By His Excellency's command,
FRED. P. BARLEE,
Colonial Secretary.

Victoria, by the Grace of God,
of the United Kingdom of Great Britain, and Ireland, Queen, Defender of the Faith, &c., &c. To Alfred McFarland Esquire, Chairman of our Court of Quarter Sessions, Frederick Palgrave Barlee Esquire, John Septimus Roe Esquire, Edmund Yeamans W. Henderson Esquire, Richard Birnie Esquire, John Bruce Esquire, Richard McBryde Broun Esquire, John Garrett Bussell Esquire, Thomas Newte Yule Esquire, Joseph Strelly Harris Esquire, Richard Goldsmith Meares Esquire, George Eliot Esquire, Charles Augustus John Symmons Esquire, Thomas Hester Esquire, David Symthe Murray Esquire, Marshall Waller Clifton Esquire, Samuel Waterman Viveash Esquire, John Ferguson Esquire, Thomas Brown Esquire, William Burges Esquire, Henry Camfield Esquire, William Pearce Clifton Esquire, Frederick Dirck Wittenoom Esquire, Walkinshaw Cowan Esquire, Lionel Lukin Esquire, Thomas Little Esquire, William Richardson Bunbury Esquire, George Frederick Stone Esquire, John Shipton Esquire, Samuel Pole Phillips Esquire, Edward Hamersley Esquire, John Molloy Esquire, James Drummond Junior, Esquire, John Drummond Esquire, George Clifton Esquire, Lewis John Bayly Esquire, Anthony O'Grady Lefroy Esquire, John Sydney Davis Esquire, Arthur Trimmer

Esquire, William Shaw Esquire, Edward May Spencer Esquire, Edward Whitfield Esquire,

GREETING

Know Ye, That We have assigned you jointly and severally, and every one of you, Our Justices, to keep Our Peace in Our Colony of Western Australia; And to keep, or cause to be kept, all Ordinances, and Statutes, and Proclamations, for the good of the Peace, and for the preservation of the same: And for the quiet Rule, and Government of Our People, made in all and singular their Articles, in Our said Colony, according to the force, form, and effect of the same: And to chastise, and punish all Persons that offend against the form of those Ordinances, Statutes, or Proclamations, or any of them, in the aforesaid Colony, as it ought to be done, according to the form of those Ordinances, Statutes, and Proclamations. And to cause to come before you or any of you, all those who to any one or more of Our People concerning their Bodies or the firing of their Houses have used threats, to find sufficient security for the Peace, or their good behaviour towards Us and Our People, and if they shall refuse to find such security then them in Our Prisons to cause to be safely kept until they shall find such security.

We, have also assigned you and every two or more of you (of whom you the aforesaid Alfred McFarland Esquire, shall be one) Our Justices to enquire the truth more fully by the oath of good and lawful Men of the aforesaid Colony by whom the truth of the matter shall be the better known of all and all manner of Felonies, Poisonings, Perjuries, Trespasses, Forestallings, Regratings, Ingrossings, and Extortions, whatsoever, and of all and singular other crimes and offences of which the Justices of Our Peace may or ought lawfully to enquire by whomsoever and after what manner soever in the said Colony done or perpetrated or which shall happen to be then done or attempted And also of all those who in the aforesaid Colony in Companies against Our Peace in disturbance of Our People with armed Force have gone or rode or hereafter shall presume to go or ride And also of all those who have there lain in wait or hereafter shall presume to lie in wait to maim or cut or kill Our People And also of all Victuallers and all and singular Persons who in the abuse of Weights or Measures or in selling Victuals against the Form of the Ordinances Statutes and Proclamations or any one of them therefore made for the common benefit of Our said Colony of Western Australia and Our People, thereof have offended or attempted or hereafter shall presume in the said Colony to offend or attempt And also of all Sheriffs, Bailiffs, Stewards, Constables, Police Men, Keepers of Gaols and other Officers, who in the execution of their Offices about the Premises or any of them have unduly behaved themselves or hereafter shall presume to behave themselves unduly or have been or shall happen hereafter to be careless remiss or negligent in Our aforesaid Colony And of all and singular articles and circumstances and all other things whatsoever that concern the Premises or any of them by whomsoever and after

what manner soever in Our aforesaid Colony done or perpetrated, or which hereafter shall there happen to be done or attempted in what manner soever And to inspect all Indictments and Informations whatsoever so before you or any of you taken or to be taken or before others late Our Justices of the Peace in the aforesaid Colony made or taken and not yet determined And to make and continue processes thereupon against all and singular the Persons so Indicted or Informed against or who before you hereafter shall happen to be Indicted or Informed against until they can be taken, surrender themselves or be outlawed. And to hear and determine all and singular the Felonies Poisonings Trespasses Perjuries Forestallings Regratings Ingrossings Extortions Unlawful Assemblies Indictments and Informations aforesaid and all and singular other the Premises according to the Laws and Statutes of England and the Ordinances of Our said Colony as in the like case it has been accustomed and ought to be done And the same Offenders and every of them for their Offences, by Fines, Ransoms, Amerciaments, Forfeitures and other means as according to the Law and custom of England, and Our said Colony or Form of the Ordinances and Statutes and Proclamations aforesaid, it has been accustomed and ought to be done to chastise and punish.

And therefore We command You, and every one of You that to keeping of the Peace Ordinances Statutes and Proclamations and all and singular other the Premises you diligently apply yourselves And that at certain Days and Places which you or any such two or more of you as is aforesaid shall appoint for these purposes into the Premises Ye make enquiries And all and singular the Premises hear and determine and perform and fulfill them in the aforesaid Form, doing therein what to Justice appertains according to the Law and custom of Our Realm and of our said Colony saving to Us the Amerciaments and other things to Us therefrom belonging.

And We command by the Tenor of these Presents Our Sheriff of our said Colony of Western Australia that at certain Days and Places which you or any such two or more of you as is aforesaid shall make known to him He cause to come before you or such two or more of you aforesaid so many and such good and lawful Men of the aforesaid Colony by whom the truth of the matter in the Premises shall be better known and enquired into.

Lastly We have assigned to you Alfred Hawes Stone Esquire, Clerk of the Peace for our said Colony Keeper of the Rolls and Records of our Peace in our said Colony And therefore you shall cause to be brought before you and your associates at the Days and Places aforesaid the Writs and Precepts Processes Indictments and Informations aforesaid that they may be inspected and by a due course determined as aforesaid.

In Witness whereof We have caused Our Trusty and well-beloved Arthur Edward Kennedy Esquire, Our Governor and Commander-in-Chief, &c. of Our said Colony of Western Australia and its Dependencies, to affix to These Presents the Public Seal of Our said Colony.

Signed and Sealed at Perth, the Thirtieth of March, in the Twenty First Year of Our Reign, and in the Year of Our Lord, One Thousand Eight Hundred and Fifty Eight.

A. E. KENNEDY,
Governor, &c.

L. S.

*Colonial Secretary's Office, Perth,
April 3rd, 1858.*

THE following communication having been received in reference to the disposal of the Indian Mutineers from the Indian Government, His Excellency the Governor, directs the same to be published for general information.

By His Excellency's command,
W. J. CLIFTON,
Pro-Colonial Secretary.

*Fort William,
January 21st, 1853.*

Sir,—

A communication having been received from Mr. John Hutt, proposing to the Government of India, on behalf of a Committee of Gentlemen interested in the Colony of Western Australia, that Mutineers from India, on whom sentence of transportation for life with hard labor may be passed should be sent to that Colony, I am directed by the Right Honorable the Governor General of India, in Council to state that it has already been determined to send all prisoners of this description to a Penal Settlement about to be formed on the Andaman Islands in the Bay of Bengal, and that a reply to this effect has been addressed to Mr. Hutt.

I have &c. &c.
CECIL BEADON.

Secretary to the Government of India.

*The Honorable,
The Colonial Secretary,
Western Australia.*

GOVERNMENT NOTICE.

NOTICE is hereby given that the next General Quarter Sessions of the Peace of Our Sovereign Lady the Queen, for the Colony of Western Australia will be holden at the Court House at Perth, on Wednesday the 7th day of April, at ten of the clock in the forenoon of the same day.

Dated, Perth, the third day of March, in the year of Our Lord, One Thousand Eight Hundred and Fifty Eight.

A. H. STONE,
Clerk of the Peace.

*Colonial Secretary's Office Perth,
March 30th, 1858.*

A CONDITIONAL PARDON has been this day signed for—

Reg. No.
2846 John Smith

By His Excellency's command
FRED. P. BARLEE,
Colonial Secretary.

*Colonial Secretary's Office, Perth,
April 1st, 1858.*

HIS Excellency the Governor directs the publication of the following General statement of the Average Weekly

Amount of the Liabilities, and Assets of the Western Australian Bank for the quarter ending 31st March, 1858, for general information.

By His Excellency's command,
W. J. CLIFTON,
Pro-Colonial Secretary.

General Statement of the average Weekly Amount of the Liabilities, and Assets of the Western Australian Bank for the quarter ending 31st March, 1858.

Liabilities.

Notes in circulation.....	7939	0	0
Deposits not bearing interest	50016	6	1
Do. bearing interest, being Funds of Charitable Institutions.	500	0	0
	<u>£58455</u>	<u>6</u>	<u>1</u>

Assets.

Bills receivable	29658	17	5
Cash Credits specialty Securities, and other Debts	18795	0	6
Specie, Treasury Bills, Exchequer Bills, Notes of other Banks, and Balances at Agents	20152	13	8
Landed Property....	1400	0	0
	<u>£ 70006</u>	<u>11</u>	<u>7</u>

NOTE:—Under the head of "Deposits not bearing Interest," is included the amount of the "Reserve Fund," which, however, is not subject to withdrawal.

FRAS. LOCHEE,
Cashier.

BY VIRTUE OF A PROCLAMATION, bearing date 1st April, 1858, under the hand of His Excellency Arthur Edward Kennedy, Esquire, Governor, and the Public Seal of the Colony of Western Australia, the following Lands will be offered for Sale at Public Auction by the Collector and Sub-Collector of Revenue, at the places and on the dates hereinafter mentioned, at one o'clock, at the upset price affixed thereto on the terms and conditions set forth in certain Land Regulations dated 14th June, 1843.

At Perth,

On the 5th of May, 1858.

Melbourne location 31 comprising 20 acres more or less, bounded on the East by location 2 and a North line of 10 chains from centre of Dandaraga Spring, on the North and South by west lines of 11 $\frac{3}{4}$ chains and 8 $\frac{1}{2}$ chains respectively, and on the West by a south line of 20 chains, all true.

Upset price £1 per acre.

At Albany,

On the 2nd of June, 1858.

Kojonup location 25 comprising 10 acres more or less, extending 10 chains true East and 10 chains true North from a post in the Ground about 320 yards eastward from S.E. corner of Ambrose Forsythe's, pensioner lot 5—opposite boundaries parallel and equal.

Upset price £1 per acre.

By His Excellency's command,
W. J. CLIFTON,
Pro-Colonial Secretary.

Tillage Leases for Sale.

THE Honorable the Collector of Revenue will offer for Sale by Public Auction, at Perth, on the undermentioned dates, the following Tillage Leases:

On the 7th of April 1858:—

Tillage Lease 1047, to the end of 1858, of 100 acres on the Lower Greenough Flat, extending 25 chains true N.E. from Gregory's Road opposite to locations 150, 151, 152, and 153, with frontage on that road of 40 chains;—opposite boundaries parallel and equal.

Rent £10.

Upset premium 5s.

On the 14th of April, 1858:—

Tillage Lease No. 1053, to the end of 1858, of 100 acres more or less of land in the Avon District extending 25 chains W.S.W. and 40 chains N.N.W. from North Corner of James Sales' location 168,—opposite boundaries parallel and equal, and all magnetic.

Annual Rent £10.

Upset premium 5s.

By His Excellency's command,

W. J. CLIFTON,

Pro-Colonial Secretary.

**Land Sales already notified in the
"Government Gazette."**

At Perth,

On the 7th of April 1858

Swan location 211, containing 10 acres.

Upset price £1 per acre.

Victoria location 319, containing 10 acres.

Upset price £1 per acre.

Victoria location 320, containing 50 acres.

Upset price £1 per acre.

Perth Building Lot V 31,

Upset price £15.

Avon location, 220, containing 10 acres.

Upset price, £1 per acre.

York Lot, No. 28.

Upset price, £10.

Avon location, 234, of 10 acres.

Upset price £1 per acre.

At Albany,—

On the 7th of April, 1858:—

Albany Building Lot, No. 63.

Upset price, £20.

Albany Building Lot, No. 65.

Upset price, £20.

By His Excellency's command,

FRED. P. BARLEE,

Colonial Secretary.

Tenders accepted,

*Colonial Secretary's Office, Perth,
April 1st, 1858.*

J. VERYARD and THOS. MASON,

To perform Carpenters' and Joiners' work for the additions to the Lock-up at Perth, for Police Quarters, for the sum of £140.

H. YELVERTON and Co.

To supply the Local Government with 80 loads of Mahogany, at £2. 16s. 6d. per load of 50 cubic feet.

By His Excellency's command,

W. J. CLIFTON.

Pro-Colonial Secretary.

*Colonial Secretary's Office, Perth,
March 26th, 1858.*

TENDERS (in duplicate) marked "Tenders for the supply of Bricks for Perth Lock-up," will be received at this Office until noon of Friday the 9th proximo for 36,000 Bricks, to be delivered in such quantities as demanded by the Clerk of Public Works, and subject to approval on delivery. Tenders to state the price delivered at the kiln side, and also at the water's edge, opposite the Lock-up at Perth.

Two approved sureties will be required for the due performance of the contract.

Further particulars may be known on application to the Clerk of Public Works.

By His Excellency's command,

FRED. P. BARLEE,

Colonial Secretary.

*Colonial Secretary's Office Perth,
March 26th 1858.*

TENDERS (in duplicate) marked "Tenders for Scantling and Boards for Lock-up at Perth," will be received at this Office, until noon of Friday, the 9th proximo, for 12,500 feet run, more or less of mahogany scantling and boards, in such lengths as described in the specification lying at the Office of Public Works, to be delivered within two months of the acceptance of Tender, and subject to approval on delivery at Perth Lock-up.

Approved sureties will be required for the due performance of the contract. The contractor will be supplied with the lengths and various scantles on application to the Clerk of Public Works.

By His Excellency's command,

FRED. P. BARLEE,

Colonial Secretary.

*Colonial Secretary's Office, Perth,
March 26th, 1858.*

TENDERS (in duplicate) marked "Tenders for Ironmongery &c. for Perth Lock-up," will be received at this Office, until noon of Friday, the 9th proximo, for the undermentioned.

100 lbs. of Bullock's Hair.

126 lbs. of Batten Nails.

84 lbs. of Shingle Nails.

43 lbs. of Floor Brads.

312 ft. run 9 x 3 Deal.

12 lbs. of Glue.

8 Strong Padlocks.

3 cwt. 0 qrs. 26 lbs. Inch Round Iron.

12 Pair 4 inch cast butts, and 1½ in. screws.

12 8 inch Iron Rim 3 bolt locks.

8 Pair 3in. Cast butts, and 1¼ in. screws.

16, 4 inch, necked Flat Bolts.

16 Casement stays and staples, and 3 pair 20 inch cross Garnets.

To be delivered on demand to the Clerk of Public Works, to whose approval the whole will be subject to.

Approved sureties will be required for the due performance of the contract.

By His Excellency's command,

FRED. P. BARLEE,

Colonial Secretary.