



THE WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

[PUBLISHED BY AUTHORITY.]

TUESDAY, FEBRUARY 7, 1854.

428

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
vested by a certain Act of the Impe-
rial 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 Sub-Collector of Revenue
at Albany, on the days hereinafter men-
tioned, at one o'clock at the upset price
affixed to each lot respectively, on the
terms and conditions set forth in certain
Land Regulations, dated June, 1843:—

By the Sub-Collector of Revenue at
Albany, on the 7th day of April next:

Albany Suburban Lots Nos. 37 and 38. Upset
price £6 per acre.

Given under my hand and the Public Seal
of the said colony, at Perth, this 4th
day of February, 1854.

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

GOD SAVE THE QUEEN !!!

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
vested 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 be-
longing to the Crown in the Australian
Colonies," I do hereby notify and proclaim
that the following portion of land will be

offered for Sale by Public Auction, by the
Collector and Sub-Collector of Revenue at
the places and days hereinafter mentioned
at one o'clock, at the upset price affixed to
each lot respectively, on the terms and
conditions set forth in certain Land Re-
gulations, dated June, 1843:—

By the Sub-Collector of Revenue at the
Vasse on the 1st day of March next:

Sussex Location No. 25—Comprising 10 acres
more or less, in form of a square extending 10
chains true East, and 10 chains true South from
a spot on East side of the Bunbury—Woonerup
road situate $7\frac{1}{2}$ chains southward, from a post on
West side of said road 16 chains Southward of
the crossing at the Ludlow river; opposite bound-
aries parallel and equal. Upset price £1 per
acre.

By the Collector of Revenue at Perth,
on the 1st day of March:

Avon Location No. 117—Comprising 10 acres
more or less, in form of an average square on left
bank of Avon River, the S.E. boundary extending
W.S.W. from that river at 20 chains below the
North corner of C. Smith's Location No. 60—the
S.W. boundary N.N.W. 10 chains—and all mag-
netic. Upset price £1 per acre.

Given under my hand and the Public Seal
of the said colony at Perth, this fourth
day of February, one thousand eight hun-
dred and fifty four.

CHARLES FITZGERALD,
Governor &c.

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

GOD SAVE THE QUEEN !!!

Pastoral and Tillage Leases.

Colonial Secretary's Office, Perth,
February 1, 1854.

LESSEES of Crown land who have not
paid their rent for the current year,
are hereby reminded of the following Reg-
ulation in the Queen's Order in Council
of 22nd March, 1850:—

"If the rent be not paid in advance on
the prescribed rent day, the lease shall be
absolutely and indefeasibly forfeited unless
within 60 days of such rent day (1st of

January) the lessee shall duly pay the full amount of the annual rent, together with an additional sum equal to one fourth part of the same."

Lessees of 1853 in Class A, who have renewed their Licenses for 1854, will also take notice that the same are open to the selection of any other parties.

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

*Colonial Secretary's Office, Perth,
February 4, 1854.*

HIS Excellency the Governor directs it to be notified for general information that RICHARD BIRNIE Esq., has been appointed by Her Majesty Advocate General of the Colony for Western Australia.

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

*Colonial Secretary's Office, Perth,
Feb. 4, 1854.*

HIS Excellency the Governor has been pleased to appoint the HONORABLE RICHARD BIRNIE a Magistrate of the Territory.

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

*Colonial Secretary's Office, Perth,
Feb. 4, 1854.*

HIS Excellency the Governor has been pleased to appoint JAMES DRUMMOND, JUN., Esq., a Magistrate of the Territory.

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

*Colonial Secretary's Office, Perth,
Feb. 4, 1854.*

HIS Excellency the Governor has been pleased to appoint WILLIAM ROGERS to be Perth Jetty Keeper.

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

Pastoral and Tillage Lands.

*Surveyor General's Office, Perth,
February 4, 1854.*

RETURN of Leases, Licenses and Re. Office during the month of January, 1854:
AVON.

No. 307 E. Beere	1,000 acres
" 78 Ditto	4,000 "
" 201 J. Doust	480 "
" 171 S. E. Burges	1,800 "
" 173 J. Lott	1,300 "
" 198 T. N. Yule	3,400 "
" 13 Ditto	3,200 "
" 158 C. Smith	2,000 "
" 5 T. Lockyer	2,300 "
" 187 E. B. Lennard	2,700 "
" 202 E. MacIntosh	600 "
" 20 R. de Burgh	4,000 "
" 189 T. Brown	1,000 "
" 207 G. Gooch	3,400 "
" 181 J. Sewell, jun	1,900 "
" 236 C. Wittenoom	1,400 "
" 180 T. & H. Carter	6,600 "
" 179 Ditto	3,300 "
" 22 Ditto	4,100 "

" 147 E. Hamersley	2,000 "
" 182 Ditto	2,500 "
" 232 Ditto	1,400 "
" 288 J. Walker	2,300 "
" 286 Tompkins and Jenkenson	1,700 "
" 188 W. Edwards, jun	1,000 "
" 263 Ditto	2,300 "
" 287 John Fleay	2,000 "
" 35 James Draper	1,038 "
" 184 James Bartram	2,800 "
" 190 S. S. Parker	600 "
" 191 C. Heal	1,000 "
" 394 Solomon	4,000 "
" 446 F. Whitfield, jun.	1,188 "
" 406 C. Betts	1,000 "
" 447 R. Barnden	1,112 "
" 385 T. Cook	2,000 "
" 389 E. R. Brockman	2,100 "
" 390 J. W. Brown	1,600 "
" 7 G. Gooch	5,600 "
" 154 T. Brown	1,000 "
" 393 W. Chidlow	20,000 "
" 391 E. Beere	1,573 "
" 396 E. B. Lennard	2,600 "
" 392 J. M. Dempster	12,900 "
" 395 J. Sewell, jun.	1,750 "
" 388 E. MacIntosh	5,880 "
" 46 T. O'Niell	5,500 "
" 31 M. Clarkson	2,000 "
" 404 J. Higgins	900 "
" 386 E. R. Brockman	2,000 "
" 387 Ditto	8,000 "
" 172 E. Hamersley	2,000 "
" 405 J. Slade	3,000 "
" 433 S. E. Burges	10,000 "
" 424 J. M. Dempster	6,200 "
" 430 Joseph Hardey	12,000 "
" 423 J. Fleay	20,000 "
" 185 W. Edwards	1,400 "
" 444 F. Freind	3,000 "
" 445 Ditto	1,000 "
" 451 J. T. Cooke	1,200 "

WELLINGTON.

No. 378 J. Scott	4,800 acres
" 294 G. Eliot	5,700 "
" 82 Ditto	3,500 "
" 38 Ditto	610 "
" 92 W. P. Clifton	2,700 "
" 115 M. W. Clifton	4,000 "
" 368 Ditto	4,000 "
" 295 G. Eliot	1,500 "
" 408 W. House	5,000 "
" 407 T. Hardey	20,000 "
" 398 C. R. Prinsep	2,350 "
" 410 W. House	1,600 "
" 399 M. B. Smith	1,000 "
" 397 T. Little	2,500 "
" 450 M. B. Smith	5,000 "

VICTORIA.

No. 344 Hamersley & Co.	14,700 acres
" 109 J. N. Drummond	1,000 "
" 233 W. Burges	3,500 "
" 351 H. A. Sanford	5,000 "
" 352 Ditto	10,000 "
" 414 M. Morrissey	14,000 "
" 432 Joseph Green	5,000 "
" 150 Davis, Walcott, and Co.	20,000 "
" 437 Ditto	20,000 "

MELBOURNE.

No. 230 J. Drummond, jun.	1,450 "
" 1 James Clinch	2,500 "
" 85 P. Aragon	7,680 "
" 415 D. MacPherson	12,000 "
" 416 G. Slater	6,000 "
" 439 G. & E. Whitfield	7,000 "

SWAN.

No. 134	Jas. Hitchcock	2,000	acres
"	154 J. Purser	4,500	"
"	260 W. Padbury	3,500	"
"	303 Ditto	1,000	"
"	380 T. Ferguson	2,000	"
"	76 Joseph Logue	2,000	"
"	111 W. L. Brockman	7,900	"
"	279 J. Chevriil	2,000	"
"	259½ Ditto	2,000	"
"	300 G. Shenton	10,000	"
"	75 John York	6,000	"
"	209 S. Mortimer	1,600	"
"	219 J. Spice	2,700	"
"	421 S. Spice	3,800	"
"	420 J. Thompson	100	(tillage)
"	419 W. Padbury	2,000	"
"	418 W. T. P. Temperley	1,000	"
"	417 W. Y. Shenton	1,800	"
"	431 J. Marsh	10,000	"
"	208 J. Dewar	6,000	"
"	434 A. Taylor	1,000	"
"	438 J. M. Butler	20,000	"
"	448 James Smith	2,000	"
"	449 W. Padbury	4,000	"

SUSSEX.

No. 261	J. G. Bussell	1,200	acres
"	306 T. Abby	250	"
"	155 R. Heppingstone	640	"
"	282 S. Bryan	45½	"
"	53 J. Molloy	5,000	"
"	118 H. Chapman	6,000	"
"	308 Bussell, & Co.	1,900	"
"	52 W. R. Bunbury	1,750	"
"	165 J. Wills	10,000	"
"	411 J. Scotthorn	1,400	"
"	409 W. House	1,100	"
"	412 G. Forrest	1,500	"
"	426 J. Bell	2,000	"
"	425 E. Barzay	1,000	"
"	262 R. Guerin	2,000	"

CANNING.

No. 279	Robert Stewart	1,200	acres
"	374 John Dudley	1,000	"

COCKBOURN SOUND.

No. 293	Gibbs and Crane	1,000	"
"	291 Stephen Longbottom	1,000	"
"	428 H. Mead	6,000	"
"	427 C. Spencer	1,750	"
"	429 J. Giblett	1,800	"
"	436 Jabez White	3,000	"

MURRAY.

No. 98	W. E. Oakley	1,200	"
"	19 J. Sutton	3,300	"
"	56 Ditto	6,700	"
"	377 J. Pollard	3,000	"
"	329 B. U. Vigers	20,000	"
"	330 Ditto	20,000	"
"	331 Ditto	20,000	"

WILLIAMS.

No. 69	E. Hamersley	640	"
"	123 Ditto	3,400	"
"	422 J. H. Monger	6,000	"

HAY.

No. 384	A. Muir	5,000	"
"	382 J. Arber	1,000	"
"	383 Ditto	3,000	"

KENT.

No. 401	Barrett, brothers	2,550	"
"	15 J. Hassell	6,000	"
"	440 Ditto	8,000	"

KOJONUP.

No. 400	R. Norrish	2,000	"
"	452 W. Andrews	10,000	"

PLANLAGENET.

No. 441	J. Young	1,500	"
"	442 D. Young	5,000	"
"	443 H. Tully	5,000	"

NELSON.

No. 413	C. Von Bibra	20,000	"
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J. S. ROE,
Surveyor General.

Colonial Secretary's Office, Perth,
February 4, 1854.

IT is hereby notified that Conditional Pardons for the following men have been this day signed by His Excellency the Governor.

Reg. No. 459	Michael Doyle
" 1137	Thomas Arment
" 1178	John Jackson
" 1186	George Blaney
" 1191	Robert Fenn
" 1195	Stephen Aveling
" 1226	Rowland Morgan
" 1264	John Smith

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

Colonial Secretary's Office, Perth,
February 4, 1854.

HIS Excellency the Governor directs the following Report of the York Guardian of Aborigines, to be published for general information.

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

York, January, 1854.

SIR,—I have the honor to transmit to you for the information of His Excellency the Governor, my official Report as Guardian of Natives for the York district, for the past year 1853.

I am happy to be enabled to state that the Natives of this district continue to abstain in a great measure from acts of bloodshed amongst themselves, in accordance with their well-known superstitious customs. Two cases only of death from spearing have occurred, one at each extremity of this large district. One of the parties concerned is at present in custody awaiting his trial; and I feel assured when they find that sooner or later certain punishment will attend these offences, the Aborigines will abstain from their commission, especially as they now feel the benefit of living so much more secure under the protection of our laws.

I may however here remark that the Convict and Native Police having been incorporated, the same care in the selection of individuals in the force with respect to a competent acquaintance with the habits and language of the Natives, and to their being accustomed to a bush life has not been continued: and notwithstanding the good conduct and efficiency in other respects of both European and Native Police, it is difficult to procure from them that accurate information, in all matters connected with the Natives which it is so requisite to possess.

One case only of serious ill-usage of a Native by a white person has come to my notice; a Shepherd at one of the distant out-stations, having fired at, and wounded slightly a Native, for some trifling cause. For which offence the Shepherd was apprehended and sentenced to imprisonment.

I regret, however, to add, that an evil of another kind has of late begun to be inflicted upon the Native by his white brother. The vice of drunkenness, which has become more common since the introduction of a convict population, has also been spread by them amongst the Natives. The law at present enables the Magistrate to impose a fine upon Publicans for supplying them with spirituous or fermented liquors; but this law is evaded with wanton recklessness, by others purchasing and giving to them intoxicating liquors at the doors of the Public Houses, either with or without the knowledge of the Publican. It is painful to see fine young men thus gradually becoming addicted to this degrading vice.

Intoxication with the Aborigines is not only much more hurtful to them, but it is in the highest degree dangerous to others. Their savage and angry passions being excited and no longer amenable to reason, the consequences may be most baneful. As an instance I may mention an aggravated assault, lately committed upon a white girl of 8 years of age, by a native whilst under the influence of intoxication. I trust His Excellency will be enabled shortly to provide a remedy for this growing evil, by extending the punishment of the law to all persons whatsoever, supplying intoxicating liquors to the Aborigines.

Under the supervision of a white man as Overseer, the Native Road Gang have continued to make many useful repairs and improvements in the roads of the district. They have cleared and repaired the old Northam road from York as far as Captain Meares', a distance of five miles, throwing bridges over several gullies; the branch road from Mr Burges' to Mr C. Heal's, a distance of seven miles, has been widened and repaired; from this point to Wootating, a distance of eleven miles, they have cleared a new and very excellent line of Road; and they are now occupied in repairing the Road leading from York to the Dale. The Native prisoners, working without chains, have behaved on the whole extremely well; sometimes as many as nine at once, besides white prisoners, have been thus employed; and although one or two have absconded, there has not been a single complaint made against any individual requiring punishment. I would therefore recommend the continuance of a system, which is of so much benefit to the district in effecting repairs and improvements which otherwise there are no means of doing.

In my last year's report I mentioned that

the Rev. J. Smithies had experienced great difficulties in managing the new Native Institution at the Gerald Mission Grant, York; for want of a proper Superintendent, as well as from the prejudice which existed in the minds of the Natives against the Institution, owing to the occurrence of several deaths amongst the pupils, so that the parents were unwilling to send their children thither for instruction. These causes I regret to say have prevailed up to the close of the year, at which time only three pupils remained; when His Excellency resolved to take the Mission Grant into the hands of the Government, paying at a valuation for the improvements effected. As soon as Mr Smithies can withdraw, the Institution will be placed under Mr and Mrs Pope, who were employed by the Wesleyan Mission, in the same capacity, for a year at Wannaroo. The solution of the problem as to what is the best system for civilizing and converting the Natives to christianity still remains to be worked out, notwithstanding all that has been done. It must be acknowledged that a very great deal was effected at Wannaroo by the Wesleyan Mission, and which is sufficiently apparent in the conduct of many of the original members; and as the causes of the want of success at York can be clearly traced, there is still room to hope that another attempt under different auspices, supported by Government means, may prove more effectual.

I have the honor to be, Sir,

Your most obedient servant,

W. COWAN,

Guardian of Aborigines.

The Hon. the Colonial Secretary.

sand hills before we found any available land. The mouth of this river is about 5 miles East of Point D'Entrecasteaux, it is nearly choked up with sand and rocks.

Near Point D'Entrecasteaux there are several small islands, inside which there appeared to be shelter for vessels, but the weather was too calm to form a correct estimate of its capabilities as an anchorage.

To the S.E. of the Gordon, the coast hills were well grassed and wooded with peppermint for 7 miles, and averaging 3 miles from the coast to the swampy plain which bounded them inland. When about 6 miles from Broke Inlet the grass ceased and was replaced by scrub and grasstrees, &c.

Broke Inlet is an extensive sheet of salt water with several islands. The country round it is very poor and covered with thickets and dense forests of bluegum and mahogany. There is a small stream entering the Inlet from the N.W. with low swampy banks. From this Inlet a N.E. course 10 miles through alternate swampy plains and dense forests, brought us to the Shannon river of Capt. Bannister here a small stream 15 yards wide; from this I steered North 23 miles to the upper branches of the Warren, in which are many fine pools of water. Excepting some small patches of grass on the banks of the river and in a few of the gullies, the country was covered with mahogany forest and scrub, the soil ironstone, gravel, and sand.

From the Warren river I pursued a N.W. course over an ironstone country densely wooded with mahogany to the Blackwood, and then traversed in a N. direction, a succession of ironstone hills thickly timbered with mahogany and red gum, to the upper branches of the Preston, in the vallies of which we observed some excellent pasturage for cattle, to the extent of about 10,000 acres. The hills were wooded with red gum and grasstrees on the slopes, and mahogany on the summits. Tracing these vallies to the N. they terminated near the road from Bun-

bury to Kojonup, by which I returned to the former place.

With the exception of the vallies of the Preston and Blackwood, the only available country passed over was the coast range of sand hills, at the mouths of the Donnelly and Gordon rivers, these hills to the extent of about 80,000 acres being well grassed and abundantly supplied with water, are well adapted for fattening cattle. The swampy plain occupying the space between the coast range and the ironstone hills inland, producing nothing but rushes, coarse scrub and thickets of melaleuca, &c., is of no value.

Although there are in the vallies which intersect the ironstone ranges occupying the remainder of the district, many small patches of grassy land, they are so completely separated by scrubby country, intersected by almost impassable thickets, as to render them unavailable for pastoral purposes.

With reference to the most eligible line for driving cattle, from Albany to Perth the coast range affords the greatest facilities, water and grass being abundant; and by following this route to Augusta the poison plant, so abundant towards Kojonup, would be avoided. The principal difficulty would be crossing the rivers which flow into the Nornallup Inlet, the banks of which are covered with thickets. The other inlets and rivers having sand bars at their entrances are easily passed. I must however observe that this route is only practicable during the summer season.

I have the honor to be, Sir,

Your obedient servant,

A. C. GREGORY,

Assistant Surveyor.

To the Hon. the Surveyor General, &c.