



THE WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

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Tuesday, AUGUST 23rd, 1859.

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*Colonial Secretary's Office, Perth
August 19th, 1859.*

TENDERS (in duplicate) endorsed "Tenders for Church Bridge, Busselton," will be received at this Office until noon of Thursday, the 15th September 1859, from persons willing to construct a bridge over the River Vasse, near the Church on Busselton Townsite.

A plan and specification may be seen on application to the Resident Magistrate of the Vasse District, and at the Royal Engineer Office at Fremantle.

The Government do not bind themselves to accept the lowest or any tender, and will require the guarantee of two responsible persons for the due performance of the contract.

Forms of tender may be had on application to the various Resident Magistrates, and at the Public Offices, Perth, and no tender will be entertained unless rendered on the prescribed form.

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

Tenders Accepted.

*Colonial Secretary's Office, Perth
19th August, 1859,*

GAVEN FORREST,

To clear the road between Bunbury and Vasse, for £140.

SAW AND GIBBS

To repair various parts of the Albany road for £3 10s.

Do.

Do., do. near Narragin Inn and bridge for £1 15s.

Do.

Do., do. between Narragin Inn and Marsh's, for £85. 10s.

F. CAPOEN,

To convey goods from Garden Island to Perth, at 13s. per ton.

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

BY VIRTUE OF A PROCLAMATION, bearing date 20th August, 1859, under the hand of His Excellency Arthur Edward Kennedy, Esquire, Governor, and the Public Seal of the Colony of Western Australia, the following Land will be offered for sale at Public Auction by the Collector of Revenue at Perth, on the 7th September, 1859, 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.

Northam building lot. No. 14.

Upset price £7.

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

*Colonial Secretary's Office, Perth,
August 19th, 1859.*

HIS Excellency the Governor has been pleased to appoint G. F. Stone, Esq., Crown Solicitor, to the Acting Office of Advocate General, vacant by the resignation of the Honorable Richard Birnie, Esq.

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

**Intended Road Busselton to
Dunnsbro'.**

*Colonial Secretary's Office Perth,
10th August 1859.*

IT is hereby notified for general information that it is the intention of the Government, as soon as means may be available, to lay out and declare a line of Public Road, one chain wide, from the Townsite of Busselton to that of Dunnsbro', the said road to pass as nearly as may be found desirable along the present track behind the shore of Geographe Bay, and through locations 5, 6, 10, 13, and 18.

Full particulars of this line will be published in a future notice after the road shall have been laid out and surveyed, and

the public are in the mean time cautioned against fencing across or otherwise obstructing the track at present in use.

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

Land Sales already notified in the "Government Gazette."

At Perth, on the 7th September, 1859.

Pakington building lot, No. 9.

Upset price £10.

Avon location 272, comprising 10 acres.

Upset price £1 per acre.

Swan location 267, comprising 10 acres.

Upset price £1 per acre.

South Perth suburban lot 69, contents, 2 acres, 3 roods, 36 perches.

Upset price 30s. per acre.

Avon location 273, comprising 40 acres

Upset price £1 per acre.

At the Vasse, on the 7th September, 1859

Busselton building lot No. 163.

Upset price £7.

At Perth, on the 5th October, 1859.

Victoria location 356, comprising 56 acres supposed to contain Minerals.

Upset price £1 per acre.

At Albany, on the 5th October, 1859.

Albany building lots 78, 79, and 210.

Upset price £20 each lot.

By His Excellency's command,

FRED. P. BARLEE,

Colonial Secretary.

*Colonial Secretary's Office, Perth,
6th August, 1859.*

THE Collector of Revenue will offer for Sale by Public Auction at Perth, on the 7th September, 1859, at one o'clock the following Tillage Lease:—

Tillage Lease 1284, to the end of 1859, of 100 acres more or less of land in the Swan District, extending 50 chains West, and 20 chains South, from a spot 11 chains West from N.W. corner of M. Connolly's Swan location 178, opposite boundaries parallel and equal and all true.

Rent £5.

Upset premium 5s.

By His Excellency's command,

FRED. P. BARLEE,

Colonial Secretary.

*Colonial Secretary's Office, Perth,
August 13th, 1859.*

CONDITIONAL Pardons have been this day signed for:—

Reg. No.	18	Thomas Fletcher.
	153	John Roberts.
	161	John Beeson.
	286	John Kitson.
	1072	Edward Jones.
	1284	Henry Green.
	1422	John Rodgers.
	1462	George Baker.
	27C1	James Larnar.
	2761	Benjamin Byers.
	3115	William Morrison.
	3192	Edward Marshall.
	3223	Joseph Buswell.
	3345	John Bishop.
	3349	James Byrne.
	3827	James White.
	4754	Walter Jackson.
	5087	William Brunton.

By His Excellency's command,

FRED. P. BARLEE,

Colonial Secretary.

*Colonial Secretary's Office, Perth,
August 10th, 1859.*

THE following Proclamation by Her Most Gracious Majesty for the maintenance of Neutrality pending the hostilities which have broken out between the Emperor of Austria on the one part and the King of Sardinia and the Emperor of the French on the other, is published for general information.

By His Excellency's command,

FRED. P. BARLEE,

Colonial Secretary.

BY THE QUEEN

A PROCLAMATION.

VICTORIA R.

WHEREAS We are happily at Peace with all Sovereigns, Powers, and States:

And whereas, notwithstanding Our utmost Exertions to preserve Peace between all the Sovereign Powers and States now at War, Hostilities have unhappily commenced between His Imperial Majesty The Emperor of Austria on the one Part, and His Majesty The King of Sardinia and His Imperial Majesty The Emperor of the French on the other Part:

And whereas a State of War now exists between His Imperial Majesty The Emperor of Austria on the one Part, and His Majesty The King of Sardinia and His Imperial Majesty The Emperor of the French on the other Part, and between their respective Subjects and others inhabiting within their Countries, Territories, or Dominions:

And whereas We are on Terms of Friendship and amicable Intercourse with all and each of these Sovereigns, and with their several Subjects and others inhabiting within their Countries, Territories, or Dominions:

And whereas great Numbers of Our loyal Subjects reside and carry on Commerce, and possess Property and Establishments, and enjoy various Rights and Privileges, within the Dominions of each of the aforesaid Sovereigns, protected by the Faith of Treaties between Us and each of the aforesaid Sovereigns:

And whereas We, being desirous of preserving to Our Subjects the Blessings of Peace, which they now happily enjoy, are firmly purposed and determined to abstain altogether from taking any Part, directly or indirectly, in the War now unhappily existing between the said Sovereigns, their Subjects and Territories, and to remain at Peace with and to maintain a peaceful and friendly Intercourse with all and with each of them, and their respective Subjects, and others inhabiting within any of their Countries, Territories, and Dominions, and to maintain a strict and impartial Neutrality in the said Hostilities and War unhappily existing between them:

We, therefore, have thought fit, by and with the Advice of Our Privy Council to issue this Our Royal Proclamation:

And We do hereby strictly charge and command all Our loving Subjects to govern themselves accordingly, and to observe a strict Neutrality in and during the aforesaid Hostilities and War, and to abstain from violating or contravening either the Laws and Statutes of the Realm in this Behalf, or the Law of Nations in relation thereto, as they will answer to the contrary at their Peril:

And whereas in and by a certain Statute made and passed in the Fifty-ninth Year of His Majesty King George the Third, intituled "An Act to prevent the enlisting or Engagement of His Majesty's Subjects to serve in a Foreign Service, and the fitting out or equipping in His Majesty's Dominions, Vessels for Warlike Purposes, without His Majesty's Licence," it is amongst other Things declared and enacted as follows:

"That if any Person within any Part of the United Kingdom, or in any Part of His Majesty's Dominions beyond the Seas, shall, without the Leave and Licence of His Majesty for that Purpose first had and obtained as aforesaid, equip

furnish, fit out, or arm, or attempt or endeavour to equip, furnish, fit out, or arm, or procure to be equipped, furnished, fitted out, or armed, or shall knowingly aid, assist, or be concerned in the equipping, furnishing, fitting out, or arming, of any Ship or Vessel, with Intent or in order that such Ship or Vessel shall be employed in the Service of any Foreign Prince, State, or Potentate, or of any Foreign Colony, Province, or Part of any Province or People, or of any Person or Persons exercising or assuming to exercise any Powers of Government in or over any Foreign State, Colony, Province, or Part of any Province or People, as a Transport or Store Ship, or with Intent to cruise or commit Hostilities against any Prince, State, or Potentate, or against the Subjects or Citizens of any Prince, State, or Potentate, or against the Persons exercising or assuming to exercise the Powers of Government in any Colony, Province, or Part of any Province or Country, or against the Inhabitants of any Foreign Colony, Province, or Part of any Province or Country, with whom His Majesty shall not then be at War, or shall within the United Kingdom or any of His Majesty's Dominions, or in any Settlement, Colony, Territory, Island, or Place belonging or subject to His Majesty, issue or deliver any Commission for any Ship or Vessel, to the Intent that such Ship or Vessel shall be employed as aforesaid, every such Person so offending shall be deemed guilty of a Misdemeanor, and shall, upon Conviction thereof upon any Information or Indictment, be punished by Fine and Imprisonment, or either of them, at the Discretion of the Court in which such Offender shall be convicted; and every such Ship or Vessel, with the Tackle, Apparel, and Furniture, together with all the Materials, Arms, Ammunition, and Stores which may belong to or be on board of any such Ship or Vessel, shall be forfeited; and it shall be lawful for any Officer of His Majesty's Customs or Excise, or any Officer of His Majesty's Navy, who is by Law empowered to make Seizures for any forfeiture incurred under any of the Laws of Customs or Excise, or the Laws of Trade and Navigation, to seize such Ships and Vessels aforesaid, and in such Places and in such Manner in which the Officers of His Majesty's Customs or Excise and the Officers of His Majesty's Navy are empowered respectively to make Seizures under the Laws of Customs and excise, or under the Laws of Trade and Navigation; and that every such Ship and Vessel, with the Tackle, Apparel, and Furniture, together with all the Materials, Arms, Ammunition, and Stores which may belong to or be on board of Such Ship or Vessel, may be prosecuted and condemned for any Breach of the Laws made for the Protection of the Revenues of Customs and Excise, or of the Laws of Trade and Navigation."

And it is in and by the said Act further enacted,—

"That if any Person in any Part of the United Kingdom of Great Britain and Ireland, or in any Part of His Majesty's Dominions beyond the Seas, without the Leave and Licence of His Majesty for that Purpose first had and obtained as aforesaid, shall, by adding to the Number of the Guns of such Vessel, or by changing those on board for other Guns, or by the Addition of any Equipment for War, increase or augment, or procure to be increased or augmented, or shall be knowingly concerned in increasing or augmenting, the Warlike Force of any Ship or Vessel of War or Cruizer, or other armed Vessel, which at the Time of her Arrival in any Part of the United Kingdom or any of His Majesty's Dominions was a Ship of War, Cruizer, or armed Vessel in the Service of any Foreign Prince, State, or Potentate, or of any Person or Persons exercising or assuming to exercise any Powers of Government in or over any Colony, Province, or Part of any Province or People belonging to

the Subjects of any such Prince, State, or Potentate, or to the Inhabitants of any Colony, Province, or Part of any Province or Country under the Control of any Person or Persons so exercising or assuming to exercise the Powers of Government, every such Person so offending shall be guilty of a Misdemeanor, and shall, upon being convicted thereof upon any Information or Indictment, be punished by Fine and Imprisonment, or either of them at the Discretion of the Court before which such Offender shall be convicted."

Now, in order that none of Our Subjects may unwarily render themselves liable to the Penalties imposed by the said Statute, We do hereby strictly command, that no Person or Persons whatever do commit any Act, Matter, or Thing whatsoever contrary to the Provisions of the said Statute, upon Pain of the several Penalties by the said Statute imposed, and of our High Displeasure.

And We do hereby warn and admonish all Our loving Subjects, and all Persons whatsoever entitled to Our Protection, to observe towards each and all of the aforesaid Sovereigns, their Subjects and Territories, and towards all Belligerents whatsoever with whom we are at Peace, the Duties of Neutrality; and to respect, in all and each of them, the Exercise of those Belligerent Rights which We, and Our Royal Predecessors, have always claimed to exercise.

And We do hereby further warn all Our loving Subjects, and all Persons whatsoever entitled to Our Protection, that if any of them shall presume in contempt of this Our Royal Proclamation and of Our high Displeasure, to do any Acts in derogation of their Duty as Subjects of a Neutral Sovereign, in a War between other Sovereigns, or in violation or contravention of the Law of Nations in that Behalf, as more especially by breaking, or endeavouring to break, any Blockade lawfully and actually established by or on behalf of any or either of the said Sovereigns, by carrying Officers, Soldiers, Despatches, Arms, Ammunition, Military Stores or Materials, or any Article or Articles considered and deemed to be contraband of War, according to the Law or modern Usages of Nations, for the Use or Service of any or either of the said Sovereigns, that all Persons so offending, together with their Ships and Goods, will rightfully incur and be justly liable to hostile Capture, and to the Penalties denounced by the Law of Nations in that Behalf.

And We do hereby give notice, that all Our Subjects and Persons entitled to Our Protection who may misconduct themselves in the Premises will do so at their Peril, and of their own Wrong, and that they will in nowise obtain any Protection from Us against such Capture or such Penalties as aforesaid, but will, on the contrary, incur Our High Displeasure by such Misconduct.

Given at Our Court at Buckingham Palace, this Thirteenth Day of May, in the Year of our Lord One thousand eight hundred and fifty-nine, and in the Twenty-second Year of Our Reign.

GOD SAVE THE QUEEN.

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