



THE WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

[PUBLISHED BY AUTHORITY.]

TUESDAY, 21st OCTOBER, 1873.

43

PROCLAMATION

WESTERN AUSTRALIA, }
 to wit. }
 By His Excellency FRED-
 ERICK ALOYSIUS WELD,
 Esquire, Governor and Com-
 mander-in-Chief in and
 over the Territory of West-
 ern Australia and its De-
 pendencies, &c., &c., &c.

(L.S.)
 FRED. A. WELD,
 Governor.

WHEREAS, by an Ordinance of the Legislative Council of the said Colony, made and passed in the Twenty-seventh Year of the Reign of Her Most Gracious Majesty Queen Victoria, No. 21, entitled "An Ordinance for the recovery of Small Debts and Demands," the Governor is empowered by Proclamation to constitute Local Courts for the recovery of Small Debts and Demands, to be holden at such times and places, and within such Districts throughout the said Colony, as may be most fit and convenient.

Now THEREFORE I, the said Governor, do hereby notify and proclaim, and do hereby constitute a Local Court for the recovery of Small Debts and Demands, to be holden on the second Thursday in each month, at the hour of eleven o'clock in the forenoon, at NORTHAM, in the Toodyay District.

Given under my hand and the Public Seal of the said Colony, at Government House, Perth, this eighteenth day of October, in the year of Our Lord One thousand eight hundred and seventy-three, and in the thirty-seventh year of Her Majesty's reign.

By Command,
 FRED. P. BARLEE,
 Colonial Secretary.

GOD SAVE THE QUEEN!!!

*Colonial Secretary's Office,
 Perth, 21st October, 1873.*

THE following Order of Her Majesty in Council, requiring parties appellant in causes before Her Majesty to take effectual steps to set down their cases for hearing within a limited time from the Registration of the Appeal in England, is published for general information.

By Order,
 FRED. P. BARLEE,
 Colonial Secretary.

AT the Court at Windsor, the 26th day of June, 1873.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS in many Appeals now pending before Her Majesty in Council no effectual steps have been taken by the parties or their agents to set down their cases for hearing, although more than twelve months have elapsed since the arrival and registration of the transcript of appeal in this country, and it is expedient to make further provision in that behalf, Her Majesty, by and with the advice of Her Privy Council, and upon a recommendation of the Lords of the Judicial Committee of the Privy Council, is pleased to order, and it is hereby ordered, that the solicitors or agents for the party appellant in all such Appeals now pending before Her Majesty in Council are hereby required to take effectual steps to set down their cases for hearing within six months from the date of this Order, and in all other Appeals to Her Majesty in Council within a period not exceeding twelve months from the date of the arrival and registration of the transcript in this country.

And Her Majesty is further pleased to order, and it is hereby ordered, that it shall be the duty of the Registrar of the Privy Council to report to the Lords of the Judicial Committee the names of the parties and dates of the Decrees in Appeals in which no effectual steps have been taken within the aforesaid periods of time to set down the case for hearing; and the Lords of the Judicial Committee of the Privy Council shall be at liberty to call upon the Appellant or his agent in such cases to

show cause why the said Appeal or Appeals should not be dismissed for non-prosecution, and (if they shall so think fit) to recommend to Her Majesty the dismissal of any such Appeal, or to give such directions therein as the justice of the case may require.

And Her Majesty is further pleased to order that nothing in the present Order shall prevent the dismissal of an Appeal under the 5th of the Rules approved by Her Majesty on the 13th of June, 1853, in cases to which that Rule is applicable.

Whereof the Governors of Her Majesty's Plantations and Dominions abroad, and the Judges or Officers of Her Majesty's Courts of Justice from which an Appeal lies to Her Majesty in Council, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed) ARTHUR HELPS.

*Colonial Secretary's Office,
Perth, 21st October, 1873.*

HIS Excellency The Governor has been pleased to appoint LEWIS FORRESTER RIDLEY, ESQUIRE, to be a Justice of the Peace for the Colony.

FRED. P. BARLEE,
Colonial Secretary.

*Colonial Secretary's Office,
Perth, 21st October, 1873.*

HIS Excellency The Governor has been pleased to make the following appointments, under the provisions of the Local Ordinance 27th Victoria, No. 21, of 1863, "The Small Debts Ordinance":—

Worshipful William John Clifton, the Magistrate; W. E. Taunton, the Clerk; and John R. Morrell, Bailiff; Local Court at Northam.

FRED. P. BARLEE,
Colonial Secretary.

*Colonial Secretary's Office,
Perth, 21st October, 1873.*

TENDERS (endorsed "Tender for Sea Wall, Mandurah,") will be received at this Office until Noon of Wednesday, the 29th instant, from persons willing to undertake the repair of a portion of the Sea Wall at Mandurah.

A specification of the Work to be performed may be seen at the Office of the Resident Magistrate at Pinjarrah.

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 Command,
FRED. P. BARLEE,
Colonial Secretary.

CONVEYANCE OF ALBANY MAIL.

*Colonial Secretary's Office,
Perth, 21st October, 1873.*

Consequent on the Accident to the Mail Steamer "Georgette,"

TENDERS (in duplicate) endorsed "Tenders for Albany Mail," will be received at this Office until Noon of Saturday, the eighth day of November, for the conveyance of Colonial and Foreign Mails from Perth to Albany, and *vice versa*, twice a month, from a date to be fixed on acceptance of Tender, and for such period as may be then decided, subject to three months' notice from the Government or the Contractor to terminate the contract.

The Contractor will be required to convey the Mails at such dates in each month as the Postmaster General may fix.

Parties Tendering must state the time in which they will undertake to convey the Mails from Perth to Albany, and *vice versa*.

The Tender stipulating to convey the Mails in the shortest time will be preferably considered.

The arrival and departure of Mails will be subject to instructions from the Postmaster General, and liable to alteration at any time during the Contract.

The Contractor will be required to provide an Officer of the Post Office with a free passage to and from Albany, if called upon to do so at any time by the Postmaster General.

Two approved sureties will be required to join the Contractor in a guarantee for the due fulfilment of the Contract.

No payment will be made on account of the Contract until a bond shall have been signed by the Contractor and his Sureties; and any breach of contract will subject the Contractor to a loss of a proportionate part of his monthly pay, or the cancellation of his Contract.

The Contractor will be required to convey and deliver all Mails which may be entrusted to him under the authority of the Postmaster General, and to provide secure and watertight lockers for the Mails and coverings for the same. He will, moreover, be bound not to convey, or permit his servants to convey, any letter or packet to the prejudice of the Post Office Revenue, under a penalty of £3 for every offence, which penalty will be deducted from his monthly pay.

The persons employed by the Contractor to convey the Mails are to be subject to the approval of the Postmaster General, both as to age and character.

Further particulars may be obtained on reference to the Postmaster General, at whose Office Forms of Tender may be obtained, as well as from the Resident Magistrates of the various districts.

The Government do not bind themselves to accept the lowest or any Tender.

By Command,
FRED. P. BARLEE,
Colonial Secretary.

Colonial Secretary's Office,
Perth, 7th October, 1873.

TENDERS (in duplicate), endorsed "Tenders for (as the case may be) Mail," will be received at this Office until noon of Wednesday, the 26th November, 1873, for the conveyance of the undermentioned Mails, for one, two, or three years, viz.:—

1. From Bunbury to Balbarrup, *via* Bridgetown, and *vice versa*, twice a month.
2. From Pinjarrah to Mandurah, and *vice versa*, once a week.
3. From Busselton to Quindalup, and *vice versa*, once a week.
4. From Guildford to York, and *vice versa*, once a week.
5. From Guildford to Newcastle, and *vice versa*, once a week.
6. From Perth to Vasse, *via* Canning, Serpentine, Pinjarrah, Australind, and Bunbury, and *vice versa*, once a week.
7. From Perth to Guildford, and *vice versa*, once daily.
8. From Perth to Fremantle, and *vice versa*, twice daily.
9. From Guildford to Upper Swan, and *vice versa*, once a week.
10. From York to Newcastle, *via* Northam and Newleyne, and *vice versa*, once a week.
11. From Perth to Long's Station *via* Guildford, Gingin, Victoria Plains, Walebing, and Berkshire Valley, and *vice versa*, once a fortnight.
12. From Long's Station, to Northampton, *via* Irwin River, Dongarra, Greenough and Geraldton, and *vice versa*, once a fortnight.
13. From Bunbury to Dardanup, and *vice versa*, once a week.
14. From Fremantle to Rockingham, and *vice versa*, once a week.
15. From Guildford to Chittering, and *vice versa*, once in four weeks.
16. From Vasse to Lower Blackwood, and *vice versa*, twice a month.

The arrival and departure of the Mails will be subject to instructions from the Postmaster-General, and liable to alteration at any time during the year.

Two approved sureties will be required to join the Contractor in a guarantee for the due fulfilment of the duties contracted to be performed.

Special Forms of Tender, with conditions attached, may be had on application to the various Resident Magistrates, and at the General Post Office, Perth; and no Tender will be entertained unless rendered on the prescribed form.

The Government will reserve to themselves the right to terminate the contract at any time, by giving three months' notice.

The Government do not bind themselves to accept the lowest, or any Tender.

Further information may be had on application to the Postmaster-General.

By Command,
FRED. P. BARLEE,
Colonial Secretary.

Colonial Secretary's Office,
Perth, 1st October, 1873.

HIS Excellency The Governor desires it to be notified, for general information, that the contribution in respect of all sheep depastured in the Colony to be paid on or before the first day of January, 1874, for defraying the cost and expense of the Scab-in-Sheep Ordinance of 1866, shall be reduced from Two pounds to One pound ten shillings for every one thousand sheep, and so on for any greater or smaller number possessed by one owner.

FRED. P. BARLEE,
Colonial Secretary.

Colonial Secretary's Office,
Perth, 21st October, 1873.

THE following alteration in By-Law No. 8 for regulating the proceedings of the Albany Municipal Council, has been confirmed by His Excellency the Governor, with the advice of his Executive Council.

FRED. P. BARLEE,
Colonial Secretary.

No. 8.—Any Owner or other person who shall wilfully or negligently allow any horse or other live stock to stray or be at large without a keeper within the Municipal boundary, shall forfeit and pay for every such offence the following fines, in addition to pound fees and damage by trespass:—

- 1st. For each entire horse or bull at large within the boundaries of the townsite by day or night, not less than 10s. or more than £2.
- 2nd. For every horse, mare, mule, ass, cow, calf, or other live stock at large by day or night within the boundary of the townsite, not less than 2s. 6d. or more than £1.

Lands for Special Occupation.

Land Office, Perth,
16th October, 1873.

THE Areas of land hereinafter described are hereby laid out and defined in accordance with the provisions of number thirty-seven of the Land Regulations now in force.

MALCOLM FRASER,
Commissioner of Crown Lands.

Second Series. ELEVENTH NOTICE.

S.O.L.—AVON DISTRICT (*Knight's*, 1).

Bounded on the *Northward* and *Westward* by lines extending East-north-east 25 chains and South-south-east 40 chains from the North-east corner of S.O.L. 181; the opposite boundaries being parallel and equal, and bearings magnetic. Content—100 acres.

S.O.L.—AVON DISTRICT (*Knight's*, 2).

Bounded on the *Southward* and *Westward* by lines extending East-north-east 25 chains and North-north-west 40 chains from the North-west corner of S.O.L. 181; the opposite boundaries being parallel and equal, and bearings magnetic. Content—100 acres.

S.O.L.—AVON DISTRICT (*H. H. Sewell's*).

Bounded on the *Southward* and *Eastward* by lines extending North-north-west 28 chains and West-south-west 35 chains 71 links from a spot 15 chains West-south-west and 5 chains South-south-east from the South-west corner of Avon Location 66; the opposite boundaries being parallel and equal, and bearings magnetic. Content—100 acres.

S.O.L.—AVON DISTRICT (*H. J. Twine's*).

Bounded on the *Westward* by a North-north-west line of about 45 chains from a spot on the Northern boundary of Avon Location 360, at about 14 chains West-south-west from its North-east corner, and passing along the Eastern boundary of Avon Location 282. On the *Southward* by an East-north-east line of about 23 chains. On the *Eastward* by a North-north-west line of about 42 chains; and on the *Northward* by a public road leading from Newcastle to Goomalling. All bearings magnetic. Content—100 acres.

S.O.L.—WELLINGTON DISTRICT

(*Jno. Rodgers'*).

Bounded by lines starting from the North-east corner of Sussex Location 121, and extending South 33 chains 63 links and East 30 chains, then South 24 chains, then West 14 chains, and South along the West boundary of Sussex location 246; and bounded on the *South* by the Collie River. All bearings true. Content—100 acres.

*Comptroller General's Office,
Perth, 18th October, 1873.*

A CONDITIONAL Pardon has been issued to the undermentioned Convict:—

Reg. No. 6727 Frederick Strugnell

CONDITIONAL Releases have been issued to the undermentioned Convicts:—

Reg. No. 9552 Robert Reed

„ 9829 Patrick Morrissey

CERTIFICATES of Freedom have been issued to the undermentioned Convicts, whose sentences have expired:—

Reg. No. 8170 John Wilson

„ 8372 Samuel Mullholland

„ 8386 James Perkins

„ 8776 Charles Allen

„ 9057 Samuel Clewes

HIS Excellency The Governor has been pleased to revoke the Tickets-of-Leave of the undermentioned Convicts:—

Reg. No. 6819 John Bickle

„ 7980 Michael Ennis

„ 8464 John Wilkes

„ 8602 John Jackson

„ 9031 Arthur Wilson

„ 9859 Joseph Rodgers

W. R. FAUNTLEROY,

Acting Comptroller General.

RETURN of Ships or Boats licensed for employment in the Pearl Shell Fishery from 1st July, 1873, to 30th June, 1874, under Act 37th Victoria, No. 10:—

Name of Applicant.	Name of Vessel.	No. or letter.
Bibra, F. L. Von ...	Peggy ...	100
Do. ...	Lalla Rookh ...	101
Bibra, Ernest A. Von ...	Lily ...	102
Do. ...	Bertha ...	103
Do. ...	Alligator ...	104
Gill, Charles ...	Captain ...	105
Do. ...	Lady ...	106
Do. ...	Bungaree ...	107
Williams, Louis ...	Ida ...	108
Bateman, Horton ...	Little Alf ...	109
Anthony, Fred. ...	Fanny ...	110
Kennington, Henry ...	Venture ...	111
Leighton, Thomas ...	Success ...	112
Bremer, Charles ...	Al ...	113
Do. ...	Pearl ...	114
Dullart, William ...	Adventure ...	115
Fogelston & Clarke ...	Start ...	116
Watson, John ...	Charon ...	117
Broadhurst, C. E. ...	Shenandoah ...	118
Do. ...	Alabama ...	119
Do. ...	Florida ...	120
Do. ...	Talahassy ...	121
Do. ...	Stonewall ...	122
Do. ...	General Lee ...	123
Do. ...	Jeff. Davis ...	124
Do. ...	Xantho ...	125
Do. ...	Pearler ...	126
McCleery, John ...	Lapwing ...	127
Payne, Alfred ...	Bushman ...	128
Brown, Aubrey ...	Aricula ...	129
Do. ...	Red Rover ...	130
Do. ...	Ethel ...	131
Do. ...	Greengrocer ...	132
Wedge, Charles ...	Excelsior ...	138
Hunter, J. ...	Gem ...	139
Ferguson, C. W. ...	Bella ...	140
Tagg, George ...	Robbery ...	141
Knight & Scott ...	Pearl ...	142
Rewell, William ...	Rose ...	143
Duffield, P. ...	Karl ...	144
Manning, L. A. ...	Azelia ...	1
McCleery, John ...	Annie ...	2
Pearse, W. S. ...	Sampan ...	3
Owston, William ...	"A. O." ...	4

A. O'GRADY LEFROY,
Colonial Treasurer.

LAND SALES.

Crown Lands' Office, Perth, 21st October, 1873.

THE undermentioned Allotments of Land will be offered for Sale, at Public Auction, on the dates and at the places specified in the Schedule below, at one o'clock p.m.

SCHEDULE.

Dates of Sale.	Places of Sale.	Description of Lots.	Numbers of Lots.	Quantity.			Upset Prices.
				a.	r.	p.	
1873.							
Nov. 5.	Perth ...	Perth ... Town	Y 266 ...	...	...	...	£9.
Do.	Do. ...	Do. ... Do.	Y 189 ...	...	...	...	Do.
Do.	Do. ...	Pinjarrah ... Do.	99 ...	...	...	...	£7 10s.
Do.	Geraldton	Northampton Do.	8 ...	...	...	...	Do.
Do.	Do. ...	Do. ... Do.	9 ...	...	...	...	Do.
Do.	Do. ...	Do. ... Do.	10 ...	...	...	...	Do.
Do.	Do. ...	Do. ... Do.	11 ...	...	...	...	Do.
Do.	Do. ...	Do. ... Do.	45 ...	...	...	...	Do.
Dec. 3.	Do. ...	Do. ... Do.	65 ...	...	...	...	Do.

MALCOLM FRASER, Commissioner of Crown Lands.

*Colonial Secretary's Office,
Perth, 21st October, 1873.*

HIS Excellency The Governor directs the publication of the following Abstract of the Revenue and Expenditure of the Colony of Western Australia, for the Quarter ended 30th September, 1873, for general information.

FRED. P BARLEE,
Colonial Secretary.

Abstract of the Revenue of the Colony of Western Australia, for the Quarter ended 30th September, 1873.

HEADS OF REVENUE.	AMOUNT.		
	£	s.	d.
Customs	15595	5	11
Harbor Dues	506	10	3
Land Sales	509	12	6
Land Revenue	1245	12	5
Rents (exclusive of Land)	"	"	"
Transfer Duties	77	11	8
Auction Duties	55	1	9
Licenses	175	6	0
Postages	1361	9	0
Commission on Money Orders	12	16	3
Telegrams	261	18	8
Fines, Forfeitures, and Fees of Court	366	6	11
Fees of Office	164	9	0
Rottnest Native Penal Farm	294	1	3
Sale of Government Property	63	14	0
Reimbursements	260	12	4
Miscellaneous Services	19	18	4
Refunds	341	18	4
Contributions Seab Ordinance	"	"	"
Special Receipts	829	11	5
Interest	417	7	4
Commissariat Chest on Account of Police and Magistracy	22559 3526	3 15	4 0
TOTAL	26085	18	4

Audit Office, Perth, 17th October, 1873.

E. L. COURTHOPE, Auditor-General.

Abstract of the Expenditure of the Colony of Western Australia, for the Quarter ended 30th September, 1873.

HEADS OF SERVICE.	AMOUNT.		
	£	s.	d.
Civil List Schedule G, 33rd Vict., No. 13	1081	13	10
His Excellency The Governor	65	17	2
The Legislature	98	11	6
Colonial Secretary's Department	760	0	4
Treasury	97	10	0
Audit Department	152	10	0
Registry do.	27	10	0
Survey do.	1657	5	9
Office of Works	139	19	0
Customs Department	480	7	7
Postal and Telegraph Department	2217	7	11
Harbor and Light do.	712	2	1
Administration of Justice	1875	2	1
Medical Department	1059	1	8
Police do.	4544	18	7
Gaols do.	679	13	1
Rottnest Penal Establishment	598	15	1
Government Printing Department	203	6	3
Inspectors of Sheep	250	0	0
Education	1361	11	0
Poor House and Charitable Allowances	1170	6	7
Immigration	"	"	"
Pensions	484	1	4
Ecclesiastical Services	814	10	0
Works and Buildings	2449	4	1
Roads and Bridges	1912	17	10
Aborigines	410	2	9
Miscellaneous Services	3223	16	5
Crown Agents	1000	0	0
Refunds	295	16	5
TOTAL	29823	18	4

Audit Office, Perth, 17th October, 1873.

E. L. COURTHOPE, Auditor-General.

IT is hereby notified, for general information, that the following Title Deeds are lying in the Treasury, and will be delivered to the Grantees, or their authorised Agents, on payment of the Title Deed Fees due thereon:—

NAME OF GRANTEE.	DESCRIPTION OF LOT.	NO. OF LOT.
Edwin Knott ...	Guildford, Building	78
R. Lewis ...	Fremantle ...	7 and 8
Do. ...	Do. ...	319, 320, 337, and 338.
Peter Brown ...	Swan Location ...	77
Archibald Butler ...	Do. ...	73
E. B. Garey ...	Avon Location ...	(213 acres) J
H. E. Henderson ...	Plantagenet Location	26
John Bamber ...	Swan do.	62
Wm. Ledyard ...	Cockburn do.	2
John O. Hodges ...	Perth, Building ...	E 7
P. P. Smith ...	Canning Location ...	1
John Welburn ...	Augusta, Building	43
Robert Payne ...	Perth, do.	V 22
R. A. Ffarington ...	Perth Suburban ..	20
Do. ...	Do. ...	22
Do. ...	Do. ...	19 and 21
George Groves ...	Bunbury, Building	3
John Hurford ...	Augusta Suburban	A
Do. ...	Do. ...	18
James Kay Child ...	Bunbury, Building	44
W. H. Harris ...	Murray Location ...	16
F. W. Bigge ...	Albany, Building ...	S 114
Wm. Moriarty ...	Leschenault Location	65
C. Gordon ...	Perth ...	L 54
W. K. Shenton ...	Bunbury, Building	17
Do. ...	Do. ...	18
Alfred Green ...	Augusta, Building...	33
F. Ludlow ...	Busselton Location	6
Elijah Dawson ...	Do. ...	7
Trustees Wesleyan Mission ...	Perth Town ...	T 40.

A. O'GRADY LEFROY,
Treasurer.

16th August, 1873.

NOTICE.

IN accordance with the 26th Section of "The District Roads' Act, 1871," we give notice that we have applied to the Beverley Roads Board for permission to place a gate across the Minor Road leading from Bally Bally into the Main Road, about Twenty chains from the Avon Bridge.

C. F. & THOS. EDWARDS.

Speld Hurst, October 13, 1873.

WESTERN AUSTRALIA.

In the Supreme Court.

IN EQUITY,

Between Louisa Cook, administratrix of the Estate and Effects with the Will annexed of Solomon Cook, deceased, PLAINTIFF,

and

Frederick Croft and Henry Maxwell Lefroy, DEFENDANTS,

and

Between Louisa Hill (late Louisa Cook), administratrix of the Estate and Effects with the Will annexed of Solomon Cook, deceased, and John Hill, PLAINTIFFS,

and

Frederick Croft and Henry Maxwell Lefroy, DEFENDANTS,

(BY ORDER OF REVIVOR.)

TAKE Notice that this Honorable Court will be moved before His Honor the Chief Justice, on the 13th day of November next, or so soon thereafter as Counsel can be heard, by Counsel on the part of the Plaintiffs, That the Plaintiff's Bill may be taken *pro confesso* against the Defendant Frederick Croft, at the hearing of this Cause.

Dated this 17th day of October, 1873.

G. W. LEAKE,
Plaintiff's Solicitor,
Barrack-street, Perth.

To Frederick Croft, one of the above-named Defendants.

NOTICE.

THIS is to certify that I, the undersigned, have applied to the Murray Roads Board for permission to close the road leading from the South Dandalup Causeway to the Queen's Hotel.

W. PATERSON,
Creaton, Dandalup.