



NEW SOUTH WALES
GOVERNMENT GAZETTE,

Published by Authority.

TUESDAY, JANUARY 26, 1841.

*Colonial Secretary's Office,
 Sydney, 31st December, 1840.*

GOVERNMENT GAZETTE.

HIS Excellency the GOVERNOR directs it to be notified that arrangements have been made for publishing, under the inspection of the Government, the Official Paper hitherto printed by Contract, intituled, "THE NEW SOUTH WALES GOVERNMENT GAZETTE."

The *Government Gazette* will appear on Tuesday and Friday, in each Week, commencing on Tuesday the 5th day of January next.

The Heads of the several Departments will be pleased to observe that it will be necessary to transmit to the Colonial Secretary, by Three o'clock of Saturdays and Wednesdays, whatever is intended for Publication on the succeeding Tuesdays and Fridays.

For all such Advertisements as may be sent to the Printer respecting Dissolutions of Partnership, Insolvencies, Sheriff's Sales and Executions, Poundkeepers' Notices, and all other Notices and Advertisements from Public Departments, where the cost falls on the Parties concerned, a charge will be made as heretofore, at the rate of Three shillings for eight lines, or less, and one penny for each line additional, for each insertion.

The Office of Publication has been fixed, for the present, in the Emigrant Barracks, Bent-street, Sydney; and the Printing will be conducted under the Superintendence of Mr. JOHN KIRCHEN, to whom all charges for Advertisements in the *Government Gazette* are, for the present, to be paid.

By His Excellency's Command,
 E. DEAS THOMSON.

*Colonial Secretary's Office,
 Sydney, 22nd January, 1841.*

HIS Excellency the GOVERNOR has been pleased to appoint
 WILLIAM COX, the Younger, of the Wybong, Esq., to be a Magistrate of the Territory, and its Dependencies.

By His Excellency's Command,
 E. DEAS THOMSON.

*Colonial Secretary's Office,
 Sydney, 22nd January, 1841.*

HIS Excellency the GOVERNOR has been pleased to appoint
 MR. THOMAS VINCENT CURTIS,

to be Clerk of the Market in George-street, vice Mr. William Cox, to bear date from the 1st inst.

By His Excellency's Command,
 E. DEAS THOMSON.

*Colonial Secretary's Office,
 Sydney, 22nd January, 1841.*

HIS Excellency the GOVERNOR is pleased to direct that the following NOTICE TO MARINERS be re-published from the *London Gazette*, for general information.

By His Excellency's Command,
 E. DEAS THOMSON.

(COPY)

NOTICE TO MARINERS.

LIGHT AT THE KENTISH KNOCK.

Trinity House, London, July 7th, 1840.

THIS Corporation having, in compliance with the request of the Owners and Masters of Vessels interested in the Navigation of the North Sea, caused a Vessel to be prepared for exhibiting a Light near the Sand called the Kentish Knock; Notice is hereby given, that the said Vessel will be stationed at the East side of the said Sand, a short distance to the Eastward of the situation in which the Beacon-buoy now lies, and that the Light on board the same will be exhibited on the evening

of the 1st of September next, and thenceforth continued every night from sun-set to sun-rise.

The Light on board this Vessel will be exhibited from a single lantern, it will revolve, and will burn at an elevation of 38 feet above the level of the sea.

Note.—The Kentish Knock Beacon-buoy will be taken away when the new Light Vessel is stationed, but the small Watch-buoy will be continued.

By Order,
(Signed.) J. HERBERT,
Secretary.

Colonial Secretary's Office,
Sydney, 22nd January, 1841.

FLAG-STAFF, SOUTH HEAD.

TENDERS will be received at this office until noon of Monday the 8th February next, from persons willing to undertake the erection of a Flag Staff, together with certain repairs to the Semaphore, at South Head.

Offers to be endorsed, "Tender for Flag Staff, &c. South Head;" to contain the names of two respectable persons as sureties for due performance of the Contract within a limited period.

Further particulars may be obtained at the Office of the Colonial Architect, or the Harbour Master, Sydney.

Parties Tendering, or their Agents, are requested to attend at this Office on the day above named.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 29th December, 1840.

SUPPLIES FOR 1841.

NOTICE is hereby given that Tenders will be received at this Office, until Monday, the 28th January, at twelve o'clock, for furnishing the supplies required for the Colonial service, in the districts of *Dungog, Wollombi, Paterson, Seone, and Cassils*, during the year 1841.

The Rations and conditions are those specified in the Notice from this Office, dated 1st September, 1840.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 11th January, 1841.

NEW GAOL, GOULBURN.

THE former Contractor having failed in the fulfilment of his engagement, Tenders will be received at this Office until noon of Monday the 8th February next, from persons willing to undertake the erection of a New Gaol at Goulburn.

Offers to be endorsed, "Tender for New Gaol, Goulburn," and to contain the names of two responsible persons willing to become sureties for the due completion of the contract within a limited period.

Plan and Specification may be seen, and further particulars obtained, at the Office of the Colonial Architect, Sydney, or at the Police Office, Goulburn.

Parties Tendering, or their Agents, are requested to attend at this Office on the above day.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 16th January, 1841.

SUPPLIES FOR 1841.

NOTICE is hereby given, that Tenders will be received at this Office, until twelve o'clock, on Monday, the 1st day of March next, for furnishing from the 1st of April, until the 31st December, 1841, the supplies required for the Colonial service in the districts of *Port Macquarie and Brisbane Water*.

The Rations and conditions are those specified in the notice from this Office, dated 1st September, 1840.

Parties Tendering or their Agents, are requested to attend at this office on the above day.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 7th January, 1841.

COLONIAL BUILDINGS.

NOTICE is hereby given, that Tenders will be received at this Office, until noon of Monday the 1st February next, from persons willing to enter into Contract for supplying the Colonial Architects and other Colonial Departments with the Materials, and performing the workmanship of the respective Trades undermentioned, in the District of Sydney, during the year 1841.

Carpenters and Joiners
Bricklayers
Masons and Paviers
Smiths
Fencers

Also,

Lime
Bricks.

The Tenders are required to be made on the Printed Forms which contain the conditions of the Contract and Schedules of the Materials, and which may be obtained at the Colonial Architect's Office, where also every information on the subject may be procured.

Payment will be made quarterly, upon Account in a complete state being rendered to the department and passed by the Auditor General.

Security will be required for the due performance of the Contract, and no Tender can be entertained which is not accompanied by a letter from two responsible parties stating their willingness to enter into a Bond accordingly.

The Bond will require to be signed within one week from the date of the notification of acceptance of the Tender.

Parties Tendering, or their Agent, are requested to attend at this Office on the above-named day.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 21st January, 1841.

CONVEYANCE BY WATER.

NOTICE is hereby given that Tenders will be received at this Office until Monday the 1st of February next, at noon, from Persons willing to Contract for the Conveyance, by Water, of Cabin and Steerage Passengers, Troops, Prisoners, and Stores, for the Colonial Government, to and

from Melbourne, Port Phillip, and Sydney, during 1841.

The Tenders must state the rate of each Cabin Passenger, and for each Steerage Passenger, Soldier or Prisoner, with and without the supply of the established Rations for each, as well as the rate per Ton measurement for Stores.

Payment will be made at Sydney by Quarterly Bills, on the production of the receipts and certificates from the proper Officer, of the due performance of the Services required.

The Parties Tendering, or their Agents, are requested to attend at this Office at the time of opening the Tenders.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 21st January, 1841.

NEW ZEALAND.

HIS Excellency the GOVERNOR has been pleased to direct that the following Notices, issued by the New Zealand Land Commissioners, be published for general information.

By His Excellency's Command,
E. DEAS THOMSON.

NEW ZEALAND LAND COMMISSION.

HIS Excellency Sir GEORGE GIPPS, Knight, Governor in Chief of the Territory of New South Wales and its Dependencies, having been pleased to appoint

FRANCIS FISHER,
EDWARD LEE GODFREY, } Esqrs.
AND
MATTHEW RICHMOND, }

to be Commissioners for examining and reporting on Claims to Grants of Land in New Zealand, Notice is hereby given that the said Commissioners have taken the oath prescribed by the Act of the Governor and Legislative Council of New South Wales and its Dependencies, made and passed the 4th day of August, 1840, intituled "An Act to empower the Governor of New South Wales to appoint Commissioners with certain powers to examine and report on Claims to Grants of Land in New Zealand."

And the said Commissioners also give notice, that they have entered upon the duties of their office, and intend to establish their Head Quarters at Auckland, on the Thames, in the Colony of New Zealand.

All communications intended for the Commissioners are to be addressed until further notice, to

New Zealand Land Commissioners,
Russell,
Bay of Islands.

By order of the Commissioners.

Russell, 9th Dec. 1840.

Russell, 9th Dec. 1840.

THE New Zealand Land Commissioners hereby publish for general information the following list of Claims to Grants of Land in New Zealand, which are referred to them, under the Act of

the Governor and Legislative Council, 4 Victoria, No. 7.

The parties are reminded that before their claims can be investigated they must pay to the Commissioners a fee of £5, as proscribed by the Act.

The Commissioners notify to all parties interested that they have determined to attend at each of the principal settlements in the Colony, for the purpose of hearing evidence, with reference to claims, in the immediate neighbourhood.

The Commissioners also notify for public information, that they will commence with the claims in the Bay of Islands district, and intend to appoint an early day to receive evidence at the Court House, in Russell, of which due notice will be given.

All claims must be submitted for His Excellency Sir George Gipps's decision as to their being referred; the memorial for which must be transmitted to the Honourable the Colonial Secretary at Sydney. And the Commissioners suggest that such memorial should be forwarded in duplicate.

(SIGNED)
FRANCIS FISHER, }
E. L. GODFREY, } Commissioners.
M. RICHMOND. }

(List of Cases referred to above.)

1. GEORGE GREEN, 2000 acres, *Kowokapittapit Bay.*
2. GEORGE GREEN, 20,000 acres, *Steward Island.*
3. GEORGE GREEN, 20,000 acres, *Kowokapittapit Bay.*
4. GEORGE GREEN, 20,000 acres, *Old Man's Bluff.*
5. GEORGE GREEN, 20,000 acres, *Mistaken Bay.*
6. GEORGE GREEN, 20,000 acres, *Carroa River.*
7. GEORGE GREEN, 20,000 acres, *Ahanataroa.*
8. GEORGE GREEN, 20,000 acres, *Oiargo.*
9. WILLIAM WRIGHT and W. S. GRAHAME, 40,000 acres, *River Oranaita.*
10. PATRICK BYRNE, 20,000 acres, *Port Levy.*
11. J. W. MACNEE, 4,000 acres, *Wairoa River.*
12. HENRY RICHARD OAKES, 300 acres, *River Hokianga.*
13. JOHN I. MONTEFIORE, 243 acres, *Manawa Bay.*
14. JAMES BUSBY, 270 acres, *Waitangi, Bay of Islands.*
15. JAMES BUSBY, 25 acres, *Waitangi, Bay of Islands.*
16. JAMES BUSBY, 500 acres, *Wairoa, Bay of Islands.*
17. JAMES BUSBY, 2,000 acres, *Waitangi, Bay of Islands.*
18. JAMES BUSBY, 100 acres, *Waitangi, Bay of Islands.*
19. JAMES BUSBY, 60 acres, *Waitangi, Bay of Islands.*
20. JAMES BUSBY, 2,000 acres, *Tepuke, Bay of Islands.*
21. JAMES BUSBY, 5,000 acres, *Waitangi.*
22. JAMES BUSBY, 150 acres, *Waitangi.*
23. JAMES BUSBY, 25,000 acres, *Bream Bay.*
24. JAMES BUSBY, 15,000 acres, *Bream Bay.*

- 25. SAMUEL HAWKE, 12,000 acres, *River Oruawarra.*
- 26. WILLIAM CHRISTMAS, 1,000 acres, *Wairoa River.*
- 27. WILLIAM SALMON DELOITTE, 2,000 acres, *River Hokianga.*

NEW ZEALAND LAND COMMISSION.

NOTICE OF HEARING.

THE Commissioners hereby give notice, that they intend to enter into the investigation of the undermentioned claims to Grants of Land in New Zealand, and will attend for that purpose, at the Court House, in Russell, Bay of Islands, on Monday, the 25th day of January, 1841, at Ten o'clock in the forenoon.

All parties interested are desired to be attendance with their documents and witnesses, as the cases will be heard consecutively from day to day. The particulars of these claims are inserted in the *Sydney Government Gazette*, of 11th November last. No. of Case.

- 12. HENRY RICHARD OAKES, of Macleay River, Esq.
- 13. JOHN ISRAEL MONTEFIORE of Bay of Islands, Merchant.
- 24 to 24. JAMES BUSBY of New Zealand, Esq.
- 27. WILLIAM SALMON DELOITTE, of Sydney, Merchant.

All Parties opposing the above Claims are to give notice thereof to the Commissioners at Russell, without delay.

(Signed) FRANCIS FISHER,
EDWARD L. GODFREY,
MATTHEW RICHMOND.

*Russell, Bay of Islands, }
27th December, 1840. }*

*Colonial Secretary's Office,
Sydney, 20th January, 1841.
CENSUS.*

HIS Excellency the GOVERNOR directs the publication, for general information, of the following Notice and Circular Letter which has been issued for collecting the Census for the year 1841.

*By His Excellency's Command,
E. DEAS THOMSON.*

(COPY.)—CIRCULAR.

*Colonial Secretary's Office,
Sydney, 12th January, 1841.*

SIR.—Drawing your attention to the Census Act, 4th VICTORIA, No. 26, I do myself the honor to transmit the accompanying Forms of the Notice therein alluded to, and am directed by His Excellency the GOVERNOR to request that, on or before the 1st day of February next, as required by the Act, you will cause the same to be affixed to the several Churches, Chape's, Market Houses, Court Houses, and such other conspicuous places as you may deem proper, throughout your District, first taking care that the Name of the Place whence they issue, and the Signature, be duly added.

I am also directed by His Excellency to request that you will lose no time in selecting fit Persons to collect the information required, so that they may commence their duty on the 2nd March, and complete it by the 16th.

In the mean while, I further do myself the honor to request that you will let me know, with the least possible delay, how many Copies of the Forms A, B, and C, annexed to the Act, will be respectively required for your District.

I have the honor to be,

Sir,

Your most obedient Servant,

E. DEAS THOMSON.

To

The Police Magistrate.

(COPY.)

CENSUS.

NOTICE is hereby given that, in pursuance of an Act of the Governor and Council, 4th VICTORIA, No. 26, intituled "*An Act for Ascertaining the Number of the Inhabitants of the Colony of New South Wales in the Year of Our Lord One thousand eight hundred and forty-one,*" every Freeholder, Employer of Servants, and Proprietor or Occupier of Land in this District is required to be prepared, upon the 2nd day of March next, or on the days immediately subsequent thereto, to give all such information as is required by the Schedule to the said Act annexed, marked A, to such Person as shall be appointed to collect the same.

By Order of the _____

Dated at _____

1st February, 1841.

SCHEDULE

A.

NEW SOUTH WALES.

(Census of the Year 1841.)

Questions to be proposed to every Householder, Employer of Servants, and Proprietor or Occupier of Land, in the Colony, by persons appointed by the Justices of the several Towns and Districts, respectively, to collect the information required by the Act.

Replies to be inserted by the Householder, if able to write; otherwise by one of the Collectors appointed by the Justices; under a Penalty, in case of failure or neglect, or giving a false answer, of not less than Forty shillings, nor more than Five Pounds.

1. What is the Name of the Person at the head, or in charge of, this House, or Establishment? and who is the Proprietor thereof?
2. Is the Dwelling-house built of Stone? of Brick? or of Wood?
3. Is it completed, or unfinished?
4. Is it inhabited, or uninhabited?
5. How many Persons are residing in this House, or Establishment, including yourself?
6. How many of those Persons are Free?
7. Be pleased to give me a Return of those Persons in the form annexed, distinguishing Males and Females, and shewing the number of each Age, Religion, and Calling, as therein specified.

Numerical RETURN shewing the Age, Sex, Religion, Occupation, Condition, and Trade or Calling, of Persons in the said House or Establishment.

				SEX.					
				MALE.		FEMALE.		TOTAL.	
				Married.	Single.	Married.	Single.		
Numbers of each Age.	Under 2 Years	..	..	..		
	2, and under 7	..	..	..		
	7, and under 14	..	..	..		
	14, and under 21	..	..	..		
	21, and under 45	..	..	..		
	45, and under 60	..	..	..		
	60, and upwards	..	..	..		
	* Totals....								
Civil Condition.	Free.	Born in the Colony	..	..			
		Arrived Free	..	..			
		Other Free Persons	..	..			
	Bond.	Holding Tickets-of-Leave	..	..			
		In Government Employment	..	..			
In Private Assignment		..	..				
	* Totals....								
Religion.	Church of England	...	..	..		
	Church of Scotland	..	..	..		
	Wesleyan Methodists	..	..	..		
	Other Protestant Dissenters	..	..	..		
	Roman Catholics	..	..	..		
	Jews	..	..	..		
	Mahomedans and Pagans..	..	..	..		
	* Totals....								
Occupation.	Land Proprietors, Merchants, Bankers, and Professional Persons	..	..	..		
	Shopkeepers, and other Retail Dealers	..	..	..		
	Mechanics and Artificers	..	..	..		
	Shepherds, and others in the care of Sheep	..	..	..		
	Gardeners, Stockmen, and Persons employed in Agriculture	..	..	..		
	Domestic Servants	..	..	..		
	All other Persons not included in the foregoing classes	..	..	..		
		* Totals....							

Dated at 1841. } Signature of _____ Householder.
 _____ Collector.

* N.B. These Totals, if the Return be correct, should correspond.

Colonial Secretary's Office,
Sydney, 21st January, 1841.

LAND.—PORT PHILLIP.

WITH reference to the Government Notice dated the 5th of December last, respecting the disposal of Crown Lands, His Excellency the GOVERNOR has been pleased to make the following Regulations for the Sale of Land in the Southern or PORT PHILLIP District, viz:—

1. All Lands hitherto advertised at any time for sale by Auction in the Port Phillip District, at an upset price not exceeding twenty shillings an acre, and which are at present unsold, will, on and after the 1st day of March next, be open to selection at the fixed price of twenty shillings an acre, in the manner hereinafter described.
2. Persons wishing to select Land must previously pay to the Sub-Treasurer at Melbourne any number of Pounds Sterling, not less than the number of acres which they intend to select; for which they will obtain receipts from the Sub-Treasurer. Such receipts will be dated and numbered in the order in which they are given, and will entitle the holder to priority in the selection of Land, as is hereinafter explained.
3. The holder of a Land Receipt when he wishes to make a selection of Land, must deliver the same at the Land Office, at Melbourne, or other Office to be appointed by His Honor the Superintendent of Port Phillip. No selection of Land will be entertained unless accompanied by such receipt.
4. All selections must be entered by sealed Tender, by filling up a printed form, which will be supplied at the Land Office. A separate Tender must be sent in for each Lot as advertised, and the Lot must be described in the same way as it has been previously described in the advertisement. The Tender must be endorsed "Selection of Land," and addressed to the Senior Surveyor, resident at Melbourne, and deposited at the Land Office in a box, (which will be provided for that purpose,) between the hours of eleven o'clock and three o'clock daily, (Sundays excepted.) The Tenders will be opened at the latter hour precisely, in the presence of a Board, which, for the present will consist of the Senior Surveyor, resident in the district, the Sub-Treasurer and the Police Magistrate of Melbourne, or in the absence of any of them, of such other Members as may be appointed by His Honor the Superintendent. The Board will make an immediate report to the Superintendent upon each Tender received, and upon His Honor's approval thereof, or otherwise, the selection will be either confirmed or disallowed, and the party apprised accordingly.
5. Each Tender must contain the Christian and Surnames at full length, and the residence of the party in whose favor the Deed of Grant conveying the Land is to be made out, in which no alteration will be subsequently allowed. It is also distinctly to be understood, that no selection once approved as in conformity to the Regulations, will, under any pretence, be allowed to be changed.
6. The Deeds of Grant will be made out as soon as practicable, and when executed by His Excellency the Governor, and recorded in the proper

Offices, will be transmitted for delivery at the Land Office at Melbourne, of which Notice will be given in the *Government Gazette*, and the local Newspapers.

7. The Lot or Lots selected may contain a less number of acres than the number of pounds stated in the Land Receipt, but must never contain more.
8. If the number of acres selected be less than the number of Pounds stated in the Land Receipt, the difference or balance will remain as a credit at the Land Office in favor of the Holder of the Receipt; and in such case the Receipt will be returned to the Holder, with an endorsement, specifying the extent to which it has been used.
9. In the event of two or more selections of the same Lot of Land being made on the same day the person whose Land Receipt may bear a priority of date and number, will be entitled to the Lot; but if the selections be not made on the same day, priority of selection alone will be considered, without regard to priority in the date or number of the Land Receipts.
10. Two or more Land Receipts may be tendered in satisfaction of the same selection; but in such case if any question arise as to priority of selection, such question shall be decided according to the date of the last of the Receipts so tendered.
11. Land Receipts will be transferable; but they must be transferred by *endorsement* as in Bills of Exchange. The last person to whom any Receipt may be endorsed, will be considered the Holder of it, and it will be received at the Land Office from him only.
12. Any person holding one or more Land Receipts wishing to delay his right of selection may do so indefinitely; provided that the selection when made shall be in conformity in all respects with the Regulations at such time in force, including the then price of Land.
13. Land Receipts granted in England, will be considered to bear date next after any that may have been granted in the Colony on the same day, without reference to the time at which the holders of them may arrive in the Colony.
14. No portion whatsoever of the Money paid on account of Land, will under any circumstances be returned.
15. Additional lands will, from time to time, be advertised as open to selection, a notice of at least three months being always given, as is the practice when Lands are sold by Auction.
16. Lists of the lands open to selection and maps of the same will be exhibited at the Land Office, and they will also be sold at a reasonable price.
17. Lists of Lands sold will also be hung up at the Land Office, in order that it may be known that such Lands are no longer open to selection; and a similar intimation will be made to the public in the *Government Gazette*, or the local Newspapers.
18. Retired Officers entitled to remission in the purchase of land, will be allowed a priority of selection according to the date of the Certificate, granted under the regulations applicable to them. Such Certificates will be considered to take effect next after the Land Receipts dated the same day, whether granted in the Colony or in the United

Kingdom. If a Land Receipt be also tendered in satisfaction of the same selection, the latest date of either must be taken in deciding on the priority of selection, if otherwise claimed.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 19th January, 1841.

SUPREME COURT.

HIS Excellency the GOVERNOR directs it to be notified, that in pursuance of the provisions of the Act of the Colonial Legislature, 4th VICTORIA, No. 22, intituled "An Act to provide for the more effectual administration of Justice in New South Wales and its Dependencies," the following General Rules and Orders of the Supreme Court have been transmitted to His Excellency by His Honor the Chief Justice, and will be forwarded, as soon as conveniently may be, to the Right Honourable the Secretary of State for the Colonies for Her Majesty's approval or disallowance thereof.

By His Excellency's Command,
E. DEAS THOMSON.

In the Supreme Court.

13th January 1841.

REGULÆ GENERALES.

CIVIL TERMS AND CRIMINAL SESSIONS.

(Existing Rules as to Terms and Gaol Deliveries repealed.)

It is ordered, that the standing Rules heretofore made, touching the number and length of Civil Terms, and the holding of Criminal Sessions of the Supreme Court, be and the same are hereby repealed, and that in lieu thereof the following arrangements for the despatch of Judicial business be adopted.

(Civil Terms during 1841.)

I. That there shall be *Four* Civil Terms, during the year 1841, that is to say;—The *First* commencing on Monday the 15th day of February, and ending on Saturday 27th March. The *Second* commencing on Monday the 17th May and ending on Saturday 5th June.—The *Third* commencing on Monday 19th July and ending on Saturday 14th August.—The *Fourth* commencing on Monday the 18th October and ending on Saturday 13th November.

(The like in future years.)

II. That in every subsequent year there shall be *Four* Terms commencing on the third Monday in January, April, July, and October, respectively; each of which Terms shall end on the fourth Saturday then next following.

(Gaol Deliveries for 1841.)

III. That there shall be *Four* Criminal Sessions of the Supreme Court for the County of Cumberland, to be holden at the Court House in Sydney, during the year 1841, that is to say; The *First* on Monday the 1st February. The *Second* on Monday the 10th May. The *Third* on Monday the 12th July. The *Fourth* on Monday the 16th October.

(The like in future years.)

IV. That in every subsequent year there shall be holden at Sydney for the County of Cumberland *Four* Criminal Sessions; to commence respectively on the second Monday in the months of January, April, July, and October.

(Signed,) JAMES DOWLING, C. J.
ALFRED STEPHEN.

In the Supreme Court.

13th January, 1841.

REGULÆ GENERALES.

CIRCUIT COURTS.

WHEREAS His Excellency the GOVERNOR has, by his Proclamation for that purpose, issued in pursuance of the Act of 4th VICTORIA, No. 22, by and with the advice of the Executive Council, appointed *Circuit Courts* to be holden for the trial of Criminal and Civil Issues respectively, at the times and places following, that is to say:—At *Maitland*, on Monday, the 5th April, and Monday, the 6th September, 1841, and on the first Monday respectively in the months of March and September in every subsequent year;—At *Berrima*, on Wednesday, the 14th of April, and Wednesday, the 15th of September, 1841, and on the second Wednesday following next after the first Monday in the months of March and September respectively, in every subsequent year;—At *Bathurst*, on Monday, 26th of April, and Monday, the 27th September, 1841, and on the fourth Monday respectively in the months of March and September, in every subsequent year; and whereas the institution of the said *Circuit Courts* has rendered it necessary to provide without delay for the despatch of Civil and Criminal business therein respectively;—It is therefore hereby ordered, as follows:—

(Banco days in March.)

I. That on Friday, the 26th, and Saturday, the 27th March, being the last days of the first Term, the Court do sit *in Banco*, whether the Cause paper be then disposed of or not; and that no cause be set down for trial after the 23rd March.

(Certain causes may be ordered to be tried at Circuit Towns.)

II. That where it shall be made to appear, on application to a Judge, that any cause now set down, or now being ready for trial, may (having reference to the nature of the question, or the residence of the witnesses, or other circumstances,) be more advantageously tried on Circuit, an order may be made, after notice to the adverse party, for the trial to take place at such Circuit Town as the Judge shall for that purpose appoint.

(As to future Cases.)

III. That the like order may be made in any other cause hereafter, where the same shall be set down for trial at Sydney, or the *Venue* shall be there laid, if the Judge shall think it more fitting that the same should be tried at a Circuit Town.

(Venue to be laid in Declaration.)

IV. That every declaration hereafter filed shall be marked in the margin, with the name of the Town where it is intended that the cause shall be tried, *i. e.* *Sydney, Maitland, Berrima, or Bathurst.*

(What will be a sufficient Venue.)

V. That where the cause of action shall be local in its nature, *Sydney* shall be a sufficient venue for any place or places within the County of *Cumberland*;—*Maitland* shall be a sufficient venue for any place or places within the Counties of *Macquarie*, *Gloucester*, *Durham*, *Northumberland*, *Brisbane*, *Bligh*, *Phillip*, and *Hunter*, or any of them, or beyond the limits of location to the northward of those counties;—*Bathurst* shall be a sufficient venue for any place or places within the Counties of *Cook*, *Roxburgh*, *Wellington*, *Bathurst*, *Westmoreland*, *Georgiana*, or any of them, or beyond the limits of location to the westward of those Counties;—And *Berrima* shall be a sufficient venue for any place or places within the Counties of *Camden*, *St. Vincent*, *Murray*, *King*, *Argyle*, or any of them, or beyond the limits of location to the southward of those Counties.

(Failure of proof as to Locality.)

VI. That in no case shall it be necessary for a plaintiff to prove at the trial, that the place in question is actually within any such Counties, or beyond any such limits of location; but, if the venue be in fact in any case wrongly laid, or there be a mis-direction of the county or place in which, &c.; the defendant may apply to a Judge to change such venue, or correct such mis-description, and advantage shall be taken of the error, in that mode only.

(Order of Business on Circuit)

VII. That the delivery of the Gaol in each Circuit Town shall take precedence of the Civil business; and that to allow sufficient time for that purpose, and prevent inconvenience to Jurors and Witnesses, no cause be entered for any day of the sittings earlier than the *third* day.

(Setting down of Causes for Trial.)

VIII. That all Causes intended for trial on the Circuit, shall be set down in *Sydney*, ten days at the least before the first day of the sittings, and shall be set down for the same *third* day of the sittings.

(Notice of Trial.)

IX. That in every Cause intended for trial on the Circuit, the Plaintiff shall give at least fourteen clear days notice of trial.

(New trial Motions)

X. That in all Causes tried on Circuit, where any motion for a New Trial, or in Arrest of Judgment, shall be intended, (whether on a point reserved at the Trial or not,) the notice required in that behalf by the 69th of the Standing Rules shall be filed in the proper office, four clear days at the least before the commencement of the ensuing Term.

(Signed,) JAMES DOWLING, C.J.
ALFRED STEPHEN.

In the Supreme Court.

13th January, 1841.

REGULÆ GENERALES.

TRIAL OF CAUSES.

(Sittings in Banco.)

THAT the 30th of the standing Rules be repealed; and that in lieu thereof the following be substituted, namely:—
That the Court shall sit for the hearing and

disposal of Motions, on the *first* and *second* days of every Term, on every Saturday during the Term, and on the *last two* days of Term.

(Trial before Assessors and Juries during May.)

II. That after the now ensuing Term, the 67th of the Standing Rules be repealed: And that in lieu thereof, the following be substituted, namely:—That all Issues of Fact to be tried by *Assessors* during the May Term, shall be disposed of between the 19th and 28th days of the said month, (both days *exclusive*). And that all Issues to be tried by *Juries* shall be disposed of on the 31st day of that month, and the three following days.

(The like during the third and subsequent Terms.)

III. That in the third Term of the present year, and in every following Term, all Issues of Fact to be tried by *Assessors* shall be disposed of between the first and third Wednesdays of the Term, and all Issues to be tried by *Juries* shall be disposed of between the third and fourth Thursdays of each Term, the said several days *inclusive*, respectively.

(Common Jury Causes.)

IV. That Issues to be tried by Common Juries, shall always have precedence of such as are for trial by Special Juries.

(Signed) JAMES DOWLING, C. J.
ALFRED STEPHEN.

Colonial Secretary's Office,

Sydney, 19th January, 1841.

SUPREME COURT.

HIS Excellency the GOVERNOR directs it to be notified, that in pursuance of the provisions of the Act of the Colonial Legislature, 4th VICTORIA, No. 22, intituled "*An Act to provide for the more effectual Administration of Justice in New South Wales, and its Dependencies*," the following General Rules and Orders of the Supreme Court have been transmitted to His Excellency by His Honor the Chief Justice, and will be forwarded, as soon as conveniently may be, to the Right Honorable the Secretary of State for the Colonies, for Her Majesty's approval or disallowance thereof.

By His Excellency's Command,

E. DEAS THOMSON.

In the Supreme Court.

Sydney, 14th January, 1841.

REGULÆ GENERALES.

MISCELLANEOUS.

It is Ordered, that the Rules next following do severally take effect, on, and from and after, the First day of the now coming First Term.

(Time for filing Declarations.)

1. That so much of the 41st Rule of this Court, as relates to the *time limited for filing Declarations*, be repealed; and that no Declaration shall be filed, until the last of the days allowed for the defendant's appearance. *Provided* that, if the Declaration be not then filed, or within Eight days thence next following, the defendant may sign a Judgment of *Non Pros*.

(Mode of commencing Actions.)

II. That the 34th of the standing Rules be repealed, and the following be substituted; namely:—That every Action at Law shall be commenced, by delivering into the office of the Chief Clerk a memorandum, or *Præcipe*, dated on the day of such delivery, and signed by the Plaintiff, or his Attorney, setting forth the nature of the Action, the form of the Process required, and the name, and residence, or supposed residence of the Defendant; and every such *Præcipe* shall thereupon be numbered, in regular succession, and shall be entered as soon afterwards as conveniently may be to such numbering, in a book to be kept for that purpose.

(All Pleadings to be, not only filed, but a copy served.)

III. That all Pleadings in Actions, (Declarations excepted,) shall not only be filed, but a copy thereof be on the same day served on the opposite party, or his Attorney; and, in default of such service, the same Judgment may be had, (of *Non Pros*, or *Nil Dicit*, as the case may require,) as such party would have been entitled to, under the 54th of the Standing Rules, in case the Pleading had not been duly filed.

(Table of Fees in Actions.)

IV. That the following Fees be payable in all Actions, that is to say: on the issue of *Mesne* Process, (including Fees for filing Declaration, for Search, and for filing Returns,) the sum of five Shillings, where the Debt, or Damages, shall not exceed £200; and Ten Shillings where the Debt, or Damages shall be above that amount. For the setting down of every Cause, Twelve Shillings; for entering appearance, Three Shillings and Six-pence; for filing every Pleading, One Shilling; for withdrawing any Plea, Five Shillings; for computing Principal and Interest on Bills of Exchange, and Promissory Notes, on each Bill or Note Two Shillings and Six-pence, where the amount shall not exceed £200, and Five Shillings where the amount shall be above that sum.

(As to certain Chamber Business.)

V. Every summons, to show cause why an amendment should not be allowed in any Pleading, shall specify distinctly the nature of the proposed amendment; in other cases, no summons to show cause will be signed, unless the ground of the application, or the point intended to be relied on, be stated therein; nor, (where it is founded on any Rule of this Court,) unless such Rule be specified.

(Signed.)

JAMES DOWLING, C. J.
ALFRED STEPHEN.

Colonial Secretary's Office,
Sydney, 29th December, 1840.

SUPREME COURT.

HIS Excellency the GOVERNOR directs it to be notified, that in pursuance of the provisions of the Act of the Colonial Legislature, 4th VICTORIA, No. 22, intituled "*An Act to provide for the more effectual Administration of Justice in New South Wales and its Dependencies*, the following General Rules and Orders in the Equitable Jurisdiction of the Supreme Court, have been

No. 7. JANUARY 26, 1841.—3

transmitted to His Excellency by His Honor the Chief Justice, and will be forwarded as soon as conveniently may be, to the Right Honorable the Secretary of State for the Colonies for Her Majesty's approval or disallowance thereof.

By His Excellency's Command,
E. DEAS THOMSON.

In the Equitable Jurisdiction of the Supreme Court.

REGULÆ GENERALES.

It is ordered, that in pursuance of the Act 4th VICTORIA, No. 22, the following additional Rules of Practice in the Equitable Jurisdiction of the Supreme Court be adopted.

(Pleas and Answers may be sworn before the Master.)

I. That all "Pleas" required to be put in on oath and all "Answers" may henceforth be taken, not only before a Commissioner, but also before the Master, or either of them.

(Appeals.)

II. That the 28th of the standing Rules, touching re-hearings, be, and the same is hereby repealed, and that the following Rules be substituted in lieu thereof, viz:—That any person intending to appeal, under the 21st section of the Act 4th VICTORIA, No. 22, from any Decree or Order of the Judge, presiding in Equity, shall within seven days next after the making or pronouncing of such Decree or Order, give notice in writing of such his intention to the opposite party, and also to such Judge, and that the appeal itself shall be entered and filed in the office of the Master, within the time in that behalf limited by the said Act, and that such Appeal shall be signed by two Barristers at Law, and shall specially set forth the grounds and reasons of and for such appeal; and there shall be annexed thereto (where practicable) a copy of the Decree or Order so appealed from; and that a copy of such appeal shall, within seven days next after such entry of the same, be delivered to the Equity Judge, and a like copy to each of the other Judges, and within the like time be served also on the opposite party, or his solicitor.

(Security not being given, Appeal abandoned.)

III. That unless such security be given to prosecute such appeal with effect, as is next after mentioned, within the time in that behalf limited by the aforesaid Act, such appeal shall be deemed and taken to have been abandoned.

(Mode of giving Security.)

IV. That such security for prosecuting the appeal as aforesaid, shall be by Bond, in such reasonable sum, having regard to the value of the matter or thing in dispute, and to the nature of the question under appeal, as the Master shall for that purpose in each case determine, and shall be executed by the party appealing, and two sureties to be approved of by such Master, and shall be to the effect prescribed by the said section, and in such form as the Master shall for that purpose in each case direct; such Bond to be in each case to the adverse party, his, or her Executors, and Administrators, and to be held by the Master for his, her, or their use, in case such Decree or Order shall on such appeal be affirmed.

(Hearing Appeal.)

V. That an appointment shall, as soon afterwards as possible, be procured through the Master, from the Judges to whom such appeal shall be addressed, for a day to be appointed for the hearing of the matters of such appeal, of which appointment not less than four days' notice shall be given to the adverse party, on which day the Master shall attend such Judges, and such proceedings shall be taken thereon, and such orders made from time to time, as such Judge shall think proper, until such appeal shall be by them finally determined, and the decision on such appeal shall be retained by the said Master with the other proceedings in the cause.

(Proceedings in Master's Office.)

VI. That all evidence taken in Court, on the hearing, and all affidavits previously used in the cause, and filed with the Master, may be used by and before such Master in all references to and proceedings before him; and that where any other or further evidence may be required on any such reference or proceeding, it shall be lawful for the Master to take the same *viva voce*: Provided, that all such evidence be thereupon taken down in writing and afterwards signed by the witnesses respectively.

(Practice in Master's Office)

VII. That (except in so far as the same are otherwise altered, either by the said standing Rules of this Court, or by these Rules), the course of practice and the form and manner of proceeding which were in force on the first day of January, 1838, in the High Court of Chancery in England, and in the Master's and other offices there, shall henceforth be in force, and the same are (except as aforesaid), hereby adopted and established as the course of practice and forms and manner of proceeding in this Court, in the Equitable Jurisdiction thereof, in the Master's Office and otherwise; and the same Fees or sums on Warrants, and for copies of proceedings and otherwise, in the said Master's Office, shall be paid and taken, as are authorised to be taken in or in respect of the like proceedings, in the said High Court of Chancery in England.

(Reference to Chief Clerk.)

VIII. That when any matter heretofore referred to the Chief Clerk shall not have been actually proceeded in before him, the same shall be transferred to and proceeded in by the Master: Provided that, when any matter has been already partly proceeded in before the said Chief Clerk, then the same shall be continued by him.

(Signed) JAMES DOWLING, C.J.
December 22, 1840.

*Colonial Secretary's Office,
Sydney, 19th January, 1841.*

FEMALE FACTORY.

HIS Excellency the GOVERNOR directs it to be notified, that on and after the 1st of February next, Washing will be taken in at the Female Factory, Parramatta.

The charge will be two shillings per dozen for the ordinary washing of Families, and in proportion for articles which may not come under that denomination.

The receipt and delivery of parcels will be con-

ducted in the same manner as it is now done in respect to Needle Work.

Articles sent to the Factory, or to Hyde Park Barracks, by Twelve o'clock on any Monday, will be ready for delivery at the same place, by Two o'clock on the Saturday of the same week.

Articles sent at any time after Twelve o'clock on Monday, but before Twelve o'clock on Thursday, will be ready for delivery by Two o'clock of the Wednesday in the following week.

Articles sent after Twelve o'clock on any Thursday, will not be ready for delivery until Two o'clock of the Saturday in the week following.

No articles will be received unless a correct List be sent with them.

All articles must be marked, or they will not be accounted for if lost.

No articles whatever will be delivered until they are paid for; and to prevent disappointment, notice is given that these regulations will be strictly enforced; the Officers charged with the receipt and delivery of parcels, both at Hyde Park and the Factory, having been informed that they will incur the severe displeasure of the Government, if they deliver any parcel without first obtaining payment for it.

*By His Excellency's Command,
E. DEAS THOMSON.*

*Colonial Secretary's Office,
Sydney, 19th January, 1841.*

NEW ZEALAND.

IT being the intention of Government to publish an OFFICIAL GAZETTE at Auckland, New Zealand, persons desirous of printing the same are invited to transmit to this Office, Tenders, sealed and endorsed *Tenders for Printing the New Zealand Government Gazette.*

The Tenders are to specify the price for printing the *Gazette* once a week, and the additional charge for printing it twice a week, if required.

The Conditions of Contract may be seen at this Office.

*By His Excellency's Command,
E. DEAS THOMSON.*

*Colonial Secretary's Office,
Sydney, 21st January, 1841.*

ST. ALBAN'S.

NOTICE is hereby given that a Site has been fixed upon for a Township at the under-mentioned place, and that a copy of the approved Plan may be seen at the Office of the Surveyor-General in Sydney, or at the Police Office, Wollombi and Macdonald River, viz:—

ST. ALBAN'S, at the Bullcock Wharf, Macdonald River.

*By His Excellency's Command,
E. DEAS THOMSON.*

*Colonial Secretary's Office,
Sydney, 6th January, 1841.*

JOINER'S WORK, NEW GOVERNMENT HOUSE.

NO Offers having been received in pursuance of former notices, Tenders will be received at this Office until noon of Monday, the 1st of

February next, from persons willing to undertake the performance of a portion of the Joiner's Work of the New Government House, Sydney.

Offers to be endorsed "*Tender for Joiner's Work, New Government House,*" and to contain the names of two responsible persons willing to become sureties for the due completion of the contract within a limited period.

Plans and Specifications may be seen, and further particulars obtained, at the Office of the Colonial Architect, Hyde Park.

Parties Tendering, or their Agents, are requested to attend at this Office on the above-named day.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 25th January, 1841.

WATER POLICE.

HIS Excellency the GOVERNOR directs it to be notified that the provisions of the Act of the Governor and Council, 4th VICTORIA, No. 17, are, under the powers vested in the Governor, by the 42nd Clause of the same, extended to the Town and Port of Melbourne in the District of Port Phillip.

By His Excellency's Command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 25th January, 1841.

MARKETS.

HIS Excellency the GOVERNOR directs it to be notified, with reference to the notice published in the *Government Gazette* of the 5th January, respecting the establishment of a Market at Parramatta, that JOHN BROWN, Esq., J. P., has been appointed to preside at the election of Commissioners, which is to take place at Parramatta, on the 23rd February next, and that the following gentlemen are appointed Scrutineers, viz:—

- SYDNEY COTTON, Esq., J. P.
- THOMAS BUTTANSHAW, Esq., J. P.
- PATRICK HILL, Esq., J. P.

By His Excellency's Command,
E. DEAS THOMSON.

Police Office, Wollongong,
January 1st, 1841.

PUBLIC POUND.

NOTICE is hereby given, that MR. ALEXANDER STUART, of Wollongong, has been this day appointed Poundkeeper for the District of Ilawarra, pursuant to the Act of Council, 4th William IV, No. 3, vacant by the resignation of Mr. Edward O'Connor.

By Order of the Justices,
WILLIAM TAYLOR.
Clerk of Petty Sessions.

Police Office, Sydney,
7th January, 1841.

THE OLD BOTANY ROAD.

NOTICE.—The presiding Magistrate and Assessors, at a Meeting holden on the 31st December, 1840, for the purpose of considering the expediency of appointing Trustees for the

Parish Road, commonly known as the "Old Botany Road," having certified to us, the undersigned Magistrates, assembled in Petty Sessions at this Office, that the Proprietors of Land, on and within three miles of, and usually approached by the said Road, do deem it expedient that Trustees be appointed for the said Road, whereupon we, the said Magistrates, having decided and determined that we think it necessary that five Trustees (three of whom shall form a quorum,) be appointed for the said Road,—

We hereby give Notice that a Public Meeting of such Proprietors will be holden at this Office before S. Raymond, Esq., presiding Magistrate, assisted by James Holt and Henry Hollingshed, Assessors, on Thursday, the 28th day of this present month, for the purpose of appointing such Trustees.

(Signed) CHAS. WINDEYER, J. P.
J. RYAN BRENNAN, J. P.
J. LONG INNES, J. P.

Police Office, Mudgee,
7th January, 1841.

PUBLIC POUND.

NOTICE is hereby given, that MR. GEORGE BATHURST MILLS, has this day been appointed Poundkeeper of the Pound situated in the Township and District of Mudgee.

By Order of the Justices,
RICHARD M. DUNN,
Clerk of Petty Sessions.

Police Office, Wellington,
11th January, 1841.

THE undermentioned Articles now in possession of the Police, taken from Bushrangers and other persons, will be sold on the 21st of February, unless claimed and called for before that date:—

- One double-barrelled percussion fowling piece
- One ditto ditto ditto
- One pocket pistol
- One powder flask
- One shot belt
- One compass
- One white beaver hat
- One straw hat
- One pair gloves
- One pair saddle bags
- One coat
- One shirt
- One waistcoat
- One reaping hook
- One new shot belt

JOHN JONES,
Chief Constable.

Water Police Office, Sydney,
23rd January, 1841.

NOTICE is hereby given, that the usual License for Departure was this day granted to the following persons, (viz.) John Little, Hugh Fitzpatrick, and Matthew Rooney, to proceed in the Brig *Christina*, for Port Phillip, agreeably to the 10th section of the Act of Council, 4th Victoria, No. 17.

H. H. BROWNE, J. P.
Superintendent of Water Police.

*Colonial Treasury,
Sydney, 23rd December, 1840.*

THE SUBURBAN ALLOTMENTS OF LAND and CULTIVATION ALLOTMENTS, from Lot 1 to 30 inclusive, advertised in the Government Notice, dated 22nd July, 1840, (with the exception of Lots 4, 8, 22 and 23) were sold, at Melbourn by Auction, on 15th October, 1840, to the undermentioned parties, and the amount affixed to each respectively has been received.

LOTS.	COUNTIES.	EXTENT.			PURCHASERS.	PRICE.		
		A.	R.	P.		£	s.	d.
1	Normanby.	25	3	20	Charles Nicholson	271	13	9
2	do.	29	3	20	Robert Tennent	376	8	6
3	do.	20	0	0	William Highett	210	0	0
4	do.	20	0	0	Deposit forfeited by J. Davidson	20	0	0
5	do.	34	2	0	William Highett	448	10	0
6	do.	25	0	20	J. B. Montefiore	326	12	6
7	do.	26	1	0	Edward Curr	288	15	0
8	do.	29	0	20	Deposit forfeited by J. Hosking	32	15	4
9	do.	30	0	0	Edward Heaty	307	10	0
10	do.	23	2	20	Duncan Dunbar	259	17	6

TOWN CULTIVATION ALLOTMENTS.

11	Portland.	2	2	0	Alexander Andrew	121	0	0
12	do	2	2	0	Michael Pender	116	0	0
13	do	2	2	0	Charles Nicholson	160	0	0
14	do	2	2	0	Ditto	187	0	0
15	do	2	2	0	S. G. Henty	156	10	0
16	do	2	2	0	Ditto	148	0	0
17	do	2	2	0	John Snooke	145	0	0
18	do	2	2	0	John Gore	150	10	0
19	do	2	2	0	Duncan Dunbar	160	0	0
20	do	2	2	0	George Claridge	150	10	0
21	do	2	2	0	S. G. Henty	149	0	0
22	do	2	2	0	Deposit forfeited by C. W. Roemer	15	0	0
23	do	2	2	0	Ditto	18	0	0
24	do	2	2	0	Edward Curr	180	0	0
25	do	2	2	0	Peter Inglis	161	0	0
26	do	2	2	0	G. R. Griffiths	152	0	0
27	do	2	2	0	Thomas Wilkinson	171	0	0
28	do	2	2	0	G. R. Griffiths	175	0	0
29	do	2	2	0	Alfred John Eyre	189	0	0
30	do	2	2	0	James Purves	200	10	0
						£5447	2	7

P. LAURENTZ CAMPBELL.

*Colonial Treasury,
Sydney, 23rd December, 1840.*

THE TOWN ALLOTMENTS advertised by the Notice dated 22nd July, 1840, (with the exception of Lots 37, 55, 56 and 63,) been sold by Auction, at Melbourne, on 15th October, 1840, to the undermentioned Parties, and the price affixed to each has been received.

LOTS.	TOWNS.	EXTENT.			PURCHASERS.	PRICE.		
		A.	R.	P.		£	s.	d.
31	Portland	0	2	0	Philip Oakden	275	0	0
32	do	0	2	0	James Hunter Campbell	212	0	0
33	do	0	2	0	Michael Pender	210	0	0
34	do	0	2	0	Samuel Benjamin	208	0	0
35	do	0	2	0	Samuel Hutchinson	214	0	0
36	do	0	2	0	John Mark Buckley	260	0	0
37	do	0	2	0	deposit forfeited by John Hosking	26	0	0
38	do	0	2	0	D. and S. Benjamin	361	0	0
39	do	0	2	0	Thomas Gore	290	10	0

LOT.	TOWNS.	EXTENT.			PURCHASERS.	PRICE.		
		A.	R.	P.		£	s.	d.
40	Portland.....	0	2	0	John A. Eddie	270	0	0
41	do	0	2	0	C. W. Wall	310	0	0
42	do	0	2	0	Samuel Gregory	206	0	0
43	do	0	2	0	Thomas Ritchie	205	0	0
44	do	0	2	0	F. D. Wickham	201	0	0
45	do	0	2	0	John Roe	200	0	0
46	do	0	2	0	John Grainger, Jun.	200	0	0
47	do	0	2	0	William Frost	200	0	0
48	do	0	2	0	John Enscoe	260	0	0
49	do	0	2	0	James F. Palmer	222	0	0
50	do	0	2	0	William Macdowell	220	0	0
51	do	0	2	0	W. H. Buckley *	125	0	0
52	do	0	2	0	John Gore	258	0	0
53	do	0	2	0	do	273	0	0
54	do	0	2	0	George Dale	300	0	0
55	do	0	2	0	Deposit forfeited by C. W. Roemer	32	2	0
56	do	0	2	0	do	34	12	0
57	do	0	2	0	Stephen G. Henty	349	0	0
58	do	0	2	0	do	506	0	0
59	do	0	2	0	do	385	0	0
60	do	0	2	0	Michael Conolly	303	0	0
61	do	0	2	0	James O. Denny	421	0	0
62	do	0	2	0	Peter Inglis	255	0	0
63	do	0	2	0	deposit forfeited for by J. Russell	26	14	0
64	do	0	2	0	Hugh Jamieson	260	0	0
65	do	0	2	0	John Macpherson	251	0	0
66	do	0	2	0	Augustus Gore	265	0	0
67	do	0	2	0	Alexander B. Spark	270	0	0
68	do	0	2	0	John Cronin	356	0	0
69	do	0	2	0	James Blair	302	0	0
70	do	0	2	0	John Gore	329	0	0

£ 9851 18

* Sold for £225.—£100 allowed him as a late Lieutenant in the Army.

P. LAURENTZ CAMPBELL.

Commissariat Office,
Sydney, 1st January, 1841.

NOTICE is hereby given, that Tenders will be received at this Office until Monday, the 15th day of February, at Noon, for furnishing for the Military and Convict Service, in the several Districts, the Supplies undermentioned, in such quantities as may be required, during Twelve Calendar Months, commencing the 1st April next, under the conditions hereafter specified, viz.—

PROVISION.

- The Military Ration being
 - 1 lb. Fresh Meat
 - 1 lb. Wheaten Bread
 - 1-7 of an Imperial Quart of Rum
- The Ration for Male Convicts being
 - 12 oz. Wheaten Bread
 - 14 oz. Maize or Barley Bread
 - (the Contractor having the option of giving 20 oz. of Wheaten Bread for the whole.)
 - 8 oz. Maize Meal
 - 1 lb. Fresh Beef
 - 1 oz. Brown Sugar
 - $\frac{1}{2}$ oz. Salt
 - $\frac{1}{4}$ oz. Yellow Soap

- The Ration for Female Convicts in the first and second Classes.

- 10 oz. Wheaten Bread
- 10 oz. Maize or Barley Bread
- (the Contractor having the option of giving 16 ozs. of Wheaten Bread for the whole.)
- 6 oz. Maize Meal
- 12 oz. Fresh Beef
- 8 oz. Vegetables
- $\frac{1}{2}$ oz. Salt
- 1 $\frac{1}{2}$ oz. Brown Sugar
- $\frac{1}{4}$ oz. Tea
- $\frac{1}{4}$ oz. Yellow Soap

- Female Convicts in the third Class.

- 12 oz. Wheaten Bread
- 12 oz. Maize Meal
- 4 oz. Fresh Beef
- 8 oz. Vegetables
- $\frac{1}{2}$ oz. Salt
- $\frac{1}{4}$ oz. Yellow Soap

- For Children of two years and upwards.

- 8 oz. Wheaten Bread, best quality
- 4 oz. Fresh Beef
- 4 oz. Maize Meal
- 1 Pint Milk
- $\frac{1}{4}$ oz. Yellow Soap

- 6. For Children under two years.
8 oz. Wheaten Bread, best quality
4 oz. Fresh Beef
1 Pint Milk
 $\frac{1}{4}$ oz. Yellow Soap
- 7. For Children under nine months.
6 oz. Wheaten Bread, best quality.
 $\frac{1}{2}$ Pint Milk
 $\frac{1}{4}$ oz. Yellow Soap
- 8. For Boatmen (Sydney.)
1 5-16 lb. 20 per cent. Flour
1 2-16 lb. Fresh Beef
- 1 oz. Sugar
 $\frac{1}{2}$ oz. Salt
 $\frac{1}{4}$ oz. Soap

9. FORAGE.

The Ration of Forage being
8 lbs. of Maize or Barley, or 10lbs. Oats
4 lbs. Bran
12 lbs. of Oaten or Cultivated Grass Hay
4 lbs. Wheaten Straw

10. FUEL AND LIGHT.

Firewood, per 100 lbs.
Sperm Oil } per Gallon, Imperia
Common Oil }
Mould Candles } per lb.
Dip Candles }
Cotton Wick }

11. FOR HOSPITALS, &c.

Fresh Beef
Fresh Mutton
Maize Meal
The best Wheaten Bread—Bread of 2nd and 3rd quality
Arrowroot, Sago, Rice
Tea, Sugar, Oatmeal
Salt, Yellow Soap, Pearl Barley
Tobacco, Vegetables
Milk, per Quart
Port Wine, per Dozen
Vinegar, per Imperial Gallon
Roach Lime, per Bushel
Straw for Bedding, per 100 lbs

12. SUPPLIES FOR PENAL SETTLEMENTS.

Wheaten Meal, 20 per cent.
Wheaten Meal, 10 per cent.
Maize Meal, ditto
Maize
Biscuit
Sugar, Tea
Rice, Soap
Colonial Leaf Tobacco
Rum, per Imperial Gallon
to be packed and shipped at the expense of the Contractor.

DISTRICTS

- 1.—*Sydney,*
- 2.—*Parramatta,*
- 3.—*Liverpool and* }
- 4.—*Campbelltown,* }
- 5.—*Berrima,*
- 6.—*Illawarra,*
- 7.—*Goulburn,*
- 8.—*Windsor,*
- 9.—*Penrith,*
- 10.—*Hartley,*
- 11.—*Bathurst.*

The limits of the Districts are the same as those adopted in the Division of the Colony into Police Districts, and a map shewing the same may be seen at this office.

CONDITIONS.

QUALITIES OF THE SUPPLIES.

- 1 All the articles shall be of the best quality of their several kinds.
- 2. The Bread shall be the produce of clean, sound Colonial Wheat, Barley and Maize, from which, on the Military Ration 20 per cent., and on the Convict Ration 10 per cent., has been extracted in bran and waste. The Wheaten Bread shall be made in loaves of 3lbs., and the Mixed Bread in loaves of 3 $\frac{1}{2}$ lbs. each, and baked 24 hours before being issued.
- 3. The Fresh Meat for the military Ration, shall be in the proportion of 5lbs. of Beef and 2lbs. of Mutton weekly; deliverable alternately in fore and hind quarters, when the quantity admits of it; for the Convict Rations the Beef shall be delivered in the same manner; Salted Beef being issued only in summer to Road Parties, and when authorised.
- 4. The Maize Meal shall be similar in quality to the Wheaten Meal, and shall be twice ground.
- 5. The Vegetables for the Hospitals and other Establishments entitled thereto, shall be supplied in reasonable proportions of Potatoes, Greens, Pumpkins, Onions, &c.
The Rum shall be West India, five per cent. under proof.

MODE OF DELIVERY.

- 6. No part whatever of the Supplies above specified shall be received in charge of the Commissariat, but shall all be delivered by the Contractor direct to the Parties or Establishments entitled thereto, upon the written order of the Commissariat Officer in charge of the District, or of the Person authorised for that purpose.
- 7. At the several fixed Stations the Rations for the Troops, the Convict Establishments, and Road and other Parties, shall be delivered by the Contractor at the Barracks, Establishments, or Huts where the Parties to be supplied may be stationed; being previously to removal from the Contractor's Premises approved by a Person authorised for the purpose.
- 8. The Forage shall be delivered by the Contractor at the Establishments where the Horses or Cattle are stationed, and in case the whole Ration of Forage be not required or delivered, each of the species shall be reckoned as the proportion of the Ration undermentioned, viz.—

The Maize or Barley .. 4-12ths.
The Hay 5-12ths.
The Bran 2-12ths.
The Straw 1-12th.

GENERAL CONDITIONS.

- 9. The whole of the supplies of every description in each District are to be included in one Contract; and, therefore, no Tenders will

be received unless for supplying the whole without exception that may be required in the entire of a District, and for each district there must be a separate Tender.

10. Provisions and Forage being required by Rations according to scales under these respective heads, the Tenders are to express the price per Ration only, and not of the several Articles, excepting that of Rum, the price of which must be separately stated.

11. Fuel and Light, as well as the supplies for Hospitals and Penal Settlements, being required by Weight and Measure, must be priced accordingly, as shewn under these heads respectively.

12. Contractors supplying Road Parties on the Bathurst or other roads similarly situated, shall have at all times on the spot a supply for fourteen days in reserve, in the care of a competent Agent to whom reference may be had in the Contractor's absence.

13. In the event of a difference of opinion between the Contractor and the Party receiving the supply as to its quality, the same shall be decided in the following manner: The Party objecting shall name one Person as Arbitrator, the Contractor or his Agent another; these shall (previously to any other proceeding on their part) concur in naming a third as Umpire, who, in the event of the Arbitrators not agreeing in the opinion, shall be called upon for his decision, which shall be final. And should it be decided that the article is not of proper quality, it shall be immediately replaced by the Contractor, failing which it shall be procured and the expense charged to his account.

14. It shall be in the power of either Party to limit the duration of the Contract, by giving in writing a notice of three calendar months to the opposite Party, and to end the Contract at the expiration of that period, it being understood that such notice can be given only from the first day of a month, and within the period for which the Contract is made, or agreed to be made.

15. The Contractor shall prepare his own account monthly, according to the prescribed form; and on the production thereof, with the requisite vouchers in a complete state, shall receive payment either in British silver coin, or by a bill on Her Majesty's Treasury at the established rate of the period; at the option of the Senior Commissariat Officer.

16. The value of all packages shall be included in the prices demanded.

17. Persons wishing to Tender are requested to apply either at this Office, or, to the Commissariat Officers in charge at the several Stations, who will furnish them with Printed Forms for the purpose, and communicate further particulars; and as adequate security will be required for the due fulfilment of the Contracts, each Tender must be accompanied by a letter from the Parties proposed as such, stating that they are willing to become bound as securities for the Contractor accordingly; and no payment will be made upon any Contracts until the bonds have been executed.

18. The amounts of the Bonds required in the several Districts, are as follows, viz.:— Sydney, £5,000; Parramatta, £2,000; Liverpool and Campbelltown, £1,000; Illawarra, £500; Goulburn, £500; Windsor, £1,000; Penrith, 1,000; Hartley, £1,000; Bathurst, £1,000.

19. Tenders are to be enclosed in a separate envelope, addressed to the undersigned, marked "Supplies for 1841," and no Tender made in consequence of this Advertisement shall be withdrawn or altered, but notice of those accepted shall be given within three days of the time of opening.

20. Flour in place of Bread to be given for the Military Ration, when required, in the proportion of 14 2-7th ozs. of the former for 16 ozs. of the latter.

21. The Contractor for the District of Sydney will also be required to furnish the Government Vessels, or casual purposes, any of the supplies under the head of Hospitals.

22. The Rations and Articles particularised under the head of Provisions, No. 1 to 12, may be required not only for the purposes specified, but also for any other purpose of the Military, Naval, and Convict services, should there be occasion for it.

WILLIAM MILLER,

Dep. Com. Gen.

Commissariat Office, Sydney,

January 2nd, 1841.

NOTICE is hereby given, that Tenders will be received at this Office, until Monday, the 15th day of February next, at noon, for furnishing for the Military and Convict Service, in the districts of Port Macquarie, Maitland, and Newcastle, the supplies as specified in the Advertisement of this Department, dated the 1st Instant.

In order, however, to afford the opportunity for additional competition, Tenders will also be received for furnishing the said supplies in these three districts, in the six sub-divisions following, by a separate Tender for each; the undersigned reserving to himself the power of accepting the Tenders for supplying, by either mode, as may be found most expedient; the conditions in other respects, remaining the same.

1. Fresh beef and mutton for military and hospitals, and fresh beef for Convicts.
2. Bread (fine) for hospitals, }
Ditto from 20 per cent, flour } per pound.
Ditto from 10 per cent, flour }
Maise Meal
3. West India rum, 5 per cent. under proof, per imperial gallon.
Port Wine per dozen
Sugar, tea, salt, soap, per pound
Arrow Root, rice, sago, oatmeal, per pound
Vinegar, per imperial gallon.
4. Milk per quart
Vegetables, per pound.

5. Firewood, per 100 lbs.
 Sperm oil } per imperial Gallon.
 Common oil }
 Cotton wick }
 Mould candles } per pound.
 Dip candles }
6. Ration of forage, consisting of—
 8 lbs. of Maize or barley }
 or 10 lbs. oats }
 12 lbs. Hay } per ration.
 4 lbs. Straw }
 4 lbs. Bran }
- Straw for bedding, per 100 lbs.

The amounts of the surety bonds are as follows :
 Port Macquarie and Newcastle districts, £1,500
 each; Maitland, £500.

W. MILLER,
 Dep. Com. Gen.

Water Police Office,
 Sydney, 23rd January, 1841.

NOTICE is hereby given, that the usual License of Departure was this day granted to Mr. R. H. Williamson and servant, to proceed in the Barque *Bengal Merchant*, for Madras, agreeably to the 10th section of the Act of Council, 4th Victoria, No. 17.

H. H. BROWNE, J. P.,
 Superintendent of Water Police.

Water Police Office, Sydney,
 25th January, 1841.

NOTICE is hereby given, that the usual License of Departure was this day granted to Miss Jane Muirson, to proceed in the Brig *Christina*, for Port Phillip, agreeably to the 10th section of the Act of Council, 4th Victoria, No. 17.

H. H. BROWNE, J. P.,
 Superintendent of Water Police.

Court House, Sydney,
 16th January, 1841.

QUARTER SESSIONS.

NOTICE is hereby given, that Courts of General Quarter Sessions of the Peace in and for the Colony of New South Wales, will be holden at the Court Houses of the undermentioned places on the days and times following viz:— Windsor, Wednesday 10th February; Parramatta, Monday 15th, ditto; Sydney, Wednesday 17th ditto; at which respective times and places, all Persons under Recognizances to appear as Prosecutors, Witnesses, or Defendants, or who have Appeals to interpose, or other Business to transact, are desired to give their attendance at Ten o'clock in the forenoon.

E. ROGERS,
 Clerk of the Peace.

QUARTER SESSIONS.

NOTICE is hereby given that a Court of General Quarter Sessions of the Peace, will be holden at the Court House of Melbourne, in and for the District of Port Phillip, in the Colony of New South Wales, on Monday the 5th day of April next, at which time and place, all Persons under recognizances to attend, either as Prosecutors, Defendants or Witnesses, or who

No. 7. JANUARY 26, 1841.—5

may have appeals to interpose, or other business to transact, are desired to give their attendance at 10 o'clock in the forenoon. Dated at Melbourne, this 8th day of January, One thousand eight hundred and forty-one.

JAMES MONTGOMERY,
 Clerk of the Peace.

DISSOLUTION OF PARTNERSHIP.

THE Partnership hitherto carried on by HENRY INCLEDON PILCHER and JOHN PLAISTOWE, as Attornies and Proctors, at Maitland, under the name and style of PILCHER and PLAISTOWE, will cease on the 31st day of January, inst., and in future the said H. I. Pilcher and John Plaistowe will carry on the said business solely on their own separate accounts; and the said H. I. Pilcher's agent will be Mr. Minithorpe, Solicitor, George-street, Sydney. Dated this 22nd day of January, 1841.

H. I. PILCHER.

NOTICE.

THE undersigned, who have been carrying on business in George-street, Sydney, under the Firm of EDWARD CAMPBELL & Co., do this day dissolve Partnership.

All debts will be paid and received by Edward Campbell, who will continue the business under the same Firm in conjunction with Richard Peek.

SAMUEL PEEK,
 EDWARD CAMPBELL.

Witnesses—Geo. ROCHE, }
 MICHAEL LENEHAN. }

20th January, 1841.

NOTICE is hereby given, that the Partnership now, or at any time heretofore existing, between us the undersigned, Benjamin Burdekin, Thomas Burdekin, and Alfred Hawley, carrying on business together as General Merchants and Ironmongers, at Warnford-court, Throgmorton-street, in the City of London, and at Sydney, in the British Colony of New South Wales, under the style or firm of "Burdekins and Hawley" was this day dissolved by mutual consent, so far as relates to the said Benjamin Burdekin, who retires from the said Partnership. All debts due to, and from, the said late Partnership will be received and paid by the said Thomas Burdekin and Alfred Hawley. As witness our hands this Ninth day of September, One Thousand Eight Hundred and Forty-one.

BENJAMIN BURDEKIN,
 THOMAS BURDEKIN,
 ALFRED HAWLEY.

Witness to the signing of Benjamin Burdekin and Alfred Hawley:

THOMAS PIERSON.

Witness to the signature of Thomas Burdekin:

WILLIAM CARR.

Sydney:—Printed and Published at the Government Printing Office, Bent-street, by JOHN KITCHEN, Government Printer.—January 26, 1841.

