

Number 19



PORT PHILLIP GOVERNMENT GAZETTE.

Published by Authority.

WEDNESDAY, MAY 10, 1848.

Colonial Secretary's Office.
Sydney, 27th April, 1848.

WHEREAS by an Act of the Governor and Legislative Council of New South Wales, passed in the ninth year of the reign of Her present Majesty, the Governor and Executive Council of the said Colony are empowered, in certain cases therein named, to substitute a declaration in lieu of an oath, solemn affirmation, or affidavit, which might but for the passing of that Act, be required to be taken or made, which said declaration is to be taken and subscribed before the Officers previously empowered to administer such oath, solemn affirmation, or affidavit: Notice is hereby given that His Excellency Sir Charles Augustus Fitz Roy, the Governor of the said Colony, and the said Executive Council, have been pleased in pursuance of the said Act, to substitute, by an Order in Council, a declaration in lieu of oath, solemn affirmation, or affidavit required in the case, and in respect of the matters mentioned in the said Order, which is as follows, viz. :—

Executive Council Chamber,
Sydney, 10th April, 1848.

HIS Excellency the Governor and the Executive Council, in pursuance of the Act of the Governor and Legislative Council, 9, Victoria, No 9, are pleased to direct that in lieu of an oath, solemn affirmation, or affidavit, which, but for the passing of the said Act, would have been required, the following declaration shall be made by Clerks of the Peace as to the correctness of the accounts to be rendered by them to the Government of monies which have been, or shall be, received by them in their official capacity, and of their disposal thereof :—

I, _____, do solemnly and sincerely declare, that (here insert the particulars required) and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act made

and passed in the ninth year of the reign of Her present Majesty, intituled, "An Act for the more effectual abolition of oaths and affirmations taken and made in various Departments of the Government of New South Wales, and to substitute declarations in lieu thereof, and for the suppression of voluntary and extra judicial oaths and affidavits."

And it is further ordered, that under the provisions of the said Act, the officer or person empowered to administer such declaration shall be the same as before whom the oath, solemn affirmation, or affidavit for which it is substituted might have been taken.

By order of
His Excellency the Governor
and the
Executive Council,
FRANCIS L. S. MEREWETHER,
Clerk of the Council.
By His Excellency's Command,
E. DEAS THOMSON.

GOVERNMENT NOTICE.

THE LUNATIC ASYLUM.

AS the time approaches when the Lunatic Asylum, now being erected, may be opened for the reception of patients, it is judged expedient that this notice inviting applications for the appointment of Superintendent and Matron of the establishment should be published.

Persons who may be disposed to offer their services must be made aware that it will not only be considered requisite by Government that they should be possessed of unimpeached character and proofs of general capacity; but, viewing the very serious and peculiar nature of the duty, which will be committed into their hands, preference must of necessity be given to such as can prove by reference to past employment and experience, an acquaintance with and aptitude for this particular branch of service.

C. J. LA TROBE.
Superintendent's Office,
Melbourne, 13th April, 1848.

**COURT OF REQUESTS FOR THE
COUNTY OF BOURKE.**

£10 JURISDICTION.

NOTICE is hereby given, that the Court of Requests for the Town of Melbourne and County of Bourke, with jurisdiction to Ten Pounds, will be holden in the Court-house, Collins-street, Melbourne, on Monday, the fifth, and following days of June next, at the hour of nine o'clock in the forenoon.

Plaints must be delivered at the office of the Registrar, on or before Monday, the 29th day of May instant.

Defences or Set-off must be filed on or before Friday, the 2nd day of June, next.

Every plaint, defence, or set-off must have the name, residence, or place of business of the plaintiff and defendant written thereon.

In defended cases, the defence or notice of set-off must be in accordance with the forms prescribed by the late rules of court.

By order of the Commissioner,
J. S. GRIFFIN,
Registrar.

Melbourne, May 2d, 1848.

**COURT OF REQUESTS FOR THE
TOWN OF MELBOURNE AND
COUNTY OF BOURKE.**

£30 JURISDICTION.

NOTICE is hereby given that the Court of Requests for the Town of Melbourne and County of Bourke with jurisdiction to Thirty Pounds, will be holden in the Court-house, Collins-street, Melbourne, on Thursday the 8th and following days of June next, at the hour of ten o'clock in the forenoon.

Plaints must be delivered at the office of the Registrar, on or before Tuesday the 30th day of May instant.

Defences or set-offs must be filed on or before Saturday, the 3rd day of June next.

Every plaint, defence, or set-off must have the name, residence, and place of business of the plaintiff and defendant or of the attorney of the plaintiff or defendant written thereon.

In defended cases, the defence or set-off must be in accordance with the forms prescribed by the late rules of court.

By order of the Commissioner,
J. S. GRIFFIN,
Registrar.

Melbourne, May 2nd, 1848.

THOMAS MAHON.

INFORMATION is requested at the Superintendent's office respecting the present abode and position of Thomas Mahon, who arrived at Point Henry, Geelong, in the ship SIR GEORGE SEYMOUR, in March 1845.

C. J. LA TROBE,
Superintendent's office,
Melbourne, 17th April, 1848.

*In the Supreme Court of New
South Wales, for the Dis-
trict of Port Phillip.*

REGULA GENERALIS.

Tuesday, the Fourth day of April,
A. D. 1848.

OUTSTANDING JUDGMENTS.

No. 75.

FOR the purpose of delivering Judgment in any cause or matter at Law, or in Equity, in which the Judgment of the Court shall have been reserved, the Sittings of the Judge in vacation in open Court on any day in which the Court shall sit in its Insolvency Jurisdiction, shall be, and be taken to be, a Sitting of the Court, as in Banco; and every Judgment, in any such cause or matter, delivered at any such Sitting, shall or may be entered accordingly as a Judgment delivered of the preceding Term in which the same cause or matter would or might be entered.

WILLIAM A'BECKETT,
Resident Judge.

Colonial Secretary's Office,
Sydney, 13th April, 1848.

ROADS.

HIS Excellency the Governor, with the advice of the Executive Council, having deemed it expedient to open and make certain Parish Roads, in the District of Port Phillip, viz. :—

1. New line of road from North Melbourne to the Village of Bulla, known as the Mount Macedon Road.
2. Proposed Keila, or Portland Road, from the Mount Macedon Road, to Keila Bridge.
3. Occupation Road, leading from the Mount Macedon Road to Taylor and Green's purchases in Bulla Bulla Parish.
4. The old Sydney or Pascoeville Road, leading from the Mount Macedon Road to the New Sydney Road.

Notice is hereby given, that in conformity with the provisions of the Act of Governor and Council, 4th William IV., No. 11, intituled, "An Act for making, altering, and improving the Roads throughout the Colony of New South Wales, and for opening and improving the Streets in the Towns thereof," surveys and tracings shewing the intended lines of the said Roads, are now deposited in the office of the Surveyor-General in Sydney, and of the Surveyor in charge at Melbourne. All persons interested therein are requested to transmit, in writing, addressed to the Clerk of the Executive Council, within one month from this date, any well grounded objection which may appear to them to exist to the formation of the said Roads.

By His Excellency's Command,

E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 18th April, 1848.

SPIRITS.

HIS Excellency the Governor directs it to be notified that in pursuance of the Power vested in him by the Act of the Governor and Council 2nd Vic., No. 8, he has been pleased to declare the Town of Warrnambool, in the District of Port Phillip, to come within the operation of the 2nd clause of the said Act, so as to constitute it a place at which spirits may be sold in quantities not less than two gallons.

By his Excellency's command,
E. DEAS THOMSON.

Colonial Secretary's Office,
Sydney, 12th April, 1848.

PETTY SESSIONS—PORT PHILLIP.

HIS Excellency the Governor has been pleased to appoint "Pearson's Station," on the main road from Port Phillip to Adelaide, about 25 miles from the boundary, to be a place for the holding of Courts of Petty Sessions, under the provisions of the Act of the Colonial Legislature, 3rd William IV., No. 3.

By His Excellency's Command,
E. DEAS THOMSON

Colonial Secretary's Office,
Sydney, 22nd April, 1848.

PORTLAND—A FREE WAREHOUSING PORT.

HIS Excellency the Governor is pleased to direct that the following Order in Council appointing the Town and Port of Portland, in the District of Port Phillip, a free Warehousing Port, be published for general information.

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

At the Court at Osborne House, Isle of Wight, the 28th day of September, 1847.

Present:—

The Queen's Most Excellent Majesty, in Council.

Whereas Her Majesty doth deem it expedient to appoint the Town and Port of Portland, in the District of Port Phillip New South Wales, to be a Free Warehousing Port, for the purposes of an Act passed in the Session of Parliament holden in the eighth and ninth years of Her Reign, intituled "An Act to regulate the Trade of the British Possessions abroad."

Now, therefore, Her Majesty, by and with the advice of Her Privy Council, and in pursuance of the authority committed to Her by the said Act, doth order, and it is hereby ordered, that the said Town and Port of Portland shall, from and after the first day of January, one thousand eight hundred and forty-eight, be a Free Warehousing Port for the purposes of the said Act.

And the Right Honorable the Lords Commissioners of Her Majesty's Treasury, and the Right Honorable Earl Grey, one of Her Majesty's Principal Secretaries of State, are to give the necessary directions herein as to them respectively may appertain.

(Signed) **WM. L. BATHURST.**

LIST of all persons who have been duly licensed during the month of April, 1848, to act as Auctioneers under authority of the act of the Governor and Council, 11th Victoria, No. 16—

NAME OF PERSON LICENSED.	PLACE OF ABODE.	NAMES OF SURETIES.	DESCRIPTION OF LICENSES NAME OF POLICE DISTRICT IF A DISTRICT LICENSE.
Edward Edgar.....	Melbourne.....	Richard Peir Mervyn and James Liddy.....	General.....
Thomas Armitstead.....	Ditto.....	Peter Young and David Durcan.....	Ditto.....

Sub-Treasury,
Melbourne, 1st May, 1848.

W. LONSDALE,
Sub-Treasurer.

In the Supreme Court of New
South Wales, for the District
of Port Phillip.

REGULA GENERALIS.

SATURDAY, the twenty-ninth day of April, in the year of our Lord one thousand eight hundred and forty-eight, and in the eleventh year of the reign of Queen Victoria.

No. 76.—It is ordered that in future all Writs of Execution may be tested on the day on which the same are issued.

WILLIAM A'BECKETT,
Resident Judge.

CRIMINAL SESSIONS.

IT is ordered that a Criminal Sessions and General Gaol delivery of the Supreme Court of New South Wales for the district of Port Phillip, be holden at the Court House, La Trobe-street, in the Town of Melbourne, on Monday, the Fifteenth day of May, now next ensuing at the hour of ten o'clock in the forenoon, at which all parties concerned are requested to give their attendance.

Dated this eighteenth day of April, A.D. 1848.

WILLIAM A'BECKETT,
Resident Judge.

IMPOUNDED at Pentridge, 5th and 8th May, 1848—

- 1 brown sided cow, F within circle near ribs, illegible off thigh
- 1 yellow and white cow, IK thigh, supposed HC rump, I shoulder
- 1 male calf, supposed progeny of the above, unbranded
- 1 yellow sided heifer, no visible brand
- 1 yellow and white cow, D thigh, 5 shoulder
- 1 red and white heifer, progeny of above, rope on neck, unbranded
- 1 yellow cow, several brands, all illegible
- 1 red sided steer, unbranded

8th.

- 1 light brindle sided bullock, down horn, W near ribs

If not released they will be sold in pound yard 1st June at noon, in accordance with Act of Council.

G. P. ANDERSON,
Poundkeeper.

7s 9d

IMPOUNDED at Sunday Creek Pound, 28th April, 1848—

- 1 bay mare, a few grey hairs in forehead, saddle marked, about 16 hands high, branded small o on near shoulder, illegible brand under mane off side neck, large scar on near thigh, black points, long tail, supposed to be the dam of the entire colt impounded on the 22nd

If not claimed and released on or before the 22nd May next, will be sold at the pound yard according to Act of Council.

C. COFFEY,
Poundkeeper.

5s.

IMPOUNDED at Sunday Creek Pound, 5th May, 1848—

- One dark chesnut mare, small star in forehead, about 15½ hands high, grey fetlocks, switch tail, branded like S H

near shoulder

- One iron grey horse, about 15 hands high, saddle marked, chafed on back, illegible brand near shoulder, like D K or D R off shoulder, black points, switch tail, little white on near hind fetlock.

If not claimed and released on or before the 29th of May next, will be sold at the Pound Yard according to act of Council.

C. COFFEY,
Poundkeeper.

6s 5d]

IMPOUNDED at the Deep Creek Pound May 6th, 1848—

Trespass—4d per head.

- 1 blue speckled steer, hoop horns, notched off ear, CDJ or GDJ top of near ribs
- 1 white steer cow, hoop horns, notched off ear, CDJ or GDJ top of near ribs
- 1 white steer, tip of off horn broke, notched off ear, CDJ or GDJ top of near ribs, brown ears, and brown spot round eyes
- 1 ginger steer, hoop horns, notch off ear, belly and breast a little white, CDJ or GDJ top of near ribs
- 1 white heifer, top of off horn broke, brown ears, notched off ear, CDJ or GDJ top of near ribs
- 1 red heifer, hoop horns, a white spot top of rump, notch off ear, branded CDJ or GDJ top of near ribs
- 1 red cow, cocked horns, star in forehead branded CDJ or GDJ top of near ribs

The above cattle's brands are blotched in many of the J letter.

If not claimed and released on or before May 29th, 1848, will be sold by me at pound yard according to Act of Council.

W. WRIGHT,
Poundkeeper.

9s 3d

IMPOUNDED at Morang, River Plenty May 1st, 1848—

- 1 yellow and white cow, cock horns, piece out off ear, CX off rump
- 1 red cow, piece out off ear, CX off rump
- 1 brindle sided cow, back, belly and tail white, AC near rump
- 1 grey mare, 4 years old, long tail, hollow back, has been shod, E off neck, N off shoulder
- 1 chesnut filly, long tail, blaze down face, hind feet white, J H near shoulder
- 1 chesnut filly, long tail, blaze down face, J H near shoulder

If not claimed and released on or before the 25th of May next, they will be sold according to Act of Council.

W. C. WALKER,
Poundkeeper.

6s 9d

I MPOUNDED at Morang, River Plenty, May 8th, 1848—

- 1 brown steer, wide horns, A off ribs
- 1 red cow, piece out off ear, JT off rump, GT off ribs, illegible brand off ribs
- 1 red heifer, progeny of the above, no visible brand
- 1 yellow poley cow, white on back, belly, and tail, both ears marked, M off rump, illegible off ribs, illegible near rump, near hip
- 1 red heifer, M off rump, progeny of the above
- 1 yellow steer, white on tail and hind legs, S off rump, 2 off shoulder

- 1 yellow sided steer, white on back, belly and tail, tip off off horn, like H off shoulder, OC low down off shoulder
- 1 red cow, little white on back, belly, and tail, like OO off shoulder, same brand near shoulder
- 1 red and white yearling bull, no visible brand

If not claimed and released on or before the 31st of May, will be sold according to Act of Council.

W. C. WALKER,
Poundkeeper.

9s.]

I MPOUNDED at Morang, River Plenty, May 1st, 1848—

- A grey mare, long switch tail, hollow back, E off neck, N off shoulder
- A chesnut filly, long tail, blaze down face, hind feet white, JH near shoulder
- A chesnut filly, long tail, blaze down face, JH near shoulder
- A brindle sided cow, back, belly, and tail white, AC near rump
- A yellow and white cow, piece out ear, CX off rump
- A red cow, piece out of ear, CX off rump

If not claimed and released on or before May 31st, will be sold according to Act of Council.

W. C. WALKER,
Poundkeeper.

6s.]

I MPOUNDED at Melbourne, on May 4th, 1848—

- 1 yellow poley, a hole in the right ear, off rump IJT, and under ICK sideways, has a grey heifer calf
- 1 black yearling-heifer, white belly, no visible brand
- 1 dark brown snail horned steer, white belly and flanks, a piece off the top of the right ear, off ribs and thigh M within circle
- 1 red steer, white belly, near thigh RS
- 1 light brindle cow, near ribs U, off rump CH

If not claimed and expenses paid on or before Monday, the 29th day of May, to be sold at the pound according to the Act of Council.

G. SCARBOROUGH,
Poundkeeper.

6s 9d

I MPOUNDED at Melbourne, on May 4th, 1848—

- 1 black gelding, a white stripe down the face, a white ring round both fore coronets, a switch tail, stands about 14 hands high, a head stall on, near shoulder JM conjoined
- TWG conjoined
- 1 black gelding, a white stripe down the face, off hind fetlock white, short tail, stands about 14 hands high, in hobbles, near shoulder PG, off shoulder TW
- GH
- JW

If not claimed and expenses paid on or before Monday, the 29th day of May, to be sold at the Pound according to the Act of Council.

G. SCARBOROUGH,
Poundkeeper.

7.]

I MPOUNDED at Melbourne, on May 1st, 1848—

- 1 red bull, white specked face, off rump WB

If not claimed and expenses paid on or before Tuesday, the 16th day of May, to be sold at the Pound according to the Act of Council.

G. SCARBOROUGH,
Poundkeeper.

4s.]

I MPOUNDED at South Geelong, 29th April, and if not claimed on or before the 22nd May next, will be sold—
A black and white cow, y y off ribs illegible brand off rump

PERCIVAL GRAHAM,
Poundkeeper.

3s. 7d.]

I MPOUNDED at South Geelong, 30th April, and if not claimed on or before the 23rd May next, will be sold—

Brindle cow, cock horns, JA near neck, C near rump, LR off rump

Red steer, white back and belly, wide horns, JR conjoined near rump

M
Brindle sided steer, ear marked, no brand
Brindle cow, white back and belly, wide horns, off ribs

Strawberry poley heifer, near rump
Brown cow, cock horns, white back and belly, JA near neck, WL near hip, small calf by her side A

Grey steer, snail horns, ear marked, near rump

Brown heifer, ear marked, off ribs
Red and white spotted steer, ear marked, off ribs

Red and white spotted heifer, no brand
Red and white spotted cow, AA off ribs, large heifer calf by her side

Brown poley cow, snail horns, AW near rump, WL near hip

apparently DA
Strawberry steer, apparently R near the second R reversed, on the rump
Yellow steer, white back and belly, wide

horns, FF near rump, CB or GB off
FF
oump
Yellow sided cow, white back, JA near
near neck, WL near rump, small calf
A
by her side
Red poley cow, white back and belly,
JR conjoined near rump
JM
Strawberry cow, down horns, M within
circle near rump
Brindle poley cow, 1 within circle off
ribs, RL near rump, WH conjoined
R
near ribs, large heifer calf by her side
PERCIVAL GRAHAM,
Poundkeeper.
13s. 6d.]

IMPOUNDED at South Geelong. on
the 4th May, and if not claimed on
or before the 27th instant, will be sold—
Yellow cow, brown muzzle, FM off ribs,
S-off rump, EM near rump, red and
O
FM
white bull calf by her side
Yellow cow, white back and belly, M
within circle 39
near rump, red heifer calf by her side
Yellow and white bullock, star on fore-
head, M off rump, illegible brand off
W
ribs
Yellow and white steer, stag horns I
off ribs
PERCIVAL GRAHAM,
Poundkeeper.
6s. 3d.]

IMPOUNDED 4th May, and if not
claimed on or before the 27th inst.,
will be sold.
1 red and white spotted bullock, appa-
rently C off shoulder
J
1 white poley bullock, red ears, appa-
rently C off shoulder
J
1 red bullock, spotted flanks, star on
forehead, apparently C off shoulder
J
1 yellow bullock white about face, ap-
parently C off shoulder
J
1 red and white spotted bullock, appa-
rently C off shoulder
J

1 red and white spotted bullock, hoop
horns, apparently C off shoulder
J
1 red and white cow, black about face,
W near rump, brown and white bull
calf by her side
1 brown heifer, white back, M off rump
2
1 white cow, hoop horns, M off rump,
2
white bull calf by her side
1 yellow cow, white back and belly, AN,
off shoulder, M off rump, brown bull
2
calf by her side
1 yellow sided cow, white back, belly
and face, M off rump
2
1 red heifer, white back and belly, M
2
off rump
1 red heifer, white back and belly, M
2
off rump
1 white steer, cock horns, M off rump,
2
1 red and white spotted heifer, cock horns,
M off rump
2
1 black heifer, white back and belly,
M off rump
2
1 yellow bullock, off horn broken, M
2
off rump, apparently TS off ribs
1 black and white bullock, piece of hide
round the neck, JW off shoulder, U
near shoulder, JW off rump
1 red bullock, cock horns, apparently
g off rump
O off hip
1 yellow bullock, white back, hoop horns,
F off shoulder, J within circle under F
g off rump
O off hip
1 bright red bullock, g off rump
O off hip
1 magpie bullock, cock horns, R near
apparently 45
rump
1 brown bullock, white back and belly,
cock horns, JD or ID near shoulder,
JA off ribs, P off ribs
1 white poley steer, red ears, no visible
brand
PERCIVAL GRAHAM,
Poundkeeper.
20s 9d

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