



NEW SOUTH WALES GOVERNMENT GAZETTE,

Published by Authority.

TUESDAY, DECEMBER 26, 1843.

PROCLAMATION.

By His Excellency SIR GEORGE GIPPS, Knight, Captain-General and Governor-in-Chief of the Territory of New South Wales and its Dependencies, and Vice-Admiral of the same, &c., &c.

WHEREAS, by an Act of the Governor and Legislative Council of New South Wales, passed in the sixth year of the Reign of Her present Majesty Queen Victoria, intituled "*An Act to consolidate and amend the laws relating to Courts of Requests, and to extend the jurisdiction of such Courts in the County of Cumberland*," it was amongst other things enacted, that from and after the first day of January, 1843, Courts of Requests should be holden in and for such Counties and Districts, or other portions of this Colony and its Dependencies, and at such places respectively as the Governor should, by Proclamation for that purpose, from time to time appoint:—And it was further enacted, That Courts should be holden in the County of Cumberland, in which Courts, besides a power and authority to hear and determine, in a summary way, all Actions for the recovery of any Debt, Demand, or Damage, to an amount not exceeding Ten pounds, Actions also to the amount of Thirty pounds, of the nature authorised by the above recited Act, should be heard and determined: Now I, the said Governor, in pursuance of the power and authority so vested in me by the said recited Act, do hereby direct and appoint, that Courts of Requests, in and for the County of Cumberland, shall be holden, during the year 1844, at the times and places, and for the Districts hereinafter respectively mentioned, that is to say:—

The "*Ordinary Sittings*" of the Court of Requests, for the Trial of all Cases not exceeding Ten Pounds, shall be holden on the first Monday in each month of the year, and following days respectively, (with the exception of the months of January and July,) at the City of Sydney, for

the Police District thereof, as described in a certain notice from the Colonial Secretary's Office, bearing date the 15th day of September, 1841, and published in the *New South Wales Government Gazette*.

The "*New Sittings*" of the said Court, for the Trial of all Cases from Ten to Thirty Pounds, shall be holden on the second Monday in the months of February, May, August, and November, and following days respectively, at the City of Sydney, for the Police District thereof, as described in the aforesaid notice.

The "*Ordinary Sittings*" of the Court for the other Districts in the County of Cumberland, will commence on the undermentioned dates; and the "*New Sittings*" of the Court for these Districts respectively, shall commence immediately at the close of the "*Ordinary Sittings*." At the Town of LIVERPOOL, for the Police District thereof, as described in the aforesaid notice, on Monday, the 22nd of January, Monday, the 20th of May, and Monday, the 23rd of September.

At the Town of CAMPBELLTOWN, for the Police District thereof, and for such portions of the Police District of Camden and Narollan, as are situated within the County of Cumberland, as described in the aforesaid notice, on Tuesday, the 23rd day of January, Tuesday, the 21st day of May, and Tuesday, the 24th day of September, and following days respectively.

At the Town of PARRAMATTA, for the Police District thereof, as described in the aforesaid notice, on Thursday, the 25th day of January, Thursday, the 23rd day of May, and Thursday, the 26th day of September, and following days respectively.

At the Town of WINDSOR, for the Police District thereof, as described in the aforesaid notice, on Monday, the 29th day of January, Monday, the 27th day of May, and Monday, the 30th

day of September, and following days respectively.

At the Town of PENRITH, for the Police District thereof, as described in the aforesaid notice, on Thursday, the 1st day of February, Thursday, the 30th day of May, and Thursday, the 3rd day of October, and following days respectively.

Given under my Hand and Seal, at Government House, Sydney, this 19th day of December, in the year of Our Lord one thousand eight hundred and forty-three, and in the seventh year of Her Majesty's Reign
(L. s.) GEORGE GIPPS.

By His Excellency's Command,

E. DEAS THOMSON.

GOD SAVE THE QUEEN!

COURTS OF REQUESTS OF NEW SOUTH WALES.

FORMS, RULES, COSTS, and FEES, including Fees for Attorneys, and Sums to be allowed for Expenses of Witnesses.

THE following Forms of Process, and Rules of Practice and Proceeding, with Scale of Costs and Fees, for the conduct of business in the several Courts of Requests of the Colony of New South Wales, having been settled by me, with the assistance of the Commissioner of the Court of Requests for the County of Cumberland, in accordance with the provisions of the Act, intituled "*An Act to consolidate and amend the law relating to Courts of Requests, and to extend the jurisdiction of such Courts in the County of Cumberland,*" I do hereby make and establish these Rules and Regulations, Forms, and Scale of Fees.

In witness whereof, I hereto set my Hand, this Twenty-first day of December, 1843.

GEORGE GIPPS,
Governor.

FORM OF PROCEEDING.

All Plaints in Actions to recover any Debt, Demand, or Damage, in any Court of Requests in New South Wales, shall be substantially, or as nearly as is material, according to the precedents hereunto annexed:—and such Plaints shall stand for, and be taken to be in the place of, a Declaration between the Parties: Provided, that no Case shall be dismissed for want of Form, if the Plaintiff file such an account of Particulars of his Demand as shall be sufficient to apprise the Defendant of the nature thereof; and that no Defendant shall be precluded from putting the Plaintiff, in any case, to the proof of his case, by reason of his omitting to enter a Plea.

Executors, &c., may sue or be sued.

If the Plaintiff sues as Executor, or Trustee of an Insolvent or other Estate, he shall so de-

scribe himself, in the Plaint filed, as A. B., Executor of C. D., or A. B. and C. D., Trustees to the Insolvent Estate of E. F., as the case may be.

Particulars.

In all cases, the items constituting the particulars of claim shall be stated and filed with the Plaint or Declaration, or appended thereto.

FORMS OF PLAINT.

THE following shall be the Forms of such Plaints, in all Cases to which they can be applied:—

In case of Goods sold.

"A. B., of (Sydney, in this District,) Farmer, complains of C. D., of the same place, Baker, that the said C. D. is indebted to him in the sum of Five pounds sterling, for corn (or hay, or other things, briefly describing it,) sold and delivered by the said A. B. to the said C. D., in or about the month of February last, which sum the said C. D. refuses to pay, and the said A. B. prays that he may be adjudged to pay the same."

In the case of demand for Rent.

"For three months Rent, due from the said C. D. to the said A. B., on or about the 1st February last, in respect of the occupation by the said C. D. of a house and garden of the said A. B., (as the case may be) situate at Sydney, which sum," &c.

For Lodging.

"For meat, drink, washing, lodging, and other things found and provided by the said A. B. for the said C. D., between the months of December and February last, which sum," &c.

For hire of Horses.

"For the hire of a horse (or as the case may be) and cart of the said A. B., hired and used by the said C. D. for three weeks, in or about the month of February last, which sum," &c.

For Agistment.

"For the agistment, depasturing, and keeping, of fifty oxen and one hundred sheep, by the said A. B. for the said C. D., between the months of December and February last."

For Work and Labour.

"For the work and labour of the said A. B., performed for the said C. D., on or about," &c.

For Work and Labour of Servants.

"For the work and labour of the servants of and belonging to the said A. B., performed for the said C. D."

For Work and Labour of Servants, Horses, and Carriages.

"For the work and labour of the said A. B., by himself, (or his servants or horses, carts and carriages, as the case may be), performed by the said A. B. (or his servants, &c.) for the said C. D., and for timber, nails, &c., (as the case may be) provided by the said A. B. for the said C. D., and used in such work and labour."

For Wages.

"For wages due and payable from the said C. D. to the said A. B., for his service, performed as the servant of the said C. D., between the months of December and February last."

For Money Lent.

"For money lent by the said A. B. to the said C. D., in or about the month of February last."

On a Promissory Note or Bill of Exchange.

"For principal and interest due to the said A. B., on a promissory note drawn by the said C. D., payable to one E. F., or order, and by him endorsed to the said A. B., (or on a bill of exchange drawn by one E. F., and accepted by the said C. D., payable to the said A. B.)"

On a Bond.

"For principal and interest due on a Bond, bearing date the _____ day of _____, made and entered into by the said C. D., for the payment of £ _____, and interest, on the _____ day of _____ last."

For Money due on an Agreement.

"For principal and interest, upon and by virtue of a certain agreement, bearing date, &c., (date of agreement), and made between, &c., whereby the said C. D. agreed, for the considerations therein mentioned, to pay to the said A. B. the sum of £ _____, together with lawful interest on the same, on the _____ day of _____, now past."

On an Award.

"For money due to the said A. B., upon and by virtue of a certain award made by E. F., upon a submission by the said A. B. and the said C. D., to the arbitration of the said E. F., concerning certain matters in difference between them, and upon which reference the said E. F. awarded and ordered that the said C. D. should pay the sum of £ _____ to the said A. B., on a certain day now past."

For unlawful detention of Property.

"A. B. of _____, Farmer, complains that C. D., of the same place, Farmer, hath possessed himself of a cow (or waggon, or horse, or other thing detained), of the value of £ _____, or thereabouts, which he unjustly detains from the said A. B.; and the said A. B. prays he may be adjudged to restore to him the said cow, &c., or pay him the value of the same."

For unlawful detention of Property deposited.

"That the said A. B., on or about the month of _____ last, deposited and left several articles of household furniture and wearing apparel, the property of the said A. B., of the value of £ _____, or thereabouts, with the said C. D., to be safely kept by the said A. B. until he should have occasion for them; and the said A. B. saith that he has demanded the said household furniture, &c., (or caused the same to be demanded for him) but the said C. D. refuses to deliver up and unjustly detains the same; and the said A. B. prays the said C. D. may be adjudged to restore to him the said household furniture, &c., or pay him the value of the same."

For damage sustained by improper Driving.

"That on or about the _____ day of _____ last, the said A. B. (or the servant of the said A. B.) was driving his cart, &c., on the public road between _____ and _____, and the said C. D. (or the servant of the said C. D.) was

also on the said road with a certain carriage, &c., under his care and direction; and the said C. D. (or the servant of the said C. D.) so improperly drove and directed his carriage and horses, that thereby his carriage was forced and driven, with great violence, against the cart of the said A. B., and broke to pieces one of the wheels thereof, and the said A. B. was thereby damaged to the amount of £ _____, and the said C. D. refuses to make amends for the same, and the said A. B. prays he may be adjudged to pay the amount of the said damage."

For an Assault or Injury to the Person, Wife, &c.

"That the said C. D., on &c. assaulted, beat, and illtreated the said A. B., (or "the wife," or "child," or "servant," of the said A. B.) to the damage of the said A. B., of £ _____, and the said A. B. prays", &c."

For breaking and destroying Fences, &c., and of injuries to Land or Cattle.

"That the said C.D., on or about the _____ day of _____, broke down and destroyed a Fence of the said A.B., at Sydney, in the District of Sydney, whereby the said A.B. hath sustained damage to the amount of £ _____, &c., [or 'broke down the Door of the House of the said C.D., and disturbed him in the peaceable possession thereof; or 'cut down two Trees of the said A.B., of the value of £ _____; or 'wrongfully trampled down and destroyed the Corn of the said A.B.; or 'drove about and injured the Sheep or Cattle; or 'killed or wounded a Dog, Horse, &c., of the said A.B., of the value of £ _____']; and the said A.B. prays, &c."

FORM OF DEFENCE TO BE USED IN DEFENDED CASES.**NEW SOUTH WALES.**

Court of Requests for the } day of _____
District of Sydney. } 184 .
Between { Plaintiff,
and Defendant.

TAKE notice that I intend to defend this Action, for the following reason [or reasons, as the case may be]:—

1st. } [State each ground as shortly as possible
2nd. } but with sufficient clearness, particularly
3rd. } as to times, places, persons, sum, securities, or written instruments, &c.

To A. B.,

The above-named Plaintiff.

SUMMONS IN ANY ACTION FOR ANY DEBT OR DEMAND.**NEW SOUTH WALES.**

In the Court of Requests for }
the District of Sydney. }

To _____, of _____.

You are hereby summoned to appear in this Court, at _____, on _____, the _____ day of _____ next, at ten of the clock in the forenoon of the same day, precisely, to answer the plaint of _____.

, of , whereby
seeks to recover from you pounds
shillings and

pence for
(the particulars whereof are filed with the plaint
in the Office of the Registrar at Sydney,) other-
wise, upon proof of the due service of a copy of this
summons, the cause, when called on for hearing,
will be tried, and judgment be given against you
for whatever may appear to be due, together with
such costs as the Court may think fit to award.
And take notice, that if you have any claim upon
the plaintiff, full particulars thereof, in writing,
must be filed in the Office of the Registrar as a set-
off, clear days at the least before the day
herein named for the hearing of the cause, other-
wise the evidence you may bring forward to sup-
port such set-off cannot be admitted.

Dated this day
of , one thousand
eight hundred and forty-

By the Court,
A. B., Registrar.

PRECEPT IN THE NATURE OF CAPIAS AD SATISFACIENDUM.

Execution against the Body.

Court of Requests for the }
District of Sydney. }

To , Bailiffs
of the Court of Requests for the District of
Sydney, and to their Deputy Bailiffs, duly autho-
rised and appointed to execute the processes of
this Court, and to the Keeper of the Gaol of
said District, or of the Gaol nearest thereto,
and to each and every of them.

In pursuance and by virtue of a decision of the
Commissioner of the Court of Requests for the
County of Cumberland, made on the
day of , 184 , you are hereby
required to take the body of ,
and him safely lodge and detain in Her Majesty's
Gaol of the District of , or if
there be no Gaol therein, in the Gaol nearest
thereto, for the space of one calendar month,
unless the amount of the judgment and costs for
pounds, shil-

lings, and pence, charged
in this writ of execution, be sooner paid. And
what you shall do herein certify, and return to
the Court, at the expiration of one calendar
month, from the date hereof, or within three days
after this writ shall be executed, if that shall
sooner happen.—Dated this day of 184 .

By the Court,
A. B., Registrar.

£ s. d.

Judgment...
Costs
Execution. .
Alias

£

PRECEPT IN THE NATURE OF A FIERI FACIAS.

Execution against Goods.

Court of Requests for the }
District of Sydney. }

To , of Sydney, Bailiffs
of the Court of Requests for the District of
Sydney, and to the Deputy Bailiffs, duly autho-
rised and appointed to execute the processes of
this Court, and to each and every of them.

In pursuance and by virtue of a decision of the
Commissioner of the Court of Requests of the
County of Cumberland, made on
day of 184 , you are hereby
required to levy, of the goods and chattels
of , to satisfy for the
amount of pounds
shillings and pence, being the amount
of Judgment and Costs, which, in the said Court,
he was adjudged to pay to the said

, and after levy duly made
thereof, forthwith to pay the same into this Office.
And what you shall do herein certify and return
to this Court at the expiration of one calendar
month from the date hereof, or within three days
after this warrant shall be executed if that shall
sooner happen.—Dated this day of , 184 .

By the Court,
A. B., Registrar.

£ s. d.

Judgment...
Costs
Execution
Alias.....

£

N. B.—The Bailiff shall certify to the Court, un-
der his hand, (and, on the back of the precept,
where it remains in his possession,) the date of
execution, and what in particular he shall have
done; and if *unexecuted*, why it is so.

SUBPENA FOR WITNESS.

NEW SOUTH WALES.

Court of Requests for the } To A.B., of
District of Sydney. } C.D., of
E.F., of

You are hereby severally commanded, setting all
excuses aside, to appear in this Court, at
on , the day of next, at
of the clock in the forenoon precisely, to
testify the truth in a cause therein depending be-
tween A.B., of , Plaintiff, and
C.D., of , Defendant, on
the part of the said A.B. or C.D., as the case may
be, (adding, if necessary,) and to bring with you a
certain agreement or note, &c., (sufficiently describ-
ing it as to date and otherwise,) and herein fail
not at your peril.

By the Court,
Registrar or Clerk of the Court.

ORDER FOR PAYMENT BY INSTALLMENTS.

Court of Requests for the
City of Sydney. }

Between } and Plaintiff,
Defendant.

Upon hearing the parties, at a Court holden on the day of , it is adjudged that a debt of pounds shillings and pence is due from the Defendant to the Plaintiff. And it is ordered that the said Defendant do pay the same, together with costs, to the Registrar, or a Clerk of this Court, at the public Office in Bent-street, (or Parramatta, as the case may be,) for the use of the said Plaintiff, at and after the rate of pounds shillings, on in every week, between the hours of ten and two o'clock, until the said debt and costs are fully paid. And it is further ordered, that on failure in either of such payments, the Registrar of this Court do forthwith, at the request of the party entitled thereto, issue execution either against the body or goods of the Defendant for the whole, or so much of the said debt and costs as shall then remain unpaid, together with the costs of such execution.

By the Court,
R. A., Registrar.

NOTE.—No money is to be paid to the Plaintiff, or any of the Officers of the Court, in consequence of this order, on any pretence, but only to the Registrar or clerks at the Office; and it is particularly requested, that on making such payment, the Defendant will require the same to be entered upon this order.

ATTACHMENT FOR NON-APPEARANCE TO A SUBPENA.

A B Plaintiff, } Victoria l Reginae.
C D Defendant. }

Court of Requests for the
District of Sydney. }

To , Bailiffs, and their Deputies, and to each and every of them.

At a Court of Requests for the City of Sydney, held on the day , 184 , it appearing to this Court that has been duly served with a copy of a Subpœna to attend this Court in the above case, and, though duly called, came not. You, and each of you, are hereby commanded to attach the said , wherever you may find him, for a disobedience to the said Subpœna, and him safely and securely keep, so that you may have him before the Commissioner of the said Court, on , the day of , to hear and abide such order as shall then be made touching the contempt of the said , in disobedience of such Subpœna.

NOTE.—In order to obtain an Attachment against a Witness, for disobedience to a Subpœna, issuing out of the Court of Requests, it is requisite that the person serving the Subpœna should make an Affidavit that the person Summoned was a material witness for the party who Summoned him, and in what respect material, that a true copy of the original Subpœna, issued out of

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the Court of Requests, was served upon the witness personally; and that, in cases where expenses are allowable, the expense of attendance was tendered to the witness.

DISCHARGE TO THE KEEPER.

NEW SOUTH WALES.

To the Keeper of Her Majesty's Gaol at
DISCHARGE out of your custody the body of C.D. if detained only at the suit of A. B., by virtue of a writ under my hand, to satisfy the said A. B. for pounds shillings and pence, damages (or debt,) and costs, and for so doing this shall be your Warrant.

Dated this day
of , one thousand
eight hundred and forty-

By the Court,

Registrar.

Court of Requests,
Sydney.

RULES.

(Ordinary Sittings.)

I. There shall be ten Sessions in each year, which shall be called the "Ordinary Sittings" of the Court for the Trial of all Cases not exceeding Ten pounds; and the said Sittings of the Court of Requests for Sydney, as well as the Sittings for the several Districts in the Colony, shall be at such times and places as His Excellency the GOVERNOR, by Proclamation, shall from time to time appoint.

(New Sittings of the Court.)

II. There shall be four Sessions in each year, which shall be called the "New Sittings" of the said Court, and the said New Sittings shall be at Sydney in the months of February, May, August, and November, at which Sittings all cases from Ten to Thirty pounds shall be tried—and the "New Sittings" for Sydney, and for the several Districts in the County of Cumberland, shall be at such times and places as His Excellency the GOVERNOR shall, by Proclamation, from time to time appoint.

(Time of filing Plaintiff.)

III. In all cases where the claim shall not exceed Ten pounds, the Plaintiff shall be entered at least ten days, and the Summons issuing thereupon shall be served at least four days prior to the Court day, if in Sydney; or such Plaintiff shall be entered at least fourteen days, and such Summons served at least six days, prior to the Sittings of the next Court of Requests, in any of the other Districts respectively; and in all cases where the claim shall exceed Ten pounds, the Plaintiff at Sydney and elsewhere shall be entered at least sixteen days, and the Summons served eight days, prior to the Court day; and with respect to Summonses, and all other processes of the Court, Sundays shall not be counted among the days within which any act is to be done.

(Time of filing Defence.)

IV. In all cases not exceeding Ten pounds, the plea of defence or set-off shall be entered at least two days before the Sitting of the Court; and in all cases

exceeding Ten pounds, at least four days before the Sitting of the Court.

(Day of Hearing and Adjournment.)

V. Upon the return day of every Summons which shall have been duly served, Affidavit of such service shall be made by the Bailiff or person serving it, whereupon the cause shall be heard and determined, unless the same shall be adjourned to some future convenient day, appointed by the Commissioner for such purpose: Provided, that any party may receive the Summons and other processes from the Registrar or Clerk, on his undertaking to serve the same in like manner as a Bailiff of the Court, with the exception of Writs of Execution, respecting which provision is hereinafter made.

(A numerical List of Cases to be kept.)

VI. At each Sitting of the Court, a numerical list of the Cases shall be prepared by the Registrar of each Court respectively—such list to be kept according to the time and order in which the Summonses are taken out—and each Suitor shall be informed, (by a written memorandum if it be required) by the Registrar or Clerk in the Office, at the time of taking out the Summons, of the number of his Case, and such number shall also endorsed upon the Summons served upon the Defendant—and the Plaintiff shall be required to attend and prosecute his Suit, at the time and in the order in which his Case is called on for hearing, otherwise “nonsuit” shall be entered in the record book, and the Defendant shall not be bound to attend at any other time of the same Sitting of the Court; but the Plaintiff, if he seek to recover the sum claimed, must sue afresh, unless the Defendant consent to its being heard at such Sitting: Provided, that, by the mutual consent of the parties in all Cases, or of their Attorneys, in Cases above Ten pounds, any Cases of Debt or demand may be postponed to any future Session of the Court.

(Registrar to keep Record Books, and a “Day Book” and “Ledger,” &c., with a distinct account in every Action.)

VII. The Registrar of every Court shall keep a “Day Book,” wherein he shall correctly enter an account of the business of each day as the same arises, together with two Record Books, (one for Causes under Ten pounds, and the other for Causes from that sum upwards,) which Books he shall always have in Court upon the Trial, and in which he shall enter all proceedings in the several Actions; and also a “Ledger,” having one Index to the names of Plaintiffs, and another to the names of Defendants, which shall be posted up from the Day Book, in which Ledger an account shall be opened for every action, and be continued distinct from every other account, showing the Names and Residences of the Plaintiff and Defendant, and of their Attorneys, when, and by whom, the Plaintiff and Defence were filed—the amount sued for—the day of the Trial or Assessment, and the result thereof—what monies were received and paid—and when and by, and to whom, in that particular Action, and particularly the nature of every Execution, when issued and delivered out, when returnable and returned, by whom the return was made, and what return was made thereto.

(Affidavits how taken, and Writs how issued.)

VIII. All Affidavits shall be taken in Court, or before the Commissioner or Registrar; and all Writs may be issued, and all Rules, Orders, and Affidavits, and all other matters and things, (except the Trial of Cases, and such things as are required to be done in Court or by the Commissioner, by these Rules, or by any law or statute,) may be made, sworn, or done, by or before the Registrars of the respective Courts.

(When original shewn.)

IX. It shall not be necessary to the service of any Notice, Summons, Order, or Rule, that the original should be shewn, unless sight thereof be demanded, except in cases where it may become necessary to attach the party, for not obeying the same.

(Demand of payment to be made previous to Summons.)

X. In any Suit or Action brought in the said Courts, the nature of which shall admit of a demand being made before such Suit or Action is brought, proof of such demand being made previous to the issuing of a Summons, shall be adduced at the Trial, in order to entitle the Plaintiff to recover his Costs in any such Action or Suit.

(Requisites of Plaintiff or Defence)

XI. That no Plaintiff (or Set-off or Defence,) shall be received or filed without having the name and residence of the Plaintiff, (or Defendant,) or his Attorney, if he appear by Attorney, written thereon, at which residence every Summons, Order, Notice, and Proceeding, in, or relating to the Action, or the parties thereto, and every Order made subsequent thereto, may be served; but if a Plaintiff (or Defendant, or Attorney,) shall not reside in the Town or Township of the District for which the Court is to be holden, then, in addition to his own residence, shall be written upon the Plaintiff (or Set-off or Defence,) the name of some person residing in the Town or Township at whose residence the like process and proceedings may be served.

(Defendant making Default.)

XII. If, at any time, it shall appear to the Court that the Defendant was absent from his house at the time when the Summons of the Court was served, and that he did not receive the same a sufficient time before the day of the return thereof to be able to obey the same, and that he did not absent himself from home for the purpose of avoiding the service of the said Summons, then the Commissioner, on Affidavit to that effect being made shall order the said Judgment to be opened, and shall permit the Defendant to answer the complaint or demand, upon a certain day appointed for that purpose, upon the terms, nevertheless, of the payment to the Plaintiff of the amount of the Fee paid for the Summons as Costs incurred by his default; and the Defendant shall, at his own charge, cause notice of the said order to be served on the Plaintiff, either personally, or by leaving a copy thereof at his usual place of abode.

(Absence of a material Witness.)

XIII. If it shall appear to the Court, upon oath, that any person, material witness for either party in any Case, having been duly summoned, doth not

attend at the hearing thereof, then the Commissioner shall, at his discretion, either postpone the hearing to another day then to be appointed by him, or else shall take the examination of such witnesses as appear, and suspend the further hearing of the Case to another day, which postponement or suspension, and the day appointed for the hearing, shall be forthwith noted by the Registrar or Clerk.

(Mode of suing Partners.)

XIV. If two or more Persons jointly sued are partners in trade, service of a Summons on either of them shall be sufficient.

(Informality in Service.)

XV. An informality in the service of a Summons shall not suspend the Trial, if the Defendant appear at the Sittings in person, or by Counsel or Attorney, and is, together with the Plaintiff, prepared to proceed therewith.

(Amendments may be made, if Parties not prejudiced.)

XVI. No error or defect, either in the form or substance of a Plaint, or of the particulars, Summons, Defence, or any other proceeding, shall prevail, if the objecting party hath not been misled thereby, or prejudiced, in the conduct of his Case, but the Commissioner may at any time make, or order to be made, such amendments therein as he may deem necessary, for the ends of substantial justice.

(Costs to be proportionate to Verdict.)

XVII. In all Cases tried in the several Courts of Requests, the amount of Costs arising from Fees of Office, recoverable from the Defendant, shall be proportionate to the amount of verdict obtained by the Plaintiff, unless a different amount be ordered by the Commissioner at the hearing of the Case.

(What interest payable on Judgments.)

XVIII. Where any Judgment shall be upon a Debt payable, with interest thereon, the said interest shall be given up to the day of the date of the Judgment or decision by the Court, such interest to be calculated at the rate of 5 per cent.

(Registrars to receive Suitors' Monies.)

XIX. The Registrar of every Court shall receive all monies that may be paid into Court before the Trial, and also all monies that may be paid to him by Suitors or Officers after the Trial.

(No Fees to be taken on Receipt or payment of Suitor's monies.)

XX. No Fees shall be demanded, or taken, in the Office of any Registrar, on receiving or paying the monies of Suitors.

(To whom the monies of Suitors are to be paid.)

XXI. In every case of an Execution for Debt or Damages and Costs, or for Costs only, and of the same being obtained and paid to a Registrar, the amount thereof shall, on demand, be paid out by such Registrar to, the order of the Suitor to whom the same were awarded, if he shall not have had an Attorney, and in such case to the order of such Attorney only, and not to the party, or his order.

(Time for issuing Execution, and renewal thereof.)

XXII. There shall be two clear days, exclusive of Sunday, or a holiday, if it should intervene, and exclusive of the last day of the Session of the Court,

between the Sitting of the Court and the day on which a party shall be entitled to take out Execution, unless it be shewn, by Affidavit to the satisfaction of the Commissioner, that the Judgment of the Court would be defeated by delay, in which event Execution may issue at any time after Judgment; and any Execution which may not have been executed, within One month from its date, may be renewed by the Registrar, endorsing thereon "*Renewed*," attaching his initials thereto, for One calendar month, without any charge for the same; provided, that after three such renewals, new Execution must be taken out by the party entitled thereto; and if no Execution be taken out before twelve months from the date of the Judgment, none shall issue without giving at least two clear days, notice to the party against whom it is to issue, to shew cause why it should not be issued.

(Special Executions.)

XXIII. In all Cases, in which special Writs of Execution are granted, the name of the person acting as Bailiff, to whom the Writ is entrusted, shall be inserted therein, at the request of the party applying for it, such person to be approved of by the Registrar at the time of granting such Writ.

(All Sales to be conducted publicly.)

XXIV. Any property sold in execution of the process of the Court of Requests, shall be sold publicly, and for ready money, by the Bailiff or his Deputy, to the highest bidder, at or as near the place where the same was levied upon as may be convenient for the sale thereof; and the said Bailiff or Deputy, shall affix notice of the said sale upon or near the door of the House where the sale takes place, two days at least before the day appointed for the said sale, which day shall not be earlier than the sixth day from the day of levying upon the property.

(Sale of goods levied on out of Towns.)

XXV. When any goods are levied upon in any place, not being situated in or being part of any town, the Bailiff shall, if required by the debtor, and on payment of the expense of removal by such debtor, remove the goods so levied upon to the next town for sale; and in all cases of any sale, not being conducted in a town, the Bailiff shall post a written notice of such intended sale at the Court House, or some convenient public place in the next town, two days previous to such sale taking place.

(Payment by Instalments; Party leaving the Colony or District.)

XXVI. In any case in which a party seeks to obtain an order for the payment of the judgment of the Court by instalments, application for that purpose shall be made at the hearing of the case, and at that time only; and such party shall, on the payment of one shilling, receive an order specifying the date at which such instalments shall be paid: Provided, that in any Case in which an order for payment by instalments has been made by the Commissioner, if the party by whom payment is to be made is about to leave the Colony or the District in which he resided at the time Judgment was given, and an Affidavit to that effect shall be made, such party shall, on notice given to him, attend at such time and place as the Commissioner or Registrar may appoint, to shew cause why the order of payment by instalments, made in his favour, should not be cancelled, and execution forthwith issue against him.

(Summoning of Assessors.)

XXVII. The Registrar of the several Courts in the County of Cumberland shall, at least four days previous to the Sitting of each Court, cause the names of the Assessors, inserted in the list previously furnished to him by the Commissioner, to be written severally on slips of paper, and put into a box, and shall draw out of the box the names of the Assessors to serve on the Trial of Causes, agreeably to the 6th section of the Act of Council, 6 Victoria, No. 5; and each Assessor attending pursuant to such Summons, or nominated to serve as Assessor, in default of such attendance, shall receive *One Guinea* each *per diem*, to be deducted from the Fees of Office paid into Court, provided that no person shall be competent to act as Assessor in any matter in which he may have a direct or indirect interest.

(Bailiffs not compelled to execute Process during Sitting of Court.)

XXVIII. No Bailiff, or Deputy Bailiff, shall be compellable to execute Process in his own person during the Sitting of the Court of his District.

(Registrars and Bailiffs to attend Courts and Commissioners.)

XXIX. The Registrar, Bailiffs, and Deputy Bailiffs (such Deputy Bailiffs being nominated and approved of by the respective Commissioners) of every Court, shall attend the Sittings thereof, in person, except in case of illness or authorised absence, when the Commissioner may appoint others to act during such illness or absence, the Registrar minuting the Proceedings in the Causes as the Commissioner may require; and such Registrar and Bailiff, respectively, shall also attend the Commissioner of their Court on all other occasions wherein, as connected with Causes or Suitors, their assistance or information may be necessary.

(As to Searching the Office, &c.)

XXX. Plaintiffs at all times (and also Defendants, after precepts have been executed and returns made thereon) shall be at liberty, by themselves or their Attorneys, to search the Registrar's Office and inspect his Ledger, and to take an Office copy of such parts thereof as relate to their own Causes, and shall also be at liberty to inspect the Book and Vouchers of the Bailiffs, and to take a like copy of such parts thereof as relate to the same Causes, paying to such Registrar or Clerk in the Office, the sum of Sixpence for each search.

(Expense of removing Debtors to Gaol.)

XXXI. In any case in which it may be required to remove a party to Gaol, arrested under a Writ of Execution, if there be no Gaol within five miles of the place where such arrest shall take place, the party taking out the Execution shall defray the reasonable expenses of conveying the party so detained to the nearest Gaol; the amount of such expenses, in case of their being disputed, to be determined by the Commissioner.

(Attorney, Clerk, or Servant, may act for principal.)

XXXII. All acts which either lawfully may, or which are required to be done by any party under these Rules, may be done either by his Attorney, Clerk, or Servant.

(Professional precedence.)

XXXIII. Barristers and Attorneys shall take precedence, according to the date of their admission as Barristers or Attorneys, respectively, in the Supreme Court of New South Wales.

(Notice of Adjournment.)

XXXIV. Whenever circumstances shall occur to prevent any Commissioner from proceeding to the despatch of business on the day of Sitting appointed by the Proclamation, notice of his intention to adjourn from that day shall be given, at least *ten days* before such Sitting.

(Commissioners may issue and make other requisite Summonses and Orders.)

XXXV. The Commissioners respectively may, at discretion, issue such Summonses, and make such Orders as, in reference to the circumstances of each case, shall be requisite, the expenses whereof will be borne, in the first instance, by the party obtaining the Summons or Order, and who shall cause the same to be served, and the service thereof proved, in such way as may be necessary.

(Date of commencement of Rules.)

XXXVI. The present Rules, and the Forms referred to thereby, and all future Rules and Forms of these Courts, will be of force from the date of publication only, unless otherwise more specifically declared: Provided, that no Writ of Execution, which has hitherto been issued or shall be issued, relating to any Case now pending in any Court of Requests, nor any Summons that shall be issued after the publication of these Rules of Practice and Proceeding, until the 1st of February, 1844, shall be deemed informal or illegal, by reason of its being issued in conformity with the Rules of Practice and Proceeding prescribed previous to the date of the publication of these Rules.

(Costs, Fees, and Witnesses' Expenses.)

XXXVII. The Costs, Fees, and expenses of Witnesses, shall be as follows:—

ATTORNIES' COSTS.

In Cases exceeding £10.

	s.	d.
For drawing and copying <i>Plaint</i> , with the particulars	7	6
Summons, with the particulars	7	6
Set-off, or Defence, with the particulars	7	6
Precept for Execution	5	0
Summons, or Order of any other description	3	0
Subpoena, exclusive of service	2	0
For attendance on Commissioner under a Summons or an Order	3	4
For drawing special Affidavits, or other necessary Documents, per folio of 72 words	0	8
For engrossing them per folio	0	4

FEES FOR CONDUCTING CASES IN COURT.

In Cases from £10 to £30.

For a Barrister or an Attorney, where deemed proper, at the discretion of the Court, from £1 1s. to £3 3s.

OFFICE FEES.

The Fees payable in the Office of the Registrar, shall be according to the amount sued for, as regulated by the undermentioned scale, that is to say:—

Where Sum sued for does not exceed £2.

	£	s.	d.
For entering every Complaint and Cause for Trial, serving Summons, and other proceedings up to Judgment	0	3	0
For Writ of Execution, and serving the same.....	0	3	0

Between £2 and £4.

For entering every Complaint and Cause for Trial, serving Summons, and other proceedings up to Judgment	0	4	0
For Writ of Execution, and serving the same.....	0	3	0

Between £4 and £6.

For entering every Complaint and Cause for Trial, serving Summons, and other proceedings up to Judgment.....	0	5	0
For Writ of Execution, and serving the same.....	0	3	0

Between £6 and £8.

For entering every Complaint and Cause for Trial, serving Summons, and other proceedings up to Judgment.....	0	6	0
For Writ of Execution, and serving the same.....	0	3	0

Between £8 and £10.

For entering every Complaint and Cause for Trial, serving Summons, and other proceedings up to Judgment.....	0	7	0
For Writ of Execution, and serving the same.....	0	3	0

Between £10 and £15.

For entering every Complaint and Cause for Trial, serving Summons, and other proceedings up to Judgment	0	10	0
For Writ of Execution, and serving the same.....	0	6	0

Between £15 and £20.

For entering every Complaint and Cause for Trial, serving Summons, and other proceedings up to Judgment	0	12	6
For Writ of Execution, and serving the same.....	0	6	0

Between £20 and £30.

For entering every Complaint and Cause for Trial, serving Summons, and other proceedings up to Judgment	0	15	0
For Writ of Execution, and serving the same.....	0	6	0
For an Order to pay by Instalments ...	0	1	0
For any search for Judgment or other matter	0	0	6
For every Subpoena	0	0	6
For every Copy of Plaintiff's particulars	0	0	6
For every Writ of Attachment	0	2	6

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EXPENSES OF WITNESSES.

In Cases exceeding £2.

Mechanics per day, from 3s. to 6s.

Labourers per day, from 2s. to 4s.

Other persons according to circumstances; the necessity for attendance, and all other points being for decision as the cases arise; no expenses being allowable for any other *Town* Witnesses than those who may be of the Class above described, or others similarly situated.

BAILIFFS FEES.

	£	s.	d.
For Levy or Caption Fee	0	1	0
Conveying Debtor in Execution to Gaol, per mile	0	0	9
Possession Money, per diem	0	3	6
On Summonses and all other processes of the Court, per mileage, beyond the limits of the City of Sydney, and in other Districts beyond five miles from the Towns in which Courts of Requests are holden	0	0	9

Colonial Secretary's Office,

Sydney, 21st December, 1843.

TWENTY POUNDS REWARD,

OR

A CONDITIONAL PARDON.

WHEREAS it has been represented to the Government, that a most brutal outrage was perpetrated, on the evening of the 14th instant, at West Maitland, on the person of a female child of ten years of age, by some person unknown; His Excellency the GOVERNOR directs it to be notified, that a Reward of Twenty Pounds will be paid to any free person who may give such information as shall lead to the conviction of the offender; and that if the information be given by a Prisoner of the Crown, application will be made to Her Majesty for the allowance to him of a Conditional Pardon.

By His Excellency's Command,

E. DEAS THOMSON.

Colonial Secretary's Office,

Sydney, 4th December, 1843.

PUBLIC ACCOUNTS.

ALL Persons having claims on the Colonial Treasury, are requested to furnish their accounts, through the proper channel, before the end of the year, or as soon thereafter as practicable.

The several Collectors, and Officers in the receipt of public monies, will pay over to the Colonial Treasurer, on or before the 31st instant, the amount of all collections remaining in their hands, respectively, up to that date, so that the entire revenue collected by each may be credited in the accounts of the year within which it was received. The Heads of Departments, and other Officers, who have received advances to enable them to defray expenses incurred under their superintendence, are requested to furnish to the Audit Office, as far as practicable, and with all convenient despatch, the accounts of the expenditure thereof, and on or before the last day of the present month, to pay into the Colonial Treasury the unexpended balance of

such advances, that the adjustment of the same may appear in the accounts to the 31st instant.

They will also, as soon as practicable, after the close of the year, bring forward all accounts of expenses incurred within the same, which do not admit of being previously settled, so that, if possible, all the expenses incurred in the present year may be finally adjusted and liquidated within one month after its termination.

The Colonial Treasurer is requested to use his endeavours to give effect to these directions, and to report, through the proper channel, for the information of His Excellency the Governor, any instance of neglect in complying therewith, on the part of the Government Officers concerned.

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

Colonial Secretary's Office,
Sydney, 23rd December, 1843.

CONTRACTS FOR 1844.

THE following list of persons, with whom Contracts have been made for furnishing Supplies of Provisions, &c., for the Colonial Service, during the year 1844, is published for the information of the Departments, and others concerned.

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

Sydney, (for supplies exclusive of Forage,) Messrs.

J. & W. Byrnes.

Sydney, (for Forage,) Messrs T. Barker & Co.

Parramatta, Messrs. J. & W. Byrnes.

Liverpool, Mr. F. A. Forbes.

Campbelltown, Mr. F. A. Forbes.

Picton, Mr. William Herbert.

Camden & Narellan, Mr. F. A. Forbes.

Illawarra, Mr. Edward Palmer.

Berrima, Mr. H. W. Johnson.

Goulburn, Mr. William Rutledge.

Braidwood, Mr. William John Bennison.

Broulee, Mr. William Couch.

Queanbeyan, Mr. William Rutledge.

Yass, Mr. C. O'Brien.

Windsor, Mr. George Seymour.

Penrith, Mr. H. W. Johnson.

Hartley, Mr. William Cummings.

Bathurst, Mr. William Cummings.

Carcoar, Mr. John Hughes.

Mudgee, Mr. Nelson Lawson.

Newcastle, Mr. H. W. Johnson.

Dungog, Mr. J. Mackay.

Maitland, Mr. H. W. Johnson.

Paterson, Mr. James Barker.

Patrick's Plains, Mr. John Kennedy Howe.

Merton & Muswellbrook, Mr. W. Rutledge.

Scone & Murrurundi, Mr. W. Rutledge.

Cassilis, Messrs. A. & W. Busby.

Macquarie, Mr. H. W. Johnson.

Moreton Bay, Mr. Charles Eyles.

Hume River, Mr. Robert Brown.

Clarence River, Dr. John Dobie.

Male Orphan School, Messrs. J. & W. Byrnes.

Female Orphan School, Ditto.

Lunatic Asylum, Mr. James Devlin.

Roman Catholic Institution, Messrs. T. Barker & Co.

Colonial Secretary's Office,
Sydney, 9th December, 1843.

HIS Excellency the GOVERNOR desires it to be notified that all Teachers of Schools, receiving aid from Government, will in future be required to transmit their claims to the Audit Office within one month from the termination of each Quarter; and that those claims which shall not have been received within such period, will not be submitted for approval until the subsequent Quarter.

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

THE SUPREME COURT OF NEW SOUTH WALES.

FRIDAY, the first day of December, 1843.

IT having been intimated to the Judges that it is the intention of the Government to discontinue the Establishment of the Debtors' Prison at Carter's Barracks at the end of the present year, It is hereby Ordered, that on and from the 30th day of December instant, the orders heretofore made, for the establishment of certain limits or bounds, beyond the walls of the said Prison, within which Debtors might, in certain cases, be confined, being Rules 16, 17, 18, and 19, of the standing Rules or Orders for the Regulation of the Sheriff's Office, shall be, and the same are hereby severally repealed.

It is hereby further Ordered, that on and from the said thirtieth day of December, the Debtors' Prison of this Court, to be used in lieu of the said Prison at Carter's Barracks, shall be the Prison commonly called the New Gaol, at Darlinghurst, and that all Prisoners who shall, on the said thirtieth day of December, be confined for Debt in the aforesaid Prison at Carter's Barracks, shall on that day be, by the Sheriff, removed to and confined within the said New Gaol accordingly.

JAMES DOWLING, C. J.
W. W. BURTON.
ALFRED STEPHEN.

THE SUPREME COURT OF NEW SOUTH WALES.

THURSDAY, the 21st day of December, 1843.

IT having been intimated to the Judges that it is the intention of Her Majesty's Government to discontinue the Establishment of the several Gaols at Campbelltown, Liverpool, and Windsor, at the end of the present year. It is hereby ordered, that on the thirtieth day of December instant, all Prisoners who shall then be confined in the aforesaid Gaols at Campbelltown, Liverpool, and Windsor, shall be, by the Sheriff, removed to and confined within the Gaol at Parramatta.

JAMES DOWLING, C. J.
W. W. BURTON.
ALFRED STEPHEN.

HORSE STEALING.

WITH reference to my notice in the *Government Gazette* of the 20th January, 1843, respecting the undermentioned Horse, which is still in the possession of the Goulburn Police, Notice is hereby given, that the same will be sold at the door of the Police Office, Goulburn, at 12 o'clock, noon,

on Saturday, the 13th day of January, 1844, if not previously claimed.

DESCRIPTION—A dark bay horse, lately broken in, black points, roman nose, three years old, branded EJ on near shoulder, S newly branded on both shoulders, done apparently with a piece of iron hoop, tail has been recently docked, 15 hands 3 inches high, well bred.

By order of the Police Magistrate,

WILLIAM HUNT, Chief Constable.

Police Office, Goulburn, 14th December, 1843.

NOTICE.

WILL be sold by Auction, at the Border Police Station, M'Leay River, on Monday, the 5th day of February, 1844, at 12 o'clock, a quantity of cedar in fitch, estimated at about 70,000 feet, cut at the Bellingen River, and now lying principally at the mouth of that River, ready for shipment.

The above timber has been seized on the part of the Crown, having been cut contrary to the provisions of the Act of Council, 2nd of Victoria, No. 27, section 3.

ROBERT G. MASSIE, J.P.

Commissioner Crown Lands.

Commissioner of Crown Lands Office,

M'Leay River, 30th November, 1843.

NOTICE.

A General Muster of Ticket of Leave Holders, for the Police District of Braidwood, will be holden at the Court House, Braidwood, on the 10th day of January next, when the personal attendance of all parties holding such indulgence will be required.

By order,

W. A. MACDONOGH,

Clerk of Petty Sessions.

Braidwood, 15th December, 1843.

GENERAL MUSTER OF TICKET OF LEAVE HOLDERS FOR THE DISTRICT OF PATRICK'S PLAINS.

ALL Ticket of Leave Holders for the District of Patrick's Plains, are hereby required, in accordance with the 4th and 5th section of the Regulations of 12th October, 1841, either personally, or in writing, to report their names, residences, the names of their masters or employers, their trade or calling, or means of maintaining themselves, at the Court of Petty Sessions, at Singleton, between the 1st and 14th of January, 1844.

These Reports may, however, in accordance with the 7th section of the said Regulations, be made by the master or employer, instead of the man himself, if he be in hired service.

All Ticket of Leave Holders neglecting so to report themselves, will be subject to the immediate cancellation of their Tickets, as provided by the 23rd section.

HENRY BAILEY,

Clerk of Petty Sessions, Singleton.

IN custody of the Police, at Queanbeyan:—

A dark-brown mare, about 14½ hands high, square tail and rather long, branded 8 near shoulder, H&4 near side saddle, no white about her, except saddle marks.

She was left at Gundaroo by Bushrangers, and is stated to have been stolen by them from the neighbourhood of Yass.

By order of the Bench,

ALFRED WITTS, Chief Constable.

Police Office, Queanbeyan, December 11, 1843.

THE undermentioned property, taken from Prisoners of the Crown illegally at large, and others, will be sold at this Office, at noon on Saturday, the 13th day of January, 1844, if not claimed on or before that day:—

1 wool bed and pillow, 5 blankets, 1 cotton quilt, 4 case knives and 2 forks, 1 bullock chain, 1 pair of hames, 1 piece of sole leather, 1 steel, 1 pair spurs, 6 bullock bows, 2 old steel mills, 3 pair half boots, 4 clasp knives, 1 ten gallon keg, 1 pair moleskin trowsers, 1 moleskin jacket, 1 flute, 1 box sundries.

By order of the Police Magistrate,

WILLIAM HUNT, Chief Constable.

Police Office, Goulburn, 14th December, 1843.

IT is hereby notified, that the advertisement establishing a Public Pound at Clarence Town, District of Paterson, as published in the *Government Gazette* of the 8th December instant, is rescinded, having been published in error.

By order of

EDWARD JOHNSTONE,

CHARLES BOYDELL, and

ALEXANDER WARRAN, Esquires,

Justices in Petty Sessions.

R. STUDDERT,

Clerk of Petty Sessions.

Police Office, Paterson, 14th December, 1843.

QUARTER SESSIONS.

NOTICE is hereby given, that a Court of General Quarter Sessions of the Peace, in and for the Colony of New South Wales, will be holden at the Court House, Maitland, on Monday, the 8th day of January, 1844, when and where 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.

JOSEPH CHAMBERS,

Clerk of the Peace.

Court House, Maitland,

8th December, 1843.

QUARTER SESSIONS.

NOTICE is hereby given, that a Court of General Quarter Sessions of the Peace, in and for the Colony of New South Wales, will be holden at the Court House, Parramatta, on Tuesday, the 2nd day of January, 1844, when and where 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.

Criminal Court House, Sydney,

5th December, 1843.

NOTICE is hereby given, that the usual License of Departure was this day granted to Charles Hindman, to proceed in the barque "Constant," bound to London, agreeably to the 10th section of the Act of Council, 4 Victoria, No. 17.

H. H. BROWNE, J. P.

Superintendent of Water Police.

Water Police Office,
Sydney, 22nd December, 1843. 4779

In the Insolvent Estate of Thomas Mahoney Crosbie, of Melbourne, in the District of Port Phillip, builder.

NOTICE TO CREDITORS.

TAKE notice, that on Friday, the 9th day of February next, or as soon after as the Court may sit, I, the above-named Insolvent, intend to apply to the Honorable the Supreme Court, for the District of Port Phillip, for the allowance of my Certificate, in pursuance of the provisions of the Act of the Governor and Council of New South Wales, passed in the fifth year of the reign of Her present Majesty Queen Victoria, No. 17.—Dated at Melbourne, this 14th day of December, 1843.

4783 THOMAS MAHONEY CROSBIE.

In the Insolvent Estate of George Maughan.

I hereby appoint a Special Meeting of the Creditors of the above-named Insolvent to be holden before me, at the Supreme Court House, Sydney, on Saturday, the 30th day of December, 1843, to commence at 11:30, a.m., and end at noon, for proof of Debts against the said Estate.—Sydney, 23rd December, 1843.

WILLIAM H. KERR,
Chief Commissioner.

4792

In the Insolvent Estate of Peek and Campbell.

FREDERICK PARBURY and Grinsell Old having been confirmed Trustees to the above Estate, this is to give notice, that all Debts due to the same are to be paid to them, and that a third General Meeting will be held before me, at the Supreme Court House, Sydney, on Monday, the 5th day of February, 1844, to commence at 10, a.m., and end at 10:30, a.m., then and there to receive further proof of Debts, and to receive the report of the Trustees as to the condition of the said Estate, also to give directions as to its future management.—Sydney, 23rd December, 1843.

WILLIAM H. KERR,
Chief Commissioner.

4791

In the Insolvent Estate of Noah Bushby.

DAVID JONES having been confirmed Trustee to the above Estate, this is to give Notice, that all Debts due to the same are to be paid to him, and that a third General Meeting will be held before me, at the Supreme Court House, Sydney, on Tuesday, the 23rd day of January, 1844, to commence at 10, a.m., and end at 10:30, a.m., then and there to receive further proof of Debts, and to receive the Report of the Trustee as to the condition of the said Estate, also to give directions as to its future management.—Sydney, 23rd December, 1843.

WILLIAM H. KERR,
Chief Commissioner.

4788

In the Insolvent Estate of Edward Dormer O'Reilly.

JOHNS HOLDSWORTH and Elias Carpenter Weekes having been confirmed Trustees to the above Estate, this is to give Notice, that all Debts due to the same are to be paid to them, and that a third General Meeting will be held before me, at the Supreme Court House, Sydney, on Saturday, the 27th day of January, 1844, to commence at 11, a.m., and end at 11:30, a.m., then and there to receive further proof of Debts, and to receive the report of the Trustees as to the condition of the said Estate, also to give directions as to its future management.—Sydney, 23rd December, 1843.

WILLIAM H. KERR,
Chief Commissioner.

4790

In the Insolvent Estate of W. J. Morris.

ROBERT RAMSAY and Henry Phillips having been confirmed Trustees to the above Estate, this is to give Notice, that all Debts due to the same are to be paid to them, and that a third General Meeting will be held before me, at the Supreme Court House, Sydney, on Saturday, the 27th day of January, 1844, to commence at 11:30, a.m., and end at noon, then and there to receive further proof of Debts, and to receive the report of the Trustees as to the condition of the said Estate, also to give directions as to its future management.—Sydney, 23rd December, 1843.

WILLIAM H. KERR,
Chief Commissioner.

4789

In the second Insolvent Estate of Mathew Maloney, of Melbourne, publican.

MICHAEL CROKER having been confirmed Provisional Trustee in the above Estate, this is to give notice, that all Debts due to the Estate are to be paid to him.—Dated this 16th day of December, 1843.

WILLIAM VERNER,
Chief Commissioner.

4782

In the Insolvent Estate of Francis John King, jun., of the Port of Sydney, master mariner.

WHEREAS the Estate of Francis John King, junior, was, on the 22nd day of December, 1843, placed under Sequestration in my hands, by order of His Honor Mr. Justice Stephen, I hereby appoint a Meeting of the Creditors of the said Francis John King, junior, to be holden at the Supreme Court House, Sydney, on Saturday, the 6th day of January, 1844, to commence at 2, p.m., and end at 2:30, p.m., for proof of Debts, and election of a Trustee or Trustees, for the collection, administration, and distribution of the said Insolvent's Estate; and unless at the said Meeting it be shewn that the goods and effects of the Insolvent exceed £100, the Commissioner will summarily proceed to rank the Debts which shall be then proved, and will direct the proceeds to be distributed by the Trustees accordingly.—Dated this 23rd day of December, 1843.

WILLIAM H. KERR,
Chief Commissioner of Insolvent Estates.

4795

In the Insolvent Estate of John French, of Regentville, engineer.

WHEREAS the Estate of John French was, on the 22nd day of December, 1843, placed under Sequestration in my hands, by order

of His Honor Mr. Justice Stephen, I hereby appoint a Meeting of the Creditors of the said John French to be holden at the Supreme Court House, Sydney, on Wednesday, the 3rd day of January, 1844, to commence at noon, and end at 12:30, p.m., for proof of Debts, and election of a Trustee or Trustees, for the collection, administration, and distribution of the said Insolvent's Estate; and unless at the said Meeting it be shewn that the goods and effects of the Insolvent exceed £100, the Commissioner will summarily proceed to rank the Debts which shall be then proved, and will direct the proceeds to be distributed by the Trustees accordingly.—Dated this 23rd day of December, 1843.

WILLIAM H. KERR,
4796 Chief Commissioner of Insolvent Estates.

In the Insolvent Estate of Joseph Backles, of George-street, Sydney, portrait painter.

WHEREAS the Estate of Joseph Backles was, on the 22nd day of December, 1843, placed under Sequestration in my hands, by order of His Honor Mr. Justice Stephen, I hereby appoint a Meeting of the Creditors of the said Joseph Backles to be holden at the Supreme Court House, Sydney, on Monday, the 3rd day of January, 1844, to commence at 2, p.m., and end at 2:30, p.m., for proof of Debts, and election of a Trustee or Trustees, for the collection, administration, and distribution of the said Insolvent's Estate; and unless at the said Meeting it be shewn that the goods and effects of the Insolvent exceed £100, the Commissioner will summarily proceed to rank the Debts which shall be then proved, and will direct the proceeds to be distributed by the Trustees accordingly.—Dated this 23rd day of December, 1843.

WILLIAM H. KERR,
4797 Chief Commissioner of Insolvent Estates.

In the Insolvent Estate of Christopher O'Brien, of Elizabeth-street, Sydney, teacher.

WHEREAS the Estate of Christopher O'Brien was, on the 22nd day of December, 1843, placed under Sequestration in my hands, by order of His Honor Mr. Justice Burton, I hereby appoint a Meeting of the Creditors of the said Christopher O'Brien to be holden at the Supreme Court House, Sydney, on Saturday, the 6th day of January, 1844, to commence at 2:30, p.m., and end at 3, p.m., for proof of Debts, and election of a Trustee or Trustees, for the collection, administration, and distribution of the said Insolvent's Estate; and unless at the said Meeting it be shewn that the goods and effects of the Insolvent exceed £100, the Commissioner will summarily proceed to rank the Debts which shall be then proved, and will direct the proceeds to be distributed by the Trustees accordingly.—Dated this 23rd day of December, 1843.

WILLIAM H. KERR,
4793 Chief Commissioner of Insolvent Estates.

In the Insolvent Estate of Alexander McLean, formerly of George-street, Sydney, baker.

WHEREAS the Estate of Alexander McLean was, on the 21st day of December, 1843, placed under Sequestration in my hands, by order of His Honor Mr. Justice Burton, I hereby appoint a Meeting of the Creditors of the said Alexander McLean

No. 111. DECEMBER 26, 1843.—4

to be holden at the Supreme Court House, Sydney, on Wednesday, the 3rd day of January, 1844, to commence at 11:30, a.m., and end at noon, for proof of Debts, and election of a Trustee or Trustees, for the collection, administration, and distribution of the said Insolvent's Estate; and unless at the said Meeting it be shewn that the goods and effects of the Insolvent exceed £100, the Commissioner will summarily proceed to rank the Debts which shall be then proved, and will direct the proceeds to be distributed by the Trustees accordingly.—Dated this 23rd day of December, 1843.

WILLIAM H. KERR,
4794 Chief Commissioner of Insolvent Estates.

In the Insolvent Estate of David John Thomas, of Melbourne, in the District of Port Phillip, surgeon.

WHEREAS the Estate of David John Thomas was, on the 9th day of December, 1843, placed under Sequestration in my hands, by order of His Honor Mr. Justice Jeffcott, Resident Judge for the District of Port Phillip, I hereby appoint a Meeting of the Creditors of the said David John Thomas to be holden before me, at my Office, at the Supreme Court House, Melbourne, on Tuesday, the 26th day of December instant, at 1 o'clock, for proof of Debts; and another Meeting will be holden before me, at the same place, on Monday, the 1st day of January next, at 11 o'clock, for the like purpose, and electing a Trustee or Trustees.—Dated this 16th day of December, 1843.

WILLIAM VERNER,
4780 Chief Commissioner.

In the Insolvent Estate of George Sherwin, of the Plenty, in the District of Port Phillip, settler.

WHEREAS the Estate of George Sherwin was, on the 14th day of December, 1843, placed under Sequestration in my hands, by order of His Honor Mr. Justice Jeffcott, Resident Judge for the District of Port Phillip, I hereby appoint a Meeting of the Creditors of the said George Sherwin to be holden before me, at my Office, at the Supreme Court House, Melbourne, on Tuesday, the 26th day of December instant, at half-past one o'clock, for proof of Debts; and another Meeting will be holden before me, at the same place, on Monday, the 1st day of January next, at twelve o'clock, for the like purpose, and electing a Trustee or Trustees.—Dated this 16th December, 1843.

WILLIAM VERNER,
4781 Chief Commissioner.

NOTICE is hereby given, that the Executors named in the Will of Thomas Braidwood Wilson, late of Braidwood, in the county of St. Vincent, in the Colony of New South Wales, Esq., deceased, bearing date the 1st day of June, 1842, intend to apply to the Honorable the Supreme Court of New South Wales, to grant to them probate of the said Will.

Dated this 22nd day of December, in the year of our Lord one thousand eight hundred and forty-three.

CARR, ROGERS & OWEN,
4784 Proctors for the said Executors.

NOTICE is hereby given, that James Holt, of Sydney, in the Colony of New South Wales, Merchant, intends to apply to the Honorable the Supreme Court of New South Wales, to commit to him Administration of and to the effects of William Challenger, late of Sydney aforesaid, Gentleman, deceased.

Dated this 22nd day of December, in the year of our Lord one thousand eight hundred and forty-three.

CARR, ROGERS & OWEN,
Proctors for the said James Holt.

4787

In the Insolvent Estate of George Rowley.

A Special Meeting of the Creditors of the above-named Estate is hereby called by Acton Sillitoe, expressly for the purpose of proving his Debt, to be holden before the Chief Commissioner, at the Supreme Court House, King-street, Sydney, on Wednesday, the 27th day of December instant, to commence at 11:30, a.m., and end at noon.—Dated this 22nd day of December, A.D., 1843.

CARR, ROGERS & OWEN,

Attorneys for the said Acton Sillitoe.

4785

I, **JOSIAH ALLEN BETTS**, of Wilmington, in the District of Windsor, in the Colony of New South Wales, farmer and grazier, do hereby give notice, that I have this day obtained, from three-fourths in number and value of my Creditors, a Letter of License, giving me time for the payment of my debts by three instalments of 6s. 8d. in the pound, with interest thereon, after the rate of five per cent, to be paid respectively on the 1st day of January, 1845, on the 1st day of July, 1845, and on the 1st day of January, 1846, and the verified statement, on the perusal of which such Letter of License was executed, has been filed by me of record in the Supreme Court of New South Wales.

Dated this 23rd day of December, one thousand eight hundred and forty-three.

J. A. BETTS.

4784

In the Insolvent Estate of H. T. Sheldon.

By order of the Trustees.

MR. **SAMUEL LYONS** will sell by Auction, at his Mart, corner of George-street and Charlotte-place, on Friday, the 29th instant, at Eleven o'clock precisely—

A mixed herd of Cattle, well bred, and now running a little to the southward of Broulee, consisting of—

67 Cows
11 working Bullocks
39 Heifers
71 Bullocks & Steers

188 head, more or less

The herd is from the best stock in the Colony, and the Cows are broken in, and good milkers.

Terms at sale.

T. W. SMART.
SAMUEL LYONS.

4721

Trustees.

In the Insolvent Estate of Charles Marsden.

By order of the Trustees.

MR. **SAMUEL LYONS** is instructed to sell by public Auction, at his Mart, corner of George-street and Charlotte-place, on Tuesday, 9th January, at 11 o'clock precisely, the following Sheep, Cattle, and Land, belonging to the above Insolvent Estate:—

1,370 ewes, all ages
1,163 lambs to ditto
460 aged wethers
628 fourteen months old ditto
590 fourteen months old ewes
196 two years old ewes
115 lambs to ditto
67 rams

4,589 head;—running on the estate of Bogie, near Bathurst.

14 bulls
28 bullocks
16 working bullocks
49 cows

107 head;—running on the same estate

The well-known estate of Bogie, consisting of three thousand one hundred and sixty acres of land, with buildings and improvements thereon; and Another portion of the above estate, consisting of one thousand acres, with improvements and dwellinghouse, stockyard, fencing, and fifty acres of paddock; also,

The equity of redemption of the Estate of Mamre, South Creek, consisting of one thousand acres, five hundred acres of which are cleared, with dwellinghouse, extensive orchard and garden, barn, stabling, and enclosed paddock.

Further particulars will be given before day of sale.

Terms at Sale.

ROBERT CAMPBELL, Jun.,
JOSEPH M'KENNA,

4750

Trustees.

In the Supreme Court.

Lyons v. Dobson.

ON Wednesday, the 15th day of January next, at noon, at the London Tavern, Sydney, the Sheriff will cause to be sold by public Auction, under and by virtue of the authority to him given by an Act of Council, 5 Victoria, No. 9, all the right, title, interest, and estate, of the above Defendant, in and to the Equity of Redemption of—

All that piece or parcel of Land, situate in the town of Sydney, parish of Saint Phillip, containing by admeasurement $37\frac{1}{2}$ perches, allotment No. of section No. 58; bounded on the east by the building line of Clarence-street, bearing north 16 degrees, west $100\frac{1}{4}$ links; on the north by the building line of Margaret Place, bearing west 15 degrees, south 221 links; on the west by the building line of Kent-street, bearing south 16 degrees, east $113\frac{1}{2}$ links; and on the south by a line bearing east 14 degrees 30 minutes, north $17\frac{1}{2}$ links; then east 22 degrees 30 minutes, north 92 links; then south 16 degrees 30 minutes, east $5\frac{1}{2}$ links; then east 20 degrees 30 minutes, north 83 links; then east 15 degrees, north 30 links;

with the substantial Public-House, and other brick Buildings thereon standing and being, the same being subject to a Mortgage for eleven hundred pounds to Thomas Shadforth, Esq., with an arrear of interest thereon.

Further particulars may be learned upon application to Brent Clements Rodd, Plaintiff's Attorney, Pitt-street, Sydney.

Unless this Execution be previously satisfied.

CORNELIUS PROUT, Under Sheriff.

Sheriff's Office, Sydney,
9th December, 1843.

4684

In the Supreme Court.

Wilde v. Wood.

Evans v. same.

ON Wednesday, the 15th day of January next, at noon, at the London Tavern, Sydney, the Sheriff will cause to be sold by public Auction, under and by virtue of the authority to him given by an Act of Council, 5 Victoria, No. 9, all the right, title, interest, and estate, of the above Defendant, in and to the Equity of Redemption of—

All the Right and Equity of Redemption, and other Estate and Interest of the above-named Defendant, into and out of all that piece or parcel of Land in the town of Sydney; bounded on the north by premises of Ambrose Foss, being a line east 4 degrees 40 minutes, north 54 feet 6 inches; on the west by Elizabeth-street 19 feet; on the south by a street leading to Mackaness Garden 52 feet 10 inches; and on the east by the premises hereinafter next described 22 feet 9 inches; also, all that piece or parcel of Land, bounded on the west by the premises hereinbefore described 22 feet 9 inches, and by the premises of Ambrose Foss 39 feet; on the north by a reserved road, by a line bearing east 4 degrees 40 minutes, north 15 feet; on the east by other premises of Thomas Jones 53 feet; on the south by the street leading to Mackaness Garden; also, all that piece or parcel of Land situate in Goulburn-street; bounded on the north by a reserved road 45 feet; on the east by land of William Lyret 59 feet; on the south by Goulburn-street 45 feet; and on the west by land of Frederick Peterson 58 feet, together with the Public House, Butcher's Shop, and other brickbuilt Buildings thereon erected.

Unless this Execution be previously satisfied.

CORNELIUS PROUT, Under Sheriff.

Sheriff's Office, Sydney,
9th December, 1843.

4685

In the Supreme Court.

Sheriff's Office, Sydney, 21st December, 1843.

Rattray v. Ryan.

ON Thursday, the 25th day of January next, at noon, at the London Tavern, Sydney, the Sheriff will cause to be sold by Public Auction, under and by virtue of the authority to him given by an Act of Council, 5 Victoria, No. 9, all the right, title, interest, and estate of the above Defendant, in and to the Equity of Redemption of—

All that piece or parcel of Land, situate at Wolombi, and said to contain about 640 acres, bounded by

Clink's, Palmer's, and Government Land, about 17 acres cleared, with a slabbed cottage thereon.— Unless this Execution is previously satisfied.

CORNELIUS PROUT,
Under Sheriff.

4772

IMPOUNDED at Bankstown, 16th December, 1843:—

1 bay mare, small star on forehead, has saddle marks, switch tail, black points, branded apparently J-I on near shoulder, stands about 14 hands high.

1 brindle poley bullock, a rusty white spot on top of shoulders, white spot on near thigh, strawberry belly, off ear marked, branded apparently JJ on near hip, apparently AE on back, and apparently I-E conjoined on shoulder off side.

1 white bullock, with small black spots, brown ears, branded apparently MA on off hip.

1 strawberry poley bullock, off ear marked, branded apparently UB on near hip.

If not claimed and released before Monday, the 15th day of January next, the above will be sold at the Pound, according to Act of Council.

THOMAS HAGERTY, Poundkeeper.

11s. 3d.

4731

IMPOUNDED at Murrumbidgee, on the 12th instant, from Warrin's Creek:—

1 red bullock, two notches in off ear, branded TW off rump.

1 red-sided or strawberry cow, near ear slit, branded AWH near ribs, apparently 4 near thigh.

1 brindle-sided bullock, branded apparently JM off rump, C or O with DAY or DAT under off thigh, resembling with a diamond under near rump, diamond near shoulder.

1 red bullock, branded DC off rump.

1 dark yellow cow, branded ST off thigh.

O

1 blue-sided bullock, branded GR or OR off rump, apparently IY off ribs.

1 red and white bullock, snail horned, branded FH off thigh, BU near rump, top off off ear.

1 brindled and white cow, branded 19 near rump, P off rump, RR off thigh.

1 brindled and white bullock, off ear slit, branded JB off rump, like JB or IB off thigh.

1 red-sided bullock, off ear marked, branded CM near rump, 2 near shoulder.

1 blue and white spotted cow, same brands.

1 brown and white bullock, branded QL conjoined off rump.

1 brown and white bullock, branded QL conjoined off rump.

1 red-sided cow, branded EH or ER near ribs.

1 yellow-sided cow, snail horned, branded B off rump, O or 9 near rump.

1 red bullock, branded HB off rump and thigh.

1 yellow-sided bullock, branded NK near ribs, 18 near thigh.

1 dark brindled and white cow, branded JWB near rump, both ears notched.

1 black-sided cow, both ears notched, branded 3 near rump, 33 near thigh.

1 black-sided cow, branded 3 near rump, TW near thigh.

1 red and white bullock, snail horned, branded W near shoulder.

1 red-sided bullock, branded GI or GR off rump.

27 27

1 red bullock, white belly, branded I off thigh, J-J conjoined off ribs.

1 dark brindled steer, about 2 years old, a brand resembling WS on the neck off side.

1 red cow, branded apparently W near shoulder, 23 near rump, O near thigh.

1 blue-sided cow, branded KY near rump, M near thigh, 8 off thigh, a heifer calf by her side.

1 red-sided steer, branded SC off rump.

1 yellow-sided stag, top off off ear, branded F near thigh.

If not released they will be sold on Monday, the 15th January, according to Act of Council.

A. S. F. MACKINTOSH, Poundkeeper.

£1 1s. 3d.

4763

IMPOUNDED at Murrurundi, on the 1st December, 1843, from the A. A. Company's Estate, Peel's River:

1 brindle and white cow, branded 8 near shoulder, on the near rump resembling BS conjoined.

1 yellow bullock, branded W A off rump, piece out of off ear.

1 red and white working bullock, brand flogged out on the near rump, both ears marked.

1 brown bullock, branded E near shoulder, LE near ribs, RW near rump, 9 off rump, DW off shoulder.

1 brown bullock, branded SB off rump and ribs.

1 yellow bullock, branded L near shoulder, LE near ribs, RW off rump, DW off shoulder.

1 yellow-sided cow, branded D in a circle off shoulder, an indistinct brand on off rump, Tr apparently conjoined, near ribs.

1 yellow bullock, branded ST off rump, DW off ribs, top off ear.

1 yellow-sided hoop horned bullock, branded AD off rump, apparently R near rump.

1 red and white steer, branded B within a circle on off ribs, 5 off rump.

1 red and white poley bullock, notch out of off ear, branded A off rump, apparently 1 near ribs.

1 yellow-sided cow, branded IS off rump, blotched brand off shoulder, top off near ear.

1 brindled snail-horned bullock, branded CC off ribs.

1 brown and white bullock, branded WA off rump, off ear split.

1 red and white bullock, ears cropped, branded EB off rump, TD off ribs, A off shoulder.

1 yellow-sided poley cow, branded BW near ribs, with a female calf by her side.

1 yellow bullock, branded JB conjoined near thigh.

1 yellow-sided bullock, branded apparently DC off rump, C off thigh.

1 brown and white cow, branded WS off rump, SM off ribs, with a calf by her side.

1 yellow and white bullock, branded Hy off rump, 2 off ribs, 2 near rump, blotched brand near ribs.

1 strawberry bull, aged, branded CH near rump.

1 red bull, about 12 months old, unbranded.

1 black bullock, white belly, branded TP off rump and thigh.

1 strawberry bullock, branded LG off rump, D-L conjoined, off thigh, 5F off ribs, 3 off shoulder.

1 strawberry cow, branded apparently IH off rump, R off thigh, with a calf by her side.

1 red poley cow, star in forehead, notch cut off off ear, TA off rump, with a calf by her side.

1 red bullock, branded C 7 near rump, CT near thigh, apparently SS off ribs.

1 red bullock, top off near ear, a brand resembling OB conjoined off rump and thigh.

1 strawberry cow, branded AW off ribs, Wq off rump, BW off thigh.

1 brown-sided cow, short tail, several indistinct brands on the near rump and thigh, with a calf by her side.

1 yellow and white bullock, branded CH off rump and thigh, 2 off shoulder.

1 strawberry cow, branded JC off rump and ribs, JL off ribs, with a calf by her side.

1 yellow cow, off ear slit, branded JD off rump, A off ribs, JB off thigh.

1 blue-sided bull, about 10 months old, unbranded.

1 brindled bullock, branded W near ribs.

1 grizzled bullock, brand resembling HB near rump, notch out of near ear.

1 red-sided poley cow, branded 2 near rump and thigh, BF off rump, both ears cropped.

1 strawberry bullock, notch out of off ear, branded A off rump.

1 brown cow, branded C near shoulder

1 black bullock, branded JC near shoulder, ribs and rump, 2 near thigh, D-L near thigh.

1 blue and white spotted bullock, branded apparently S within a circle near ribs, like A B off rump.

1 brindled bullock, white belly, branded O on both sides of the rump, WI off ribs, top off off ear.

1 red bullock, branded ST off rump, O off thigh and shoulder, DW off ribs.

1 red and white spotted bullock, branded SC off rump, C within a circle off ribs.

1 black cow, branded RC off rump, SC off thigh, C within a circle off ribs, Bn near rump.

1 yellow and white bullock, branded RH off rump, S or 8 off thigh.

1 red and white bull calf, about 8 months old, unbranded.

1 red heifer, branded TC off rump and thigh, omitted to be previously advertised.

1 red working bullock, branded 2 near rump, an indescribable brand before C off rump, 38 off thigh.

1 red and white bullock, branded IS off rump.

If the above described cattle are not released, they will be sold on Monday, the 9th January, 1844, to defray expenses.

A. S. F. MACKINTOSH, Poundkeeper.

4691 £1 13s. 6d.

IMPOUNDED at St. Aubins, Scone, on the 9th of December, from Segenhoe:—

1 brindle-sided cow, branded RW off rump, DW off shoulder, with a male calf by her side.

1 strawberry bull stag, branded WB off rump.

1 red bullock, branded R conjoined off rump, DC near rump, 55 near shoulder.

1 yellow-sided cow, piece out of near ear, branded JD near rump, DM over rump, with a heifer calf by her side.

1 dark red heifer calf, no brand legible.

1 black heifer calf, no brand legible.

1 brindle-sided steer, no brand legible.

1 yellow cow, branded 38 off rump, near rump with two bells.

1 yellow brindle-sided cow, branded IS near ribs, 38 off ribs, with a heifer calf by her side.

1 red cow, branded G near ribs, 79 near thigh.

1 yellow cow, off ear slit, branded 38 off rump, W before a bell near rump, 8 near ribs, with a male calf by her side.

1 brindle-sided bull stag, a blotched brand, but has some resemblance of W near ribs.

1 brindle-sided bullock, branded RP off ribs, 2 off thigh, piece out of off ear.

1 brindle and white cow, branded B in diamond off rump, with a male calf by her side.

1 red and white poley cow, branded MC off rump, AA near ribs, with a male calf by her side.

1 yellow-sided cow, branded 4D off shoulder, with a red and white heifer calf by her side, both ears marked.

1 blue and white speckled cow, branded B in diamond off rump, with a male calf by her side.

1 red and white heifer, branded R.W near rump, DH off rump.

1 strawberry steer, no brand legible.

1 red cow, both ears slit, branded like Q off rump, AM near rump, RB off thigh, with a heifer calf by her side.

1 red-sided snail-horned bullock, branded WA near rump.

If not duly released they will be sold on the 8th day of January, 1844, pursuant to Act of Council.

JOHN CLARK, Poundkeeper.

4715 18s. 6d.

IMPOUNDED at Goulburn, 18th December, 1843:—

1 red and white coloured ox, branded RC off rump.

1 bay entire horse, docked tail, branded MD near shoulder, 51 off shoulder, about 14 1/2 hands high, aged.

1 dark brown horse, switch tail, branded JOS off neck, S off shoulder, about 6 years old, 14 1/2 hands high.

If not claimed and released before the 20th January, 1844, the above will be sold at the Pound, according to Act of Council.

J. MARSDEN, Poundkeeper.

4769 9s. 6d.

IMPOUNDED at Liverpool, on the 11th December, 1843:—

1 brindled cow, both ears slit, branded CC or GC on the off ribs and shoulder, an illegible brand on off rump, LB near shoulder, H¹ conjoined near rump.

Also on the 15th instant.

1 light brown-sided cow, white back and belly, near ear slit, branded WL on the off shoulder and ribs, 1L off rump, 1H near ribs, with a red bull calf by her side, back, belly, and hind legs partly white, about 6 months old, unbranded.

If not released on or before the 13th day of January, 1844, the same will be sold according to Act of Council.

STEPHEN PEARCE, Poundkeeper.

4752 Liverpool, December 19, 1843. 10s. 3d.

IMPOUNDED at Seabam Pound, 9th December, 1843, from the Estate of Dr. Scott:—

1 red cow, branded MOL or MAL on the off thigh.
1 red red and white steer, branded D on the near side ribs.

1 black steer, little white on back and belly, branded like J on off thigh.

M
1 brindle and white steer, branded like NN on off ribs; damages 2d. per head.

If not claimed on or before the 6th January, 1844, they will be sold at noon, according to Act of Council.

JOHN SAWARD, Poundkeeper.

4746 10s. 3d.

IMPOUNDED at Bankstown Pound, 1st of December, 1843:—

1 brown or dark bay entire horse, bald face, long tail, black points, branded apparently AA on near shoulder, three years old, stands about 15 hands high; damages £5.

Also, on the 10th instant:—

1 light brown or dark bay mare, switch tail, black points, sore on the back and sore on the inside of near hind knee, cut with the saddle girth, branded apparently H under the mane, R on shoulder off side, stands about 14 hands high.

If not claimed and released before Monday, the 8th day of January next, they will be sold at the Pound on that day according to Act of Council.

THOMAS HAGERTY, Poundkeeper.

4718 10s. 6d.

IMPOUNDED at Cowra Rocks Pound, 7th December, 1843, from the Estate of G. Rankin, Esq., Molyan:—

1 aged grey horse, lame off hind leg, newly shod, brand indescribable off shoulder, L near shoulder, BORD off side neck under mane.

1 black pyeball mare, silver tail, fore feet white up to fetlocks, white spots along the back, supposed brand CO

SM
-6-
under saddle, C near shoulder, broken in to saddle, with a mouse color or piebald filly foal by her side unbranded, about ten months old.

If not released on or before the 3rd day of January, 1844, they will be sold agreeable to Act of Council.

WILLIAM BEST, Poundkeeper.

4723 10s. 9d.

IMPOUNDED at Marulan Pound, on the 18th December, 1843:—

1 yellow cow, branded HF off ribs, slit in near ear, calf by her side not branded. 2

1 yellow poley cow, branded apparently C I L off ribs, 2

2 off shoulder, with a calf by her side, not branded.

TB

1 dark red cow, branded PJ off rump, with a bull calf by her side, not branded

1 brindle-sided cow, white back, belly, and tail, branded HI off rump, with a bull calf by her side, not branded.

1 yellow and white bull, branded DR off rump, BA off hip.

If the above cattle are not claimed or released on or before the 12th day of January, 1844, they will be sold at noon.

WILLIAM ADDISON, Poundkeeper.

4770 10s. 9d.

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IMPOUNDED at Anvil Creek, 7th December, 1843:—

1 bay filly, white down the face, long tail, branded JS near shoulder.

1 brown or dark bay filly, black legs, long tail, branded 8 near shoulder.

MS

8

1 brown filly, black legs, near hind foot white, star in forehead, long tail, branded IT under saddle near side, I near thigh, R or J R conjoined near shoulder.

1 roan mare, short switch tail, dark points, seems tender in her fore feet and legs, branded MS near shoulder; damages 2s. 6d. per head.

If the above are not released before the 8th January next, they will be sold pursuant to Act of Council.

E. FRANKS, Poundkeeper.

4692 11s.

IMPOUNDED at Singleton, Patrick's Plains, on the 16th December, 1843:—

1 strawberry poley cow, branded WT off ribs, a cut in off ear, with a red female calf by her side, unbranded.

1 yellow cow, branded WT off ribs, white back and belly, branded CR conjoined near ribs, 4 near hip, a cut in off ear.

1 black steer, white flanks, branded IC off rump and shoulder, like IC within a circle near ribs, near ear cropped, a cut in off ear.

1 dark brown steer, branded 22 near shoulder, JO near rump.

1 red bullock, white belly and legs, branded IW off rump, JH

C within a triangle off ribs, 9 near ribs, G near cheek.

WG

1 red and white spotted bullock, branded q-B off rump and hip.

1B

3

1 brown and white cow, a notch in both ears, if branded not legible, with a brown female calf, hind legs white, unbranded.

1 light brindle and white spotted bullock, snail horns, branded near rump a spear and W, 112 off ribs, like W near hip, a spear off rump.

1 red steer, branded W near shoulder, 3 near hip.

1 brindle bullock, snail horns, branded q R conjoined, off ribs.

1 strawberry poley bullock, branded as above off ribs.

1 brindle bullock, branded as above off ribs.

1 brindle bullock, snail horns, branded as above off ribs; damages 2d. per head.

Also, on the 2nd December,

1 strawberry bullock, branded JG J near shoulder, X within a circle, BI under near rump. M

L

1 black poley bullock, branded JT JT near shoulder, a piece off near ear.

1 red bullock, grey face, branded J near shoulder, GA near hip. M 39

1 brindle poley bullock, branded L near ribs.

JT

1 yellow bullock, branded MB near rump, O near hip, both ears cropped; damages 2d. per head.

Also, on the 8th December,

1 yellow-sided strawberry poley cow, branded RW near rump, a notch and slit near ear.

1 yellow steer, white back and belly, branded UU on off rump. U

1 yellow and white spotted heifer, branded JH off rump and ribs, WF near rump, near ear cropped, a notch in off ear; damages 1s. per head.

If the above cattle are not released on or before the 12th January, 1844, they will be sold pursuant to Act of Council.

THOMAS PATTERSON, Poundkeeper.

4768 £1 0s. 9d.

IMPOUNDED at East Maitland, by order of Samuel Clift, December 5th:—

10 wethers, shorn, the tops clipped off the near ears.

If not released they will be sold on the 15th of January, in accordance with Act of Council.

JOHN SHEEHAN, Poundkeeper.

4767 9s.

IMPOUNDED at Carcoar, the 11th December, 1843 :—

1 dark brown cow, piece off the back of the near ear, off ear half off, branded JG near rump, with a letter underneath, recently branded, not legible.

1 black and white heifer, brand off ribs not legible.

1 black poley bullock, branded JW near rump, near ear split.

1 brindle bullock, branded JW near rump, white back.

1 red poley cow, branded JM on the rump.

If the above described cattle are not claimed and released on or before the 5th day of January, 1844, they will be sold at the public Pound, to defray expenses, agreeable to Act of Council.

JAMES KERR, Poundkeeper.

4724

10s. 9d.

IMPOUNDED at Bowring, on December 11, 1843, by William Broughton, Esquire, for trespass, damages 3d. per head :—

1 red cow, branded JL off rump, AL on shoulder off side, PW on rump, O on off shoulder.

PI

1 red bull calf, unbranded

1 yellow cow, branded BIF on off rump, W on near rump.

1 brown bullock, branded MC on off rump.

1 red sided bullock, white back, branded GB off rump.

1 brindle cow, branded (O) off rump, R off side ribs.

1 red heifer, white back, unbranded.

1 red and white yearling heifer, unbranded

1 red and white bullock, branded BN on off side rump.

1 red and white bullock, branded JL on off shoulder.

AL

1 red and white steer, branded JL off rump.

1 red-sided heifer, white back, branded JM near rump.

1 brindle-sided heifer, white back, branded 2 off ribs. WH

1 red and white heifer, unbranded.

1 strawberry cow, branded TW near rump.

1 black poley cow, branded MM on ribs, AN on thigh.

4

1 red and white bullock, branded AL on rump, JL on shoulder.

1 red cow, branded JM on near rump.

1 blue-sided cow, branded BN on rump, WH on ribs, AL on shoulder.

1 blue sided heifer, branded JL on rump, JL on shoulder.

1 red cow, white back, branded M on near rump, WD off rump.

1 white cow, branded BN on rump, WM on ribs.

1 bull calf, unbranded.

1 strawberry heifer, unbranded.

2 red calfs, unbranded.

1 brown and white steer, unbranded.

1 white cow, branded R on near rump.

1 steer calf, unbranded.

1 brindle poley steer, unbranded.

1 red and white cow, branded B on rump off side.

1 red bull calf, unbranded.

1 red yearling heifer, branded AL on shoulder.

If not claimed and released within 21 days from this date, the above will be sold at the Pound, according to Act of Council.

R. W. REDMAYNE, Poundkeeper.

4722

21s.

SYDNEY :—WILLIAM JOHN ROW, Government Printer,

Bent-street,—December 26, 1843.