



PORT PHILLIP  
GOVERNMENT GAZETTE,

Published by Authority.

TUESDAY, MARCH 26, 1844.

NOTICE is hereby given, that a Court of General Quarter Sessions of the Peace for the District of Port Phillip, in the Colony of New South Wales, will be holden at the Court-house, La Trobe-street, Melbourne, on Monday, the first day of April, A.D. 1844, where all persons who have appeals or other business to transact are desired to give their attendance at ten o'clock in the forenoon.

Dated this 21st March, A. D. 1844.

HENRY F. GURNER,  
Clerk of the Peace.

PROCLAMATION.

IN pursuance of the authority in me vested by a certain Act of the Imperial Parliament of Great Britain and Ireland, passed in the 5th and 6th year of Her Majesty's Reign, intituled "An Act for regulating the Sale of Waste Land belonging to the Crown in the Australian Colonies," I do hereby notify and proclaim, that at 11 o'clock of Wednesday, the 24th day April next, the following Portions of Crown Land will be offered for sale, by public auction, at the Survey Office, in Melbourne, Port Phillip, at the upset price affixed to each lot respectively, on the terms and conditions, and under the provisions of the above recited Act. (Deposit 10 per cent.)

SUBURBAN LOTS.

1. BOURKE, 57a. 3r. 4p., Fifty-seven acres three roods and four perches, parish of Boroondara, portion No. 1; bounded on the north by a road 1 chain wide, which separates it from Crown Land, being a line bearing east 8 chains; on the east by a line bearing south 83 chains, which separates it from Crown Land; on the south by Kooyong-koot Creek; and on the west by portion No. 2, containing 40 acres and 32 perches, being a line bearing north 53 chains. Upset price £2 per acre.

2. BOURKE, 40a. 32p., Forty acres and thirty-two perches, parish of Boroondara, portion No. 2; bounded on the north by a road 1 chain wide, being a line bearing east 8 chains; on the east by portion No. 1, containing 57 acres 3 roods and 4 perches, being a line bearing south 53 chains; on the south by Kooyong-koot Creek; and on the west by portion No. 3, containing 35 acres 2 roods and 16 perches, being a line bearing north 48 chains. Upset price £2 per acre.

3. BOURKE, 35a. 2r. 16p., Thirty-five acres two roods and sixteen perches, parish of Boroondara, portion No. 3; bounded on the south by a road 1 chain wide, which separates it from Crown Land, being a line bearing east 8 chains; on the east by portion No. 2, containing 40 acres and 32 perches, being a line bearing south 48 chains; on the south by Kooyong-koot Creek; and on the west by portion No. 4, containing 34 acres 3 roods and 28 perches, being a line bearing north 43 chains. Upset price £2 per acre.

4. BOURKE, 34a. 3r. 28p., Thirty-four acres three roods and twenty-eight perches, parish of Boroondara, portion No. 4; bounded on the north by a road 1 chain wide, being a line bearing east 8 chains; on the east by portion No. 3, containing 35 acres 2 roods and 16 perches, being a line bearing south 43 chains; on the south by Kooyong-koot Creek; and on the west by portion No. 5, containing 39 acres and 2 roods, being a line bearing north 48 chains 50 links. Upset price, 12 per acre.

5. BOURKE, 39a. 2r., Thirty-nine acres and two roods, parish of Boroondara, portion No. 5; bounded on the north by a road 1 chain wide, being a line bearing east 8 chains 50 links; on the east by portion No. 4, containing 34 acres 3 roods and 28 perches, being a line bearing south 48 chains 50 links; on the south by Kooyong-koot Creek; and on the west by a road 1 chain wide, which separates it from portions Nos. 6, 11, 12, 13, 14, and 50, being a line bearing north 46 chains 50 links. Upset price £2 per acre.

6. BOURKE, 15, Fifteen acres, parish of Boroondara, portion No. 25; bounded on the north by portion No. 26, containing 17 acres and 30 perches, being a line bearing east 26 chains and 50 links; on the east by a road 1 chain wide, which separates it from portion No. 32, containing 18 acres and 3 roods, being a line bearing south 30 degrees west 7 chains 20 links; on the south by portion No. 24, containing 10 acres 2 roods and 21 perches, being a line bearing west 21 chains 75 links; and on the west by the Yarra Yarra River. Upset price £3 per acre.

7. BOURKE, 17a. 30p., Seventeen acres and thirty perches, parish of Boroondara, portion No. 26; bounded on the north by portion No. 27, containing 15 acres and 20 perches, being a line bearing east 29 chains 50 links; on the east

by a road 1 chain wide, which separates it from portion No. 31, containing 16 acres 1 rood and 25 perches, being a line bearing south 30 degrees west 7 chains 20 links; on the south by portion No. 25, containing 15 acres, being a line bearing west 26 chains 50 links; and on the west by the Yarra Yarra River. Upset price £3 per acre.

8. BOURKE, 15a. 20p., Fifteen acres and twenty perches, parish of Boroondara, portion No. 27; bounded on the north by portion No. 28, containing 16 acres 1 rood and 20 perches, being a line bearing east 31 chains 50 links; on the east by a road 1 chain wide, which separates it from portion No. 30, containing 11 acres and 2 roods, being a line bearing south 30 degrees west 5 chains 84 links; on the south by portion No. 26, containing 17 acres and 30 perches, being a line bearing west 29 chains 50 links; and on the west by the Yarra Yarra River. Upset price £3 per acre.

9. BOURKE, 16a. 1r. 20p., Sixteen acres one rood and twenty perches, parish of Boroondara, portion No. 28; bounded on the north by a road 1 chain wide, which separates it from Crown Land, being a line bearing east 34 chains; on the east by a road 1 chain wide, which separates it from portion No. 29, containing 10 acres, being a line bearing south 30 degrees west 5 chains 84 links; on the south by portion No. 27, containing 15 acres and 20 perches, being a line bearing west 31 chains 50 links; and on the west by the Yarra Yarra River. Upset price £3 per acre.

10. BOURKE, 2a. 1r. 24p., Two acres one rood and twenty-four perches, parish of South Melbourne, at St. Kilda, portion No. 6; bounded on the north-east by a road one chain wide, commencing at the east corner of allotment No. 5, being a line bearing south-east 3 chains; on the south-east by portion No. 7, containing 2 acres and 1 rood, being a line bearing south-west 8 chains; on the south-west by a reserve fronting Hobson's Bay, being a line bearing north-west 3 chains; and on the north-west by a reserve and portion No. 5, containing 1 acre 3 roods and 8 perches, being a line bearing north-east 8 chains. Upset price £50 per acre.

11. BOURKE, 2a. 1r. 24p., Two acres one rood and twenty-four perches, parish of South Melbourne, at St. Kilda, portion No. 8; bounded on the north-east by a road one chain wide, commencing at the east corner of allotment No. 7, being a line bearing south-east 4 chains; on the south-east by Crown Land, being a line bearing south-west 5 chains; on the south-west by a reserve fronting Hobson's Bay, being a line bearing 289 degrees 30 minutes 450 links; and on the north-west by portion No. 7, containing 2 acres and 1 rood, being a line bearing north-east 7 chains. Upset price £50 per acre.

Given under my Hand and the Seal of the Colony, at Government House, Sydney, this seventh day of March, in the year of Our Lord one thousand eight hundred and forty-four, and in the seventh year of Her Majesty's Keign.

(L.S.) GEORGE GIPPS,  
By His Excellency's Command,  
E. DEAS THOMSON.  
GOD SAVE THE QUEEN!

Land Office, Melbourne,  
March 13th, 1844.

THE Regulations of 21st August, 1841, relative to the occupation of Crown Lands within the limits of Location, not being generally understood to apply to the District of Port Phillip, His Honor the Superintendent has

been pleased to direct that the Regulations above-mentioned be republished for general information.

ROBERT HODDLE,  
Surveyor.

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

OCCUPATION OF CROWN LANDS WITHIN THE BOUNDARIES.

WITH reference to the Regulations of 1st August, 1831, 25th September, 1839, and 13th of February, 1840, relative to the Leasing of Crown Land within the Boundaries of Location, and to the 6th clause in the Act of Council 5 Victoria No. 1, His Excellency the Governor directs it to be notified that it having been found inconvenient to issue Annual Leases in the manner pointed out in the said Regulations, it is proposed, in future, instead of Annual Leases, to grant Licenses to Depasture Cattle and other Stock in lieu thereof.

The said Regulations have accordingly been cancelled so far as they apply to the Leases in question, and the following are to be substituted for them:—

1st. The Land for the occupation of which Licenses may be obtained will be advertised from time to time in the *Government Gazette*.

2nd. Persons wishing to have particular Lands advertised, may apply, as heretofore, to the Surveyor-General for that purpose.

3rd. No lot consisting of less than one square mile or 640 acres, will be put up, except in special cases, which may render expedient a departure from this rule; And in any case where there is a Broken Section, with water frontage, the section behind it will be added to the Lot.

4th. The upset price of each Lot will be specified in the advertisement, the bidding will be upon this upset price, and the Lot will be knocked down to the highest bidder.

The Government, however, reserves to itself the right of refusing the bidding of any one; and before any bidding is accepted, if the yearly price of the Licenses does not exceed £5, the same will be demanded at the fall of the hammer, but if above £5, a deposit of ten per cent. will be required at the fall of the hammer, and the balance to be paid within one month from the day of sale.

5th. Parties failing to pay the balance within that period will forfeit the deposit of ten per cent., and will of course acquire no right to the occupancy of the Land intended to have been included in the License.

6th. Immediately upon payment of the full amount for the License, the same will be issued by the Colonial Treasurer in the form annexed.

7th. It is to be distinctly understood that the Lands included in any such License, will be open to purchase under the ordinary Regulations; and in the event of their being sold, must be surrendered by the party upon his receiving one month's notice, but in such case the balance of the price of the License for the time it has to run will be returned to him.

8th. Parties holding Lands under License, in conformity with these regulations, will be entitled to the exclusive right of occupancy of the same during the period the License shall remain in force, for the purpose of depasturing Cattle and other stock, but a clause will be inserted in it restraining the holder from cutting cedar or other Timber, except such of the latter as may be required for domestic purposes, for firebote, fencing, stock yards, and other conveniences, for the enjoyment of the Land, provided that no part thereof be sold.

9th. In the DISTRICT OF PORT PHILLIP, licenses will be issued by the Sub-Treasurer of

the District, in the same form and manner, and subject to the same formalities, in all respects, as licenses in the Sydney District, and persons desiring to have any particular portions of Land advertised, may make application for them to the Senior Surveyor of the District.

By His Excellency's Command,

(Signed) E. DEAS THOMSON.

FORM OF LICENSE REFERRED TO.

*License to Depasture Crown Lands within the Limits of Location,*

Whereas by the Act of the Governor and Council, 5th Victoria, No. 1, it is amongst other things enacted, that no person occupying Crown Lands within the Limits prescribed for Location to settlers, having a valid License for the occupation of the same signed by the Colonial Treasurer for the time being of the said Colony, or such other officer or-officers as the Governor shall appoint, shall be liable to any penalty under the Act of Council, 2 Victoria No. 27, as the same is continued and amended by the former Act, for occupying such Lands, contrary to the provisions of the same, and whereas, on the day of 184 ., an Annual License for the occupation of the Crown Land hereinafter described, was put up to auction, when of was declared the highest bidder, at the sum of and whereas he has since duly paid into my hands the said sum.

Now therefore I, in pursuance of the authority vested in me, do hereby License the said to Depasture Cattle and other Stock upon the said Land, which is described as follows. acres in the County of , Parish of , Bounded, &c.

Provided, however, that the holder of this License shall not be entitled by virtue of the same, to cut Cedar, or other Timber, growing upon the said Land, except such of the latter as may be required for domestic uses, for fire-bote, fencing stockyards, or other conveniences, for the enjoyment of the said Land, and that no part thereof be sold. Provided, also, that this License shall be determinable on the Colonial Treasurer for the time being, or any person appointed, by the Governor in that behalf, causing notice in writing for that purpose to be given or left for the holder of this License at his usual or last place of abode, one calendar month before the time limited for cancelling the same, and on payment to him of the Balance due for the period the License would otherwise have had to run.

This License to be in force for one year from the date hereof.

Given under my hand at this day of 184 .

A. B.  
Colonial Treasurer.

11th Clause of New Land Regulations of 1st March, 1843.

"Lands of the 3rd Class, namely, Country Lots, including such as are designated 'Special Country Lots,' which may have been exposed to public competition at auction subsequent to the date hereof but not sold, may at any time be had at the upset price by the person or persons who may first apply and pay for them, at the Colonial Treasury of the District wherein they are situated.

"This regulation, however, does not extend to Town or Suburban Allotments, nor to any Land that may be held under License from the Crown, until the expiration of such License."

*In the Insolvent Estate of Joseph Cowell Passmore, of Melbourne, painter and glazier.*

WHEREAS the estate of the above-named insolvent was, on the 22nd day of March, 1844, placed under sequestration in my hands by order of his Honor Mr. Justice Jeffcott, Resident Judge for the said district, and who, by further order, did also appoint Archibald M'Lachlan, one of the official assignees of insolvent estates within this district, to be the official assignee of this estate. I hereby appoint a meeting of the creditors of the said Joseph Cowell Passmore to be holden before me, at my office, at the Supreme Court-house, Melbourne, on Wednesday, the 27th March, at 11 o'clock, and not on the 28th, as stated in the *Patriot*, for proof of debts, and unless at the said meeting it be shown that the goods and effects of the said insolvent exceed £100, the Commissioner will summarily proceed to rank the debts which shall then be proved, and will direct the proceeds to be distributed by the assignee accordingly.

Dated this 23rd day of March, 1844.

WILLIAM VERNER,  
Commissioner of Insolvent Estates for the District of Port Phillip.

*In the Insolvent Estate of John Cumming, of Melbourne, brewer.*

WHEREAS the estate of the above-named insolvent was, on the 22nd day of March, 1844, placed under sequestration in my hands by order of his Honor Mr. Justice Jeffcott, Resident Judge for the said district, James Graham to be the official assignee of this estate. I hereby appoint a meeting of the creditors of the said insolvent to be holden before me, at my office, at the Supreme Court-house, Melbourne, on Wednesday, 27th March, at twelve o'clock, and not on the 28th, as stated in the *Patriot*, for proof of debts; and another meeting will be holden before me, at the same place, on Monday, the 1st day of April, at eleven o'clock, for the like purpose, and if the creditors think fit, to elect an assignee of their own choosing, to act in conjunction with the said appointed assignee.

Dated this 23rd day of March, 1844.

WILLIAM VERNER,  
Commissioner of Insolvent Estates for the District of Port Phillip.

*In the Insolvent Estate of Edward Langhorne, of Williams Town.*

NOTICE is hereby given, that a third meeting of the creditors will take place at my office, on Monday, the 6th May next, at eleven o'clock, for proof of debts, receiving the report of the assignee, and directing him in the future management of the estate. Dated this 21st March, 1844.

WILLIAM VERNER,  
Commissioner of Insolvent Estates for the District of Port Phillip.

*In the Insolvent Estate of Alexander Thomson, of Geelong.*

NOTICE is hereby given, that a third meeting of the creditors of the above estate will be holden before me, at my office, at the Supreme Court-house, Melbourne, on Monday, 22nd April next, at three o'clock, for proof of debts, receiving the report of the assignee, and directing him in the future management of the estate.

Dated this 22nd day of March, 1844.

WILLIAM VERNER,  
Commissioner of Insolvent Estates for the District of Port Phillip.

*In the Insolvent Estate of John Roach, of Melbourne.*

NOTICE is hereby given, that a special meeting of the creditors in the above estate will be holden before me at my office, at the Supreme Court-house, Melbourne, on Wednesday, the 27th instant, at half-past 1 o'clock, for proof of debts.

Dated this 25th day of March, 1844.

WILLIAM VERNER,  
Commissioner of Insolvent Estates for  
the District of Port Phillip.

*In the Insolvent Estate of James Kell, Boat Builder, Melbourne.*

NOTICE is hereby given, that a special meeting of the creditors in the above estate will be holden before me, at my office, at the Supreme Court-house, Melbourne, on Wednesday, the 27th instant, at half-past twelve o'clock for examination.

Dated this 25th day of March, 1844.

WILLIAM VERNER,  
Commissioner of Insolvent Estates for  
the District of Port Phillip.

*In the Insolvent Estate of Alexander M. Killop.*

NOTICE is hereby given, that a third adjourned meeting will be holden before me at my office, at the Supreme Court-house, Melbourne, on Wednesday, the 27th instant, at half-past eleven o'clock, for proof of debts.

Dated this 25th day of March, 1844.

WILLIAM VERNER,  
Commissioner of Insolvent Estates for  
the District of Port Phillip.

*In the Insolvent estate of Henry Bourne Foot.*

THE plan of distribution in this estate having been confirmed by his Honor the Resident Judge, notice is hereby given that a dividend will be payable at my office, Collins-street, on and after Tuesday, the 20th instant.

A. M'LACHLAN,  
Trustee.

Melbourne, 23rd March.

*In the Insolvent Estate of Thomas Robinson, of Melbourne, Brewer.*

NOTICE is hereby given that a special meeting of the creditors of the above named insolvent, will be holden before William Verner, Esq., Commissioner of insolvent estates; at his office in the Supreme Court House, Melbourne, on Monday, the 22nd April next, at the hour of eleven o'clock, to take into consideration an offer of composition to be then made by the insolvent. Dated 21st March, 1844.

PHILLIP ANDERSON,  
Trustee.

IMPOUNDED at Penritdge, March 5th 1844:—

A red bullock, spread horns, spot on off hind leg, hair off off neck, HM off ribs, ST near rump

A dark brindle bullock, ear marked, one down horn off side, supposed A<sub>2</sub> ribs off side, and supposed C or 2 A

A red bullock, white legs and face, cock horns, LC off rump, illegible letter in a circle near shoulder, a lump near flank.

If not released, they will be sold at the pound yard, 1st April, in accordance with act of council.

5s. 6d.

G. P. ANDERSON,  
Poundkeeper.

IMPOUNDED on the 14th March, at the South Yarra Pound, and if not released on or before the 8th April, will be sold at the pound yard—

One light brindle snail horned cow, near ear half off, JM off ribs, JF off shoulder, MM off rump, and strawberry heifer calf, J near ribs

One light strawberry cow, large up horns, JF off shoulder, JM off ribs, like WS within circle above, supposed BE.

One brown sided cow, white back, belly and tail, JF near ribs, heart near ribs, heart with JM underneath off ribs, DR with  $\rightarrow$  underneath off rump.

One light red and white poley cow, slit in each ear, AK near rump, blotch brand off side, near back bone, and like H-L near shoulder, and small II above, like RS near rump, piece out back of near ear

One red poley cow, like JL conjoined off ribs, like square with one side projecting upwards, off rump, like H-L near shoulder

One brown heifer, star in forehead, Jf near rump

One white poley cow, with few small yellow spots about neck and body, like I x P off rump, D off hip, like a very small brand off shoulder, piece out behind off ear, UR near rump

One small white bull calf, red ears, and slit in near ear

One red sided cow, like J HR conjoined, off rump, JM off ribs, F forming J reversed, off shoulder, off horn sawn close off, near horn broken off, HB conjoined near shoulder, and a large red heifer calf

One red and white steer calf, no brand visible, about ten months old

One red bullock, wide horns,  $\epsilon$  off ribs. Also, on the 16th March, and if not claimed on or before the 9th April, will be sold at the pound—

A chestnut gelding Timor pony, supposed H off side neck, scar off side under saddle, switch tail, near hip down.

W. ATKINSON,  
Poundkeeper.

13s. 3d.)

IMPOUNDED at Melbourne, on March 10, 1844—

One bay gelding, black points, long tail, a star on the forehead, has two hollow places on the off side on the neck near the point of the shoulder, stands about 14 hands high, branded on the off side on the neck two Js, forming a cross, or J with  $\infty$  across it.

If not claimed and expenses paid on or before the 3rd day of April to be sold at the pound yard according to the Act of Council.

G. SCARBOROUGH,  
Poundkeeper.

4s. 9d.

IMPOUNDED at Melbourne, on March 8th, 1844—

One brown working bullock, white belly, a slit in the off ear, near ribs JM, off rump supposed TM

posed R D, off ribs M within circle, off shoulder B, off thigh (M).

If not claimed and expenses paid on or before the 20th day of March, to be sold at the pound yard, according to the Act of Council.

G. SCARBOROUGH,  
Poundkeeper.

4s. 9d.

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