

Number 3.



PORT PHILLIP
GOVERNMENT GAZETTE,

Published by Authority.

THURSDAY, JANUARY 22, 1846.

NOTICE.

*Clerk of Works' Office,
January, 1st, 1846.*

THE contract for the Government Printing and the publishing of the Government Gazette, for the year 1846, having been obtained by Mr. Clarke, of the HERALD office, Heads of Departments are respectfully informed that advertisements intended for publication in the Government Gazette must be forwarded to this office by 12 o'clock, noon, on Wednesdays.

Requisitions for printed forms must be made through this office, quarterly, on the 1st January, 1st April, 1st July, and 1st October; and, if sanctioned by his Honor the Superintendent, will be promptly attended to.

J. RATTENBURY,
Clerk of Works.

Port Phillip Government Gazette.

THE above-named journal will be published, during the present year, at the Port Phillip Herald Office, and will appear once a-week, on Thursday morning instead of Tuesday as formerly announced in the Port Phillip Herald.

Subscriptions, per Quarter 5s.

WILLIAM CLARKE,
Government Printer.
P. P. Herald Office, }
7th Jan., 1846.

*Superintendent's Office,
Melbourne, January 19, 1846.*

A BOARD will sit at the Public-offices, Lonsdale-street, to ascertain the qualification of persons willing to fulfil the situation of Clerk and Foreman of Works at the bridge over the Yarra Yarra, at this place; and at any other public work at which his services may be required.

Candidates will please to make application in their own handwriting, and attend personally at this office, at twelve o'clock on Thursday, the 29th instant.

C. J. LA TROBE.

*Superintendent's Office,
Melbourne, January 21, 1846.*

NOTICE is hereby given, that all parties tendering for supplies of any description for the Colonial Government, for the year 1846, are requested to deposit their Tenders in a Box placed at the West Entrance of the new Government Offices for that purpose.

C. J. LA TROBE.

*Superintendent of Bridges' Office,
Melbourne, January 19, 1846.*

TENDERS REQUIRED.

TENDERS will be received at the Superintendent's Office, until twelve o'clock on Friday, the 30th instant, from persons willing to supply a Punt for the use of the works at the bridge over the Yarra Yarra, at this place.

The tender to state, the price, and description of the punt, and where she is now to be seen.

By order of his Honor the Superintendent.
DAVID LENNOX,
Superintendent of Bridges.

*Superintendent of Bridges' Office,
Melbourne, January 19, 1846.*

TENDERS REQUIRED.

TENDERS will be received at the Superintendent's Office, until twelve o'clock on Friday, the 30th instant, from persons willing to supply 20 Poles for Shear Legs, &c.

The poles to be delivered at the site of the bridge over the Yarra Yarra, at this place, to be straight and free from knots, 30 feet in length, and 6 inches in diameter at the small end.

By order of his Honor the Superintendent.
DAVID LENNOX,
Superintendent of Bridges.

*Superintendent of Bridges' Office,
Melbourne, January 19, 1846.*

TENDERS REQUIRED.

TENDERS will be received at the Superintendent's Office, until twelve o'clock on Friday, the 30th instant, from persons willing to contract for the Conveyance of such Government Stores as may be required between Melbourne and Geelong.

The tender to state the price per cwt., or per ton.

By order of his Honor the Superintendent.
DAVID LENNOX,
Superintendent of Bridges.

*Superintendent of Bridges' Office,
Melbourne, January 19, 1846.*

TENDERS REQUIRED.

TENDERS will be received at the Superintendent's Office, until twelve o'clock on Friday, the 30th instant, from persons willing to do such Blacksmiths' work as may be required at the bridge over the Yarra Yarra, at this place.

The tender to state the price per 100 points sharpening, the price per point, laying and steeling with sheer steel, and the price per pound for wrought iron, in screw bolts, straps, &c.

By order of his Honor the Superintendent.
DAVID LENNOX,
Superintendent of Bridges.

*Superintendent of Bridges' Office,
Melbourne, January 19, 1846.*

TENDERS REQUIRED.

TENDERS will be received at the Superintendent's Office, until twelve o'clock on Friday, the 30th instant, from persons willing to supply such quantities of Deal Boards as may be required for Moulds, Levels, &c., at the bridge over the Yarra Yarra, at this place.

The tender to state the price per superficial foot, of deal boards, one inch and three quarters of an inch in thickness.

By order of his Honor the Superintendent.
DAVID LENNOX,
Superintendent of Bridges.

*Superintendent of Bridges' Office,
Melbourne, January 19, 1846.*

TENDERS REQUIRED.

TENDERS will be received at the Superintendent's Office, until twelve o'clock on Friday, the 30th instant, from persons willing to contract for such Carting as may be required at the bridge over the Yarra Yarra, at this place.

The tender to state the price per load, from the Queen's Wharf to the bridge.

The price per load of sand, from the Brickfields to the bridge.

The price per diem for a one horse cart, and the price per diem for a two horse dray.

By order of his Honor the Superintendent.
DAVID LENNOX,
Superintendent of Bridges.

*Superintendent of Bridges' Office,
Melbourne, January 19, 1846.*

TENDERS REQUIRED.

TENDERS will be received at the Superintendent's Office, until twelve o'clock on Friday, the 30th instant, from persons willing to erect an Office and Store, at the site of the bridge over the Yarra Yarra, at this place.

Plans and specifications may be seen, and further information obtained, by applying at this office, until the 30th instant.

By order of his Honor the Superintendent.
DAVID LENNOX,
Superintendent of Bridges.

Courts of Requests.

THE following additional Rules of Practice and Proceeding for the conduct of business in the Courts of Requests for the Colony, have been settled by me, with the assistance of Alfred Cheeke, Esq., Commissioner of the Courts of Requests for the County of Cumberland, pursuant to the Act of Council, 6 Victoria, No. 15.

In witness whereof I have hereto set my hand, at Government House, Sydney, this sixth day of January, 1846.

GEORGE GIPPS,
Governor.

Rules of Practice Repealed.

That the 1st, 2nd, and 3rd Rules of Practice be hereby repealed, and the three next following Rules substituted in lieu thereof.

(Ordinary Sittings.)

54. There shall be not more than 12 Sessions in each year, at Sydney, which shall be called the "Ordinary Sittings" of the court, for the trial of all cases not exceeding £10, and the 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.)

55. There shall not be more than six sessions in each year, at Sydney, which shall be called the "new sittings" of the said court, at which sittings, all cases from £10 to £30 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 plaint.)

56. In all cases where the claim does not exceed £10, the plaint shall be entered and the summons issuing thereupon be served at least 4 clear days prior to the court day, if in Sydney; if elsewhere such plaint shall be entered, and the summons served at least 6 clear days prior to the sittings of the said court; and in all cases where the claim shall exceed £10, the plaint at Sydney, and elsewhere shall be entered, and the summons served at least 8 clear days prior to the court day.

(Plea of Defendant to constitute a waiver of all irregularity.)

57. That if any Defendant having been served with a summons, shall appear and plead thereto, either in person or by his counsel or attorney, such pleading shall be considered as a waiver of any irregularity whatsoever.

(Any number of defences may be pleaded.)

58. That every Defendant shall be at liberty to file in his defence as many pleas as he shall, in his discretion, think necessary: Provided however, that at the trial of the case he shall be confined in his proof to the matters alone set forth in such plea or pleas.

(Filing pleas or set-off.)

59. That the following additional fee of office be paid by the suiters in the said courts, for filing every plea or set-off, 1s.

(Rule of practice repealed.)

60. That the 37th Rule of Practice be hereby repealed.

Court of Requests.

FOR THE COUNTY OF BOURKE.

NOTICE is hereby given, that the Court of Requests for this county, will be holden in Melbourne, at the Court-house, King-street, on Monday, the 2nd, and the following days of February, 1846, at the hour of nine o'clock in the forenoon.

Plaints must be delivered at the office of the Registrar, on or before Thursday, the 15th day of January, instant.

Defences or sets-off must be filed on or before Thursday, 29th day of January, instant.

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

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

By order of the Commissioner,

J. S. GRIFFIN,
Registrar.

Melbourne.
January 7th, 1846.

*Colonial Secretary's Office,
Sydney, January 1, 1846.*
Public Money.

HIS Excellency the Governor directs the re-publication of the following notice relating to Public Monies placed in the Banks by persons in the service of Government.

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

*Colonial Secretary's Office,
Sydney, January 1, 1846.*
PUBLIC MONEY.

WITH a view to prevent the recurrence of the inconvenience which has, in some cases, been found to result from Public Monies having been placed in the Banks by persons in the service of Government to their private accounts: his Excellency the Governor directs it to be notified that, for the future, no Public Monies shall, on any pretence whatever, be paid to the private account of Officers at the Banks; but that, if transmitted through the Banks at all, they must be carried to a public account, wholly distinct from any private account.

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

*Colonial Secretary's Office,
Sydney, 20th December, 1845.*
Inspector of Distilleries.

HIS Excellency the Governor has been pleased to appoint Mr. William Johnson Sugden, Chief Constable of Melbourne, to be an Inspector of Distilleries, in and for the District of Port Phillip, under the provisions of the Act of the Governor and Council, 3 Victoria, No. 9, intitled, "An Act to consolidate and amend the Laws for the Distillation of Spirits in the Colony of New South Wales, and for the issue of Licenses, for Distilling, Rectifying, and Compounding Spirits therein, and for repealing certain Laws relating thereto."

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

The Census for the County of Bourke.

NOTICE is hereby given, that persons desirous of being appointed Collectors, under the 9th Victoria, No. 21, for taking the Census, are requested to send in their applications for that appointment, on or before Saturday, the 24th instant, directed to the Clerk of the Bench, Melbourne, and superscribed, "Application for Collector, under 9th Victoria, No. 21." Such parties to state for what portion of the County of Bourke they seek to be appointed.

The Collectors will be furnished with blank schedules, in which the Names, Numbers, and other particulars of the Individuals residing within the District for which they shall be appointed, are to be inserted; and for the performance of the duties of this office, such Collectors will receive ten shillings per diem, or fifteen shillings per diem, if employed with a horse between the 2nd and 16th days of March next, under a penalty of from forty shillings to five pounds.

Boundaries of County of Bourke for this purpose, are as follows, viz. :—

Bounded on the south-west and west by the Werriby River, from its mouth to its source, in the Great Dividing Range: on the north by the Great Dividing Range, from the source of the Werriby to that of the Plenty River: on the east by the Plenty River, from its source to its confluence with the Yarra Yarra River; thence upward by that river to the confluence of the Deep Creek; thence by the Deep Creek, upward to the point where the main stream commences to run in a north-westerly direction; thence by

a line southerly from the aforesaid bend to Dandenong Creek; thence by the Dandenong Creek, downward, to the shores of the Port Phillip Bay: and on the south by the shores of the Port Phillip Bay to the mouth of the Werriby aforesaid.

By order of the Justices of the Peace, assembled, in Petty Sessions, at Melbourne Police Office, this 10th day of January, 1846.

W. R. BELCHER,
Clerk to the Bench.

Notice.

THE undermentioned articles of unclaimed property, now in the possession of the Police, at Melbourne, will be sold by public auction, at the Police Office, Melbourne, on **TUESDAY**, the 3rd day of February, 1846, at twelve o'clock at noon, unless previously claimed, viz. :—

One double barrell'd gun, one musket, one pistol, one sun-dial, two axes, one set of shoe brushes, one hair broom, two pair of spurs, two gown pieces, one pair shoes, one gown, two coats, two jackets, three vests, three pair of trousers, nine red flannel shirts, four blue shirts, five pair boots, two aprons, two handkerchiefs, one kettle, one gig collar, two pair stockings, five hats, two white shirts, one pair silk stockings, one crape shawl, one crank model, two blocks, quantity of sugar, one pair skidds, one decanter, two bags, one saucepan, four check shirts, five blankets, silver plated tea pot, sugar basin, and cream ewer, sundries, &c.

By order of his Worship the Mayor.

W. J. SUGDEN.
Chief Constable.

Police Office, Melbourne,
9th January, 1846.

IMPOUNDED at Kalkallo, 17th January, 1846

Chestnut horse, switch tail, P near shoulder,
TC off shoulder BW
If not claimed on or before the 9th February,
to be sold according to Act of Council.

THOMAS JOHNSON,
10s. 6d.] Poundkeeper.

IMPOUNDED at Melbourne, on January 19, 1846—

One yellow and white poley cow, a piece off the back of the right ear and slit, in the left near shoulder G E, near rump supposed F B
thigh F

One dun colored cow, near horn off, near ribs
A A, off rump S, off ribs J C B,
under supposed Y J

One crumpled horned red cow, near shoulder
y R (conjoined), off rump N, off side on the back R J
2 J (the J reversed)

One down horned, blue speckled cow, off rump
A N, off side on the back illegible, near shoulder I; one grey yearling heifer, strawberry about the head and neck, unbranded, by her side

One red snail ho ned cow, near thigh H L (conjoined), off rump TR 2, off ribs T, off shoulder under J M D (the D reversed)

J F (conjoined); a dark brown bull calf, bald face, and white hind legs, by her side unbranded
One strawberry sided poley cow, white back and belly, off rump R L
thigh J—1; a white and yellow spotted

heifer calf, and a red sided bull calf by her side
One dark brown working bullock, white belly and off fore leg, off rump SE, near rump H O

If not claimed and expenses paid, on or before the — day of February, to be sold at the Pound Yard, according to the Act of Council.

G. SCARBOROUGH,
Poundkeeper.

33s. 9d.]

IMPOUNDED at Melbourne, January 7th, 1846—

One light brown bull, off rump BJ (J reversed) with JJ forming a cross under, off ribs, supposed AS with line over, near hip JF conjoined

If not claimed and expenses paid on or before the 30th day of January, to be sold at the pound yard, according to the Act of Council.

G. SCARBOROUGH,
Poundkeeper.
12s. 9d.]

IMPOUNDED at Melbourne, on January 12th, 1846—

One chestnut mare, short tail, stands about 14 hands high, off shoulder

If not claimed, and expenses paid on or before the 5th day of February, to be sold at the pound yard according to the Act of Council.

G. SCARBOROUGH,
Poundkeeper.
11s. 3d.]

IMPOUNDED at the Deep Creek Pound, on the 7th of January, 1846—

A light bay mare, black points, a little round in the loins, branded D on the off shoulder.

If not claimed or released on or before the 2nd of February, 1846, she will be sold according to act of council.

W. WRIGHT,
Poundkeeper.
11s. 3d.]

IMPOUNDED at Pentridge, 6th and 7th January, 1846—

A bay horse, white speck forehead, black points, long tail T G or TC off neck, supposed Y near shoulder.

A bay filly, star forehead, hind feet white, long tail, PB near shoulder.
7th.

A bay horse, black points, switch tail, no legible brand

A bay horse, black points, switch tail, star on forehead W near shoulder.

If not released they will be sold at the Pound Yard, at noon 1st February in accordance with Act.

G. P. ANDERSON,
Poundkeeper.
17s. 3d.]

IMPOUNDED at Pentridge, 29th December, 1845—

A red cow, cocked horns, white on forehead and shoulders, HU off rump, ON off ribs; calf by side. JM

If not released, they will be sold at Pound Yard, 22nd January, 1846, at noon, in accordance with act of council.

G. P. ANDERSON,
Keeper of the Pound.
12s.]

IMPOUNDED at Sunday Creek, 4th January, 1846—

Light red or yellow bullock, DL off rump WG off ribs 160

Red sided bullock, DT of rump, like L off ribs, half the off ear off

Red bull, little white on rump, GL off rump, BG or BC off ribs.

If not claimed, to be sold 26th January, 1846, according to act of council.

JOHN M. HARPUR,
Poundkeeper.
13s. 6d.]

IMPOUNDED at Sunday Creek, 6th January, 1846—

Red and white mottled cow, GR near rump, SUN off ribs

Red bullock, Bowman's B with R above it near shoulders, bow and arrow off rump, off horn broken, back out of near ear

Red cow, little white on rump, like 9 off rump, Manton's f m off ribs

Red sided cow, CSy off rump, OO off thigh, F in circle off ribs, notch near ear

Red cow, small streak of white along top shoulders, S (recently branded) near ribs, HA off ribs

Strawberry sided bullock, Bowman's B with R above it near shoulder, illegible near ribs, bow and arrow off rump, back out of near ear

Red snail-horned bullock, white on rump, T near shoulder, GT near rump, bit out of near ear.

If not claimed, to be sold on the 28th January, 1846, according to act of council.

JOHN M. HARPUR,
Poundkeeper.
£1 2s. 6d.]

IMPOUNDED at Bull-en, Upper Yarra—

One yellow cow, branded McN near side

One bridled yearling steer, branded JS near side

One red yearling steer, branded m off thigh, illegible brand off side

One black yearling heifer, white tail, branded AM off side

One large yellow bullock, branded AJJ with a heart over near side, DR off hip 7 under.

If not claimed on or before the 27th of January, they will be sold at the pound yard.

JOHN JAMES,
Poundkeeper.
15s. 9d.]

Printed at the PORT PHILLIP HERALD Office,
Little Collins-street, Melbourne, by WILLIAM
CLARKE, Government Printer.