



VICTORIA GOVERNMENT GAZETTE.

Published by Authority.

No. 118.]

TUESDAY, SEPTEMBER 23.

[1856.

Chief Secretary's Office,
Melbourne, 22nd September, 1856.
ROBBERY AND ATTEMPT AT MURDER.

TWO HUNDRED AND FIFTY POUNDS REWARD.

WHEREAS in the evening of Wednesday, the 20th of August last, Five armed men entered the station of Mr. James Osborne, situated at Yackandandah, and fired at Mr. Osborne, and committed various acts of violence and robbery on the inmates of the said station: Notice is hereby given that a Reward of Fifty pounds will be paid to any person giving such information as will lead to the apprehension and conviction of each of the said robbers.

The above-mentioned Reward is in addition to any Reward offered by Mr. Osborne.

By His Excellency's Command,
WILLIAM C. HAINES.

X.8068.

DESCRIPTION OF THE ROBBERS.

1st man: height 5 feet 10 inches, aged about 30, with long face, sallow complexion, dark hair, and small whiskers; he wore a waterproof coat and black jim-crow hat.

2nd man: height 5 feet 6 inches, stout, with light complexion, roman nose, broad cheek-bones, and small light whiskers; he wore a dark shooting-coat, and dark jim-crow hat.

3rd man: stout-built, aged about 20, with a round full face, red hair, without beard or whiskers.

4th man: height 5 feet 8 inches, aged about 35, very stout, with dark complexion, dark hair and whiskers; he had a hoarse voice and spoke like a Yorkshireman.

5th man: no description.

Property stolen from Mrs. Osborne, £60 in notes, gold and silver, two silver watches, and some silver tea-spoons marked A. O.; from Mr. King, two 45 notes, ten 11 notes, and some silver; from Mr. Morris, £5 in gold and some silver.

JURY LIST, BALLAARAT.

PROCLAMATION

By His Excellency Major-General MACARTHUR, the Senior Military Officer in Command of Her Majesty's Land Forces in the Colony of Victoria, &c., &c., &c.

IN pursuance of the provisions of an Act of the Lieutenant Governor and Legislative Council of the Colony of Victoria, passed in the sixteenth year of the Reign of Her Majesty, intituled, "An Act to alter the Laws relative to Jurors and Juries in certain Districts;" I, Major-General MacArthur, the Senior Military Officer and Officer administering the Government of Victoria, do hereby direct the Court of Petty Sessions at Ballaarat to cause Jury Lists for the Special District, heretofore declared and appointed under the said Act, wherein the said town of Ballaarat is situated, to be prepared; and I do hereby direct, limit and appoint that the said lists shall be prepared and published on or before the fifteenth day of October next, and shall be corrected, revised and recorded on or before the twenty-fifth day of the said month of October, and that the Jurors' Book shall be made therefrom on or before the first day of the ensuing month of November, and that such Jurors' Book shall be brought into use and used from and after the said first day of November.

Given under my Hand and the Seal of the Colony, at Melbourne, this twenty-second day of September, in the year of Our Lord One thousand eight hundred and fifty-six, and in the twentieth year of Her Majesty's Reign.

(L.S.) EDWARD MACARTHUR,
By His Excellency's Command,
WILLIAM F. STAWELL,
Attorney General.

GOD SAVE THE QUEEN!

No. 118.—SEPTEMBER 23RD, 1856.—1.

SPECIAL LICENSING DISTRICT, CATHCART.

PROCLAMATION

By His Excellency Major-General MACARTHUR, the Senior Military Officer in Command of Her Majesty's Land Forces in the Colony of Victoria, &c., &c., &c.

WHEREAS by an Act of the Lieutenant Governor and Legislative Council of the Colony of Victoria, passed in the sixteenth year of the Reign of Her present Majesty, intituled, "An Act to make provision for the Sale of Fermented and Spirituous Liquors, and of Refreshments, in certain Districts," it was amongst other things enacted, that it should be lawful for the Lieutenant Governor, by notice in the Government Gazette, from time to time to proclaim any part or portion of the said Colony to be a District subject to the provisions of the said Act, to be called a Special Licensing District, and to define the boundaries of such District: Now I, the Senior Military Officer and Officer administering the Government of Victoria, do, by this my Proclamation, declare the following part or portion of the said Colony to be a District subject to the provisions of the said Act, to be called "The Special Licensing District of Cathcart," the boundaries whereof are hereby defined as follows, that is to say:—

Commencing at a point on the western flank of the Mount Ararat Range; thence south eight miles; thence east twenty miles; thence north eight miles, more or less, to the main dividing range; and thence by the main dividing range and the Mount Ararat Range to the commencing point.

Given under my Hand and the Seal of the Colony, at Melbourne, this twenty-second day of September, in the year of Our Lord One thousand eight hundred and fifty-six, and in the twentieth year of Her Majesty's Reign.

(L.S.)

EDWARD MACARTHUR,
By His Excellency's Command,
WILLIAM F. STAWELL,
Attorney General.

GOD SAVE THE QUEEN!

Office of Commissioner of Trade and Customs,
Melbourne, 17th September, 1856.

SALE OF UNCLAIMED GOODS, REMOVED FROM THE WHARF.

IN pursuance of the provisions of the Act of Council 17 Victoria No. 27, I hereby give notice that the under-mentioned goods now lying in the Custom House Reserve, will be sold by auction, on Tuesday, the 30th instant, at Twelve o'clock, unless previously claimed and removed.

Lots.	Marks.	Nos.	Description.	Consignees.	Ship.
1	None	None	About 120 deal boards	Unknown	Unknown
2	"	"	1 ship's stove...	"	"
3	"	"	98 deals ...	"	"
4	"	"	2 spars ...	"	"
5	"	"	2 logs of timber	"	"
6	"	"	3 iron safes ...	"	"
7	"	"	19 barrels tar ...	"	"

J. CHATFIELD TYLER,
For and in the absence of the Commissioner.

LEGISLATIVE ASSEMBLY.

IT is hereby notified for general information, that Writs for Election of Members to serve in the Legislative Assembly of Victoria, will be issued as follows:—

District.	Date of Writ.	Date of Nomination.	Polling.	Place of Nomination.	Return of Writ.
Melbourne ...	8th September, 1856	Wednesday, 17th September, 1856	23rd September, 1856	St. Paul's, Melbourne	6th November, 1856
St. Kilda ...	8th September, 1856	Wednesday, 17th September, 1856	23rd September, 1856	Windsor	6th November, 1856
Collingwood ...	8th September, 1856	Wednesday, 17th September, 1856	24th September, 1856	Glass House	6th November, 1856
South Melbourne	8th September, 1856	Wednesday, 17th September, 1856	24th September, 1856	Emerald Hill	6th November, 1856
Richmond ...	8th September, 1856	Wednesday, 17th September, 1856	25th September, 1856	St. Stephen's	6th November, 1856
Williamstown ...	8th September, 1856	Wednesday, 17th September, 1856	25th September, 1856	Williamstown	6th November, 1856
Brighton ...	8th September, 1856	Wednesday, 17th September, 1856	26th September, 1856	Brighton	6th November, 1856
Geelong ...	8th September, 1856	Wednesday, 17th September, 1856	26th September, 1856	North Geelong	6th November, 1856
Portland ...	8th September, 1856	Tuesday, 23rd September, 1856	30th September, 1856	Portland	6th November, 1856
Belfast ...	8th September, 1856	Tuesday, 23rd September, 1856	1st October, 1856	Belfast	6th November, 1856
Warrnambool ...	8th September, 1856	Tuesday, 23rd September, 1856	2nd October, 1856	Warrnambool	6th November, 1856
Colac ...	8th September, 1856	Tuesday, 23rd September, 1856	3rd October, 1856	Colac	6th November, 1856
Kilmore ...	8th September, 1856	Tuesday, 23rd September, 1856	3rd October, 1856	Kilmore	6th November, 1856
Kyneton Boroughs	18th September, 1856	Friday, 26th September, 1856	7th October, 1856	Kyneton	6th November, 1856
Murray Boroughs	18th September, 1856	Friday, 26th September, 1856	7th October, 1856	Wangaratta	6th November, 1856
Alberton ...	18th September, 1856	Friday, 26th September, 1856	8th October, 1856	Alberton	6th November, 1856
Castlemaine Boroughs	18th September, 1856	Tuesday, 30th September, 1856	9th October, 1856	Castlemaine	6th November, 1856
Sandhurst Boroughs	18th September, 1856	Tuesday, 30th September, 1856	10th October, 1856	Sandhurst	6th November, 1856
North Grant ...	18th September, 1856	Friday, 3rd October, 1856	10th October, 1856	Buninyong	6th November, 1856
North Grenville ...	18th September, 1856	Friday, 3rd October, 1856	14th October, 1856	Ballaarat	6th November, 1856
Ovens ...	18th September, 1856	Friday, 3rd October, 1856	14th October, 1856	Beechworth	6th November, 1856
Rodney ...	18th September, 1856	Friday, 3rd October, 1856	14th October, 1856	Heathcote	6th November, 1856
Loddon ...	18th September, 1856	Friday, 3rd October, 1856	14th October, 1856	Avoca	6th November, 1856
Talbot ...	18th September, 1856	Friday, 3rd October, 1856	15th October, 1856	Taradale	6th November, 1856
East Bourke ...	18th September, 1856	Tuesday, 7th October, 1856	15th October, 1856	Heidelberg	6th November, 1856
West Bourke ...	18th September, 1856	Tuesday, 7th October, 1856	16th October, 1856	Bacchus Marsh	6th November, 1856
South Bourke ...	18th September, 1856	Tuesday, 7th October, 1856	17th October, 1856	Hawthorn	6th November, 1856
South Grant ...	18th September, 1856	Tuesday, 7th October, 1856	17th October, 1856	Batesford	6th November, 1856
Evelyn and Mornington	29th September, 1856	Friday, 10th October, 1856	21st October, 1856	Eltham	6th November, 1856
Anglesey ...	29th September, 1856	Friday, 10th October, 1856	21st October, 1856	Broadford	6th November, 1856
Dundas and Follett	29th September, 1856	Friday, 10th October, 1856	21st October, 1856	North Hamilton	6th November, 1856
Normanby ...	29th September, 1856	Friday, 10th October, 1856	22nd October, 1856	Heywood	6th November, 1856
Villiers and Heytesbury	29th September, 1856	Friday, 10th October, 1856	22nd October, 1856	Tower Hill Flat	6th November, 1856
Polwarth, Ripon, Hampden and South Grenville	29th September, 1856	Friday, 10th October, 1856	23rd October, 1856	Timboon	6th November, 1856
The Murray ...	29th September, 1856	Friday, 10th October, 1856	23rd October, 1856	Violet Town	6th November, 1856
Gipps Land ...	29th September, 1856	Friday, 10th October, 1856	24th October, 1856	Sale	6th November, 1856
Wimmera ...	29th September, 1856	Friday, 10th October, 1856	24th October, 1856	Horsham	6th November, 1856

Chief Secretary's Office, Melbourne,
23rd September, 1856.

ELECTION AUDITORS FOR ELECTORAL DISTRICTS.

It is hereby notified that the several Returning Officers for Electoral Districts have appointed the undermentioned gentlemen to be Election Auditors for the districts specified in connexion with their names respectively in the accompanying schedule in accordance with the Act of Council 19 Victoria No. 11, sec. 10, viz. :-

District.	Names.	Residence.
Melbourne	William Hull, Esquire, J.P.	Richmond.
St. Kilda	William Sloane, Esquire	Melbourne.
Collingwood	Charles Flaxman, Esquire, J.P.	
South Melbourne	Henry South Gardner, Esquire	
Richmond	James Stirling, Esquire	
Williamstown	S. B. Vaughan, Esquire	
Brighton	William Greene, Esquire	Brighton.
Geelong	James Quinan, Esquire	Geelong.
Portland	Philip Scott, Esquire	Portland.
Belfast	William Edward Wheeler, Esquire	Belfast.
Warrnambool	G. Bostock, Esquire	Warrnambool.
Colac	Henry Edward Nankivell, Esquire	Colac.
Kilmore	Michael Fitzpatrick, Esquire	
Kyneton Boroughs	William Douglas, Esquire	
Murray Boroughs	John Darbyshire, Esquire	Belvoir
Alberton	Edward Kelsall, Esquire	
Castlemaine Boroughs	Henry Christophers, Esquire	Castlemaine.
Sandhurst Boroughs	William Abbott Emmett, Esquire	
North Grant	John Thomas Frederick Bowker, Esquire	
North Grenville	Adam Loftus Lynn, Esquire	Ballaarat
Ovens	Henry Bowen Augustine Stiles, Esquire	Beechworth.
Rodney	Robert Garnsey Meade, Esquire	
Loddon	Francis Ross Lempriere, Esquire	
Talbot	E. W. Bagshawe, Esquire	Castlemaine.
East Bourke	James Lynar, Esquire	Heidelberg.
West Bourke	Andrew Rose Cruikshank, Esquire	Melbourne.
South Bourke	James Barr, Esquire	Newfield.
South Grant	Thomas Hamlet Taylor, Esq.	Geelong.
Evelyn and Mornington	William Stevenson, Esquire	Melbourne.
Anglesey	Theodotus John Sumner, Esquire	Melbourne.
Dundas and Follett	Henry Cox, Esquire	Hamilton
Normanby	James Smith, Esquire	Portland.
Villiers and Heytesbury	W. E. Wheeler, Esquire	Belfast.
Polworth, Ripon, Hampden, and South Grenville	Henry Edward Nankivell, Esquire	Colac.
Murray		
Gipps' Land		
Wimmera	George Augustus Frederick Baillie, Esquire	

By His Excellency's Command,
WILLIAM C. HAINES.

TO FRIENDLY AND BUILDING SOCIETIES.

THE Secretaries or principal officers of the undermentioned Societies are requested to notify without delay the offices or places of business of such Societies, in compliance with the Act of Council, viz. :-

- The Melbourne Sawyers' Friendly Society.
- The Victoria Benefit Building Society of Geelong.
- The Melbourne Operative Cordwainers' Society.
- The Prince Albert Benefit Building Society of Geelong.
- The Equitable and Investment Benefit Building Society.
- The Geelong Equitable Investment and Building Society.
- The Ashby Oberlin Benefit Building Society.
- The United Ancient Order of Druids' Philanthropic Society.
- The Kyneton Benefit Society.
- The Melbourne Mutual Aid Land Society.

JOHN LASCELLES,
Registrar of Friendly Societies.

Friendly Societies' Office
(Chief Secretary's Office),
Melbourne, 14th August, 1856.

Central Road Board Office,
Melbourne, 18th September, 1856.

ROAD THROUGH THE PARISH OF MYRNIONG.

NOTICE is hereby given that a map and survey plan describing the exact course and bearings of, and the admeasurements required for, a deviation in the road from Melbourne to Mount Blackwood, passing through the parish of Myrniong, together with a description of the lands through which the same is proposed to pass, and the names of the owners and occupiers thereof so far as known, and also an estimate of the expense of the said work, have been deposited in the office of the Honorable the Surveyor General, the particulars of which are as follow :-

The deviation commences on the main road from Melbourne to Ballaarat, at the north-east angle of Portion No. 1 in the parish of Myrniong, bearing north 6 degrees 30 minutes west 62 chains 65 links to the main road to Blackwood, passing through the properties of Joseph Hollis and George Pattinson.

The quantity of land required to be taken for the proposed road is six acres one rood and two perches, and the estimated

cost of effecting the said work is One hundred and three pounds four shillings (£103 4s.)

All persons affected by the proposed alteration are requested to set forth in writing, addressed to the President of the Central Road Board, Melbourne, within forty days from the first publication of this notice, any well grounded objections that they may have to the said alteration, failing which they will be thereafter precluded from making any such objections or claiming any compensation whatsoever.

JOHN STEAVENSON,
Secretary to the Central Road Board.

WILLOWMAVIN ROAD DISTRICT.

To Samuel de Vignoles, Esquire, Police Magistrate, resident in Kilmore, in the Colony of Victoria.

WE, the undersigned landholders and householders of the district proclaimed as the "Willowmavin Road District," request you will convene a meeting of the landholders and householders in such Road District, to form a District Road Board, for the purpose of superintending, providing for, and completing the construction, repair and maintenance of the roads in such Road District, and for the carrying out the provisions of the Acts of Council 16 Victoria No. 40, and 17 Victoria No. 29, such meeting to be held at John Griffin's House, the Farmers' Arms Hotel, on the Sydney Road, within the said district, at the hour of Five o'clock on Friday, the 3rd day of October, 1856.

Michael Kennedy, landowner	Marshall Burrows
James Woods, landowner	James McKay
William McKay, landowner	James Mooney, farmer
Peter Peace	John Dwyer, farmer
James Thomas	Patrick Dwyer, farmer
Peter Peace, jun.	

Pursuant to the above requisition, I do hereby convene a meeting of the landholders and householders in such Road District, at the time and place abovementioned.

S. DE VIGNOLES, R.M.

Dated this 11th day of September, 1856.

1600
VICTORIA.

RETURN of LANDS which can be SELECTED under the 12th Clause of the Act of Parliament, 5th and 6th Victoria, chapter 36, and Regulations 1st March, 1843, at the Surveyor General's Office, William-street, Melbourne, on and after Friday, the 3rd day of October, 1856, at Ten o'clock a.m.

The Lots marked thus * denote the deposit forfeited.

Special Country Lots.	Country Lots.	Date of Proclamation.	Date when offered for Sale.	Parish and Situation.	Allotment.	Section.	Extent.			Price per Acre.		Amount to pay.			Remarks.
							A.	R.	P.	£	s.	£	s.	d.	
	19	1856. Mar. 13	1856. Apr. 14.	Carisbrook, immediately north of Carisbrook township, at Charlotte Plains, Simson's Station	...	1	95	1	20	1	0	95	7	6	No offer.
	20	"	"	"	...	2	234	3	24	1	0	234	18	0	"
	21	"	"	"	...	3	356	1	2	1	0	356	5	3	"
	22	"	"	"	...	4	313	0	32	1	0	313	4	0	"
	23	"	"	"	...	5	321	0	4	1	0	321	0	6	"
	24	"	"	"	...	6	305	1	19	1	0	305	7	5	"
	26	"	"	"	...	8	115	2	0	1	0	115	10	0	"
	27	"	"	"	...	9	106	2	0	1	0	106	10	0	"
	28	"	"	"	...	10	90	2	32	1	0	90	14	0	"
	29	"	"	"	...	11	108	0	0	1	0	108	0	0	"
	30	"	"	"	...	12	122	0	0	1	0	122	0	0	"
	38	"	"	"	...	22	126	0	0	1	0	126	0	0	"
	39	"	"	"	...	23	138	1	19	1	0	138	7	5	"
	40	"	"	"	...	24	173	0	0	1	0	173	0	0	"
	44	"	"	"	...	28	131	1	33	1	0	131	9	2	"
	45	"	"	"	...	29	149	2	16	1	0	149	12	0	"
	46	"	"	"	...	30	170	0	27	1	0	170	3	5	"
	47	"	"	"	...	31	112	0	32	1	0	112	4	0	"
	48	"	"	"	...	32	140	3	39	1	0	140	19	11	"
	49	"	"	"	...	33	534	3	12	1	0	534	16	6	"
	50	"	"	"	...	34 A	359	1	32	1	0	359	9	0	"
	51	"	"	"	...	34 B	316	0	0	1	0	316	0	0	"
	2	June 16	July 22	Tylden, situate 6 miles south from Kyneton, on the line of road from Woodend to Jim Crow	...	114	267	0	24	1	0	267	3	0	"
	4	"	"	"	...	116	242	0	16	1	0	242	2	0	"
	5	"	"	"	...	117	301	1	16	1	0	301	7	0	"
	6	"	"	"	...	118	403	3	19	1	0	403	16	3	"
	7	"	"	"	...	119	314	2	32	1	0	314	14	0	"
	8	"	"	"	...	120	338	3	30	1	0	338	18	9	"
	9	"	"	"	...	121	336	0	0	1	0	336	0	0	"
	10	"	"	"	...	122	328	0	0	1	0	328	0	0	"
	27	"	"	Emberton, 8 miles north from Kyneton	13	2	103	1	17	2	19	273	17	11	Minus 31l.*
	19	June 28	July 30	Gorong, at Ballan	3	10	67	3	23	3	5	197	13	0	Minus 23l.*
	27	July 18	Aug. 20	Mandurang, about 8 miles south-east from Sandhurst	2	7	97	1	0	1	0	97	5	0	No offer.
	29	"	"	"	4	7	138	3	3	1	0	138	15	5	"
	31	"	"	"	6	7	243	1	0	1	0	243	5	0	"

Surveyor General's Office,
Melbourne, 19th September, 1856.

AND. CLARKE.

APPROACHING LAND SALES.

CROWN Lands have been proclaimed in previous numbers of the Gazette for sale at the undermentioned places and dates. Each sale will commence at Eleven o'clock a.m.

CARISBROOK—	Wednesday, 24th September	...	...	...	PAGE.
	Thursday, 25th September	...	...	...	1390
GISBORNE—	Friday, 26th September	...	...	...	1401
MARYBOROUGH—	Monday, 20th October	...	...	...	1360
	Tuesday, 21st October	...	...	...	1361
	Wednesday, 22nd October	...	...	...	1362

By His Excellency's Command,
AND. CLARKE.

Surveyor General's Office,
Melbourne.

Surveyor General's Office,
Melbourne, 9th September, 1856.

CASTLEMAINE LAND SALE.—23rd SEPTEMBER, 1856.
WITH reference to the Proclamation contained in the Government Gazette of the 19th August last, relative to a sale of certain Crown Lands to be held at Castlemaine on the 19th September instant, subsequently postponed to the 23rd instant: Notice is hereby given that Suburban Lots 13 and 36 have been withdrawn from the said sale.

By His Excellency's Command,
AND. CLARKE.

Surveyor General's Office,
Melbourne, 9th September, 1856.
CASTLEMAINE LAND SALE.—23rd SEPTEMBER, 1856.
WITH reference to the Proclamation contained in the Government Gazette of the 19th August last, relative to a sale of certain Crown Lands to be held at Castlemaine on the 19th September instant, subsequently postponed to the 23rd instant: Notice is hereby given that the area of Suburban Lot 27 should be as undermentioned, and not as originally proclaimed.

By His Excellency's Command,
AND. CLARKE.

Lot.	Town or Parish.	Allotment.	Section.	Amended Area.	Upset price per acre.	Remarks.
27	Suburban Lot. Castlemaine	4	G	A. R. P. 0 0 32	£ 4	

Surveyor General's Office,
Melbourne, 22nd September, 1856.
CARISBROOK LAND SALE.—23rd SEPTEMBER, 1856.
WITH reference to the Proclamation contained in the Government Gazette of the 22nd August last, relative to a sale of certain Crown Lands to be held at Carisbrook on the 23rd September instant: Notice is hereby given that Suburban Lots 1 to 13 inclusive have been withdrawn from the said sale.

By His Excellency's Command,
AND. CLARKE.

Surveyor General's Office,
Melbourne, 22nd September, 1856.

CARISBROOK LAND SALE.—24th SEPTEMBER, 1856.

WITH reference to the Proclamation contained in the *Government Gazette* of the 22nd August last, relative to a sale of certain Crown Lands to be held at Carisbrook on the 24th September instant: Notice is hereby given that Lots 32 and 33 have been withdrawn from the said sale.

By His Excellency's Command,
AND. CLARKE.

Surveyor General's Office,
Melbourne, 15th September, 1856.

CARISBROOK LAND SALE.—25th SEPTEMBER, 1856.

WITH reference to the Proclamation contained in the *Government Gazette* of the 22nd August last, relative to a sale of certain Crown Lands to be held at Carisbrook on the 25th September instant: Notice is hereby given that lot 25 should be described as Allotment 15 A of section 3, and not 15 as therein stated.

By His Excellency's Command,
AND. CLARKE.

RULES AND REGULATIONS OF THE COUNTY COURT OF GIPPS' LAND.

PURSUANT to 76th section of an Act of the Lieutenant Governor and Legislative Council of the Colony of Victoria, made and passed in the sixteenth year of the Reign of Her present Majesty Queen Victoria, No. 11, intituled, "An Act to make provision for the better administration of justice in County Courts in the Colony of Victoria." We, the Judges of the Supreme Court of the Colony of Victoria, do hereby allow the Rules and Regulations of the County Court of Gipps' Land, annexed hereto.

Dated this fifth day of September, 1856.

WILLIAM A'BECKETT, C.J.,
REDMOND BARRY,
EDWARD EYRE WILLIAMS,
ROB. MOLESWORTH.

Whereas by an Act of the Lieutenant Governor and Legislative Council of the Colony of Victoria, made and passed in the sixteenth year of the Reign of Her present Majesty Queen Victoria, No. 11, intituled, "An Act to make provision for the better administration of justice in County Courts in the Colony of Victoria" (assented to 23rd September, 1852),

It is amongst other things enacted in the sec. 76: "That it shall be lawful for the Judge of any County Court from time to time to make and prescribe such rules and regulations touching and concerning the forms of process and pleading, the taking the examination of witnesses and allowing the same as evidence, the admission of counsel and attorneys, the fees to be lawfully demanded in such Court, or by the attorneys practising therein, and the practice and manner of proceeding in all actions to be brought therein, and all other matters and things whatsoever for the conduct and dispatch of business in such Court as he may deem applicable and advantageous, and such rules from time to time to amend, alter or revoke: Provided, however, that every such rule shall be forwarded by the said Judge to the Frothonotary or other proper officer of the Supreme Court of the said Colony, to be by him laid before the Judges of such Court, who shall have power to allow or disallow the same, and no such rule or regulation shall have effect until it shall have been published in the *Government Gazette*; and every rule, when so allowed and published as aforesaid, shall have the like force and effect as if the same had been inserted in this Act."

In pursuance of such power the following Rules and Regulations are made and prescribed for the said County Court by me the Judge of the said Court.

(Signed) J. G. FORBES.

No. 1.—Schedule of Forms.

The Schedule of Forms and Scale of Fees hereunto annexed shall form part of these Rules.

No. 2.—Forms to be used.

The forms shall be used as far as may be applicable, but may be modified to meet the circumstances of each case.

No. 3.—Priority of hearing.

On the day of hearing, all cases not exceeding £10 shall be first tried, after which all undefended cases in the higher jurisdiction shall be proceeded with, and before defended cases are heard. All cases shall be called on according to their numbers in the cause book.

No. 4.—Actions shall be classified.

Actions shall be divided into two classes: Actions on contract, and Actions on wrong.

All technical distinctions of forms of action under each respective class shall be unnecessary; and the term "damages" shall be held to include "debt or damage," as well as "damage or damages."

No. 5.—Computation of Time.

In computation of time days shall be interpreted to mean clear days, and Sundays and holidays shall be counted, unless any act to be performed shall fall on such day or days, in which case such act shall be performed on the day following any such Sunday or holiday.

No. 118.—SEPTEMBER 23RD, 1856.—2.

No. 6.—Time for filing Pleas, &c., and service thereof.

All pleas, summonses and particulars of demand shall be entered in duplicate in the office of the County Court at least fourteen days before the day appointed for the sitting of the Court, and where the defendant resides beyond the boundaries of the city or town in which the Court is holden, and has no place of business in such city or town, a copy of the same shall be served at least ten days, and in all other cases eight days, before the day appointed for the sitting of the Court.

No. 7.—Mileage to be paid.

No summons or process shall be served by the bailiff of the Court, unless the mileage, where payable, shall have been previously paid into Court by the party suing, out of the same.

No. 8.—Service on Soldiers or Marines, &c.

When the defendant shall be living or serving on board any ship or vessel, or quartered in any barrack or cantonment within the jurisdiction of the Court, or serving Her Majesty as a soldier, sailor or marine, it shall be sufficient to deliver the summons, or other process of the Court, to the senior officer on board, or to the person who may at the time appear to have charge of such ship or vessel, or to the adjutant of the corps, or any officer or sergeant of the company to which such soldier or marine shall belong or be attached.

No. 9.—Initial of Christian Name, Abode, &c.

The abode and addition of the parties to a suit must be in all cases specified in the pleadings and summons, and if the initial only of the Christian name be known, it shall be sufficient in all process and pleadings to describe such person by such initial and by his surname.

No. 10.—Trustees, Assignees, &c., to sue and be sued.

The character of trustees, or of trustees and assignees of an insolvent or bankrupt, or of executor, or of administrator, or of persons authorised by Act of Parliament or Council, to sue and be sued, as nominal parties, shall be taken to be admitted, unless denied by plea in writing.

No. 11.—Parties how sued.

If two or more persons be jointly sued as partners, service on any one shall be sufficient, and it shall not be necessary to prove the partnership unless it be denied by plea in writing, supported by an affidavit of the truth thereof.

No. 12.—Time for filing Defences, &c., &c.

Defences or pleas shall be filed five days before the time appointed for the sitting of the Court, and in cases in which money is paid into Court by defendant it must be paid in at the time of filing the defence or plea.

No money can be taken out of Court before hearing, unless in full satisfaction of debt and costs.

No. 13.—Plea of Tender not to avail, &c.

A Plea of Tender before action brought shall not avail as a defence unless the amount be paid into Court.

No. 14.—Payment admitted.

Payment admitted by Plaintiff in Bill of Particulars need not be pleaded.

No. 15.—Cases to be called on as entered.

At each sitting of the Court numerical lists of the cases undefended and defended shall be prepared by the Registrar of the Court, such lists to be made up according to the time and order in which the summonses are taken out, and each plaintiff shall be required to attend by himself or his attorney, and prosecute his suit at the time and in the order in which his case is called on for hearing, except the Judge may think fit to make an order to the contrary.

No. 16.—Record Books to be kept, &c.

The Registrar shall keep a Record Book for causes under £10, and a Record Book for causes exceeding £10, which books he shall always have in court upon the trial of causes, and in which he shall enter all proceedings in the several actions, and also a Cash Book and Order Book, in which shall be kept a distinct account of all proceedings; also an Execution Book.

No. 17.—Absence of material Witness, &c.

If it shall appear to the Court upon oath or affidavit, that any person who is a material witness for either party in any case, doth not attend at the hearing thereof, and that reasonable diligence has been exercised in endeavoring to procure his attendance, the Judge shall, at his discretion, and upon such terms as he may deem fit, either postpone the hearing altogether to a future time to be appointed by him, or else shall take the examination of such witnesses as appear, and suspend the further hearing of the residue of the case to such future time.

No. 18.—Examination "De bene esse."

Examination of witnesses "De bene esse" may be taken at any time after plea filed either before the Judge, or Registrar in the absence of the Judge, as may be ordered in each case, previous notice of application having been given to the opposite party, within the time limited by these Rules; and such examination being duly taken and returned, shall be allowed and read at any trial or hearing between the parties in such case.

No. 19.—Eight per Cent. Interest.

When the judgment shall be upon a debt payable with interest thereon, interest may be allowed up to the day of the date of the judgment of the Court, such interest being calculated at a rate not exceeding 8 per cent. per annum, and execution may issue for such debt and interest.

No. 20.—Execution of Process, Levy to whom paid.

In every case of an execution for damage and costs, or for costs only, and of the same respectively being paid to the Registrar, the amount shall on demand be paid out by such Registrar to the suitor, to whom the same was awarded, if he shall not have appeared, by attorney, and in such case to the order of such attorney only.

No. 21.—Execution when to be levied.

There shall be two days between the last day of the sitting of the Court and the day in which a party shall be entitled to take out a writ of execution, unless the Judge shall think fit to order speedy execution, in which case costs may be taxed, and execution issued immediately.

No. 22.—Motion for New Trial.

No motion for new trial, or on points of law reserved at the trial, will be entertained, unless written notice of intention to move, and grounds of motion be given to the Registrar, at or before the last day of the sittings then being holden.

Every application for new trial must be supported by an affidavit, as prescribed by the 39th section of the Act, and a copy thereof, with notice of the intended motion served on the opposite party one clear day previous to the hearing of the application.

When motion is made on points of law reserved at the trial under the 38th Section of the Act, no affidavit is necessary, but notice of the intention to move, setting out the points of law reserved, shall be served on the opposite party in like manner one day previous to the hearing of such motion.

No. 23.—Reviving Judgment.

Notice of intention to apply to Revive any Judgment, Decree, or Order, shall be served, and the service thereof proved within the like time, and in the like manner respectively, as Summons under Rule No. 6.

No. 24.—When Original shewn.

It shall not be necessary to service of any Notice, Summons, Particulars, Order, or Rule, that the Original should be shewn, unless sight thereof be demanded, except in cases where it may be necessary to proceed by attachment.

No. 25.—Special summons.

No special summons shall be issued without an affidavit to ground the same; and every summons shall contain a note of the objection or matter intended to be supported at the hearing; and a copy of such summons and affidavit shall be served on the opposite party one day before the hearing thereof.

No. 26.—Attorneys practising.

In all cases in which a party appears by Attorney, without Council, the Attorney shall conduct the case in person, and not by his Clerk, or another Attorney, unless the Judge shall order otherwise.

No. 27.—Taxing Bills of Costs, &c.

The Attorney in the cause shall, before taxing, file his bill of costs, and obtain an appointment to tax from the Registrar, and serve one day's notice of taxation, together with a copy of the bill of costs, on the opposite party, or his Attorney; and if the opposite party does not appear by Attorney, or in person, the Registrar shall proceed to tax the bill: and when the party to be served with notice of taxation resides beyond the limits of the City or Town, such notice may be served by posting the same in the office of the Registrar. But it shall be lawful for the Judge at any time, on reasonable cause shewn, to grant a review of, or a fresh taxation of costs, either generally, or in respect of particular items.

No. 28.—Discontinuance.

That the Plaintiff may discontinue at any stage of the proceedings by giving notice in writing of his intention to the opposite party or his Attorney, and thereupon Defendant may tax his costs incurred up to receiving such notice, and proceed to execution immediately.

No. 29.—Postponement of hearing Cases.

No Cause will be postponed to a future day of the same Sittings, or to a future Sittings, unless the application for such postponement be supported by affidavit, made after due notice to the opposite party, or be made with the written consent of the opposite party: the costs of such application will be in the discretion of the Judge.

No. 30.—Searches.

Parties shall be at liberty, by themselves or their Attorneys, within office hours, to search the books in the Registrar's Office, and take any copy of such parts of the proceedings as relate to their own Causes, upon payment for such search or copy a fee as per scale.

No. 31.—Unnecessary Witnesses.

Costs of unnecessary Witnesses will not be allowed on taxation, and all costs not fixed by the Judge shall be taxed by the Registrar of the Court.

No. 32.—Mileage, to whom allowed.

Parties, whether plaintiffs or defendants, if summoned by the opposite party and examined as witnesses, on appearing and giving evidence in person in their own cases, to be allowed such expenses as the Judge may direct.

No. 33.—Assessors' Fund.

That in the trial of all cases in which the attendance of Assessors is required, a fee of two shillings and sixpence where the sum sued for shall not exceed Fifty pounds, and a fee of five shillings where the sum shall not exceed £100, and a fee of ten shillings where the sum shall not exceed Two hundred pounds, as a fee of office, to be entitled the "Assessors' Fund,"

shall be paid to the Registrar of such Court by the party prevailing in the suit, to be charged as costs in the cause against the opposite party, which fee shall be paid before execution can issue.

ATTORNEYS' COSTS.

For Extended Jurisdiction,	£50 Jurisdiction,	£200 Extended Jurisdiction,
	£ s. d.	£ s. d.
Letter before Action	0 2 0	0 2 0
Instructions to sue or defend	0 6 8	0 13 4
Summons, Plaint, &c., &c.	0 10 0	0 15 0
Attending to file	0 3 4	0 3 4
Paid ... ..	...	...
Attending searching	0 3 4	0 3 4
Paid	0 1 0	0 1 0
Attending examination <i>de Bene Esse</i>	0 13 4	0 13 4
One Sub 2s. Gd.: Attending issuing 3s. 4d.	0 5 10	0 5 10
Copy and service	0 5 0	0 5 0
Town Witnesses per day, each day Cause on List	0 10 0	0 10 0
Country Witnesses per day, with mileage one way ... ..	...	...
Attending Court on Trial	0 13 4	1 1 0
Attending Counsel	0 6 8	0 6 8
Brief to Counsel	0 13 4	*1 1 0
Counsel's Fee and Clerk, defended Undefended, &c.	3 5 6	5 10 6
When Attorney appears as Advocate	2 4 6	*3 5 6
When defended	3 3 0	5 5 0
When undefended	2 2 0	3 3 0
Bill of Costs	0 4 0	0 4 0
Copy for Defendant	0 2 0	0 2 0
Copy for Registrar	0 2 0	0 2 0
Appointment to Tax	0 3 4	0 3 4
Copy and Service	0 2 0	0 2 0
Attending taxing	0 6 8	0 6 8
Paid	0 3 0	0 3 0
Assessor's Fee and Oath	0 3 6	0 3 6
Clerk's Fee	0 10 0	0 10 0
Aff. of increase	0 6 0	0 6 0

FEE TO BE PAID ON FILING PLAINTS, ETC.

	£ s. d.
Up to and under £5	0 3 0
Exon.	0 3 0
Between £5 and £10	0 6 0
Exon.	0 3 0
Between £10 and £20	0 10 0
Exon.	0 5 0
Between £20 and £50	0 15 0
Exon.	0 6 0
Between £50 and £100	1 0 0
Exon.	0 10 0
Between £100 and £200	1 10 0
Exon.	0 10 0
For every Search	0 1 0
For every Copy	0 1 0
For every Subpoena	0 2 6
For every Affidavit	0 1 0

ALLOWANCES TO WITNESSES.

Medical and Professional, Esquires, and Merchants, per diem	1 1 0
Tradesmen and Clerks	0 10 6
Laborers	0 7 6
Travelling Expenses per mile, where parties reside beyond five miles from the Court House	0 1 6

MISCELLANEOUS ATTENDANCES.

Attending Judge on Special Summons	0 13 4
Every common Attendance	0 3 4
Drawing and entering Order	0 5 0
Common Affidavit	0 5 0
Copy of ditto	0 2 0
Service of same	0 3 4
Special Summons Notice	0 5 0
Agreement on Terms (Drawing of) Computation by Registrar	0 3 4
Attending Motion for New Trial	0 13 4
Arguing and opposing same	1 1 0

BAILIFFS' FEES.

Levy or Caption Fee	0 1 0
Conveying Debtor to Gaol per mile	0 1 0
Possession Money to Person left in Charge per day Where Execution is served by a Special Bailiff at the risk of the Plaintiff, no Mileage allowed. Mileage on Service of Process the same as Rule No. 7, i.e., 1s. 6d. per mile beyond the first five miles.	0 10 0

* According to Length.

SCHEDULE OF FORMS

REFERRED TO IN RULE No. 1 OF THE RULES AND REGULATIONS OF THE COUNTY COURT.

No. 143. SUMMONS.

In the County Court of } A. Original.
in the Colony of Victoria.

To YOU are hereby summoned to appear in this Court, at next, at Ten o'clock in the forenoon of the same day, precisely, to answer the plaint of whereby he seeks to recover from you pounds shillings and pence, upon a contract or for a (wrong) (the particulars whereof are contained in the copy of the plaint and particulars annexed), otherwise, upon proof of the due service of a copy of this Summons, the cause, when called for hearing, will be tried, and Judgment given against you for whatever may appear due, together with such Costs as the Court may think fit to award.

And take Notice, that if you admit the whole or any part of the Plaintiff's claim by paying in the office of the Registrar at the amount so admitted together with the Costs Five clear days before the day of hearing, you will avoid any further Costs, unless in case of part payment the Plaintiff at the hearing shall prove a demand against you exceeding the sum so paid into Court.

If you have any defence to the demand by way of set-off or on other grounds the same cannot be admitted unless you plead such defence in writing Five clear days at least before the hearing. But evidence will be admitted without a plea in mitigation of the amount of damages sought to be recovered by the Plaintiff.

You may have a summons to compel the attendance of any witness for the production of any books or documents, on applying at the Office of the Registrar. (Bring this summons with you when you come to the Court or to the Office of the Registrar.)

Given under the Seal of the said Court, this day of 185 Registrar.

Endorsed] County Court of Plaintiff, Defendant. Sittings, 185

maketh Oath that he served a copy of the within Summons on the within named Defendant, by delivering a true Copy thereof to on the day of 185 Sworn at in the County of in the Colony of Victoria, this day of 185, before me Registrar of the County Court of

PLAINT. Between A. B. Plaintiff and C. D. of Defendant. A. B. of (or by E. F. his Attorney) complains of C. D. of in an action on Contract (or wrong). For that [Note.] (here state the facts constituting the cause of action, as for instance in an action for Work and Labor or other simple contract debt. "The Plaintiff says that he has performed work and labor for the Defendant according to a bill of particulars annexed, and he seeks to recover the amount of such bill in this action." [or] "The Plaintiff says that the Defendant wrongfully detains from him one horse of the value of £40; [or] that the Defendant wrongfully entered and remained on his land.")

Particulars of Plaintiff's Demand. The following are the particulars of the Plaintiff's demand in this action. C. D. Dr. to A. B., Signed, A. B.

NOTE.—In all actions a bill of particulars should be annexed, in which, where the case admits of it, credit should be given to the Defendant for such sums, if any, as are not disputed.

DEFENCE. A. B. of Plaintiff v. C. D. of Defendant.

TAKE NOTICE that upon the hearing of this Cause, the Defendant intends to give in evidence, and rely upon the following ground of defence in answer to this action. Dated this day of 185

Signed, To A. B., the abovenamed Plaintiff. (Here state the defence, as for instance)— 1st.—Infancy, 2nd.—Covertures, 3rd.—Statute of Limitations, &c., &c. 4th.—That the Defendant is a certificated insolvent, &c., &c.

5th.—Payment. 6th.—Tender. 7th.—Set-off.

Or such other Defence as may be intended to be relied on, in ordinary language, with particulars.

WRIT DE EXECUTION, OR FIERI FACIAS.

Execution against Goods, Effects, and Personal Property.

In the County Court of } A. B. Plaintiff, v. C. D., Defendant.

TO Bailiffs of the County Court of in the Colony of Victoria, and to the Deputy Bailiffs duly authorised and appointed to execute the processes of this Court, and to each and every of them.

WHEREAS at a County Court duly holden at on the day of 185 before the Judge of the said Court; the said Plaintiff, in a certain Suit, wherein the said Court had jurisdiction, by the Judgment of the said Court recovered against the said Defendant the sum of pounds shilling and pence, for certain damages by him sustained, together with the Costs of this Suit, by the said Plaintiff in that behalf expended, amounting in the whole to the sum of pounds shillings and pence. These are therefore to require you forthwith to make and levy by distress and sale of the goods, chattels, choses in action and other personal property of the said Defendant, within the jurisdiction of this Court, or to which the above Defendant is or may be possessed of, or entitled to, or which he can either at law or equity assign or dispose of (except the wearing apparel and bedding of the debtor and his family, and his tools and implements of trade, not exceeding in the whole £10), and also to seize any monies, bank notes, cheques, bills of exchange, promissory notes, orders for the payments of monies or other negotiable securities, the property of the said which may be there found, or such part, or so much thereof as may be sufficient for the satisfying of this execution, and the cost of making and satisfying the same: And after levy duly made thereof, forthwith pay the amount of the said levy, and deliver the said money or negotiable securities, unto the Registrar of the Court, 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 the Writ shall be executed if that shall sooner happen.

Given under the Seal of the Court, this day of 185 By the Court.

Damages.....	£ s. d.	
Costs		
Execution		Registrar.
Mileage		
Total.....		

N.B.—Bailiff to certify at back, &c.

WRIT OF EXECUTION, Or Capias ad Satisfaciendum (Execution against the body). In the County Court of } A. B., Plaintiff, v. C. D., Defendant.

TO Bailiff of the County Court of, in the Colony of Victoria, and to their Deputy Bailiffs duly authorised and appointed to execute the processes of this Court.

And to the Keeper of the Gaol of in the County of and to each and every of them.

WHEREAS at a County Court, duly holden at on the day of 185, the abovenamed Plaintiff in a certain suit wherein the said Court had jurisdiction, recovered against the abovenamed defendant the sum of pounds shillings and pence for his damages, together with the sum of pounds shillings and pence, the costs of the said suit, amounting together to the sum of pounds shillings and pence, and whereas the said having paid the said sum of pounds shillings and pence, it was ordered by a special order of the Judge of the said County Court, bearing date on the day of 185, that the said should be arrested in execution according to the provisions of the Act of Council in that case made and provided, until the said judgment and costs, and the costs of this execution, amounting altogether to the sum of pounds shillings and pence should be paid, or until he should be discharged by due course of law.

These are therefore to require you, the said Bailiff, to take the said Defendant and to deliver him to the keeper of the said gaol, and you the said keeper of the said gaol are hereby required to receive the said Defendant and him safely to keep in the said gaol of until the said sum of

pounds shillings and pence be duly paid, or until he be sooner discharged by due course of law. For which this shall be your sufficient warrant.

Given under the Seal of this Court, this day of 185 . Registrar.

Judgment £ s. d.
Costs
Execution

SPECIAL WRIT OF EXECUTION, OR PIERI FACIAS.

To Register, to Seize, and take Lands, Tenements, and Hereditaments.

In the County Court of in the Colony of Victoria. A. B., Plaintiff, C.D., Defendant.

TO Registrar of the County of in the Colony of Victoria.

In pursuance and by virtue of a Judgment (order, decision, as the case may be) of the County Court in the Colony of Victoria, made on the day of 185 . you are hereby required by yourself or your deputies to be by you appointed under your hand and seal to levy of all and singular the lands, tenements, and hereditaments of the said Defendant within the jurisdiction of this Court, the sum of pounds shillings and pence, being the amount of damages, together with the costs of the suit, which by the said Judgment of the Court has been recovered against the said by the said and to seize and take under this Writ, and to cause to be sold all and singular the said lands, tenements, and hereditaments, within the jurisdiction of this Court, of or to which the Defendant in the said Writ named is may be seised of, entitled, or which he can either at law or in equity assign or dispose of.

Provided, however, that you shall not sell any mere claim or Right of Equity to which such person is or may be entitled. And what you shall do herein certify and return to this Court at the expiration of one calendar month from the date heretof, or within three days after this Writ shall be executed, if this shall sooner happen.

Given under the Seal of this Court, this day of 185 By the Court, Registrar.

Damages..... £ s. d.
Costs
[To be endorsed on preceding Form.]

PRECEPT OR AUTHORITY BY THE REGISTRAR TO DEPUTIES TO SEIZE AND TAKE LANDS, TENEMENTS AND HEREDITAMENTS.

In the County Court of in the Colony of Victoria.

TO Deputies of the Registrar of the County Court of in the Colony of Victoria.

In pursuance and by virtue of the Writ of Execution within, I do hereby appoint and duly authorise you under my hand and seal to seize and take, and to cause to be sold all and singular the lands, tenements and hereditaments within the jurisdiction of this Court, of or to which the may be seised or entitled, or which he can either at law or in equity assign or dispose of.

Provided, however, that you shall not sell any mere claim or right of Equity to which the said Defendant is or may be entitled, and what you shall do herein, certify and return to this Court at the expiration of one calendar month from the date heretof, or within three days after the Writ shall be executed, if that shall sooner happen.

Given under the Seal of this Court, this day of 185 Registrar.

CONSENT TO GIVE THE COURT JURISDICTION.

In the County Court of in the Colony of Victoria.

Between A. B., Plaintiff, of and C. D., Defendant, of

Memorandum that the undersigned, being (the attorneys in this case for) the abovenamed parties, knowing that the sum sought to be recovered in this action exceeds the sum of £50, do hereby consent and agree that the abovenamed County Court shall have power to try the same.

Dated E. F., Attorney for Plaintiff. G. H., Attorney for Defendant.

SUMMONS TO ASSESSORS.

In the County Court of in the Colony of Victoria.

To of You are hereby summoned to appear and serve as an Assessor in this Court, at on the day of 185 , at the hour of in the forenoon, upon the trial of several cases to be then and there tried by Assessors. and in default of attendance you will be liable to a penalty not exceeding £10, by the 19th section of 16th Victoria No. 11. Given under the Seal of the Court, this day of 185 . Registrar.

ORDER FOR SETTING ASIDE JUDGMENT.

In the County Court of in the Colony of Victoria.

A. B., Plaintiff, C. D., Defendant.

It is ordered that a certain Judgment (or order) of this Court in this action, bearing date the day of be set aside (upon the terms following, viz.,) day Given under the Seal of this Court, this day of 185 . Registrar.

ORDER FOR COSTS.

In the County Court of in the Colony of Victoria.

A. B., Plaintiff, C. D., Defendant.

Upon hearing the Defendant in this action, and it appearing to the Court here that the Plaintiff therein has not appeared at this Court on the day of being the day appointed for the trial thereof) to prosecute the same against the Defendant, it is awarded and ordered by the Judge of the said Court, that the sum of £ shall be paid by the Plaintiff to the Defendant forthwith (or on or before the day of) by way of costs and satisfaction for his trouble and attendance of himself and witnesses in that behalf. Given under the Seal of this Court, this day of 185 . Registrar.

AGREEMENT UPON TERMS.

In the County Court of in the Colony of Victoria.

A. B., Plaintiff, C. D., Defendant.

It is hereby agreed by and between A. B., the abovenamed plaintiff, and C. D., the abovenamed defendant, that the sum of £ shall be deemed the amount of debt (or demand) in respect of which the plaint in this action was entered, and that the same, together with the sum of £ for costs already incurred, shall be payable by the following instalments, that is to say [Here set out the times of payment or other terms agreed upon]. And I, the said C.D., hereby consent that judgment, shall be entered upon this cause for the said plaintiff for the said sums of £ and £ payable by the above instalments; and I, the said A.B., hereby consent to accept of the said sums, payable as aforesaid, in full satisfaction of my claim in this action and costs.

Dated C. D. A. B. Signed in the presence of me Memorandum.—Judgment entered up on the said agreement this day of Registrar.

In the County Court of in the Colony of Victoria.

A. B., of Plaintiff, and C. D., of Defendant.

Whereas it has been made to appear to the Court that was duly served with a subpoena to appear as a witness in this action at the County Court of at on the day of 185 (and also to produce, as the case may be) and that payment (or a tender of payment) of his reasonable expenses was duly made to him the said and whereas the said did neglect to appear and give evidence, &c., in obedience to the said summons, or (having appeared in pursuance of the said summons) did wilfully refuse to be sworn or answer a lawful question without sufficient excuse, &c., in the said action, (or to produce, &c.) Now the Court doth hereby order that the said shall pay the sum of for such neglect (or refusal) to the Registrar of this Court on or before the day of 185 and such fine to go to Her Majesty for the public uses of the Colony, and in support of the Government thereof Given under the seal of this Court, this day of 185 . Registrar.

*In the County Court of
in the Colony of Victoria.* }
A. B., of Plaintiff,
and
C. D., of Defendant.
You are hereby severally required to attend at the Court House at _____ on the _____ day of _____ 185____, at the hour of _____ o'clock in the forenoon, to give evidence in the above cause in behalf of the abovenamed _____ and then and there produce _____ and all other books, papers, writings, and other documents relating to the said action which may be in your custody, possession or power.
In default of your attendance without sufficient excuse, you will be liable to be punished in a summary way for contempt, by imprisonment or fine not exceeding £50, under the statute of 16 Vic., No. 11, sec. 70.
Given under the Seal of this Court, this _____ day of _____ 185____

Registrar.

REFERENCE TO ARBITRATION.

*In the County Court of
in the Colony of Victoria.* }
A. B., Plaintiff,
v.
C. D., Defendant.
Upon reading the plaint in this cause, and by and with the consent of the said Plaintiff and Defendant, I, _____, Esq., Judge of the said Court, do order that this suit (and all other matters within the jurisdiction of this Court, in difference between the said parties) be referred to the arbitration and award of S. N., of _____, so that he make and publish his award herein on or before _____, and I hereby, with the like consent, order that the death of either party in the meantime shall not be deemed a revocation of this submission or reference, but that the said S. N. may nevertheless proceed to make his award for or against the representative of such deceased party, as if such representative were a party to this reference. And I further order, by the like consent, that in case the said award should be defective in matter of form it shall be lawful for me to amend the same, or if in matter of substance to direct a reference back to the same or a fresh reference to some other arbitrator, with like powers and authorities, and further that the original, amended, or final award, when made, be entered as a judgment of the said Court in this cause.
Given under the Seal of this Court, this _____ day of _____ 185____
By the Court, _____
Registrar.

ORDER FOR TIME.

*In the County Court of
in the Colony of Victoria.* }
A. B., Plaintiff,
v.
C. D., Defendant.
Upon the application of the Defendant, and upon hearing both the said parties, it is ordered by the Court here that the said Defendant have further time to _____
Given under the Seal of this Court, this _____ day of _____ 185____
By the Court, _____
Registrar.

ORDER FOR ADJOURNMENT.

*In the County Court of
in the Colony of Victoria.* }
A. B., Plaintiff,
v.
C. D., Defendant.
It is ordered that the trial of this action be adjourned until upon (here state the terms or conditions of the adjournment, if any).
Given under the Seal of this Court, this _____ day of _____ 185____
By the Court, _____
Registrar.

ORDER TO PAY BY INSTALMENTS.

*In the County Court of
in the Colony of Victoria.* }
A. B., Plaintiff,
v.
C. D., Defendant.
Upon the hearing of this cause, at a Court holden at _____ on the _____ day of _____ it is adjudged, that the said Plaintiff do recover against the said Defendant the sum of £ _____ for his damages (by him sustained) in a certain action, together with the costs of suit, amounting to the sum of £ _____ by instalments; the first instalment to be paid upon the _____ day of _____; such payments to be made at the Office of the Registrar of this Court, at _____
Given under the Seal of this Court, this _____ day of _____ 185____
By the Court, _____
Registrar.

*In the County Court of
in the Colony of Victoria.* }
A. B., of Plaintiff,
and
C. D., of Defendant.
Take notice, that I intend, on the _____ day of _____ (within two days of the trial) to apply to the Judge of this Court for a New Trial of this cause, or to set aside the proceedings hereto.
Dated this _____ day of _____ 185____
A. B.,
the said Plaintiff.
To the said Defendant. _____

ORDER FOR NEW TRIAL.

*In the County Court of
in the Colony of Victoria.* }
A. B., Plaintiff,
v.
C. D., Defendant.
It is ordered, that the judgment in this case, and all subsequent proceedings therein be set aside, and a new trial had, between the parties on (set out the terms or conditions, if any, in which the order is made).
Given under the Seal of this Court, on _____ day of _____ 185____
By the Court, _____
Registrar.

ORDER TO STAY PROCEEDINGS.

*In the County Court of
in the Colony of Victoria.* }
A. B., Plaintiff,
v.
C. D., Defendant.
It is ordered that all further proceedings in this action be stayed.
Given under the Seal of this Court, this _____ day of _____ 185____
By the Court, _____
Registrar.

MEMORIAL OF JUDGMENT WHERE PARTY HAS DETAKEN HIMSELF TO ANOTHER JURISDICTION.

A Memorial, to be filed pursuant to the County Courts' Act, 16 Vic., No. 11, sec. 52, by the Registrar of the County Court of _____ of a judgment of the County Court of _____ of _____ day of _____ between A. B., Plaintiff, and C. D., Defendant, No. _____ in an Action on Contract.
Damages _____ pounds _____ shillings and _____ pence, costs _____ pounds _____ shillings and _____ pence, in all amounting to the sum of _____ pounds _____ shillings and _____ pence.
Signed, A. B.
Upon the application of A. B., _____ in whose favor the above judgment was pronounced in the above action, I do hereby certify that judgment was pronounced in the above action the _____ day of _____ 185____ as set out in the memorial signed by the said applicant.
Given under the Seal of this Court, this _____ day of _____ 185____

WARRANT FOR CONTEMPT.

*In the County Court of
in the Colony of Victoria.* }
To _____ Bailiff of the County Court of _____ and to the Keeper of Her Majesty's Gaol at _____
Whereas A. B. _____ of _____ was this day convicted before me _____ Judge of the County Court of _____ on my view, or on the oath of _____ a credible witness, for that the said _____ did wilfully interrupt the proceedings of the said Court holden before me at _____ this _____ day of _____ 185____ (or did conduct himself disrespectfully to me the said Judge of the said Court and sitting therein, or did assault, &c., (as the case may be, or being a witness at such Court, in an action wherein was plaintiff and _____ defendant, did prevaricate in giving his evidence), and it was hereby adjudged by me that the said A. B. for his said contempt and offence should be imprisoned in Her Majesty's Gaol at _____ for the space of _____ or should pay by fine the sum of _____ pounds _____ shillings and _____ pence, into the hands of the Registrar of this Court, to be appropriated to Her Majesty for the public uses of the Colony of Victoria, under the provisions of the Act of Council in that case made and provided: And it was hereby further adjudged that if the said fine should not be forthwith paid, that the said _____ should be imprisoned in the said Gaol at _____ for the term of _____ calendar month _____, unless such fine should be sooner paid. And whereas the time in and by the said conviction limited for the payment of the sum of _____ pounds _____ shillings and _____ pence hath elapsed, and the said _____ shillings and _____ pence hath not paid the sum of _____ pounds _____ shillings and _____ pence, nor any part thereof.
These, therefore, are to command you, the said Bailiff, to

take the said and him safely to convey to the Gaol at aforesaid, and there to deliver him to the Keeper thereof with this precept.

And I do hereby command you, the said Keeper of the said Gaol, to receive the said A. B. into your custody in the said Gaol, there to imprison him for the space of unless the said sum of pounds shillings and pence shall be sooner paid; and for so long this shall be your sufficient warrant.

Given under the seal of this Court, this day of 185

By Order of the Judge of this Court,
Registrar.

VICTORIA STEAM NAVIGATION BOARD.

16 VICTORIA, No. 25.

To the Owners and Masters of Steam Vessels trading to or from, or plying in any Port, Harbor, Creek, or River, in Victoria.

QUARTERLY SURVEY FOR HIGH PRESSURE STEAM VESSELS.

NOTICE is hereby given that under the fifth clause of the above cited Act the owner of every High Pressure steam vessel employed as stated is bound to have the whole of the machinery surveyed by the Engineer Surveyor appointed for that purpose by the Victoria Steam Navigation Board, in the manner and at the times following:—

High Pressure.—Vessel—June and December.
Machinery—March, June, September, and December.

The owners and masters of steam vessels are requested to observe, that in future the Fees of both Surveyors are to be paid to the Secretary at the Office of the Board before the Surveys are held, and no Fees whatever are to be paid to the Surveyors.

The declaration of the Surveyor having been obtained, the owner is to transmit it within fourteen days from the date thereof to the Secretary of the Board, addressed to the Office of the Commissioner of Trade and Customs, Melbourne. A penalty of £5 is fixed by the Act for every day that the sending of any such declaration is delayed beyond fourteen days.

Inspector and Engineer Surveyor appointed by Board—

Mr. THOMAS OULTRAM, Steam Board Office.

Shipwright Surveyor appointed by Board—

Mr. CHARLES CRESSWELL, Melbourne.

By Order of the Board,

JOHN J. SHULLINGLAW,
Secretary.

Steam Navigation Board,
Department of Trade and Customs,
Melbourne, 1st September, 1856.

Office of Commissioner of Trade and Customs,
Melbourne, 17th September, 1856.

TURNBULL AND CO.'S WAREHOUSE.

NOTICE is hereby given that the abovementioned warehouse, situated at Port Albert, is appointed, with the approval of His Excellency the Officer administering the Government, for the free warehousing and securing of goods therein.

WILLIAM C. HAINES,
In absence of Hugh C. E. Childers.

Office of Commissioner of Trade and Customs,
Melbourne, 17th September, 1856.

APPOINTMENT.

HIS Excellency the Officer administering the Government, with the advice of the Executive Council, has been pleased to make the following appointment, viz. :—

JOHN BROADLEY HOWARD, Esquire

(Collector of Customs at Warrnambool), to perform the duties of Assistant Immigration Agent at Warrnambool.

By His Excellency's Command,
WILLIAM C. HAINES,
In absence of Hugh C. E. Childers.

Attorney General's Chambers,
Melbourne, 22nd September, 1856.

APPOINTMENT.

HIS Excellency the Officer administering the Government, with the advice of the Executive Council, has been pleased to appoint

Mr. RICHARD GARTON

to be Acting Clerk of the Peace of the Court of General Sessions of and for the district of the Grange; and also to be Acting Registrar of the County Court of and for the district of Dundas.

By His Excellency's Command,
WILLIAM F. STAWELL,

Treasury,
Melbourne, 5th September, 1856.

QUARTERLY REQUISITIONS.

HEADS of Departments are hereby reminded that their next Requisitions upon the Colonial Storekeeper, in accordance with Clause 16 of the Store and Transport Regulations, dated 6th September, 1855, are due by the 30th instant, and must be punctually rendered by that date, or the supplies will not be furnished until the following quarter.

By His Excellency's Command,
CHARLES SLADEN.

Courts.

DUNDAS COUNTY COURT.

HAMILTON.

NOTICE is hereby given that the next County Court of Dundas, in the District of Hamilton, will be holden at the Court House, Hamilton, on Thursday, the 16th day of October next, at Ten o'clock a.m. precisely.

Plaints must be filed at this office on or before Wednesday, the 1st day of October next.

Defences must be filed on or before Friday, the 10th day of October next.

RICHARD GARTON,
Acting Registrar.

County Court Office,
Hamilton, 12th September, 1856.

GRANGE GENERAL SESSIONS,

HAMILTON.

NOTICE is hereby given that the next Court of General Sessions for the District of Hamilton, Grange Burn, will be holden at the Court House, Hamilton, on Thursday, the 16th day of October next, at Ten o'clock a.m. precisely.

RICHARD GARTON,
Acting Clerk of the Peace.

Court House, Hamilton,
12th September, 1856.

GIPPS' LAND.

GENERAL SESSIONS.

NOTICE is hereby given that the next Court of General Sessions of the Peace for the District of Gipps' Land will be holden at the Court House, Alberton, on Wednesday, the 12th day of November, 1856, at Ten o'clock in the forenoon.

WILLIAM HOGARTH,
Acting Clerk of the Peace.

Court House, Alberton,
16th September, 1856.

GIPPS' LAND.

COUNTY COURT.

NOTICE is hereby given that the next County Court for Gipps' Land will be holden at the Court House, Alberton, on Saturday, the 15th day of November, 1856, at Ten o'clock in the forenoon.

Plaints must be filed with me on or before Monday, the 20th of October next.

Defences to be filed on or before Monday, the 10th day of November next.

WILLIAM HOGARTH,
Acting Registrar.

Court House, Alberton,
16th September, 1856.

THE holding of the undermentioned Courts has been duly notified in previous numbers of the *Gazette*, viz. :—

Criminal Sessions of the Supreme Court.

GEELONG.—On Friday, 10th October, at 10 a.m. (p. 1543).

PORTLAND.—On Wednesday, 1st October, at 10 a.m. (p. 1409).

County Courts.

BEECHWORTH.—On Monday, 20th October, at 10 a.m. Plaints filed until Saturday, 4th October, and pleas until Tuesday, 14th October, (p. 1466).

BOURKE.—On Monday, 6th October. Plaints filed until Friday, 19th September, and defences and sets-off until Monday, 29th September (p. 1543).

CARISBROOK.—On Friday, 26th September, at 10 a.m. Plaints filed until Tuesday, 9th September. Defences filed until Friday, 19th September (p. 1276).

SANDHURST.—On Friday, 3rd October, at 10 a.m. Plaints filed until Friday, 19th September. Defences filed until Monday, 29th September (p. 1309).

General Sessions.

BEECHWORTH.—On Thursday, 16th October, at 10 a.m. (p. 1466).

Tenders.

Public Works' Office,
Melbourne, 18th September, 1856.
VESSEL FOR A LIGHT-SHIP.

TENDERS will be received until Eleven o'clock on Tuesday, 30th September, for a Vessel of from 150 to 200 tons register, coppered and copper fastened, and otherwise in good condition.

Tenders to be endorsed, "Tender for Light-ship," and accompanied by a copy of the register and an inventory of stores, &c., and addressed (if by post prepaid) to the Chairman of the Tender Board, Melbourne.

The Board will not necessarily accept the lowest or any tender.

By His Excellency's Command,
C. PASLEY.

Public Works' Office,
Melbourne, 20th September, 1856.
FITTINGS AND FURNITURE AT THE NEW HOUSES OF PARLIAMENT.

TENDERS will be received until Eleven o'clock on Friday, 26th September, for the Fittings and Furniture required for the Legislative Council Chamber at the New Houses of Parliament.

Plan and specification may be seen at the Office on the Works. Tenders to be endorsed, "Tender for Fittings, Legislative Council Chamber," and addressed (if by post prepaid) to the Chairman of the Tender Board, Melbourne.

The Board will not necessarily accept the lowest or any tender.

By His Excellency's Command,
C. PASLEY.

Public Works' Office,
Melbourne, 16th September, 1856.
ERECTION OF A SURVEY OFFICE, BALLAARAT.
TENDERS will be received until Eleven o'clock on Friday, 3rd October, for the erection of a Survey Office at Ballarat.

Plan and specification may be seen at this Office, and on application to the District Surveyor, at Ballarat.

Tenders to be endorsed, "Tender for Survey Office, Ballarat," and addressed (if by post prepaid) to the Chairman of the Tender Board, Melbourne.

The Board will not necessarily accept the lowest or any tender.

By His Excellency's Command,
C. PASLEY.

Treasury,
Melbourne, 23rd September, 1856.
PAPER.
TENDERS will be received until Noon on Thursday, 25th September, from persons willing to supply Twenty-five Reams Super-royal Paper.

Tenders, accompanied by samples, are to be endorsed, "Tender for Paper," and to be deposited in the Box at the Colonial Stores, or addressed to the Colonial Storekeeper, Melbourne.

The Government will not necessarily accept the lowest or any tender.

The decision of the Government will be made known on Tuesday, 30th September, 1856.

By His Excellency's Command,
WILLIAM C. HAINES,
For and in the absence of Mr. Sladen.

Public Works' Office,
Melbourne, 17th September, 1856.
DOORS, SASHES AND FRAMES.

TENDERS will be received until Eleven o'clock on Friday, 26th instant, for the Doors, Sashes and Frames required for the New Military Barracks, Melbourne.

Specification may be seen at this Office. Tenders to be endorsed, "Tender for Doors, Sashes, &c.," and addressed (if by post prepaid) to the Chairman of the Tender Board, Melbourne.

The Board will not necessarily accept the lowest or any tender.

By His Excellency's Command,
C. PASLEY.

Public Works' Office,
Melbourne, 17th September, 1856.
IRON FOUNDERS' WORK.

TENDERS will be received until Eleven o'clock on Friday, 26th instant, for the Iron Founders' Work required for the New Military Barracks, Melbourne.

Specification may be seen at this Office. Tenders to be endorsed, "Tender for Iron Founders' Work," and addressed (if by post prepaid) to the Chairman of the Tender Board, Melbourne.

The Board will not necessarily accept the lowest or any tender.

By His Excellency's Command,
C. PASLEY.

VICTORIAN RAILWAYS.

MELBOURNE, MOUNT ALEXANDER AND MURRAY RIVER RAILWAY.
MAIN LINE.

NOTICE is hereby given that the Trustees are prepared to receive tenders for Fencing the Line on both sides with a Three-rail Fence for twenty miles from Melbourne.

Intending contractors may obtain all further information on application to the Engineer-in-Chief.

Tenders, for the whole or portion, must be sent in to this Office, addressed to the Trustees, on or before Twelve o'clock noon of Tuesday, the 30th day of September next.

The Trustees do not bind themselves to accept the lowest or any tender.

By Order of the Trustees,
RICHARD WOOLLEY,
Secretary.

Railway Department, Assay Office,
La Trobe-street west,
Melbourne, 18th July, 1856.

VICTORIAN RAILWAYS.

MELBOURNE, MOUNT ALEXANDER AND MURRAY RIVER RAILWAY.
MAIN LINE.

NOTICE is hereby given that the Trustees are prepared to receive tenders for the supply of 70,000 Sleepers, deliverable on the line within twenty miles of Melbourne.

Intending contractors may obtain all further information on application to the Engineer-in-Chief.

Tenders, for the whole or a portion, must be sent in to this office, addressed to the Trustees, on or before Twelve o'clock noon of Tuesday, the 30th day of September next.

The Trustees do not bind themselves to accept the lowest or any tender.

By Order of the Trustees,
RICHARD WOOLLEY,
Secretary.

Railway Department, Assay Office,
La Trobe-street west,
Melbourne, 18th July, 1856.

VICTORIAN RAILWAYS.

MELBOURNE, MOUNT ALEXANDER AND MURRAY RIVER RAILWAY.—BRANCH LINE TO WILLIAMSTOWN.

NOTICE is hereby given that the Trustees are prepared to receive tenders for the supply of 40,000 Sleepers.

Intending contractors may obtain all further information on application to the Engineer-in-Chief.

Tenders, for the whole or a portion, must be sent in to this Office, addressed to the Trustees, on or before Twelve o'clock noon of Tuesday, the 30th day of September next.

The Trustees do not bind themselves to accept the lowest or any tender.

By Order of the Trustees,
RICHARD WOOLLEY,
Secretary.

Railway Department, Assay Office,
La Trobe-street west,
Melbourne, 18th July, 1856.

Personal Information.

DUTHY, GEORGE, late of Adelaide, is requested to communicate his address to the Postmaster General.

PILLING, SAMUEL, formerly farrier-major in the Mounted Police Force, Castlemaine, and recently at Fiery Creek, is requested to communicate with the Postmaster General, Melbourne.

TOBIN, JAMES, formerly of Broadford, in the county of Limerick, Ireland, who sailed from Cork for Sydney, in 1841 or 1842, and is known to have resided in Victoria within the last year or two. Information respecting the above is requested by the Secretary, General Post Office, Melbourne.

NOTICE.

ADVERTISEMENTS forwarded by Poundkeepers and others, intended for insertion in the "VICTORIA GOVERNMENT GAZETTE," must be legibly written, on one side of the paper only, and sent under cover Post paid, addressed to the Government Printer.

Advertisements will be charged for at the following rates, viz.:—
One shilling for each of the first six lines and sixpence for every additional line above six.

The GOVERNMENT GAZETTE is published on TUESDAY and FRIDAY in each week, and Notices for insertion must be received by the Government Printer, at or before Ten o'clock of the day preceding the day of publication.

* * * All Advertisements intended for publication in the GOVERNMENT GAZETTE must be paid for prior to insertion.

Private Advertisements.

BOROONDARA ROAD DISTRICT.

IN pursuance of a requisition presented to me this day, and signed by upwards of twenty landowners and householders in the parish of Boroondara, I hereby convene a public meeting of the landowners and householders generally in the abovenamed road district, to be held at Seven p.m. on Saturday, the 4th day of October next, at the Governor Hotham Hotel, Hawthorn, to form a District Road Board for the purpose of superintending, providing for and completing the construction, repair and maintenance of the roads in the said road district, and for carrying out therein the provisions contained in the Acts of Council 16 Victoria No. 40 and 17 Victoria No. 29.

Dated at Hawthorn this 17th day of September, A.D. 1856.
No. 1202. HENRY S. WALSH, J.P.

DISSOLUTION OF PARTNERSHIP.

WE, the undersigned John Rowan, Donald Rowan and Dugald McArthur, having this day dissolved partnership, all debts due to the firm must be paid to Dugald McArthur, who will discharge all debts due by the same.
Mount Rowan Hotel, 14th July, 1856.

JOHN ROWAN,
DONALD ROWAN.

Witness—
ANGUS CAMERON.

DUGALD McARTHER.

Witness—
JAMES SHIRACE.

No. 1193.

DISSOLUTION OF PARTNERSHIP.

IN consequence of the coal and commission business carried on by A. Cohu and Co. having been transferred to Messrs. Capron and Appert, the partnership hitherto existing between A. Cohu and J. Felstead, under the style of "A. Cohu and Co.," is this day dissolved by mutual consent. All debts due to or by the said firm will be settled by Andrew Cohu.
Melbourne, 13th September, 1856.

ANDREW COHU,
JOHN FELSTEAD.

Witness—
DAVID DYER,
90, Flinders-lane west.

No. 1197.

DISSOLUTION OF PARTNERSHIP.

THE partnership hitherto existing between the undersigned is this day dissolved by mutual consent.
Glasgow Machine, Coliban River, 15th September, 1856.

JAMES MOONEY,
ROBT. J. ALLAN,
THOMAS B. DAVISON.

Witness—
JAMES AITKEN.

No. 1200.

DISSOLUTION OF PARTNERSHIP.

NOTICE is hereby given that the partnership hitherto existing between the undersigned, under the firm of "Fletcher and Evans," is this day dissolved by mutual consent. The whole of the partnership property, debts and effects, has been assigned to the undersigned Thomas Fletcher alone, who will pay all debts due by and receive all debts due to the late firm.
Ballarat, 29th July, 1856.

THOMAS FLETCHER,
CHARLES JAMES EVANS.

Witness—
L. G. HARDY,
Solicitor, Ballarat.

No. 1192.

DISSOLUTION OF PARTNERSHIP.

NOTICE is hereby given that the partnership hitherto existing under the style of "J. D. Solomon and Company," has this day been dissolved by mutual consent. All debts due to the firm are to be paid to Mr. J. D. Solomon, who will liquidate all claims due by the firm.
Dated this twentieth day of September, 1856.

JULIAN D. SOLOMON,
JOS. S. JOSEPH.

Witness—
JAS. WISEWOULD,
Solicitor, Melbourne.

No. 1203.

NOTICE is hereby given that by indenture of assignment dated the eighteenth day of September, One thousand eight hundred and fifty-six, made between Charles Ochse, Henry Cohen, and Philip Hyams, all of Ballarat, in the Colony of Victoria, storekeepers, trading together under the style or firm of "Ochse, Cohen and Hyams," of the first part; Joseph Bishop, of the city of Melbourne, in the said Colony, merchant, and Samuel Mountfort Gibbs, of the same place, merchant, of the second part; and the several persons whose names and seals were thereunto subscribed (being creditors of the said Charles Ochse, Henry Cohen and Philip Hyams), of the third part; the said Charles Ochse, Henry Cohen and Philip Hyams did assign and transfer all their estate and effects unto the said Joseph Bishop and Samuel Mountfort Gibbs, for the benefit of

all the creditors of the said Charles Ochse, Henry Cohen and Philip Hyams: And notice is hereby further given that the abovementioned indenture of assignment is now lying for inspection and execution at the office of Messrs. Clark and Moule, solicitors, Bank-place, Melbourne.

Dated this 16th day of September, 1856.

CHARLES OCHSE,
HENRY COHEN,
PHILIP HYAMS,
JOSEPH BISHOP,
SAM'L. M. GIBBS.

Witness—
OTTO NEUHAUSS, J.P.

No. 1198.

NOTICE is hereby given that application will be made by or on behalf of the devisees or other persons interested under the will and codicil thereto of the late Robert Anstruther Balbirnie Vans, Esquire, deceased, to the Legislature of the Colony of Victoria, at the next Sessions thereof, for leave to bring in a Bill for vesting the freehold estates devised by the will of the said Robert Anstruther Balbirnie Vans, deceased, in a trustee, with powers to grant building and other leases thereof, and to sell parts of the said estates, and for the appointment of other and new trustee and trustees, and for other purposes ancillary thereto, respectively.

Dated this fifteenth day of September, 1856.

DUERDIN AND BRONCKHORST,

Solicitors for the promoters of the said intended Bill, 105, Collins-street west, Melbourne.

No. 1181.

In the Supreme Court of the }
Colony of Victoria. } *Fi. Fa.*

LEWIS CONRAN v. WM. HY FORD.

NOTICE is hereby given that the Sheriff for the Colony of Victoria will cause to be sold by public auction, under the above writ, at the Supreme Court Hotel, La Trobe-street, Melbourne, on Thursday the 25th September, next, at Twelve o'clock noon, all the right, title and interest (if any) of the abovenamed defendant in and to all those pieces of land in Brighton, being allotments 12, 13, 20, 21, 22, 29, 36 and 37 of the township of Brighton, near the Devonshire Inn, immediately behind the residence of Mr. Selwyn, together with all buildings, &c., erected thereon, unless this execution be previously satisfied.

Terms—Cash on the fall of the hammer.

Dated August, 1856.

W. H. McMILLAN,
Sheriff's Officer.

No. 1171.

In the Supreme Court of the }
Colony of Victoria. } *Fi. Fa.*

CLARKE, AN INFANT, &c. v. CUNNINGHAM.

NOTICE is hereby given that the Sheriff for the Colony of Victoria will cause to be sold by public auction at the Supreme Court Hotel, La Trobe-street, Melbourne, on Thursday, the 25th September next, at Twelve o'clock at noon, all the right, title and interest (if any) of the abovenamed defendant in and to six acres of land (more or less) at East Brighton, having frontages to North Road and Wheatley Road, with all buildings, &c., erected thereon, unless this execution be previously satisfied.

Terms—Cash on the fall of the hammer.

Dated August, 1856.

W. H. McMILLAN,
Sheriff's Officer.

No. 1172.

TWENTY POUNDS REWARD.

STOLEN or strayed from Tea-tree Creek, on the night of the 16th August, a stout set iron-grey draught horse, stands about fifteen hands high, branded ∞ , ∞ under near shoulder, lame off fore foot. The above reward will be paid on conviction of the thief or thieves, or £5 on restoration of horse to Mr. James Armstrong, Franklyn-street, Melbourne, or Morton Brothers and Leach, Richmond. No. 1173.

TWENTY POUNDS REWARD.

LOST from Dunolly Diggings, on the 31st August, a cream colored mare, silver mane and tail, branded E near shoulder. The above reward will be given on conviction if stolen, or Five pounds if strayed, on delivery of said mare at the stores of Crocker Brothers, Dunolly. Also lost, a chesnut horse, fourteen hands high, marked JH conjoined, blazed face, D off fore foot white, branded ES off shoulder. Apply as above. No. 1196.

NOTICE.

FOUND on McCallum's Creek, about a year ago, a bay aged horse, with one white foot, blaze down the face, brand on the near shoulder and off neck not legible, switch tail, fifteen hands high. If not claimed within a month from this date will be sold to defray expenses. Apply to Samuel Nuttall, near Larkie's Bridge, or Mr. Harper, bookseller, Maryborough. No. 1195.

FIVE POUNDS REWARD,

STOLEN or strayed from Mr. Robins's farm, Campaspe, a black horse, branded C near shoulder. • The above reward

will be paid on conviction if stolen, or £3 on her delivery to Dr. Barnett, Sandhurst, or to Mr. Robins, near Ross's Station, Campaspe. No. 1167.

FIFTY POUNDS REWARD.

SUPPOSED to be stolen from the Campaspe Inn, a bay pony, undocked, branded PK near shoulder, P near neck, the writing B

property of the undersigned. A reward of £50 upon conviction of the thief, on application to HENRY BARROW. No. 1182.

TWENTY POUNDS REWARD.

STOLEN or strayed, on the 13th September, from German Gully, Golden Point, Forest Creek, a dark brown horse, branded JM near ribs, white blaze down face, Roman nose, fore foot cloven. £20 reward will be paid on conviction of the thief, or £5 reward if strayed, by THOMAS MEREDITH, No. 1204. British and American Hotel, Forest Creek.

FIVE POUNDS REWARD.

STRAYED or stolen from the Merri Creek, on or about the 1st of August, 1856, a grey mare, dark points, branded OB under the saddle and a hat brand behind the shoulder on near side. If stolen £5 will be paid to whoever will give information which will lead to the conviction of the thief; and if strayed £2 will be given to any one who will give her over to Mr. McDonald, at the Merri Creek. No. 1199. 18th September, 1856.

FIVE POUNDS REWARD.

LOST or strayed from Winter's Flat, River Leigh, last June, a bay mare, three years old, branded JS (the tail of J to right, and the S a hook), near hind fetlock white. Any person delivering the same, or giving such information as will lead to her recovery, to Mr. John Egan, River Leigh, will receive £5 reward. No. 1185.

NOTICE.

IF the grey mare that was left in my stables on the 24th of August last is not taken away within seven days, she will be sold to pay expenses. Description:—Grey, very poor, no visible brands. R. LEES, No. 1188. North Melbourne Stables, Flemington-road.

TEN POUNDS REWARD.

STOLEN or strayed from Raglan, Fiery Creek, in June last, a brown horse, hollow back, BON near shoulder, the ON is rather indistinct. If stolen the above reward will be paid on conviction, or if strayed £5 will be given on recovery of the horse by applying to S. P. Keam, poundkeeper at Lexton, or to Messrs. Cridlin and Little, slaughtermen, Fiery Creek. No. 1201.

FIVE POUNDS REWARD.

LOST from G. Rodger's Paddock, on the 28th June, 1856, a black horse, branded WC near shoulder. The above reward will be paid on recovery of the same by application to Mr. P. Robinson, Bacchus Marsh. No. 1194.

Impoundings.

IMPOUNDED at Echuca Pound, 6th September, 1856, by J. P. Rowe, Esq.

1 bay horse, switch tail, black points, saddle marked, swelling near fore fetlock, like \cup or 1 near shoulder

1 brown horse, switch tail, \cup near shoulder, under saddle near side, and off shoulder JM conjoined

On 9th September, 1856, by Messrs. Coghill and Brodrib. 1 black horse, switch tail, collar and saddle marked, TC or G near shoulder

On 10th September, 1856, by J. P. Rowe, Esq. 1 black mare, dock tail, blaze, off fore and near hind fetlock white, shod, collar and saddle marked, M near shoulder, EP

like \cup with — across McM off shoulder

1 bay mare, short switch tail, star, collar and saddle marked, off hind fetlock white, S near shoulder, T off shoulder

1 chesnut filly, long tail, blaze, HQ near thigh

1 black mare, bang tail, off hind fetlock white, white spots along back, TR near shoulder

1 iron grey filly, long tail, off fore and off hind fetlock white, streak down face, rope round neck, \cup near shoulder

or \cup No. 118.—SEPTEMBER 23RD, 1856.—4.

1 dark brown or black mare, switch tail, star, few grey hairs across the nose, no perceptible brand

1 bay horse, long tail, black points, star, marks on near shoulder, blotch like IC or G or PC or G off shoulder

1 bay mare, black points, star, switch tail, collar marked, grey hairs at root of tail, rather inclined to be roan about the flanks, N near shoulder

1 bay horse, dock tail, few grey hairs in tail, collar and saddle marked, star, RG or RO off shoulder

1 light bay mare, star, switch tail, saddle marked, —L near shoulder, M under saddle near side

On 12th September, by Mr. James Maiden.

1 grey horse, flea bitten about the neck, sore back, dock tail, C or G near shoulder

1 brown mare, dock tail, collar and saddle marked, GW near shoulder, scar under saddle off side

1 bay horse, small star, switch tail, \cup conjoined near shoulder, AMN conjoined off shoulder

1 dark brown horse, switch tail, star, off hind fetlock white, saddle marked, DP near shoulder

1 dark brow mare, switch tail, scar near shoulder, H near ribs, 2

8 and like blotch K off shoulder

1 bay horse, long tail, black points, collar and saddle marked, \cup or \cup near shoulder, HI off shoulder

1 bay mare, long tail, black points, star and snip, JC near shoulder, WR off shoulder

1 dark brown mare, switch tail, streak down face, saddle marked, IJ near shoulder, 3 or 5 under saddle off side, staked near thigh

If not claimed and expenses paid, to be sold on 15th October, 1856.

GEORGE JAMIESON, Poundkeeper. 33s. 6d.

IMPOUNDED at Sugar Loaf Creek, 17th September, 1856, by Mr. Boyd.

1 bay horse, switch tail, off hind fetlock white, star and snip, collar marked, IIB conjoined near shoulder

1 grey horse, switch tail, W near shoulder

1 white mare, switch tail, DW near shoulder, illegible off shoulder, small bay spot near fore fetlock, collar marked

1 dark brown horse, switch tail, like M near shoulder, \cup blotched

1 iron gray horse, switch tail, collar marked, like G blotched near shoulder

If not claimed and expenses paid, to be sold on 15th October, 1856.

J. M. FARRELL, Poundkeeper. 11s.

IMPOUNDED at Warrandyte, Anderson's Creek, 19th September, 1856, by Mr. Thomas Cunningham.

1 light strawberry bullock, hoop horns, like JM conjoined rather blotch off ribs

1 white bull, M or JM conjoined near ribs—Damages £5.

If not claimed and expenses paid, to be sold on 15th October, 1856.

JOHN HUTCHINSON, Poundkeeper. 7s. 6d.

IMPOUNDED at Buninyong, 16th September, 1856.

1 bay mare, star forehead, near shoulder \cup , off shoulder H in circle, six years old

1 bay mare, shod all round, near shoulder indescribable brand, aged

1 mouse colored mare, near saddle WH, near shoulder \cup , off shoulder \cup

1 light grey horse, long tail, near shoulder L, off shoulder L

If not claimed and expenses paid, to be sold on 15th October, 1856.

GEORGE INNES, Poundkeeper. 10s.

IMPOUNDED at Bacchus Marsh, 20th September, 1856, by Mr. Mawson.—Trespass 5s.

1 dark iron grey horse, draught, HW conjoined near shoulder, long tail

If not claimed and expenses paid, to be sold on 15th October, 1856.

ROBERT PYKE, Poundkeeper. 7s. 6d.

IMPOUNDED at Pentridge, 16th September, 1856, by Mr. Barry.—Damages 15s.

1 blue sided cow, near horn drooped, off cocked, w near ribs, RH off ribs

If not claimed and expenses paid, to be sold on 15th October, 1856.

J. HEWITT, Poundkeeper. 7s.

IMPOUNDED at Ballarat, 1st September, 1856, by A. Dimant, Town Inspector.
 1 small black and white sow
 1 small black and white boar
 1 small white boar
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 D. SWEENEY,
 Poundkeeper.
 7s. 6d.

IMPOUNDED at Forest Creek Pound, Campaspe River, 11th September, 1856.
 1 chesnut mare, bald face, near hind foot white, collar and saddle marked, swith tail, PG near shoulder
 1 chesnut filly, bald face, near fore and hind feet white, long tail, no visible brand
 On 15th September.
 1 chesnut entire pony, star and stripe, saddle marked, bang tail, GP near shoulder, shod
 1 bay mare, star and snip, little white on hind feet, collar and saddle marked, bang tail, lame on off fore foot, IH off shoulder, shod
 1 bay mare, small star, bang tail, TB near shoulder, C or G off shoulder, shod
 1 brindle cow, little white on belly, no visible brand
 1 red and white poley cow, CE off rump
 1 strawberry cow, off ear marked, W² off rump, RT off thigh, W² off ribs
 RT
 1 white bull calf, progeny of above, no visible brand
 1 red cow and calf, both ears marked, FH near ribs
 1 strawberry steer, no visible brand
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 JAS. R. CONNOR,
 Poundkeeper.
 17s.

IMPOUNDED at Ballarat, 13th September, 1856, by B. Wm. Morrison.—Trespass 6d.
 1 red poley bullock, white back and belly, CH conjoined off rump
 On 15th September, by J. Winter.
 1 white cow, like S in circle near ribs, S near rump, illegible brands off side
 1 red cow, white back and belly, no visible brands, since calved
 1 young strawberry bull, no visible brands
 1 young blue and white bull, illegible brand near rump
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 D. SWEENEY,
 Poundkeeper.
 10s. 6d.

IMPOUNDED at the Hamilton Pound, 15th September, 1856, by Mr. Rich, Wannon
 1 black cow, hoop horns, piece out off ear, slit near ear, white on belly and loins, like 1 blotched near ribs, PD off rump, S R
 off shoulder
 1 brindle cow, slit off ear, HS off rump, like VG on near loin
 1 white bullock, wide cock horns, like VG on near ribs, WS G
 near rump, G off ribs
 1 red and white bullock, stag horns, SW off ribs, 2 off rump, DD near horn
 1 red poley bullock, P near rump, like rose brand near thigh
 1 red steer, white face, like D off ribs
 1 white heifer, red neck, no visible brand
 1 red and white steer, straight horns, like IW blotched on off ribs, like † with blotched brand on near loins
 1 strawberry steer, blotched brands on off rump
 1 brindle and white cow, slit near ear, piece out of off ear, like H off ribs
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 RICHD. BLOOMFIELD,
 Poundkeeper.
 17s.

IMPOUNDED at Gisborne, 16th September, 1856, by W. Stephen.
 1 yellow bullock, partly brindle, gg near rump, cock horns, top off near horn, like XX or crossed compasses near ribs, like — off ribs
 1 red sided bullock, white top of rump and shoulder, cock horns, L off shoulder, tops off ears, supposed JB near ribs, lame near fore foot
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 JAMES M. ROBERTSON,
 Poundkeeper.
 9s.

NOTICE.

THE brindle bullock, advertised in *Gazette* of 20th August, **RAY** off rump, has like HA near ribs.
 The brindle sided bullock, advertised same time, illegible brand off ribs, has like IOS off ribs, W near shoulder, and will be sold on 1st October, 1856.
 JAMES M. ROBERTSON,
 Poundkeeper.
 7s. 6d.

IMPOUNDED at Avoca, 15th September, 1856.
 1 chesnut colt foal, blaze, off fore foot white, WC near shoulder
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 WM. R. COLE BAKER,
 Poundkeeper.
 6s.

IMPOUNDED at Wangaratta, 16th September, 1856.
 1 bay horse, docked tail, two hind feet white, star and snip, R over like EB (the E blotched) near shoulder, EC off neck WJ
 1 brown horse, little white near hind foot, like Jc (the R BS
 branded very light) off, JH near shoulder
 1 brown horse, saddle marked, like SC near shoulder, the S appears to have been put on twice
 1 bay colt, mealy muzzle, docked tail, like W with blotch above off shoulder
 1 flea bitten grey horse, near shoulder dislocated, short tail, CD near neck, D near, W off shoulder
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 ALEXANDER TONE,
 Poundkeeper.
 12s.

IMPOUNDED at Belvoir, on 12th September, 1856, by J. H. R. Aitken, Esq.
 1 bay mare, star forehead, off hind foot white, long tail, shod, saddle marked, like (M near shoulder WD
 1 brown mare, tan muzzle, docked tail, saddle marked, shod, lik JR or K (the R or K indistinct) near shoulder
 1 brown filly, star and snip, hind feet white, long tail, D near shoulder
 1 dark brown or black horse, star and snip, under lip white, docked tail, near fore foot and hind feet white, saddle marked, PK blotched near shoulder, S near rump S
 1 brown filly foal, star forehead, no perceptible brand
 1 light brown horse, mealy muzzle, star, grey hairs along nose, long tail, has had a fistula, saddle marked, white spot on rump, like 8B near shoulder
 1 bay mare, long tail, two small white spots forehead, white spots along back and rump, has a fistula, BW near shoulder, 2 under saddle near side
 1 chesnut two year old filly, star forehead, long tail, no perceptible brand
 1 chesnut yearling filly, small star forehead, no perceptible brand
 1 bay mare, star forehead, switch tail, saddle marked, scar near side neck, illegible brand or scar over like W (the last letter JTN
 supposed to be JM conjoined, and the JT conjoined) near shoulder
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 HENRY McILLREE,
 Poundkeeper.
 21s.

IMPOUNDED at Wattle Creek, 14th September, 1856, by J. R. Rostron, Esq.
 1 bay draught mare, bang tail, hind feet white, blaze in face, and snip, white spots on rump, diamond, near shoulder, JC off P-C
 JC
 CO
 shoulder
 1 roan entire horse, long tail, star and snip, LR (the LR con-
 joined, and the tail of L to left) near shoulder
 If not claimed and expenses paid, to be sold on 15th October, 1856.
 A. BARKER,
 Poundkeeper.
 11s. 6d.

IMPOUNDED at Lexton, 15th September, 1856.

1 dark brown or black mare, a few white hairs on forehead, little white off hind coronet, near hip down, switch tail, sore back, C or G off shoulder

On 16th September.—Damages £10.

1 chesnut entire horse, blaze down face, saddle marked, off hind leg white, crupper marked, switch tail, S near shoulder, RB near saddle, ED over supposed JJ (tail of second J to right) off shoulder

If not claimed and expenses paid, to be sold on 15th October, 1856.

9s. 6d.

SIMON P. KEAM,
Poundkeeper.

THE GOVERNMENT PRINTER acknowledges the receipt of the undermentioned sums:—

	£	s.	d.
September 20.—Hy. McIlree	1 0 0
September 22.—J. M. Farrell	1 0 0
September 22.—Hy. R. Miller	5 0 0

J. FERRES,

22nd September, 1856.

Government Printer.

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