



all yours

NEW SOUTH WALES – COLONIAL SECRETARY

LETTERS RELATING TO MORETON BAY AND QUEENSLAND RECEIVED 1822 – 1860

LETTERS RECEIVED 1856 AND PAPERS FILED WITH THEM – REEL A2.37 CONTINUED FROM REEL A2.36

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	56/05609			"G R N"	1856 07 31	Notes First item referred to in this letter was composed of 4 Vouchers after necessary division made to bring it to account under proper heads These Vouchers received at this Office 7 th April & sent to Chief Commissioner of Crown Lands for signature, returned 6 th May, then placed in Warrant for payment on following dates: On 8 th May - £5-2-9 On 12 th May - £2-1-4 On 16 th May - £27-15-11 & appear to have been paid On 29 th May - £5-2-9 On 26 th June - £2-1-4 On 29 th May - £27-15-11 With respect to second item of £6-6-0 for Inquest Fees, account does not appear to have reached this Office – claim for £9-9-0 received for Inquest Fees 29 th January, placed in Warrant 2 nd February – this sum appears to have been paid to Dr Palmer 29 th May – blank cover 1856 08 06~ Returned Colonial Secretary's Office 1856 08 11~ Dr Palmer to be informed of payments now reported to have been made – Colonial Treasurer may see papers afterwards, with reference to future arrangements 1856 08 23 Mr Palmer [as it is] 1856 06 25 Referred for report of Auditor General – blank cover – to be returned 1856 06 26~ Noted Stamp: AUDIT OFFICE-NEW SOUTH WALES / No 644-JU*26 1856 08 26 Colonial Treasurer – blank cover – noted 1856 08 27~ Pay Branch 1856 08 27~ Read 1856 08 28~ Returned Colonial Secretary's Office "Put By" [shows part of margin note of following letter]	A2.37	001 – 003 [p 001x 2 - no p 002]
	56/05609			"W E" W Elyard "J W" "S G"	1856 08 26 1856 06 25 1856 06 26~ 1856 08 26 1856 08 27~ 1856 08 27~ 1856 08 28~	At top: "E F Palmer" Letter complaining of serious inconvenience due to delay in payment of money due to him from Government – Abstracts of undermentioned sums sent in early in January of present year, viz As Medical & Surgical Attendant on Aborigines of Wide Bay District – Six months salary £35-0-0 Two post-mortems & attendances to give evidence at 2 Magisterial enquiries at £3-3-0 each £6-6-0		004 - 005
	56/05609	1856 06 25	His Excellency the Governor General	Maryborough, Wide Bay Edward Fielding Palmer, Surgeon	1856 06 03 "Tuesday afternoon"	At top: "E F Palmer" Letter complaining of serious inconvenience due to delay in payment of money due to him from Government – Abstracts of undermentioned sums sent in early in January of present year, viz As Medical & Surgical Attendant on Aborigines of Wide Bay District – Six months salary £35-0-0 Two post-mortems & attendances to give evidence at 2 Magisterial enquiries at £3-3-0 each £6-6-0		004 - 005

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						<p>Total: £41-6-0</p> <p>During March last, Abstracts returned through Commissioner of Crown Lands for alteration – in consequence of proclamation of New Constitution necessary to divide accounts for the half year into 2 different portions, namely from 1st July to 23rd November, & from 24th November to 31st December – requisite alteration made & Abstract returned by Steamer in first week of April – money was not paid up to 27th May last</p> <p>Sent cheque to his agent in Sydney Mr John Fraser of Sussex Street, near Commercial Wharf, in payment of goods supplied, at same time enclosing order for drugs etc – “Boomerang” Steamer arrived here 1st June, by her mail he received letter from Mr Frazer [as it is] informing him his cheque was <u>dishonoured</u> – in very disagreeable position, his cheque being dishonoured drugs were not sent – fear for future that nothing will be sent without money being paid at the time for them – not the first time he has complained – money due to him 30th June last not paid until 22nd or 23rd September following – appeals to Governor General hoping in future such inconvenient & to him injurious delays may be obviated if possible &</p> <p>Note in margin Seems a hard case let it be reported on by Treasurer & let arrangements be made by which such delays will be prevented for the future</p>		
	56/05612	1856 06 24	Hon CS	Port Master's Office, Sydney Merion Moriarty, Port Master	1856 06 23	<p>At top: “Port Master”</p> <p>Reporting received communication from Mr Geary Harbour Master Moreton Bay informing Buoy Boat “Pearl” caught in south west gale at anchor on the Bank, lost an anchor & chain - requesting anchor 400 weight, 60 fathoms or three quarter of an inch chain, & 2 shackles to suit which at Contractor's prices will cost about £55-10-0 [No 56/80]</p> <p>Para 2: Presumes expenses chargeable to Vote of £500 for Ports & Harbours – mentions monthly saving of sums voted for Department, trusts expense will be sanctioned to be paid out of such savings</p> <p>Para 3: Mr Geary attributes loss to bad riding qualities of Buoy Boat & in some measure to the want of sufficient hands on board to work vessel – urges re-employment of 2 men lately discharged having been employed by him without authority [Margin: see 56/05567 Port Master on same subject submitted 23rd June] but who are already provided for on Estimates & in necessity of which he concurs</p> <p>&</p> <p>Notes in margin 56-5612</p> <p>This must be authorised - pity Buoy Boat was not more carefully examined before she was purchased</p> <p>Auditor General, Port Master</p>	A2.37	006 – 008
	56/05725	1856 06 30	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 06 23	<p>At top: “Government Resident Moreton Bay”</p> <p>Letter re case of a poor child (deserted by father) with view to procuring her admittance to Orphan Asylum or Benevolent Institution: her name is Mary Massey, aged 14 years, her mother is dead, her father an Immigrant by “Florentia” 1853 went to diggings shortly after arrival, has not since returned – left 3 children in this distress of whom Mary is eldest – hitherto provided for by labouring man no longer able to support her & circumstance of being deserted by her father appears to have affected her mind [No 56/287]</p> <p>Para 2: Warrant issued for apprehension of father for having deserted his</p>	A2.37	009 – 010

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						children, but no tidings can be obtained of him & Notes in margin M F This girl I presume may be admitted into Benevolent Asylum For approval Very well Government Resident, Secretary to the Benevolent Society		
	56/05727	1856 06 30	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 06 23	At top: "Government Resident Moreton Bay" Reporting arrival on 22 nd inst of Immigrant ship " <i>Persia</i> " with 259 Government Immigrants reported by proper officer to be in healthy state [No 56/288] & Notes in margin For information Agent for Immigration – blank cover Noted <u>Immigration</u> 56/3185 – 3 July 1856 Read & returned – blank cover – noted Returned Colonial Secretary's Office – "Put by"	A2.37	011
	56/05774	1856 07 03	Hon CS	Crown Lands Office, Sydney George Barney, Chief Commissioner of Crown Lands	1856 06 28	At top: "Chief Commissioner of Crown Lands" Forwarding letter from Commissioner Wiseman [Margin: dated 7 th April 1856] re horses belonging to his Department [No 56/210] Para 2: Mr Wiseman reports has only 1 Troop horse fit for use, now turned out for rest – another lamed in October last, third rendered unserviceable from fistulous ulcer on wither, bay mare never in his possession having been left in Gladstone by predecessor Mr Gardiner in November 1854 whence she has disappeared, not since heard of Para 3: Needed urgently, Mr Wiseman states purchased 2 horses from Capt O'Connell - under circumstances recommends Mr Wiseman be allowed £50 to pay Capt O'Connell out of amount voted for present year Also at top: "Respecting purchase of 2 horses for use of Commissioner of Crown Lands Department, Leichhardt District" & Notes in margin 56-4676 Not for me For approval Auditor General, Chief Commissioner "O M"	A2.37	012
	56/05774		Chief Commissioner of Crown Lands	Gladstone W H Wiseman, Commissioner of Crown Lands "24 – G B"	1856 04 07	Letter re purchase of 2 horses for Department: reports circumstances & reasons for so acting - requests approval for sum for purchase of horse £25 or for 2 horses [Margin: Recommend 2 horses £50 – "G B"] - to be placed to his Public Account in Bank of Australasia to pay Captain O'Connell from whom he purchased them - mentions paying for his new Pack Horse & Mr Graburn's salary [No 88/56] 1 Inducement to purchase before obtaining permission due to urgency, uncertainty of Post & delay in receiving an answer: has only 1 Troop Horse fit for use, now turned out for rest – one lamed irrecoverably by Trooper Rae last October on Upper Dawson at Cockatoo, obliged to leave him		013 – 015

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						there as could not travel – a second was rendered unserviceable from fistulous ulcer on wither caused by carelessness or bad saddle of same Trooper, dismissed him from his inability to take care of his horse – the third, a Bay Mare, never in his possession, left in Gladstone by predecessor Mr Gardiner in November 1854 - has disappeared, no one having seen her since - Captain O'Connell caused search amongst his horses & in neighbourhood, , Lieutenant Murray of Native Police has her brand & has made enquiries, heard nothing of her 2 Now travelling with his own horses – soon to commence long journey, thought it better to obtain these horses, well worth money he has to give Capt O'Connell for them – far superior to any offered by others thinking exorbitant sum for unsound horses may be demanded of Government Also at top: "56/4676 – 26 May 56"		
	56/05833	1856 07 02	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master	1856 07 01	At top: "Portmaster" [as it is] Enclosing copy of letter from Harbour Master Moreton Bay re ship " <i>Phoebe Dunbar</i> " – Mr Geary reports vessel now lying in safety at anchorage off mouth of the River [No 56/84] & Notes in margin For information	A2.37	016
			Port Master, New South Wales	"A D"?	1856 07 02~ 1856 07 04~			017
				Harbour Master's Office, Moreton Bay W H Geary, Harbour Master	1856 06 24	"Copy" Letter informing ship " <i>Phoebe Dunbar</i> " got off from position where she was placed inside of Amity Point for purpose of getting temporary repair to enable her to proceed to Sydney to be docked – much praise due to ship builder Mr Winship for effecting stoppage of leak – has been 4 days on board, had no occasion to pump ship – she is now at anchorage off mouth of River in safety [No 20/56]		
	56/05852	1856 07 05	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 06 27	At top: "Government Resident Moreton Bay" Forwarding copy of letter from Surveyor of Roads re withdrawal from Sale of Land of 26 th inst of allotments named therein & for reason stated – informs in compliance with requisition it contains, withheld from sale allotments named in margin: Allotments 148-149-150-151-152 - suggests these allotments again be put forward for sale, conditions should contain provision reserving right of way through them if so required [No 56/298] Also at top: "56/6581 – 12 July 1856" & Notes in margin M F Surveyor General requested to report – blank cover – to be returned – noted For approval Portions in question should be withheld from sale until Surveyor of Roads has marked out line of Road referred to & furnished his Plan & report – should new line be approved, necessary reservation or modification of portions can be made Entd 56/191 – fol 253 vol 5 Returned Colonial Secretary's Office	A2.37	018 – 019
	56/05852		Government Resident, Brisbane	Brisbane F E Roberts, Surveyor of Roads	1856 07 05~ 1856 07 11 1856 07 23~ 1856 07 21 1856 07 23~ 1856 06 26	Enclosure in letter from Government Resident Moreton Bay to Hon Colonial Secretary respecting withdrawal from Sale of certain Allotments of land at		020 - 021

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				[also Francis Edward Roberts]		South Brisbane – 27 June – 56/298 “Copy” Letter relating to certain allotments in Parish of South Brisbane about to be put up for sale on this day which would (if sold) materially interfere with Main Line of Road leading from Brisbane to Ipswich – desirable that best line be selected, requests Allotments Nos 148, 149, 150, 151 & 152 be reserved from Sale until he has marked out permanent line – has not had sufficient time to do so since being placed in charge of Moreton Bay roads, will give it his attention as early as possible		
	56/05858	1856 07 05	Hon CS	Drayton A G Ravenscroft	1856 06 29 1856 07 01~ 1856 07 05~	At top: “Clerk of Petty Sessions” Letter requesting all his testimonials & certificates filed in CS Office (of various dates) be forwarded to him as early as practicable, had forgotten to withdraw same – are of importance to him & Notes in margin M13501 [could be M13507] Resubmitted These may perhaps be returned	A2.37	022
	56/05950	1856 07 08	His Ex Sir William T Dennison [as it is] Governor General	William MacPhail	[no date]	At top: “W McPhail” [as it is] Memorial stating has held at Coranga in Wide Bay & Burnett Districts a Publican’s General License for 5 consecutive years, never had any crime or charge imputed to him: At General Licensing Meeting held Gayndah April 1854 had his application for Publican’s License granted by Arthur E Halloran Commissioner of Crown Lands for District [see this Memorial A2,29, p 319] – at General Licensing Meeting held April 1855 had his application refused on ground of insufficient accommodation –subsequently made necessary repairs, alterations & enlargements of his Inn at Quarterly Meeting in September following - on reapplying License granted by <u>six Justices</u> none of them dissenting At last General Licensing Meeting held April at Gayndah, applied for renewal of License but from Bench being evenly divided application lapsed Informs that of the 2 Justices who opposed his Application, one Peter Pigott is only recently been appointed to Commission of the Peace, the other, Thomas Prior, although owner of a Station is <u>a non-resident of the Burnett District</u> & consequently disqualified from acting at Gayndah at Licensing Meeting – the 2 Justices who were in favour of his application R P Marshall & Archibald Thompson are on the contrary <u>old & highly esteemed residents & Magistrates</u> , one of them having been frequently at the Inn – neither of opposing Justices offered any reasons for refusing his application Annually has had his Application numerous & respectably signed by resident Squatters & Householders, he being certified to be person of good morals, fit to hold Publican’s License, & House was & is great accommodation to Public & benefit to District being situate at cross roads of 2 main thoroughfares – application having lapsed through no fault of his, submits to His Excellency to grant him redress, otherwise he will sustain damage little short of absolute ruin, having invested his all in the business Annual License expires 30 th June - informs next 3 months (before expiration of which he cannot apply) are for his business most lucrative of the whole year, owing to large number of persons travelling preparatory to lambing & shearing – requests aforesaid averments be considered, relying on His Excellency’s well known promptitude & sense of Justice	A2.37	023 – 026

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						<p>We the undersigned Squatters & Householders residing within District of Burnett solicit that His Excellency consider Memorial of William McPhail – assure Governor General they have known William McPhail [as it is] for some time & have never heard anything prejudicial to his character & if his Inn is closed, we as well as others will be put to serious inconvenience</p> <p><u>Signed for and in behalf of:</u> William Strathdee; Archibald Ferguson; A Strathdee; Mathew Ferguson; John Ferguson; John Sidney; Alexander Walker; Alexander McLean; John Richardson; Edward Kelly; John Conolly [also spelt Connolly]; Charles Holgate; Daniel Emmerson; George Pullen; James Brown; Donald Hood; Jeremiah Murphy; George Elvin; John Richmond</p> <p><u>Signed for and in behalf of these parties the original having been damaged by the rain</u> Francis Ellworthy; Michael Pierce; Antony Curry [as it is]; John Duggan; Alexander McLeod; James Heath; David Howe; Charles Gregory; John Ward; George Williams; Thomas Griffiths; Robert Walker; George Robinson; Thomas Green; James Jones; Patrick Corcoran; J Broom; Mathew Lynch; Jeremiah Worth</p>		
	56/05960	1856 07 08	Hon CS	Wombo, Darling Downs Frank Aldrich	1856 06 24	<p>At top: "F Aldrich"</p> <p>Letter informing aware situation of Clerk of Petty Sessions Wombo not yet declared vacant (ref CS letter 5th inst – Margin: 56/02429 [see A2.35, p 691]) – also aware present Clerk (Mr Westmacott) has applied for retiring pension due to advanced age & ill health – after consulting with Bench of Magistrates took liberty of applying for appointment in event of its becoming vacant – at suggestion of Bench has been assisting Mr Westmacott with Court duties</p> <p>&</p> <p>Notes in margin W V</p> <p>1856 07 09~ 1856 07 15~ See M13492 - Mr Westmacott to receive Gratuity of £27-15-6 – then may consequently be considered to take vacancy as Clerk of Petty Sessions at Wombo</p> <p>1856 07 21~ Mr Aldrich's application may perhaps be noted & letter sent to him – Bench have not yet answered last letter to them respecting Mr Westmacott</p> <p>1856 07 23~ Capt Scott</p> <p>1856 07 31~ Noted – put by Mr Aldrich</p>	A2.37	027
	56/05972	1856 07 08	Hon CS	Traylan R P Marshall	1856 06 19	<p>At top: "R P Marshall"</p> <p>Letter forwarding reports of late Commandant of Native Police</p> <p>Para 2: There reports were overlooked by him at time he forwarded other documents</p> <p>&</p> <p>Notes in margin M F</p> <p>1856 07 21~ 1856 07 31~ Papers transmitted have it appears been (with exception of two) received in this Office – are papers to be sent to Mr Walker? (See Minute on 56/02894) preserving copies of the two</p> <p>1856 08 01~ 1856 08 18~ 1856 08 21~ Approved Rec'd Mr Walker [Ref 56/07037]</p>	A2.37	028

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	56/05972					Note Papers forwarded to Mr Walker Original drafts of 52/03979 [see A2.24, p 687+] – 51/813 – 51/4734 – 51/03266 [see A2.23 – p 667 note only; report - see this Reel p 036+] – 51/08113 [A2.23, p 664+] – 52/00923 [A2.23, p 680+] – 52/2467 & of letters of 31 st December 1849 & 7 November 1850 [see p 048-060 of this Reel]		029
	56/05510	1856 06 21	Hon CS	Traylan R P Marshall	1856 05 29 1856 06 26~ 1856 06 26~	At top: "R P Marshall" Forwarding letters which, by letter from Inspector General (4 th April No 56/61) he was instructed to do Para 2: Also encloses Mr F Walker's letter stating what documents he requires - those now enclosed are all he can find after most careful search of his Office & Notes in margin 56-2894 Are originals in this Office – see report of Inspector General of Police on 56/02894 See Memos on papers [Ref 56/05972]	A2.37	030 – 031
	56/02894	1856 03 25	Hon CS	Traylan Frederick Walker "W E" W C Mayne, Inspector General	1856 03 07 1856 03 25 1856 03 26 1856 03 27 1856 03 28~ 1856 03 31~ 1856 04 02 1856 06 06~	At top: "F Walker" Letter stating when he left "this place" October 1854 he left there copies, either in his handwriting or that of gentleman paid by him, of correspondence, originals of which are in CS Office among others - there is his private letter to Mr E Deas Thomson dated 1 st March 1852 [see A2.24, p 687] contents of which were subsequently with amendments transferred to an official letter. These papers of no use to anyone but himself – Mr Marshall on point of leaving, anxious to regain possession of papers & requests Mr Marshall be authorised to return them to him, keeping as a matter of course, any required in the Office Also at top: "56/1527 / Police – March 26 th " & Notes in margin Inspector General of Police – blank cover – noted Have no objection to offer to compliance with Mr Walker's application, care being taken that originals of all letters, of which copies are given up, are actually in Colonial Secretary's Office – blank cover Returned Colonial Secretary's Office & Notes re above Perhaps best way would be for Mr Walker to state to Mr Marshall the particular letters he requires & for latter to forward them to this Office – can then be sent to Mr Walker should there be no objection Yes Inspector General, Mr Walker, Mr Marshall "End of May" – resubmitted "End of month"	A2.37	032 – 033
	56/05510		R P Marshall	Traylan Frederick Walker	1856 04 24	Letter informing papers relative to which he wrote to Colonial Secretary & which are to be forwarded to his office: 1 st A series of Reports of Proceedings of Native Police during several years all of which were left by him fastened together – are in peculiar handwriting of G A Brassey [could be J A Brassey] 2 nd Original of his letter of 1 st March to Colonial Secretary relative to causes	A2.37	034 – 035

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						of difference of opinion between him & Northern settlers: this is merely the private letter written by him to Mr E Deas Thomson, published version being different – consequently this private document ought never to have been out of his possession		
	51/03266			Burnett District [no signature]	1851 03 10	<p><u>Report of Proceedings of Sydney Native Police from 1st January 1850 up to 10 March 1851</u></p> <p>In January 1850 reported proceedings of the little Police Force under his command during 1849 - submitting report of Proceedings since 1st January 1850 up to this date.</p> <p>Para 1: Completed purchase of horses necessary for increase of Native Police Force, started from Sydney 25 January 1850 & arrived on Edward River last week of February. In 10 days had 23 of 30 recruits (part obscured) – kept 7 vacancies to be filled by blacks on Murrumbidgee to whom previously promised they should be admitted into Force if increased</p> <p>Para 2: Had to wait until 6th May for arrival of Police clothing, arms, saddlery & accoutrements – on 13th started Lieutenant Fulford with Police with instructions to wait for him at Kyabow on Murrumbidgee & while there to fit out 7 recruits mentioned in 1st Para – had to return to look after stray horses all of which found except one & having found Mr Fulford, whole party started for Callandoon 3rd June</p> <p>Para 3: Reasons for procuring volunteers from Murrumbidgee District are has been acquainted with blacks in that part of Colony 7 years – always placed implicit confidence in them, has never been deceived – in his opinion no blacks ought to be made use of as Police in their own Country as he knows that if they are employed as such they will frequently attempt to avenge their own private animosities – Sydney Native Police being now employed to northward have no animosity</p> <p>Para 4: After visiting all the stations ..?. Murray, Darling & Barwan, increased Native Police Force arrived at Callandoon 10th September, having suffered no hardships on this occasion as had been so liberally supplied with means of carrying rations & tarpaulins – owing to fearful drought on Barwan lost 2 Police horses & 12 working bullocks</p> <p>Para 5: On arrival at Callandoon found Police left behind under Lieut Marshall in good state of discipline - had been employed on Condamine, the Mooni & Woota during his absence – blacks of Macintyre were so notorious he found, had been perfectly quiet with exception of few ruffians who had previously been concerned in several murders, especially that of Edward Bradley. These men formed with Moonie blacks [as it is] to kill cattle in the Woota & at some stations low down the Macintyre – blacks on Macintyre had nothing to do with murder committed at Mr Williams - man was killed by black brought from near Warialda, has little doubt white man was the aggressor</p> <p>Para 6: Horses too weak for Police to move for some time after arrival, made use of time to get men properly instructed in use of their arms & accustomed to habits of regularity & cleanliness – Sergeant Major Whitmill was indefatigable in exertions to attain this object - has been completely successful</p> <p>Para 7: On 4th November started Mr Marshall with 1st Section of 11 men direct for Burnett & Wide Bay 270 miles, he reached Gayndah on 23rd & started on 27th to recover Mr Ferriter's sheep, 265 of which Police recovered 4th December after arduous pursuit through broken mountainous & scrubby country. On 17th December whilst Mr Marshall out in search of</p>	A2.37	036 – 047

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						<p>blacks who had committed murder, large party of them came down upon Police with loud shouts & beating of spears etc – soon compelled to retire by Police, not before 1 horse speared & 1 trooper speared & cut on both temples with a Nulla Nulla. The blacks being on ranges attempted to hold them by throwing stones down on dismounted Police but their missiles however unpleasant to whites under such circumstances are perfectly harmless when used against Native Police - on 8th January Mr Marshall joined him</p> <p>Para 8: On 14th November Mr Fulford started with 3rd Section of 11 men proceeded up Woota, by Moonie & then down Condamine – on Condamine had been no lives lost & no sheep stolen since visit of Native Police in 1849 but blacks still continued to annoy cattle on Station of late John Dangar. Mr Fulford crossed over there to the Dawson & arrived at Gayndah on 12th December (409 miles) This party of Police went next to Mr Walsh & to Mr Corfields, & Mr Fulford having proceeded, accompanied by settlers who could identify several men accused on oath of murder, to search for the camp, Police came up to blacks on 28th December, some of the murderers were immediately recognised & not surrendering, affray took place in which Henry Walker had a spear through his shirt & Mr Corfield had a very narrow escape. On 8th January Mr Fulford joined him</p> <p>Para 9: Had intended proceeding down Macintyre & crossing over to Ballonne but obliged to alter this plan, forced to go by Ipswich to procure Police clothing & ammunition. Therefore started on 5th December visiting Woota Creek on his way & having received supplies at Ipswich, started up the Brisbane hoping to discover murderers of Mr Balfour's man – in this he failed but Simon Scott having informed him some of his sheep had been stolen by immense body of blacks camped near his residence. Proceeded in pursuit, on 29th was rather surprised by very large party of blacks issuing from dense scrub & shouting at & defying Police under his command 22 in number. A charge without firing a shot soon made hostile blacks retreat into Pine scrub - when they reached that shelter they however ... & Police who dismounted had to fire before they would retire, abandoning 50 of Mr Scott's [sheep] which he recovered. Sent some friendly blacks next day to invite better disposed to separate from others, had very good effect as great numbers went into different Stations – in the different encounters blacks must necessarily have suffered some loss - difficult to arrive at amount due to scrubby nature of country into which they always retire. In every case Affidavits taken & forwarded to Attorney General, number of white men murdered since last 12 months in District of Wide Bay & Burnett is 22</p> <p>Para 10: On 8th January whole Force united & proceeded to Mr Balfour's in order that Mr Marshall & Mr Fulford's two Sections receive new clothing after which Police Force returned into Wide Bay District & proceeded to Maryborough, arrived 16th July</p> <p>Para 11: Blacks in Districts of Wide Bay & Burnett have not shown any disposition of late to renew aggressions - not satisfied yet that they will act in same manner when Force, at present concentrated, separates to give other Districts a share of protection – knows several notorious murderers have taken refuge in Fraser's Island – has delayed separating until receives answers to communications sent by him to you relative to necessity of Police going to Fraser's Island - Mr Fulford returns however with 2nd Section immediately to Callandoon & 33 men remain in this</p>		

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						<p>neighbourhood for the present. When Force ultimately separates he proceeds.... with 2 Sections by the Dawson to Maranoa District & Mr Marshall with 1st Section will remain here</p> <p>Para 12: Informs great deal of sickness among troopers of late owing to excessive heat & whole party having been exposed to heavy rain during one night without cover, no less than 12 men have been laid up at a time from cold & fever but now recovering</p> <p>Para 13: Officers of Native Police have had arduous duty to perform in constantly attending to discipline of men & especially in making them look after arms & accoutrements - so much in the bush, almost always travelling, men have a great deal of trouble keeping everything in order – as Governor has allowed 2 white Sergeants, Officers will be relieved of great deal of work & anxiety when they join - suggests for 1852 there ought to be a white Sergeant in every Section</p> <p>Para 14: Matter of great satisfaction to report his endeavours to raise & form Police Force have been successful – men have behaved well beyond his expectations, has never been a single case of insubordination & although frequently exposed to great temptations no trooper has ever shown any symptoms of intoxication – has so much confidence in Police in that respect he can trust them anywhere - devotedness they evince for their Officers is one of the most pleasing traits in their character, their devotion equally extended to Sergeant Major who although very strict has shown so much temper & kindness he has now confidence of all the men</p> <p>Para 15: Also reports Messrs Marshall & Fulford have cordially & successfully assisted him in carrying out his plans – arms & accoutrements of men under their orders are at any time fit for inspection & discipline of their men has, notwithstanding the long journey, never been relaxed</p>		
			Hon CS	Callandoon [no signature]	1850 11 07	<p>At top: "Commandant of Native Police" "Copy"</p> <p>Letter informing instructions approved by Governor issued to Officers of Native Police together with Attorney General's opinion on them</p> <p>Para 2: Thought it better to omit 8th Paragraph rather than amend it, found the 2 Lieutenants had from their own experience arrived at same conclusion - consequently no necessity for it</p> <p>Para 3: Re 3rd paragraph, draws attention to opinion of Attorney General: would be obliged if you could procure from that gentleman an opinion as to what he considers the duty of a Police Force would be, under circumstances alluded to, which are one of the greatest difficulties he has to contend with</p> <p>Para 4: Case is simply this: large number of blacks are assembled together armed, cattle are killed & remains found in all their camps – although ownership cannot be sworn to positively, sheep stolen in large numbers & men constantly murdered, no man is identified as one of the murderers or thieves, only evidence obtainable is that, with his men, he can generally (almost always) track aggressive party – this if it implicates anybody would implicate any blacks who have joined party since offence</p> <p>Para 5: It is in such a case (case which now exists at Wide Bay & the Burnett) that he would wish to know from Law Officers how Police Force under his command can act <u>legally</u> in order to put a stop to such outrages</p> <p>Para 6: Governor has hitherto left it to his own discretion which although flattering to him, involves great responsibility on Officers which he would like to see diminished – is obliged to leave great deal to discretion of his Officers & as stated in conversation with you in Sydney their ideas of</p>	A2.37	048 – 051

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						discretion might possibly differ from his Para 7: In Macintyre country used his own discretion & although Attorney General told him he feared he had not acted legally throughout, yet result shows he was morally right for he affirms that County of Cumberland is not [as it is – now?] more secure from aggressions of Aboriginal Natives Margin: Comp ^d “G B”?		
				Sydney [no signature]	1849 12 31	<p>“Copy”</p> <p>Furnishing report of proceedings of Native Police under his command from period when he first raised the Force up to this date: informs had no difficulty getting volunteers for Police, could have obtained ten times the number being the pick out of 8 tribes – in present Force of 14 are men from 4 different tribes each speaking a different language</p> <p>Owing to various causes, among others that of 2 horses having been driven away, did not complete arrangements until 6th December 1848 – on that day started for Macintyre - arrived in safety with Native Police Force on 10th May 1849 – has already reported to you that on his journey he visited all outstations on Lower Murray, Darling & Barwan Rivers - owing to great drought horses were much distressed having scarcely any grass – he & Police walked 300 miles, for 17 days had no rations, living on game & fish</p> <p>From 10th May to 14th June Native Police actively employed checking aggressions of aboriginal natives - has reported to you that owing to resistance made by them when attempting apprehension of 6 blacks charged on oath with most atrocious murder, there had been some lives lost & 2 of his party wounded. During great portion of this period duty was done by his Party on foot, frequently walking 20 to 30 miles a day & being many days without food</p> <p>On 24th June arrived with 10 troopers on Condamine leaving 4 troopers & his 2 orderlies at Macintyre under charge of Augustus Morris who reports that, in his absence this small Party behaved much to his satisfaction, had visited all Stations within 50 or 60 miles of Callandoon & had given great assistance to settlers during floods</p> <p>Found Condamine country in a most disturbed state, several Stations had been abandoned, 12 white men murdered, loss in cattle & sheep immense – greatest danger existed at Station of late John Dangar where store robbed & burnt & damage done to amount £250 – hutkeeper was killed</p> <p>Attempt made by combined Fitzroy Downs, Dawson & Condamine blacks about 150 to repeat their attack on this Station brought on 2 collisions with Native Police – on first occasion, Fitzroy Downs blacks, the same that killed 7 men of Mr Macpherson’s & Mr Blythe’s shepherd beside spearing himself & also murdering 2 of Mr Hughes men, suffered so severely they retired to their own country, distance 80 miles - on second occasion having been informed blacks on the Tannin [see also Tanning, Tchanning] near Mr Dangar’s among whom were some who have been sworn to by survivor of Mr Edwards 3 men as murderers of the other 2 – proceeded in pursuit – Native Police tracked them for 8 days, at sundown on 8th day found they were within 1 mile of their camp, but Condamine was flooded between them. At 12 o’clock at night they swam river each man carrying carbine & ammunition – water so cold 2 Settlers who accompanied him nearly drowned, pulled out by his men – at day break they approached camp when they were perceived by blacks who seized their spears - engagement ensued when they were soon compelled to fly “leaving us the camp, spears</p>	A2.37	052 – 060

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						<p>& great deal of damaged property identified as Mr Dangar's" – blacks suffered severely on this occasion</p> <p>Having replaced Messrs Blythe [also Blyth] & Chauvel & also Mr Ewer in their Stations & re-established confidence among other settlers he returned to Macintyre - pleased to find peace had not been broken in his absence, blacks were flocking into Stations & settlers would all have large quantities of fat stock, which was unprecedented on this River</p> <p>Observes in different encounters with hostile blacks, Native Police have frequently shown great personal courage - not easy to determine which is best when all have behaved so well - did think 2 Corporals are pride of his small band, their cleanliness, obedience & steadiness has been good example to remainder & has done a great deal towards establishing Esprit de Corps which now exists in Native Police Force. Convinced if properly officered by white persons, natives of this country could be made as good troops as natives of India - knows as long as their Officers stood none of the Native Police would stir</p> <p>On only occasion had to act was upon case of felony being committed by white man - offender tracked & captured "within 2 hours after I received information", within 4 after he committed the crime – great advantage in employing Natives as Police is that impossible to tamper with them</p> <p>Now in Sydney for purpose of carrying out Increase of the Force under his command – will consist of Commandant 2 Lieutenants & a Sergeant Major 3 Native Sergeants 6 Corporals & 35 troopers – Head Quarters will be Callandoon on Macintyre - in general there will be Force stationed there consisting of Sergeant Major & 10 men to act under direction of local Magistrate during his absence, Lieutenant & 12 men will be stationed on border of Burnett & Wide Bay Districts, Lieutenant & 10 men will take charge of Lower Condamine & Maranoa District, remaining 12 will be an available Force to act under him wherever they may be most required</p> <p>Intends raising Force in Murrumbidgee District & on his way to Callandoon shall visit all outstations on Lower Murray, Lower Darling & Barwan Rivers – in meanwhile original Force of 14 men will proceed under command of Richard Purves Marshall to Maranoa District taking the Condamine & Dawson on their way</p> <p>Margin: Comp^d "G B"?</p>		
	56/06024	1856 07 10	Sir William Denison, Governor General	Sydney James Brayden at Mr Smedleys, George Street South, Sydney	1856 07 09	<p>Letter re erection of temporary light house on Moreton Island: was born in a lighthouse "in Mother country" & was Superintendent at Light House on Gabo Island in this Colony for 18 months to satisfaction of head of Department – resigned for personal reasons, hopes he may be appointed to situation of Superintendent at Light House Moreton Island – has satisfactory testimonials as to character</p> <p>&</p> <p>Notes in margin W V</p> <p>1856 07 21~ 1856 07 23~</p> <p>Appears from report of Port Master (55/00098) that Mr Brayden resigned without assigning any cause</p> <p>1856 07 23~</p> <p>"A D"?</p> <p>Capt Scott Noted – "Put by" &</p> <p>Notes at top</p> <p>1856 07 10</p> <p>Refer Colonial Secretary – refer to cause which led to resignation of situation at Gabo Island</p>	A2.37	061

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						See 55/00098 with papers herewith		
	55/01086	1855 02 02	Acting Colonial Secretary	Port Master's Office, Sydney Merion Moriarty, Port Master	1855 02 02	At top: "Port Master Letter re appointment of Campbell J Pegus 16 th ult as Superintendent of Light House at Gabo Island: gave instructions to prepare for commencement of duties whereupon he proceeded to Sydney for the purpose – obliged to remain there at considerable expense with large family awaiting conveyance to his Station [No 55/15] Para 2: Under circumstances recommends his pay commence from date of his arrival in Sydney from Newcastle viz 23 rd January last & Notes in margin Immediate I think this may be granted under the circumstances [<i>difficult to read</i>] Do not object provided no other person has been receiving salary of Superintendent or a portion of it Auditor General, Port Master [Ref 56/06024]	A2.37	062 – 064
				"C D R" "W D"	1855 02 03~ 1855 02 05 1855 02 07			
	55/00332	1855 01 10	Acting Colonial Secretary	Port Master's Office, Sydney Merion Moriarty, Port Master	1855 01 10	At top: "Port Master" Letter recommending Campbell J Pegus late Lieut Royal Marines for appointment of Superintendent of Light House at Gabo Island in lieu of James Brayden, resigned (ref CS letter 6 th inst No 55/2) [No 55/4] & Notes in margin Approved Auditor General, Port Master See pencil M on 55/00098 [<i>very faint</i>] I am told this gentleman is well suited for situation & Notes re above W V See 55/00098 Port Master should perhaps be authorised to send to Gabo Island some more flour as reserve – also an Almanac & writing paper – his attention may also be drawn to that part of Superintendent's report having reference to repair of Lamps Let this be acted upon Port Master [Ref 55/01086]	A2.37	065 - 066
				"C A F"	1855 01 12~ 1855 01 16 1855 01 12~ 1855 01 16~ 1855 01 16~ 1855 01 16~ 1855 01 19			
	55/00098	1855 01 04	Hon Acting Colonial Secretary	Port Master's Office, Sydney Merion Moriarty, Port Master	1855 01 02	At top: "Port Master" Enclosing copy of letter from Superintendent of Light House Gabo Island [not filmed here] giving his monthly report & at same time resigning his situation without assigning a cause [No 54/165 – as it is] & Notes in margin Portmaster should take proper steps for supplying vacancy caused by Superintendent's resignation – he should not quit his post until relieved by competent successor Immediate Port Master [Ref 55/00332] & Notes re above Bring forward anything else in report requiring orders [<i>very faint</i>] - Urgent	A2.37	067 – 068
				"C A F"	1855 01 04~ 1855 01 04~ 1855 01 06 1855 01 06~			
	56/06049	1856 07 14	Hon CS	Gladstone M C O'Connell,	1856 06 25	At top: "Government Resident" Para 1: Party engaged in construction of works for supply of water to Town	A2.37	069 – 070

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				Government Resident		of Gladstone will be very shortly discharged, seeks authority to dispose by Public Auction such old & surplus stores as remain on hand after completion of work [No 56/64] Para 2: Things such as pile driving machine desirable to retain for future use - majority of tools, wheelbarrows, etc had better be disposed of [Margin: proposed – disposal of them in that way would give considerable departmental trouble & likely to give rise to questions & complaints] Para 3: Old tents & marquees in store brought up by him in 1854 & no longer required might be sold - if offered occasionally would find purchaser Para 4: Requests authority to dispose of or retain those stores as he may deem most advantageous for public service Also at top: "56/293 – 24 July" [difficult to read] & Notes in margin Authority requested in 4 th para may perhaps be given – pile driving machine referred to in 2 nd para to be retained		
				"A D"?	1856 07 16~	Yes		
				W Elyard	1856 07 17~ 1856 07 22 1856 07 22 1856 07 23~	Capt O'Connell Colonial Architect – blank cover - to be returned Noted Stamp: AUDIT OFFICE-NEW SOUTH WALES / No 719-JY*29		
				Alexander Dawson, Colonial Architect	1856 07 24	Notes re above See no objection to tools being disposed of as proposed by Captain O'Connell, pile driving machine being retained		071
					1856 07 26~ 1856 07 26~ 1856 07 28~	Returned Colonial Secretary's Office This is according to instructions already given I believe Yes – the same		
				"W E"	1856 07 28	Auditor General – blank cover		
				"G R N"	1856 07 29~ 1856 07 31	Noted If possible to dispose of articles in gross either at Port Curtis or by removing them for sale elsewhere without any serious loss to Government, much better than Government Resident retail them in manner proposed – disposal of them in that way would give considerable departmental trouble, likely to give rise to questions & complaints		
				"A D"?	1856 08 04~ 1856 08 05~ 1856 08 09	Returned Colonial Secretary's Office Inform Colonial Architect, Commissioner of Crown Lands		
						Note 56/04332 Bishop of Newcastle~ [part obscured] 2 May Estimate of Expense of Mission to the Aborigines – Executive Council 29 May 56/04627 – Bishop of Sydney 16 May Establishment of Aboriginal Mission – Executive Council 18 July & Note - To go forward with other papers to Governor General & Executive Council	A2.37	072
	56/06196	1856 07 17	Hon CS	Sydney J Richardson, Henry Buckley	1856 07 20~ 1856 07 16	At top: "J Richardson & H Buckley" Letter stating have been informed 2 distinct applications have been made to Governor General by Right Revd Bishop of Newcastle & "Moreton Bay Aborigines Friends Society" for grant towards establishment of permanent Mission for Aborigines of Moreton Bay: urge on attention of Government		073 – 075

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						<p>importance of object proposed, as attempt at fulfilment of binding national duty, also to express their opinion that resources bestowed by Government for this object should <u>not be placed exclusively in the hands of one denomination</u> especially that efforts already made in this behalf at Moreton Bay have been sustained by several denominations unitedly</p> <p>Committee of Aboriginal Friends Society includes members of Church of England, Presbyterians, Independents, Wesleyans & Baptists & from list of their names may be seen among them several ministers of the Gospel, one veteran & eminently successful Missionary to heathen (Revd Nathaniel Turner), together with some of most enterprising & intelligent settlers, so we may fairly conclude that means at their disposal will be applied with zeal, prudence & energy to spiritual & secular improvement of Aborigines</p> <p>Petition is accompanied by plan for Educational & Industrial Establishment, whole management of which they propose should be vested in Board to be chosen by them, subject to approval of Government – proposal appears to be worthy of favourable consideration & they trust will on no account be disregarded – Committee being nearly 30 in number, suggested appointment of 4 or 5 as Board of Management by whom business of Institution could be more conveniently carried on - in uniting various Christian denominations, Board would probably be as comprehensive as Committee, & as in Society above referred to, 5 denominations mentioned have <u>already acted in union</u> for furtherance of object for which grant is sought - if Petition complied with, they will effectually apply resources placed at their disposal to accomplishment of that important object</p>		
				“W E”	1856 07 23 1856 08 01~	<p>Notes re above</p> <p>Clerk of Executive Council - blank cover</p> <p>Noted</p> <p><u>Executive</u></p> <p>56/561 – 28 July 1856</p>		076
				Michael Fitzpatrick, Clerk of the Council	1856 07 30	<p>Council desire to have before them detailed statement showing position & organisation of Society, also particular plan of operations contemplated - No 56/552</p>		
				“W D”	1856 08 01~ 1856 08 01 1856 08 05 1856 09 01~	<p>Returned Colonial Secretary's Office</p> <p>Approved</p> <p>J Richardson & Henry Buckley</p> <p>“End of month” – resubmitted</p>		
				“M F”	1856 09 02~	<p>To be reminded - to be left to the persons interested</p>		
	56/04457	1856 05 12	Hon CS	Government Resident Office, Moreton Bay J C Wickham Government Resident	1856 05 05	<p>At top: “Government Resident Moreton Bay”</p> <p>Forwarding Petition for consideration of Governor General: cannot express any sanguine hopes of success of proposed undertaking, judging from signal failure of all similar attempts in Colony, object is laudable one – transmitting petition as requested [No 56/221]</p> <p>&</p> <p>Notes in margin</p> <p>Expresses sympathy with view of the Society & states £800 has been placed on Estimates of present year for Mission to the Natives & that it is proposed if necessary to place on Estimates larger sums should such be required for working out of any well-devised scheme for civilization of Natives – requests to know to what extent scheme, an outline of which is given in enclosure No 2, is proposed to be supported by Government</p>	A2.37	077
				“W D”	1856 05 13 1856 05 31	<p>Expresses sympathy with view of the Society & states £800 has been placed on Estimates of present year for Mission to the Natives & that it is proposed if necessary to place on Estimates larger sums should such be required for working out of any well-devised scheme for civilization of Natives – requests to know to what extent scheme, an outline of which is given in enclosure No 2, is proposed to be supported by Government</p>		

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	56/04457		His Ex Sir William Thomas Denison, Governor General	Hugh Stowell Secretary by order of the Committee	1856 07 02~ [no date]	<p>"End of June" – resubmitted "End of month" [Ref 56/06196]</p> <p><u>Enclosure No 1 – Letter from Government Resident Moreton Bay to Colonial Secretary, 56/221</u> Petition of Committee of Moreton Bay Aborigines Friends Society: Society established for purpose of conveying to Aborigines of District instruction in Christian Truth - supported by united efforts of members of all denominations – Society has for nearly 15 months, employed a Missionary who has repeatedly visited tribes in the Hunter, Liverpool Plains, the Barwon, the Condamine & Moreton Bay, has already acquired some knowledge of Aboriginal languages & published book of elementary instruction in "Kamilaroi" one of the dialects of interior Appears essential to improvement of Aborigines that training school be established for them where, in connection with Christian instruction, habits of industry may be inculcated; & this Society has accordingly resolved to seek establishment of such an institution & submit to Your Excellency's attention accompanying suggestions in reference thereto Petitioners believe such Institution may be effectual in conferring lasting & wide spread benefits on Aborigines, & in preserving lives of those who may by shipwreck or other disaster be driven to our shores, where it is well known, that up to a recent date, many valuable lives have been sacrificed; & Petitioners hope Institution may be made in a few years, to some extent, self-supporting but at outset considerable outlay will be necessary Petitioners pray His Excellency will be pleased to take premises into consideration, & cause to be placed on Estimates such sum as would provide permanent Industrial & Educational Establishment for Aborigines of Moreton Bay or otherwise to act on premises as seem fit</p>		078 – 079
	56/04457					<p><u>Enclosure No 2 – Letter from Government Resident Moreton Bay to Colonial Secretary, 56/221</u> Suggestions for an Industrial and Educational Establishment for Aborigines of Moreton Bay: I: Portion of land near coast to be selected by Committee of M B A F Society to be vested in Trustees for undermentioned purposes II: Aforesaid Committee to appoint local Board of Management for conduct of Establishment – names of following gentlemen are suggested as <u>Trustees</u>: John Richardson M P, Thomas Holt M P, John S Turner, Ambrose Eldridge, Carl Gerler, William Hobbs & Robert Little III: That necessary houses be built in such locality as may hereafter be determined on by said Committee to contain 2 sleeping rooms, an eating room & a schoolroom for scholars, also a kitchen & apartments for a Superintendent, Matron & Farm Overseer IV: Committee to appoint (1) Superintendent to exercise also functions of schoolmaster salary £300 a year; (2) Matron to superintend domestic arrangements salary £100 a year; (3) Farm Overseer to attend to cultivation of ground & direct outdoor work of scholars salary £100 a year V: Discipline of School & Rules of Establishment to be at discretion of Superintendent subject to supervision of Committee VI: Rations to be provided for Superintendent, Matron & Overseer; & food, clothing & blankets for Aborigines subject to discipline of Establishment – horse & cart & various implements of husbandry will also be required</p>		080 – 082

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			Sir W T Denison, Governor General of Australia	Hugh Stowell, Secretary	[no date]	<p>VII: Produce of ground brought under cultivation to be at disposal of Board, to be applied by them in meeting expenses of Institution - as there is along the coast in localities from among which site of proposed Establishment will probably be selected, large extent of land well suited to growth of cotton & variety of other produce - believes in a few years considerable revenue may be raised to meet grant in support of Institution - employment of Aborigines in culture of cotton would both raise their social position & confer substantial benefit in Colony</p> <p>VIII: As there are several Reserves for Aborigines in District it is suggested that by letting some of them on lease, funds might be raised toward support of proposed Institution - those Reserves would be made really to contribute to preservation & improvement of people for whom they were designed & disbursement from public Treasury might be reduced to sum small in comparison to object in view</p> <p>Suggested that for foregoing purposes, not more than £800 for proposed buildings & £1200 for annual expenses will be requisite</p> <p>Letter informing following gentlemen form Committee of Aborigines Friends Society: Revds A W Sinclair, C smith, T Bell, N Turner, W J K Piddington Messrs A Petrie, B Cribb, James Johnston, Brooks, Zillmann, W Hobbs, D R Somerset [also D K Somerset], Spence, Southerden, Kingsford, Stowell, Grimes, W Kent, J H Robertson, Clark, R Cribb, J Swan, Fielding, A Eldridge, G Christie, A Rode, W Gericke, C Gerler, T Franz, H Bulgin Petition & suggestions unanimously approved & adopter by Special General Meeting of said "Committee" held in Brisbane 29th April last</p>		083
	56/06215	1856 07 21	Hon CS Sydney	Ipswich A Macalister	1856 07 14	<p>At top: "A Macalister"</p> <p>Letter forwarding Petition of Electors of Ipswich for separation of Stanley Boroughs, at request of Committee who undertook preparation of Petition &</p> <p>Notes in margin Governor General & Executive Council</p> <p>This is matter of course for Government to decide – answer to letter should be to effect that you had laid Petition before me & were directed to express my regret there should exist such a marked difference between people of Ipswich & Brisbane as to induce Petitioners to say their interests are antagonistic, a statement which I cannot believe to be correct</p> <p>With regard to Inhabitants of Towns so situated I should just as soon believe interests of Manchester are antagonistic to those of Liverpool – with regard to particular prayer for separation you must say that I having referred it for consideration of Ministry you are prepared either to grant or oppose it</p> <p>Cabinet Ministry are not prepared to defend it but it is to be left an open question & Holt? may bring in a?</p> <p>Mr Macalister</p> <p>[Cover] The Honorable / the Colonial Secretary/ Sydney [postmarked: SYDNEY-NEW SOUTH WALES / C – JY*20-1856~] [Small square cut from letter – to remove postage stamp?]</p> <p>Memorial of undersigned Electors of Borough of Ipswich in County of</p>	A2.37	084
				"A D"?	1856 07 23~ 1856 07 24			
				"A D"?	1856 07 25~			
				"A D"?	1856 07 26~			
					1856 08 06			085
								[086] –

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						<p>Stanley – Under Act 19th Victoria No 78 [p 087] passed by Legislative Council in Session of 17th year of Her Majesty's Reign, intituled "An Act to confer a Constitution on New South Wales, and to grant a Civil List to Her Majesty" it is enacted that 2 Members shall be elected & chosen to serve in Legislative Assembly of New South Wales for Stanley Boroughs</p> <p>That Towns constituting Stanley Boroughs are Brisbane & Ipswich both in said County of Stanley - Town of Brisbane situated on Brisbane River, about 16 miles from confluence of that River with Moreton Bay; Town of Ipswich situated at head of navigation of Rivers Brisbane & Bremer, distance by water communication of upwards of 50 miles from Brisbane From central position of Ipswich regards trade & business of County known as Northern Districts of New South Wales, it has for several years been the entrepot for greater portion of these Districts – to that place whole of the produce of greater portion of Northern Districts is regularly forwarded for transmission to Sydney & England</p> <p>For these reasons & because much land in neighbourhood & district of Ipswich is rich in mineral resources, large portions of it are well adapted for agricultural purposes, Town of Ipswich has become important commercially - population for years rapidly increasing so much so that while Census of 1851 showed population of little over 900 souls & notwithstanding that for a considerable period after above date immigrants to Moreton Bay had partially ceased, Census of present year shows population within Borough proper of Ipswich, of 2500 souls, increase which no other Towns in Northern Districts has been able to show during same period – also seat of 2 Banking Establishments, local newspaper & in neighbourhood are several coal fields - for these reasons desire evinced not only [p 088] by Inhabitants of Ipswich but of those also whose interests are involved in Townships & Squatting Districts beyond it that some Public Institutions about to be erected in District should, for public utility be established at Ipswich - for instance a District Jail (all prisoners excepting those belonging to immediate Town & neighbourhood of Brisbane having at present to proceed through Ipswich) & Circuit Courts to attend which great proportion of witnesses from whatever distance they may require to come, & jurors, must proceed through & from Ipswich</p> <p>From success which has hitherto attended progress of Ipswich, without even smallest assistance from Public funds, & because Memorialists have expressed desire, founded on wish for best interests of districts, that no Public money should be expended on erection of new Public Buildings until either Your Excellency has paid your anticipated visit to District, or Committee been appointed to determine Votes for Public Buildings a feeling of extreme jealousy has arisen on part of people of Brisbane which, on a late occasion they hesitated not to express to the injury of the Jural rights of Town of Ipswich</p> <p>As stated in outset of Petition Towns of Ipswich & Brisbane form together Stanley Boroughs although Memorialists conceive but little knowledge of these could have existed when they were placed together for purpose of returning two Members</p> <p>Their interests, instead of being similar, are for reasons which have been stated & for others which Memorialists have no desire to allude to altogether antagonistic; and feelings, the most deprecatory have been called forth, on occasions involving their joint co-operation – perhaps most</p>		[091] [not numbered]

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						<p>striking instance of opposing interests of these places cannot be better illustrated than by reference to result of late return of two Members for Stanley Boroughs; for while Roll of Electors for Ipswich used on that occasion exhibited names amounting to about 400, present members for these Boroughs polled at that place – the one nineteen split votes & the other thirty many of which votes were those of Brisbane electors then in Ipswich – their Return having been carried by Town of Brisbane on the interests of which they stood.</p> <p>In this state of matters, although the Town of Ipswich [p 089] possessed a much larger number of qualified Electors than several of the Constituencies throughout Colony it has for the present been virtually disenfranchised. Notwithstanding that a strong probability exists that Ipswich Roll of Electors will very soon outnumber that of Brisbane, Memorialists cannot conceive that Legislature ever intended that franchise should be open to be exercised without reference to some leading principle of general utility, or that it should become a mere instrument of annoyance between two Towns possessing equal claims to be represented Only means by which intention of Legislature can be carried out & Stanley Boroughs be properly represented will be by each Borough electing one Member – in this way no increase would be necessary to the number of Representatives & full justice would be done to contending interests – may it therefore please Your Excellency to order a Bill be introduced into Legislature to separate Towns of Brisbane & Ipswich for Electoral purposes & re-grant to each of the Towns the power of electing a Member to represent their separate interests in Legislative Assembly</p> <p>[lh col] Walter Gray, William Craies, E B Cullen, W McGinty, G Thorn, John Ranken JP, John Panton JP, John Murphy, Dan Collins [also Daniel Collins], Lacy Gaskell, Donald Coutts, James Kingsford, J S Finley? John Mosely [also Moseley]</p> <p>[rh col] James Walsh,? H M Cockburn, George Faircloth, Henry Kilner, John Pettigrew, John Willey, George Ross, John Hornby? Christopher Gorry, Patrick O'Sullivan, John Evans, Owen Connor, William Henry McCrohon</p> <p>[p 090 – lh col] Martin Byrne, Richard Wright, Francis Warham, Charles Watkins, James William Kelly, Michael Ford, Richard Lovell, Thomas Stanley, George Williams, John Campbell, William T Beverly [also Beverley], John Burgess, Charles Wheeler, William Vowles, Henry Vowles, Thomas Given, John McDonald, John Guilfoyle, James Baily [also Bailie], Hugh Maxwell, John Lynch, A Sidney Lyon, Edmund John Bays, Arthur C Bays, Henry Best, Godfrey O'Rurke [also O'Rourke], Charles F D Parkinson, Joseph Moore, John P Nahar, Henry Newton, Thomas Brett, John Sullivan, William Yates, John Johnstone, John Marnan? [Murnan?], Michael Ryan, Richard Harvey, James Mooney, Thomas Hinds, Richard Barker</p> <p>[rh col] James Kelly, Henry Adams, James Prior, Williamson Munro Smith, William Lambie Nelson LLD, Peter Connoll [also Connell], Charles Lee, James England, John Clarke Foote, F A Forbes, William Moore, William Turner, Daniel Mahony, John Down, Robert Castling, Henry Germain, George Smith, George Goggs, John Germain, Richard Watson, William Patrick, Robert Jonston [also Johnston], James Davies, William Stevens, John Barnes, Thomas Hall, John Hall, Alfred Hazelton, Patrick Kelly, Peter Keane, John Harris, John Macintyre</p>		

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						[also McIntyre], John Harris junr, Thomas Connors [also Connors], Michael Gill, Henry Challinor, G M Challinor, Donald Campbell, Thomas Ryan, Benjamin Williams [p 091] George H Wilson junr, James Willis, Joseph A Hope		
	56/06260	1856 07 19	Hon CS	Police Office, Raymond Terrace A Windeyer JP for the Bench	1856 07 17	At top: "Bench" Letter re extreme negligence of James Toomey, Lessee of Ferry at this place & consequent danger to Government property attached to Ferry (ref their letter of 2 nd inst): again bringing matter to notice as urgency of cases demands it – since writing their letter Lessee's conduct has been worse than formerly – the man has twice been convicted by this Bench of drunkenness, once before & once since date of their last letter – has also 3 times been found guilty under Tolls Act for negligence to passengers, one of these cases has been before Bench since 2 nd inst [No 56/62] Yesterday Punt narrowly escaped being wrecked from Toomey's want of care – further add Toomey's Sureties very desirous that his Lease should be cancelled so they may cease to be his Bondsmen, as they see the danger of his conduct Also at top: Stamp: TREASURY~NEW SOUTH WALES / JY*231856 [part obscured] & Notes in margin Colonial Treasurer – Blank cover Noted "5851" [very faint] Civil Crown Solicitor to state whether under circumstances detailed in letter Lease of Ferry can be cancelled - blank cover	A2.37	092 – 093
				"W E"	1856 07 22			
				Treasury "T H" "E W H"	1856 07 25			
				W W Billyard, Civil Crown Solicitor	1856 07 26	I concur with Colonial Treasurer that Lease cannot be cancelled but as there appears to have been a clear breach of by obstructing passengers – Lease should in every case of such breaches be proceeded against & probably by this means the cause of complaint may be answered – See 2 Wm 4 No 12 Cl 19 Revenue Branch		
					1856 07 28~			
			Hon CS	Revenue Branch, Colonial Treasury, Sydney "T H" "E W H"	1856 07 12	Memo "56/5851 – 5776" By 19 th Clause of Act of Council 2 William IV No 12 Under which Ferries & Tolls are Leased, Lessee of any Ferry or Toll becomes liable to fine of £2 for each detention caused by his misconduct or neglect, but Lease can only be cancelled in cases of non-payment of Rent or breach of conditions of sale – one of the conditions of Lease of "Raymond Terrace Ferry" is that Punt should be kept in good repair by Lessee during his tenancy & though it appears from Bench of Magistrates letter that "Twomy" [as it is – also Toomey] the Lessee is very careless as regards the Punt, yet nothing in communication to show that punt is not in good repair & serviceable. Under these circumstances does not think Lease can be interfered with, but has warned Twomy that if negligence complained of is continued, steps will be taken to enforce payment of fines referred to – blank cover [No 56/348] & Note at end: Returned Colonial Secretary's Office & Notes in margin Copy of this may perhaps be sent to Bench in reply to 56/05851	A2.37	094 - 095
				"A D"?	1856 07 16~ 1856 07 17~ 1856 07 17~	Yes		

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	56/05851	1856 07 04	Hon CS	Police Office, Raymond Terrace A Windeyer for the Bench	1856 07 22 1856 07 02	Bench Raymond Terrace, O Mason & J Williams [Ref 56/06260] At top: "Bench" Reporting constant complaints made to them of negligence of Lessee of Ferry at this place – James Toomey – & thereby detention of passengers & obstruction of thoroughfare across River - since man has held Lease, Resident Magistrate Mr Windeyer has seen abuse of Punt by him, in allowing ...? fantails being on one tackle instead of the two; also by allowing her to sit, one corner on stone causeway & her other end almost sinking in deep water, whereby she must be strained - two instances in which Magistrate had to interfere for protection of punt – again on 30 th ultimo she was in like manner allowed by sheer negligence to sit again on stone causeway – further states man is habitual drunkard - several times before this Bench, charged with neglect of duty & drunkenness, since he has held Lease. Under these circumstances suggest Toomey's Lease be foreclosed if possible & Bench be allowed to let Ferry upon best terms they can obtain to William Green, who had charge of? previous to it being let to present Lessee, & who gave general satisfaction to Public & paid due care to the property [No 56/57] Also at top: Stamp: TREASURY-NEW SOUTH WALES / JY*23-1856~ [part obscured] & Notes in margin 56/05776 – O Mason & another on subject submitted yesterday W V For reference to Colonial Treasurer Yes Blank cover – to be returned Noted		096 - 098
	56/05776	1856 07 03	Hon CS	Raymond Terrace Oliver Mason, J Williams D Philips~, Witness	1856 07 01 1856 07 03~	At top: "Oliver Mason & another" Letter stating they are securities for Raymond Terrace Ferry & finding Lessee does not give satisfaction to Public, now desirous Punt should be put up again to lease or otherwise transferred to more competent hands & Note in margin – "W V"	A2.37	099
				Treasury "E W H" "R C"?	1856 08 28 1856 09 01~ 1856 09 02~	Note Civil Crown Solicitor's opinion Lease held by Toomey cannot be cancelled as requested by Magistrates Raymond Terrace - communicated to Bench, since which no further complaints received – blank cover [No 369] 56/05851 Returned Colonial Secretary's Office As Colonial Treasurer has communicated with Bench it does not appear necessary to do anything further here [Cover] The Honble the Colonial Secretary / Sydney [postmarked: RAYMOND TERRACE / JY*2-1856; SYDNEY-NEW SOUTH WALES / A-JY*3-1856 – postmarks blurred] [These possibly belong to letter at p 096]	A2.37	100 101
	56/06319	1856 07 25		Lunatic Asylum, Tarban Creek N Heffernan MB, Surgeon } Xl th Reg R M O }	1856 07 18	At top: "Board" Stating, having examined Mary Tobin/ Free, admitted by Colonial Secretary's Ticket dated 28 April 1856 into Asylum labouring under	A2.37	102

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				Donald M MacEwan } Henry G Douglass MD } Members		insanity, as well as several persons to whose care she has been entrusted during her residence there, are of opinion she is no longer insane, she is not a dangerous idiot & may be suffered to go at large with safety & Notes in margin 56/03441 This woman may I conclude be discharged Governor General Yes Dr Greenup		
	56/03441	1856 04 12	Hon CS	Brisbane Hospital Alexander McClosky, Secretary	1856 04 03	At top: "Secretary" Letter enclosing Application for Admission into Lunatic Asylum of patient Mary Tobin who is of unsound mind & destitute of means to pay for her maintenance – if prayer of Petition acceded to, Committee will be obliged to receive necessary Order for this woman's admission into Lunatic Asylum & Notes in margin M F This is regular Order In future when cases of this kind are regular let Order be submitted for signature at once Order herewith The Secretary [Ref 56/06319]	A2.37	103 - 104
	56/03441		His Excellency Sir William Thomas Denison	William Anthony Brown, Chairman of Committee Alexander McClosky, Secretary	[no date]	Petition of Committee of Brisbane Hospital at present acting as guardian to Mary Tobin who is of unsound mind show that Mary Tobin has been examined & found to be of unsound mind as will appear by annexed Certificate - Petitioners desirous of procuring her admission into Lunatic Asylum in order she may have such care & attendance as may be likely to ensure her eventual recovery – Petitioners propose Mary Tobin be maintained at Public expense – pray Your Excellency will direct that Mary Tobin be received into such Lunatic Asylum as you think fit to be appoint		105 – 106
	56/03441			Brisbane Hospital Hugh Bell MD Frederick James Barton, M R C S E	1856 04 02	[CERTIFICATE] We the undersigned being legally qualified Medical Practitioners do hereby certify that we have examined Mary Tobin a pauper in Brisbane Hospital & that we find her to be of unsound mind and a fit & proper object for reception into Lunatic Asylum; & we further certify that in our opinion Mary Tobin would be benefitted by treatment in such Asylum		107
				Supreme Court J N Dickinson	1856 04 12	States upon reading Petition of William Anthony Brown & Alexander McClosky & Certificate therewith annexed signed by "Hugh Bell" and "Frederick James Barton" being Medical Practitioners legally qualified, sanctions & approves of application contained in said Petition		108
	56/06374	1856 07 24	Hon CS	Surveyor General's Office, Sydney George Barney, Surveyor General	1856 07 23	At top: "Surveyor General" Letter stating communication received from Government Resident Port Curtis reporting boats attached to Survey Service left by Mr MacCabe in charge of a Mr Willmott [also spelt Wilmot], having been greatly neglected by this person & now in need of repairs of which estimated cost is £31-3-6 [No 56/398] Para 2: If there is any probability of Government authorising employment of	A2.37	109 – 111

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	56/06887			J C Wickham, Government Resident		hitherto forwarded to Brisbane Hospital (ref his letter 29 th July [No 56/326]: encloses copy letter addressed to him by Treasurer to Hospital - observations contained therein are so completely in accordance with his own views upon subject – informed when in Sydney that question submitted to Law Officers, deems it unnecessary to add any remark further than request that as soon as question is decided, instructions be forwarded to the several Benches & Notes in margin 56/6484 - sent to Law Officers 5 August Crown Law Officers re former letter – blank cover – to be returned		
				W Elyard	1856 08 19	Noted		
				"G R N"	1856 08 20~ 1856 08 27~	By 5 th Section of Act 17 Victoria No 6, drunkenness fines are payable to Treasurer or other authorised Officer "of any Benevolent Asylum, Hospital, Infirmary, Dispensary or other Charitable Institution or Society" actually existing at time of payment of such fines, but such Institution must be the one nearest to Court of Petty Sessions at which fine may have been imposed & must also be an Institution "for the relief of such poor persons, as through age, sickness, accident or other infirmity are unable to support themselves" – nearest Benevolent Asylum or other Institution as above specified <u>actually established and in operation</u> for benefit of the poor as above stated is the one to whose Treasurer the <u>drunkards</u> fines should in all cases be paid – it is not in accordance with Act to retain fines for purposes of any merely <u>contemplated</u> Institution		
				"C C"	1856 08 22~ 1856 08 29~	Returned Colonial Secretary's Office & Notes re above Government Resident to be informed in accordance with report of Attorney General on 1 st page for information of Bench at Ipswich & Secretary of Brisbane Hospital		
				Brisbane Hospital W A Duncan, Treasurer	1856 09 01 1856 08 12	Government Resident "Copy" Enclosure in letter from Government Resident Moreton Bay to Hon Colonial Secretary dated 12 th August - 56/326 Letter informing Clerks of Petty Sessions at Ipswich, Drayton & Warwick, Gayndah & Maryborough have all failed to pay to <u>this Hospital</u> , in obedience to Order of Governor General, fines for drunkenness collected by them for Quarter ended 30 June 1856 Para 2: Believed these fines have been withheld through local influence in consequence of efforts <u>to establish Hospitals</u> in one or more of these localities – directs attention to circumstances, that a mere Infirmary for treatment of sick is not entitled by law to these fines. They have been received hitherto by this Institution, in its character of Benevolent Asylum & upon expressed condition of its maintaining aged & destitute, such as are received into Benevolent Asylum Sydney Para 3: Admits that as soon as inhabitants of any towns mentioned shall build & endow a Benevolent Asylum, they will be entitled to claim for it the drunkards fines - at present, nothing of the kind has been done without a large grant from Treasury & lapse of very considerable time for erection of buildings. In meantime, aged & destitute from Ipswich & interior are being supported in this Institution, while proper funds for their maintenance are		117 - 119

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						thus withheld Para 4: Indeed greater part of inmates of Brisbane Hospital have always come from Ipswich & interior, while Subscriptions in aid of funds received from these localities (exclusive of drunkard's fines) have been comparatively small – until Benevolent Asylums are actually erected & in operation in towns alluded to, Clerks of Petty Sessions should be directed to pay fines as heretofore to Institution the only one that can at present fulfil condition attached to receipt of them		
	56/06484	1856 07 31	Hon CS	Sydney J C Wickham Government Resident	1856 07 29	At top: "Government Resident of Moreton Bay" Forwarding copy letter addressed to him by Police Magistrate Ipswich on subject of communication to him from Secretary of Committee of Subscribers to Hospital about to be established there, copy also enclosed Para 2: With reference to application made by Colonel Gray, that fines alluded to should be paid to Treasurer of Hospital about to be established & which he has declined to comply with until obtained opinion of Government - in meantime has directed Clerk of Petty Sessions to retain amount instead of forwarding it to Brisbane Hospital as usual - appears to be misquotation of Acts referred to, which state fines shall be paid to "nearest hospital established, or to be established", word "about" being omitted - of opinion that fines be remitted to Treasurer of Brisbane Hospital as before, until Hospital at Ipswich fully established & prepared for reception of patients & proclaimed a Public or General Hospital & Notes in margin	A2.37	120 – 123
	56/06484		Government Resident	"A D"? W Elyard	1856 08 02~ 1856 08 02~ 1856 08 05	Presumed fines are only payable to Hospital at Ipswich if it is open & used as such - may be necessary to ask Law Officers Concur on this opinion Blank cover – noted – to be returned [Ref 56/6887]		124 - 125
			Lieut Colonel Gray, Police Magistrate, Ipswich	Police Office, Ipswich Charles George Gray Police Magistrate	1856 07 01	"Copy" <u>Enclosure to letter of Government Resident of Moreton Bay of 29 July 1856</u> Forwarding copy of letter received from Secretary of Committee of Subscribers to Hospital about to be established "here", requiring him to cause fines hitherto paid to Brisbane Hospital to be handed over to Ipswich Hospital Fund agreeable to Section 5 of 17 Vict No 6 [No 30] Para 2: As this section admits of doubt as to funds of which Hospital it ought to be paid, requests opinion of Government be obtained Para 3: In meantime & pending the reference, has directed Clerk of Petty Sessions to retain fines in question in his hands & Note in margin - No 56/132		126
	56/06962			Ipswich Thomas Rowlands Secretary pro tem	1856 04 00~	"Copy" <u>Enclosure to letter of Government Resident of Moreton Bay of 29 July 1856</u> Letter informing Public Hospital is established in this town - requests compliance with Acts 13 Victoria No 29 & 17 Victoria No 6 re disposal of fines for assault & drunkenness, by forwarding such fines in future to G Faircloth, Treasurer to Hospital, by which Acts it is provided that such fines be paid to nearest hospital established or about to be established	A2.37	127
					1857 01 19~	Note Herbert Evans Bond for Iron Chest		

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	56/06962	1856 08 23	Hon Colonial Treasurer, Sydney	Police Office, Warwick Arthur H McArthur JP for the Warwick Bench	1857 02 23 1856 08 15	Bond deposited At top: "Bench" "Herbert Evans" Transmitting for approval names of Sureties proposed by Clerk of Petty Sessions: Otto Sachse M D - Charles B Deveney [as it is – also Charles Beevor Daveney] (both resident in this District) to enter into required Sureties (ref "your letter" of 21 July 1856 - No 56/04835) & Notes in margin Memo: I happen to know of my own knowledge Dr Sachse is practising at Warwick & Mr Daveney I think is Clerk of Petty Sessions at Warwick For approval Should be remarked to Magistrates in submitting names of these gentlemen it is presumed they are satisfied of their sufficiency of the Security Yes – let question be put to Mr MacArthur [as it is] for Warwick Bench Bench with Bond		128
				"A D"?	1856 08 25~ 1856 08 23~			
				"A D"?	1856 08 25~ 1856 08 25			
					1856 10 02~ 1856 10 07~ 1856 10 08~ 1856 10 11 1856 11 06~ 1856 11 15~ 1856 11 17~ 1856 11 29 1856 12 15~ 1857 01 08 1857 01 09~	Notes re above "On 1 st October" – resubmitted Bench may be reminded that Bond has not yet been received Yes Bench Warwick "On 1 st November" – resubmitted Bench may again be reminded that Bond has not been received		129 – 131
				"H W P"	1856 11 17~ 1856 11 29 1856 12 15~ 1857 01 08 1857 01 09~	Bench Warwick "On 15 th December" – resubmitted "On 1 st January" – resubmitted It is 6 months since Clerk of Bench at Warwick was called upon to enter into a fresh Bond – not having yet done so his pay should perhaps be stopped & Bench informed		
				"H W P"	1857 01 10~ 1857 01 14~ 1857 01 00~	Received today Auditor General, Secretary to Treasurer, Bench Warwick		
	56/04835	1856 05 26	Hon CS	Police Office, Warwick Arthur H McArthur JP for the Warwick Bench	1856 05 06	At top: "Bench" Letter reporting one of Sureties of Clerk for this Bench has died & the other Surety has left Colony (ref CS Circular letter of 1 st April 1856 No 45) & Notes in margin W V Will be necessary for Clerk of Petty Sessions to [obscured] other Sureties & to enter into a fresh Bond Inform Bench Warwick "On 1 st July" – resubmitted Bench may be reminded names of new Sureties not yet received Yes Bench "On 15 August" [Ref 56/06962]	A2.37	132 - 133
					1856 05 28~ 1856 05 28~ 1856 05 28~ 1856 05 31 1856 07 02~ 1856 07 08~ 1856 07 10~ 1856 07 22 1856 08 25~			
				"A D"?	1856 08 25~			
	52/01510	1852 02 18	Hon CS	Warwick, Darling Downs H Evans,	1852 07 01	At top: "Clerk of Petty Sessions Warwick" Letter stating, with reference to CS letter to Magistrates of Bench dated	A2.37	134 - 135

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				Clerk of Petty Sessions		25 October 1851 forwarding Bond for signature by himself & Sureties, has been unable to induce gentlemen mentioned to attend at Court to sign the document, as one resides at considerable distance from Warwick & other is absent at his cattle Station – under circumstances requests permission to substitute other names as his Sureties, subject to approval of Bench & Notes in margin Former papers – herewith W V Would seem to be no objection [<i>part obscured</i>] to this but Clerk of Petty Sessions should perhaps be required to enter into Bond within limited time (one month) - has already been great delay in his doing so Approved Bench Warwick "Resubmit 15 April" – resubmitted & Notes re above Sureties not yet named This should be required to be done without further delay Bench Received [Ref 56/04835]		
	51/09570	1851 10 01	Hon CS	Warwick George F Leslie JP for the Bench of Magistrates	1851 09 12	At top: "Bench Warwick" Letter informing no communication has ever been received by Bench requiring names of Mr Evans Sureties (ref CS letter of 1 st September) – must be some mistake as CS letter refers to several letters having been written on subject & none received – authorised by Mr Evans to names as his Sureties: John Deuchar of Rosenthal & John Gammie of Talgai & Notes in margin W V Names for approval - Magistrates seem to have overlooked their letter of 11 September 1849 – 49/10022 herewith They should be reminded of this – Sureties proposed may be approved Bench with Bond~ [<i>very faint</i>] [Ref 52/01510]	A2.37	136
	49/10022	1849 10 17	Hon CS	Warwick George F Leslie JP Patrick Leslie JP for Bench of Magistrates	1849 09 11	At top: "Bench Warwick" Acknowledge receipt of CS letter 20 th August re Bond required by CS Circular letter 25 th January last from Clerk of Petty Sessions & again called for by CS letter 11 th April: as not yet entered into, CS directed by Governor to request them to inform him that if directions are not attended to, his office will be considered vacant & dealt with accordingly Para 2: Inform Clerk of Petty Sessions states he will forward Bond without delay - has not done so before as he was under impression "Form" of Bond would have been forwarded by Government to this Bench & Notes in margin W V Bench Warwick to call on Clerk of Petty Sessions to name his Sureties which he has not yet done [Ref 51/09570]	A2.37	137 - 139
	56/07031			Surveyor General's Office George Barney, Surveyor General	1856 09 12	[Report] Case is somewhat misunderstood: Connor who proposes to establish a floating bath on Bremer River wishes to occupy portion of Reserve on bank of River & to erect, for convenient access to bath, a platform 24 feet square	A2.37	140 – 141

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	56/07031	1856 08 25	Hon CS	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 09 15~ 1856 09 20~ 1856 09 22~ 1856 09 27 1856 08 19	<p>which will project 3 feet into River – publication of usual Notice necessary as land from which projection would take place is not Connor's & as there are no adjacent proprietors, banks of River being all reserved – in power of Government to give Mr Connor permission to occupy portion of Reserve at nominal rent & to moor floating bath in such a position as shall not interfere with navigation of River - on account of its sanitary tendency & under recommendations of Police Magistrate & Government Resident, application may be acceded to, although his possessing land in vicinity gives him no particular claim</p> <p>At end: Entd 56/250 – Fol 276 – Vol 5 Returned Colonial Secretary's Office & Notes in margin</p> <p>Permission may perhaps be given on condition stated in this report a copy of which may be sent to Government Resident</p> <p>Yes Government Resident, Surveyor General</p> <p>At top: "Government Resident Moreton Bay" Acknowledging receipt (under blank cover) of application from Owen Connor for permission to erect wharf on Crown land at Ipswich - was in communication with Police Magistrate Ipswich upon subject in June last according to enclosed correspondence [see p 146-148] to which has received no reply – agreeing with that Officer that establishment such as proposed would be a public benefit, has no hesitation in adding his recommendation to that of Colonel Gray for favourable consideration of application should Governor General waive necessity of compliance with Regulations respecting wharves Also at top: Stamp: SURVEYOR GENERAL'S OFFICE-NEW SOUTH WALES / No 8791 – 2 SEP 1856 & Sketch map attached to margin At top: "56/07031" Features marked: Bremer River; Reserve; Site; Bremer Street; Allotments 21-30; Allotment 27 - Owen Connor; Section 27 & Notes in margin</p>		142 – 143
	56/06523	1856 08 04	Hon CS	W Elyard "M F" "G B"	1856 08 30 1856 09 04~	<p>Forwarded to Surveyor General who will be so good as to return same with form of Notice in usual terms, should he see no objection to compliance with Applicant's request – blank cover – noted - to be returned Prepare Notice</p>		
				Ipswich Owen Connor	1856 07 29 1856 08 05~	<p>At top: "Owen Connor" Letter requesting Governor General's sanction to his erecting temporary wharf on banks of Bremer for purpose of establishing a Public Bath: dimension of wharf to be 24 feet square with projection of 3 feet over Bank – situation of Bath will be immediately opposite to his own property in Bremer Street Allotment 27 of Section 27 & on that portion of ground adjoining River & marked on maps as "Reserved" Also at top: "56/8791" & Note in margin – "M F" &</p>	A2.37	144 – 145

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				W Elyard "M F"	1856 08 09 1856 08 11~ 1856 08 09	Notes re above Forwarded to Government Resident, Brisbane through whom application should have been made – blank cover – to be returned Noted Mr Connor [Ref 56/07031]		
			Government Resident, Brisbane	Police Office, Ipswich Charles G Gray, Police Magistrate	1856 06 05	At top: "56/8791" "Copy" <u>No 1 Enclosure in letter from Government Resident Moreton Bay to Hon Colonial Secretary respecting application of Owen Connor for permission to erect wharf at Ipswich</u> Letter stating Owen Connor of Ipswich has made application for permission to erect wharf on Bremer about 50 yards above point where Creek which runs through Section 27 of this Town enters Bremer River [No 28] Para 2: This wharf to be erected for purpose of giving access to floating Public Baths which Connor purposes mooring in River close to wharf Para 3: Will be of great advantage to the town, & owing to navigable channel being on opposite side of River (depth of water on the side where bath is proposed to be moored being only about 3 feet) does not think wharf as proposed to be erected can interfere with navigation of River Para 4: Under circumstances, recommends application of Owen Connor to favourable consideration of Governor General	A2.37	146 – 147
			Police Magistrate, Ipswich	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 06 10	"Copy" <u>No 2 Enclosure in letter from Government Resident Moreton Bay to Hon Colonial Secretary respecting application to erect wharf at Ipswich (date 19 August 56/330 – letter number obscured by map in margin?)</u> Acknowledging receipt of "your letter of 5 th inst No 56/119" re application from Owen Connor for permission to erect wharf in town of Ipswich: informs applicant should be required to comply with Regulation respecting wharves of 21 June 1848 at page 65 (could be 115?) Crown Land Regulations [No 56/273]		148
	56/07066	1856 08 30	Hon CS	Court House, Drayton A W Manning, Police Magistrate	1856 08 17 1856 08 30~ 1856 09 01~ 1856 09 02 1856 09 04	At top: "Bench" Letter informing at Annual Licensing Meeting in Drayton April last, Certificate authorising issue of Publican's License to Charles Mason granted at same time similar Certificates were given to other Applicants - on his return to Drayton after 3 months absence (on leave of absence & on duty in Moreton District) found Mason's Certificate not forwarded through misconception which could not be remedied until his return - Mr Mason complains of serious loss suffered by retention of his Certificate – has directed it be forwarded at once to Colonial Treasurer, with usual License fee – urges matter for consideration in order that any official irregularity be overlooked & issue of License to Charles Mason of "Downs Inn" Drayton be at once authorised & Notes in margin W V By 26 Section of Act of Council 13 Vict No 29 Certificate ought to have been produced to Colonial Treasurer & Licence taken out by 31 July last – Certificate has now become void & no License can be issued under it Inform accordingly Bench	A2.37	149 - 151
	56/07089	1856 08 27	Hon CS	Sheriff's Office, Sydney John O'Neill Brenan, Sheriff	1856 08 26	At top: "Sheriff" Letter informing prisoner named in margin: "Tommy" an aboriginal,	A2.37	152

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						committed for trial from Callandoon on suspicion of being accessory to murder of "Yane Zie" (a Chinaman) died in Gaol Brisbane on Saturday 16 th inst from severe attack of influenza – Visiting Surgeon did not consider it necessary that Inquest be held & Note in margin – "Put By" Entd "W T B"?		
	56/07025	1856 08 25	Hon CS	H M Gaol Brisbane J C Wickham, Visiting Justice	1856 08 18	At top: "Visiting Justice" Letter informing person named in margin: "Tommy" (an aboriginal) committed from Callandoon for trial on suspicion of being accessory to murder of Yam Zie (a Chinese) [as it is] died last Saturday from severe attack of influenza – Visiting Surgeon did not consider it necessary to hold Inquest & Notes in margin – Read [Ref 56/07089]	A2.37	153
	56/07109	1856 08 27	Hon CS	Supreme Court Samuel Frederick Milford	1856 08 27	At top: "Justice Milford" Letter requesting usual allowance for his expenses on Brisbane Circuit be paid to his credit at Commercial Bank in course of next week & Notes in margin Auditor General – blank cover – noted Stamp: AUDIT OFFICE-NEW SOUTH WALES / No 787-AU*28	A2.37	154
				W Elyard	1856 08 27	Sum provided in Estimates for travelling expenses of Judge for Moreton Bay already exhausted – as Supplementary Estimate includes further provision £120 for same service, Warrant prepared for payment of that sum as requested by Mr Milford – blank cover		
				"F L S M"	1856 08 29	Returned Colonial Secretary's Office Inform Mr Justice Milford of issue of Warrant Mr Justice Milford		
	56/07183	1856 09 01	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 08 26	At top: "Government Resident Moreton Bay" Letter re proposed fence for Police Paddock at Ipswich (ref "my letter" of 4 th July 56/305 – Margin: 56/06041): requests Colonel Gray be instructed upon subject with least possible delay as considerable inconvenience felt from want of proper paddock for use of Police at Ipswich [No 56/338] & Notes in margin W V	A2.37	155
					1856 09 02~ 1856 09 05~	Refer Government Resident to letter addressed to him on 18 th ult which he had not received when his letter of 26 th August was written		
					1856 09 05~ 1856 09 10	Yes Government Resident		
	56/06041	1856 07 14	Hon CS	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 07 04	At top: "Government Resident Moreton Bay" Forwarding copy of letter received from Police Magistrate Ipswich re erection of fence to enclose new Police Paddock near that town [No 56/305]: considering contractor willing to erect fence at 8 shillings per rod & as Colonel Gray informs price of fencing raised 2 shillings per rod, result must be that one third more of sum authorized to be expended in this work (namely £50 more) would be sufficient to enclose the whole Paddock Recommends Colonel Gray be authorised to expend £200 instead of £150 upon fence required, in preference to adoption of his suggestion re contraction of area of paddock, & that money necessary for proceeding with work may be placed at his disposal Para 2: Have given preference to enclosing the whole of original portion of	A2.37	156 – 157

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						land, as it would be capable of receiving horses employed in necessary works carried on by Surveyor of Roads - with respect to materials of old fence, recommends their being sold on the spot, avoiding expense of having them taken down & carted to new paddock, able to bear testimony to their unfitness for forming a portion of any new or permanent structure & Notes in margin Auditor General – blank cover – noted – to be returned 56/04420		
				"W E"	1856 07 15			
				"G R N"	1856 07 30	Stamp: AUDIT OFFICE-NEW SOUTH WALES / No 681-JY*16 Additional £50 which Government Resident proposes to expend in order that whole plot be enclosed & afford accommodation for horses employed on Road Service, might be defrayed from Balance reported on 56/04420 herewith which still remains unexpended – blank cover		
				"A D"?	1856 08 13~ 1856 08 04	Approved Returned Colonial Secretary's Office 56/7183		
					1856 08 13~ 1856 08 16~ 1856 08 18	For approval Government Resident Auditor General		
						PLAN Plan of 195 acres of land in the Parishes of Ipswich and Purga proposed to be as the site of a Police Paddock [Features marked: North – Town Boundary, Bremer River, Police Paddock, Deebing Creek, Paddock boundary measurements: A - B 1200; B - C 5500; C – D 3080 / also faint markings a – B - C		158
	56/06041		Government Resident, Moreton Bay	Police Office, Ipswich Charles G Gray, Police Magistrate	1856 07 01	<u>Enclosure in letter 2 July [as it is – should be 4 July] 56/305 from Government Resident Moreton Bay to Colonial Secretary respecting the fencing of the Police Paddock at Ipswich</u> "Copy" Letter forwarding tender [not filmed here] accepted for erection of 3 railed fence round new Police Paddock – acceptance subject to his approval, points out peculiarity viz that on erection of every successive hundred rods, contractor to receive payment for same [No 30] Para 2: Reason for making this stipulation to enable contractor to put 5 or 6 hands on work & have it ready when Spring grass appears Para 3: Very desirable but to enable arrangement must obtain sanction of Government or yours as Government Resident, for periodical payments Para 4: Observe from copy of Inspector General's letter enclosed that Governor General has sanctioned his calling for tenders for fencing required, with understanding that contractors be allowed to use all old fencing which is sound - they have declined as it is so bad & of such various lengths & sizes - recommends it be sold & amount realized be credited to Government Para 5: Restricted to £150 for fencing but as price raised 2 shillings per rod since making estimate of probable expense, will see that fence cannot be put up for sum he mentioned but as area chosen by Surveyor is large, recommends boundary lines be contracted according to pencil lines in enclosed tracing & lettered A.B.C.D. [Margin: Tracing to be returned] which at same time that it encloses best of the land & leaves a paddock		159 – 160

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						sufficiently for every purpose, it will bring amount required for fencing within prescribed limit Para 6: Seeks arrangement be sanctioned if deemed advisable & early reply in order that he may at once close with contractor & Note in margin – 56/131		
	56/04420	1856 05 08	Hon CS	Office of Inspector General of Police, Sydney W C Mayne, Inspector General of Police	1856 05 06	At top: "Inspector General of Police" Letter re report from Police Magistrate Ipswich concerning dilapidated condition of fencing of old Police Paddock, quite useless as regards security in prevention of cows & other animals from straying on Police Reserve & requesting necessary authority to cause site chosen for new Police Paddock to be fenced in, expense estimated at nearly £150 - at same time he proposes with view to reducing costs, disposal of "old fencing stuff, rails of which are nearly all good" – seeks under Colonel Grey's report [as it is] to recommend sanction be obtained for expenditure of £150 in fencing new Police Paddock Ipswich chargeable against Vote for Repairs to Police Buildings etc within Settled Districts for 1856 [No 56/105] Para 2: Suggests more expedient to use such of the old fencing stuff as may be sound instead of selling it, thus (by lessening immediate outlay) preventing so large a demand being made on Vote above referred to & Notes in margin Auditor General – see last para – blank cover – to be returned Noted Stamp: AUDIT OFFICE-NEW SOUTH WALES / No 525-MY*12 Is appropriation of £314-5-5 for this purpose now available - Col Gray might be authorized to call for Tenders on understanding that Contractor will be allowed to use all old fencing which is sound - might be further authorized to accept subject to approval of Government Resident, most advantageous Tender provided its amount not exceed £150 less a fair allowance for value of old fencing – blank cover Returned Colonial Secretary's Office Approved Inspector General Send copy of letter to Inspector to Government Resident Government Resident [Ref 56/06041]	A2.37	161 – 164
				"W E"	1856 05 09 1856 05 10			
				F L S Merewether	1856 05 17			
				"W D"	1856 05 20 1856 05 22 1856 05 27 1856 05 27~ 1856 05 31~			
	56/07274	1856 09 09	Hon CS	Registrar General's Office, Sydney Christopher Rolleston	1856 09 08	At top: "Registrar General" Letter recommending appointment of William S Powe as District Registrar for Port Curtis in place of William Miller resigned [No 56/803] & Notes in margin For Executive Council Blank cover Noted <u>Executive</u> 56/688 – 12 th September 1856	A2.37	165
				"C C"	1856 09 09~			
				"W E"	1856 09 09 1856 09 10~			
				Michael Fitzpatrick, Clerk of the Council	1856 09 16	Notes re above Council advise that Mr Powe be appointed District Registrar accordingly No 56/685 Approved		166 – 167
				"W D"	1856 09 16			
				"C C"	1856 09 18~			

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	55/01001	1855 01 31	Hon CS	Sydney William Miller	1855 01 30	At top: "William Miller" Letter acknowledging receipt of CS letter 19 th January 1855 & in reply tender his thanks to Governor General for situation of Clerk to Government Resident Port Curtis which he has much pleasure in accepting & Notes re above This appointment was sanctioned by the late ... General	A2.37	173
				"C D R" "W D"	1855 01 31~ 1855 01 31			174
				"W D"	1855 01 31	Notes re above I see Mr Millreay [as it is – see also Mylrea] predecessor to Mr Miller has been appointed as Clerk to Fitzroy Dock Engineer – trusts he will conduct himself better than he did at Port Curtis - should he not do so his tenure of office will be very short - Entd "C R" Government Resident		
					1855 01 19~ [as it is] 1855 01 31	Auditor General, Civil Engineer, Mr W Miller [Ref 56/05930]		
	56/05930		Government Resident, Gladstone	Gladstone William Miller, Clerk to Government Resident	1856 05 13	Letter requesting his resignation of appointment of Clerk to Government Resident Port Curtis be forwarded to Governor General as has applied for appointment to Native Police which he hopes to obtain – Lieut Murray informs he has received instructions empowering him to appoint him provisionally, desires to join Corps with as little delay as possible	A2.37	175 – 176
	57/02622			"A O H"	1857 06 15~	At top: "Mr Halloran" Note There was no letter from Colonial Secretary appointing Mr Watson & Colonel Barney had nothing to do with Capt O'Connell's Establishment last year except paying salaries of his C L Troopers [as it is] – seems probable Capt O'Connell made appointment on supposition that provision made in Estimate for Clerk be voted – I have no papers relating to this appointment & Notes re above At top: "57/02622" <i>[very faint]</i> Reply may be according to this Memo Yes	A2.37	177 – 178
				"G B"	1856 06 15~			
	56/07292	1856 09 11	Hon CS	Treasury, Sydney R Campbell	1856 09 10	At top: "Treasurer" Letter enclosing copy letter received from Government Resident Port Curtis re impossibility under present systems of any sales of Government land being held in his District owing to necessary documents & instructions not arriving in time [No 379]: suggests period of not less than 3 months from date of Proclamation to day of Sale be sanctioned (for this distant District) in future which is of opinion would afford sufficient time to allow of Sale List etc being received prior to date of Sale & Notes in margin For approval Approved Forwarded for information & guidance of Surveyor General – blank cover Write in this case <i>[very faint]</i> Surveyor General, Colonial Treasurer	A2.37	179 – 180
				"C C" "M F"	1856 09 13~ 1856 09 15 1856 09 00~ 1856 09 16~ 1856 09 18			
	56/07292		Hon Colonial Treasurer, Sydney	Gladstone M C O'Connell	1856 08 20	"Copy" Acknowledging receipt on 17 th inst "of your letter of 4 th June" transmitting to		181 - 182

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						him Sale List, Tracings & Blank Forms for Final Report of Lands in town of Gladstone to be offered for sale on 17 th July: regrets to inform documents have once more reached him after period fixed for Sale, on this occasion 1 month instead of a few days in arrear of time appointed [No 56/69] Trusts something may be done to improve postal communications with this place, under present system land will never be sold here by Government again – to illustrate demand for it, mentions he has both this day & preceding one witnessed transfer of Allotments sold by private individuals at advance of 300% on their purchases made at last Government Land sale 26 th September 1855 – that is to say allotments then sold for £6 have, unimproved, changed hands for £25 & with bark roofed hut at £40		
	56/07294	1856 09 11	Hon CS	Civil Crown Solicitor's Office, Sydney William W Billyard, Civil Crown Solicitor	1856 09 10	At top: "Civil Crown Solicitor" Letter re his Blank Cover Minute of 28 th July last upon Patrick Leslie's letter (herewith returned – see p 185) re a Prohibition applied for by William Anderson against Warwick Bench of Magistrates [No 56/174]: having laid matter before late Solicitor General Mr Darvall he was of opinion Application should be opposed by Government & accordingly gave him a Brief for that purpose - before case came on for hearing, Mr Darvall having retired from office, was under necessity of paying him a fee £5-7-6 for which sum he requests Warrant be prepared in his favour On the Hearing, Court granted Rule for Prohibition applied for without costs & Notes in margin Approved Mr Leslie, Auditor General, Civil Crown Solicitor	A2.37	183 – 184
	56/06407	1856 07 28	Hon CS	Sydney Patrick Leslie JP	1856 07 28	At top: "P Leslie JP" Transmitting Notice which he received re conviction made by Frederic Isaac & himself at Warwick in May last & requests he will direct Crown Law Officers to defend them, for following reasons: That conviction was legal & regular in every respect which will be seen by copies of information & depositions which he has directed Clerk of Petty Sessions at Warwick to forward immediately That unless unpaid Magistrates (so long as their acts are strictly legal) are defended by Government against vexatious proceedings like the present, gentlemen in Commission of the Peace will hesitate to act & thus ends of Justice be defeated in Districts where there are not Police Magistrates Brings before his notice he has now been in Commission of the Peace for upwards of 19 years during which time he has attended to duties as Magistrate & hitherto no exception has been taken to his acts & advances this as some claim on Government for his defence in present case, a claim which he will at once abandon should Crown Law Officers find that any illegality has attended his proceedings Also at top: "For assistance of Law Officers in Writ of Prohibition against F Isaac JP & himself" & Notes in margin Crown Solicitor will perhaps ascertain if Law Officers consider this a case to be defended by them Blank cover – to be returned [Ref 56/07294]	A2.37	185 – 186
	56/07342	1856 09 13	Hon CS	Port Master's Office, Sydney Merion Moriarty, Port Master	1856 09 12	At top: "Portmaster" Letter stating Contract for Buoy made between Mr Dawson & Colonial Storekeeper on his requisition (ref CS letter 11 th inst No 141 – Margin:	A2.37	187 – 188

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				"C C"	1856 09 15~ 1856 09 16	56/6765) [No 56/110] Para 2: On enquiring at Mr Dawson's finds he attempted to cast Buoy & have it ready at time mentioned but being deserted by his men & short handed in consequence of new Gold Diggings, it split & he was compelled to begin de novo Para 3: Has now cast another & will do his utmost to have it ready for steamer on Tuesday next Also at top: "Respecting the Buoy A for Moreton Bay" & Notes in margin Desire that Mr M will <u>take care</u> that Buoy does go in the ... ? Immediate Port Master [Ref 56/7587]		
	56/06765	1856 08 13	Hon CS	Port Master's Office, Sydney Merion Moriarty, Port Master	1856 08 12	At top: "Portmaster" Letter reporting that by letter dated 2 nd June last Harbour Master at Moreton Bay states: pending building of new Buoy "A", position has been marked by one lent by Captain Towns & moored by chains & anchors lent by Steam Company [No 56/98] Para 2: Informed by Mr Dawson Contractor that new Buoy will be ready in another week & it would have been ready long since but for an accident in casting of it by which one half was broken & Notes in margin Returned by Capt Mayne Port Master to report whether Buoy has been yet forwarded Portmaster [Ref 56/7342]	A2.37	189 – 190
	56/07357	1856 09 08	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 08 27	At top: "Government Resident Moreton Bay" Forwarding copy of letter addressed to him by C H Greenwood offering himself as candidate for appointment of Superintendent of Light House at Cape Moreton [No 56/340] Para 2: Mr Greenwood is a married man, son of clergyman & bears irreproachable character but as he has already recommended Mr Sneyd for appointment, who is an old servant of Government & in all respects qualified, may be considered to have stronger claim than Mr Greenwood – merely forwards application of latter with such information respecting him as Government may be desirous of possessing & Notes in margin 56/7187 - Government Resident 27 th August - on same subject [see p 195]	A2.37	191 – 192
	56/07357		Captain Wickham RN, Government Resident at Moreton Bay	Brisbane, Moreton Bay C H Greenwood	1856 08 26	Enclosure in letter (dated 27 August 56/340) from Government Resident <u>Moreton Bay to Hon Colonial Secretary respecting appointment</u> "Copy" Letter informing understands Light House at Cape Moreton is approaching completion & as no Superintendent has yet been selected, offers himself as candidate for appointment: employed for last 12 months & is still employed as supernumerary Tide-waiter at Port of Brisbane, in which capacity trusts he has evinced qualities of steadiness, punctuality & general attention, indispensable to trustworthy performance of duties of office which he seeks – small & fluctuating amounts of his pay which depends entirely upon occasional arrival of foreign shipping, is his only reason for wishing to quit service to which he is at present attached		193 -194
	56/07187	1856 08 01	Hon CS~	Brisbane	1856 08 27	At top: "Government Resident at Moreton Bay"	A2.37	195 – 196

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				J C Wickham		<i>[see duplicate letter at p 191-192 for details - very slightly different, this letter written by Capt Wickham]</i> & Notes in margin <i>[also different]</i> See also 56/7185 <i>[very faint]</i> Application noted Bring forward again end of November - resubmitted For the Colonial Treasurer with 56/7185 – 56/7357 “Put by” [Ref 56/7357]		
			Captain Wickham, Government Resident at Moreton Bay	Brisbane, Moreton Bay C H Greenwood	1856 12 04~ 1856 12 01~ 1856 08 26	“Copy” <i>[Duplicate of letter at p 193-194 for details – slight difference: this letter in Capt Wickham’s writing, no CS Ref]</i>		197 - 198
	56/07185	1856 09 01	Hon CS~	Government Resident’s Office, Moreton Bay J C Wickham, Government Resident	1856 08 25	At top: “Government Resident Moreton Bay” Transmitting application of Samuel Sneyd (Chief Constable of this District) for appointment of Superintendent of Light House Moreton Island - from having had for some years opportunities of noticing Mr Sneyd, & considering him from his steadiness & general respectability to be well qualified for appointment, recommends his application [No 56/336] & Note in margin – See also 56/7187	A2.37	199 – 200
	56/07185		Hon CS, Sydney	Brisbane Samuel Sneyd, Chief Constable	1856 08 25	Letter seeking appointment as Superintendent of Light House on Moreton Island: nearly 30 years in service of his Country, refers to enclosed Memorandum – trusts the desire he has always evinced to perform his duty satisfactorily during this long period of time together with enclosed testimonials will induce him to give him charge of office now applied for & Note in margin – Testimonials to be returned		201
	56/07185			Brisbane Samuel Sneyd, Chief Constable	1856 08 25	<u>Memorandum of Service</u> Joined 4 th Regiment 13 th July 1827 - landed in New South Wales 3 rd December 1831 – joined Mounted Police 1 st May 1832, was Non-Commissioned Officer in that Corps 13 Years & 302 days, discharged in consequence of reduction of Corps in December 1849 – appointed Chief Constable of Police District of Brisbane 1 st January 1850		202
	56/07185			Mounted Police New South Wales Jeffery Nicholson [also spelt Jeffrey Nicholson] Commandant, Mounted Police	1849 12 01~	[TESTIMONIALS] At top: “A true copy – J C Wickham” <i>[p 203]</i> (1) These are to certify that Sergeant Samuel Sneyd has served in Army 22 years & 170 days, has served in Mounted Police 17 years & 214 days, has been a Non-Commissioned Officer 13 years & 302 days – he is now discharged in consequence of reduction of Corps <u>Character:</u> very good, intelligent Non-Commissioned Officer “By order of His Excellency the Governor, Sydney 1 st December 1849”		203 – 206
				Mounted Police Office, Sydney S Tolfrey Christie Lieut 80 th Regiment late Commanding 2 nd Division Mounted Police	1844 03 21	(2) Certifies he has known Sergeant Samuel Sneyd Mounted Police for last 6 years during greater part of which time he has been under his immediate command & for 2 years as Division Sergeant Major – has found him a zealous, sober & active Non-Commissioned Officer, a brave soldier & in all respects his character has been unexceptionable		

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				Goulburn L J Thompson JP Lieut Commanding 2 nd Division Mounted Police	1846 10 15	[p 203-204] (3) Having had opportunity of judging conduct of Sergeant Samuel Sneyd – Sergeant Major of Goulburn Division Mounted Police during last 2½ years, has no hesitation in saying he is most sober active steady & intelligent man & from zeal cheerfulness & skill always displayed in performance of his duty, considers his services would be acquisition wherever they may be required & if this document should prove beneficial to him, “it will be a source of sincere gratification to me”		
				Police Collage [as it is – College?], Goulburn F B Pigott Lieut	1847 05 25	(4) Sergeant Sneyd As about to resign command of Mounted Police of this District, considers it due to him to state the high estimation in which he holds him as Non-Commissioned Officer & sincerely hopes that his zeal & activity may at the completion of your service as a soldier be recorded as your merit deserves – your sincere friend & fellow soldier		
				Goulburn F Montgomerie Lieut Mounted Police	1848 09 30	[p 205] (5) Sergeant Samuel Sneyd Mounted Police served under his command from 1 st June 1847 to present time – has always found him perfectly trustworthy & in every respect what a Non-Commissioned Officer should be		
				Goulburn Henry M Ball, Lieut 11 th Regt Mounted Police	1849 11 07	(6) Sergeant Samuel Sneyd who obtained his discharge from Mounted Police on reduction of that Corps, always conducted himself with great steadiness & showed much zeal & attention to his duties, performing them with willingness & endeavouring always to give satisfaction to those in command over him – his services entitle him to his pension & sincerely hopes he may obtain appointment as reward for his meritorious conduct the duties of which he would conduct with the greatest attention		
				Bungendore, New South Wales H Zouch late 4 th Regt & Commanding 1 st Division Mounted Police Bathurst	1849 11 07	[p 205-206] (7) Sergeant Samuel Sneyd of Mounted Police has been known to him in 4 th Regiment & in Mounted Police for 20 years – has much pleasure in certifying his conduct has always been that of a good soldier & steady active policeman		
				Office of Provincial Inspector of Police, North Brisbane Heyward Atkins, Provincial Inspector of Police J C Wickham JP	1852 12 31	(8) This is to certify that Samuel Sneyd filled office of Chief Constable at Brisbane for 2 years under his command during which he was zealous active & thoroughly competent – in his opinion he is well-fitted to have charge of men & is a most faithful & deserving officer The above are true copies of Testimonials of good conduct which Mr Sneyd has received from the different Officers under whom he has served		
						Notes re above 2 months ago Captain Wickham forwarded 2 applications for the situation of Superintendent to Light House Moreton Bay [as it is] 1 from Chief Constable <u>Margin:</u> 56/1785 Government Resident - Mr S Sneyd's application for appointment as Light House Superintendent Moreton Island – submitted 1 September 1 from Mr Greenwood <u>Margin:</u> 56/7357 Government Resident Moreton Bay 2 September – Mr Greenwood's application for appointment as Superintendent Light House Moreton Island – Submitted 8 September		207 – 208

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				"H L" "D C F Scott" "D C F S"	1856 09 18~ 1856 09 18~	Ask for them Are these with records? – Immediate See Memo within Perhaps with Capt Scott Not with me <u>Applications for the Appointment of Superintendent Light House, Moreton Island</u> 1 Austin, A H – previous service 2 Butler, R L 3 Brayden, James – resigned former appointment 4 Chatfield, C W - Honble William M Manning, Sir E Home & William Paterson 5 Greenwood, C H - Government Resident Moreton Bay 6 Kent, John - Mr Buckley M P, P Leslie Esq & 20 years service 7 Robinson, Mr - Capt Towns M P 8 Samuel Sneyd - Government Resident Moreton Bay 9 Walker, Mathew - The Governor General		209
	56/07402	1856 09 16	Hon CS	Registrar General's Office, Sydney Christopher Rolleston "C C" "W E" Michael Fitzpatrick, Clerk of Legislative Council "W D" "C C"	1856 09 15 1856 09 16~ 1856 09 16 1856 09 17~ 1856 09 24 1856 09 24 1856 09 25~ 1856 09 25~ 1856 09 26	At top: "Registrar General" Letter recommending appointment of Alexander Walker as Registrar for District of Gayndah in place of Henry Hort Brown JP resigned [No 56/836] & Notes in margin For Executive Council Blank cover Noted <u>Executive</u> 56/697 – 17 September 1856 Council advise that Mr Walker be appointed accordingly - No 56/700 Approved Returned Colonial Secretary's Office Notice in Gazette of 26 September Registrar General	A2.37	210
	56/07419	1856 09 10	Hon CS	Port Master's Office, Sydney Merion Moriarty, Port Master "C C"	1856 09 09 1856 09 10~ 1856 09 10 1856 09 11~	At top: "Port Master" Letter stating Light Ship for Moreton Bay will require 2 small boats: one a whale boat, the other an ordinary ship's boat - matter owing to his illness has been delayed, suggests Tenders for supplying such boats be immediately called for without waiting to have them built [No 56/106] Para 2: Boat such as ships bring from England as Life Boats would suit & would be infinitely cheaper than life boat for ship's use built by any person in Sydney - may be procured at once from any of the Emigrant Ships which are obliged to have such a boat which Masters are always glad to dispose of on their arrival – informed "Morayshire" could furnish a suitable boat Para 3: Vessel is in advanced state of forwardness & will be ready to go to sea early next week & Notes in margin Approved - "Immediate" Portmaster Notice	A2.37	211 - 212

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	56/07467	1856 09 12	Hon CS	West Maitland C Coppenhagen	1856 09 10	At top: "L Coppenhagen" [as it is] Letter informing has received communication through Mr Kern from Union Bank in Sydney (enclosed) that cheque from A G Ravenscroft, Clerk of Petty Sessions Drayton on Bank of Ipswich has been dishonoured (ref CS letter 21 st ult) – requests provision be made for getting this amount deducted from Mr Ravenscroft's salary & pay amount over to Charles Kern, Stationer & Bookbinder of Hunter Street, Sydney Only source left open to him to get this money – discusses – trusting to receive through Colonial Secretary justice to which he is entitled by common law & expecting an answer at your earliest convenience At end: (Encl. Note of Union Bank No 3243) & Notes written across first page of letter 56/06899	A2.37	213 – 214
	56/07467		Mr C Kern, Hunter Street	"C C" Sydney Thomas Phillips pro Manager	1856 09 15~ 1856 09 17	It appears to be private purchase & complainant has had remedy at Court~ [very difficult to read] Mr Coppenhagen [Cover] <u>Registered</u> The Honorable/ The Colonial Secretary/ Sydney [postmarked: WEST MAITLAND <i>[blurred]</i> ; SYDNEY-NEW SOUTH WALES / SEP*11-1856 <i>[blurred]</i> ; REGISTERED MAITLAND] [Small square cut from letter – to remove postage stamp?] [PRINTED FORM LETTER] At top: "P B L No 3243" Letter informing A G Ravenscroft's cheque for £10-12-6 dated 21 st July at Ipswich due & left by you for collection has been dishonoured. This information given to you, that you may forward immediate Notices of dishonour to such parties to the same as you wish to hold liable		215 216
	56/06899	1856 08 18	Hon CS	Court House, Maitland J H Crummer, Police Magistrate	1856 08 15	At top: "Police Magistrate" Letter re written complaint of Mr Joppenhagen [as it is] against Mr Ravenscroft Clerk of Bench Drayton respecting dishonour of Promissory Note for £10 & having had an interview with that person he has given him the enclosed Memorandum to effect that he has since received cheque from Ravenscroft drawn upon Bank at Ipswich which has been sent to Sydney for collection but as yet no advice as to payment has been received (ref CS letter 10 th Inst) & Notes in margin Original letter returned	A2.37	217 – 218
	56/06899			Maitland C Coppenhagen	1856 08 19~ 1856 08 21 1856 08 11	Inform Mr Coppenhagen of report made by Police Magistrate at Maitland Mr Copenhagen [as it is] [Ref 56/07467] [Memorandum] Wrote to Colonial Secretary on 5 th inst complaining about an execution against G A Ravenscroft [as it is – see also A G Ravenscroft] not being returned although more than 4 months has elapsed since it was sent – on 9 th inst he received through Mr Briggs a cheque from Mr G A Ravenscroft on Bank of New South Wales, Ipswich, which cheque I immediately forwarded to Sydney for		219

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						collection & as I have not received an answer yet, I can of course not form a decided opinion on whether it will be paid or not		
	56/06661	1856 08 08	Hon Stuart A Donaldson, Colonial Secretary	West Maitland C Coppenhagen	1856 08 05	At top: "L Coppenhagen" [as it is] Letter making following statements of case into which he hopes he will cause early enquiries to be made as it involves conduct of an Official appointed by Government: On 1 st August 1855 received Promissory Note of £10 from Mr Ravenscroft at that time Clerk to Mr Minter at Court of Petty Sessions East Maitland – on day of it becoming due, was presented to Bank but was dishonoured in consequence of there not being sufficient funds to that gentleman's credit; was subsequently presented several times but payment always refused out of same reasons – in consideration of appointment which Mr Ravenscroft then occupied, he did not feel himself called upon at that time to take any more stringent measures for recovery of that sum In meanwhile, Mr Ravenscroft was removed from his station & appointed Clerk of Petty Sessions at Drayton & it was in the latter end of March that he summonsed him for amount of £10 at Court of Requests East Maitland; to give him time he took summons out for May but "to my surprise" at attending Court <u>there had been no return received from Chief Constable at Drayton although more than 6 weeks had elapsed since summons was sent!</u> Subsequently <u>2 more summons</u> had to be sent up to obtain a return - was only on 2 nd July last that he could obtain a verdict in his favour from Bench at East Maitland On 9 th same month, took out an execution against Mr Ravenscroft, but although nearly 4 weeks have elapsed there has been no return received - feels himself bound to apply to you to receive justice to which he is entitled by law – has had expenses & loss of time to come to this stage in his proceedings, his circumstances not of a nature that he can bear such a loss – seeks enquiry be made to get amount deducted from Ravenscroft's salary [<i>part obscured</i>] – whole amount of this case with costs £10-18-6 – trusting to receive answer at earliest convenience	A2.37	220 – 222
				"A D"?	1856 08 09~	Notes re above This appears to be a private matter but letters may perhaps be sent to Police Magistrate Maitland for enquiry report Police Magistrate accordingly		223
					1856 08 12	Mr Coppenhagen [Ref 56/06899]		
	56/07514	1856 09 30	Hon CS	Port Master's Office, Sydney Merion Moriarty, Port Master	1856 09 19	At top: "Portmaster" Letter stating that according to his instructions he has "this day" informed James Brayden he was appointed Superintendent of Light House in course of erection at Moreton Island, but his salary would not commence until his personal superintendence became necessary [No 56/115] & Notes in margin [and written across first page of letter] Withdrawn from Executive Council - see below - No 56/715 Executive Council <u>Executive</u> 56/716 – 24 th September 1856 Pay not to commence until <u>Light</u> is lighted Referred to Secretary for Lands & Public Works Appointment not to take place at present – recommendation of Capt Moriarty not being considered judicious~	A2.37	224 – 225
				"M F"	1856 09 26~			
				"C C"	1856 09 23~			
				"C C"	1856 09 24~			
				"C C" "W D"	1856 09 27~			

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			Hon CS	Sydney James Brayden, c/- Mr Smedley, George Street South, Sydney	1856 10 01~ 1856 09 18	Port Master Letter informing understands Light House at Morton Bay [as it is] is in state of great forwardness, expected to be lit before Christmas - born in light house in Mother Country, was Superintendent of Light House Gabo Island for 18 months to satisfaction of Port Master - resigned for reasons set forth in enclosed copy of his Certificate of Discharge - hopes to be appointed Superintendent of Light House at Morton Island - can produce satisfactory testimonial re moral character from present employer, hopes enclosed copy will be found sufficiently satisfactory as to his competence to discharge duties appertaining to above situation - mentions applied to late Colonial Secretary Stuart A Donaldson & received answer that his application under consideration - thought it might be lost sight of consequent on change of Ministry		226 – 227
				Merion Moriarty, Port Master	1855 03 01	[CERTIFICATE OF DISCHARGE] Mr James Brayden served as Superintendent at Gabo Light House under his direction from 1 st January 1854 to 14 th February 1855 - resigned his situation at that time owing to report Light to be transferred to Victorian Government. Mr Brayden had great difficulties to contend with at first but is bound to declare that of his sobriety, diligence, attention to his duties, general intelligence & discretion, he has very high opinion & should any employment of similar character be ever required by him, it will be a mere act of justice on his part to facilitate his views by every means in his power		228
	56/07519	1856 09 15	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 09 09	At top: "Government Resident Moreton Bay" Forwarding copy of communication received from Police Magistrate Ipswich for information of Government & for instructions in matter therein alluded to [No 56/358] & Notes in margin M F Timber will be disposed of by auction as directed in Regulations for Cutting Timber, copy of which forwarded to Commissioner on his appointment Approved Government Resident	A2.37	229
	56/07519		Government Resident, Brisbane	Police Office, Ipswich Charles George Gray, Police Magistrate	1856 09 17~ 1856 09 20~ 1856 09 22~ 1856 09 29 1856 09 03	<u>Enclosure in letter from Government Resident Moreton Bay to Hon Colonial Secretary date 8 September [as it is] 56/358</u> "Copy" Letter stating in course of trial before this Bench of Maloney v Ryan under 8 th Section Master & Servants Act, he found defendant had been splitting fencing stuff for sale without having taken out License, immediately caused stuff split 420 rails to be seized & branded for Government [No 34] Para 2: Timothy Ryan defendant in above case, having been convicted & sentenced to 3 months imprisonment for flagrant breach of contract, did not think it necessary to proceed against him at present for larceny - awaits instructions on subject & Note in margin – 56/158		230 – 231
	56/07525	1856 09 15	Hon CS	Police Office, Maryborough Edmund B Uhr JP for the Bench	1856 09 10	At top: "Bench of Magistrates Maryborough" Forwarding Abstract [not filmed here] & letter from Edward F Palmer requesting he be allowed salary of Clerk of Petty Sessions for performing duties at this Bench from 1 st March to 14 th June last: states Mr Palmer	A2.27	232 – 233

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	56/07587	1856 09 17	Hon CS	Port Master's Office, Sydney Merion Moriarty, Port Master	1856 09 17	At top: "Port Master" Letter stating Contract for Buoy with Colonial Storekeeper from whom he shall receive it when ready for delivery (ref CS letter 16 th inst No 147) [No 56/113] Para 2: Ascertained from Mr Dawson that it is not yet ready due to shortness of hands – is proceeding with its completion, expects it will be finished tomorrow night & shall be forwarded by next steamer to Moreton Bay – states he is not bound by his bond to deliver it at any particular time & Notes in margins & on pp 240 & 241	A2.37	239 – 241
				W Elyard	1856 09 18	Referred for report of Colonial Storekeeper – blank cover – noted – to be returned Immediate		
				John Buchanan	1856 09 19	57/07342 [<i>very faint, written over</i>] Buoy found to be in state of forwardness reported by Port Master – will be ready for shipment by next steamer that leaves for Brisbane – Mr Moriarty's observation that Contract is "in my hands" is not correct. Only through enquiry he has learned of Contract having been made at all. True, he signed Schedule of Tenders in conjunction with Port Master because he was present when Tenders were opened but has no knowledge of any subsequent steps & notification even that Mr Dawson's Tender had been approved, was sent to Mr Moriarty he believes not to him. That Officer is empowered by regulation to procure every store he may require "without my intervention, excepting only such articles as I may hold a depot of and therefore would not have to be purchased" – this power is neither obsolete nor in abeyance, on contrary is frequently & extensively exercised – instances of its use within a very recent period might be named if necessary – moreover <u>none</u> of numerous Buoys, Moorings, Chains etc on the coast, have <u>at any time</u> been supplied from his department with one exception only i.e. of a chain cable for Newcastle procured at his suggestion from Naval Department. The opportunity of stating this fact - first that has offered - he avails himself of the more readily, in consequence of statements & assertions~ having been, which tended indirectly to connect his Department with what he cannot but perceive is a vexed question – blank cover		
				"C C"	1856 09 22~ 1856 09 23~	Returned Colonial Secretary's Office		
	56/07592	1856 09 23	Hon CS	Audit Office E A Rennie for Auditor General	1856 09 19	At top: "Auditor General" Submitting Abstract of Allowances [not filmed here] to persons employed in taking Census in District of Port Curtis between 25 th February & 10 th March last amounting to £24-10-0 [No 417] Para 2: Rates paid same as those authorised by Census Act - in cases of 2 Collectors Police Magistrate has omitted to deduct amount of their Government pay while employed upon this service Para 3: In letter accompanying account [not filmed here] Capt O'Connell explains he paid full rate to John Horrigan [as it is – also spelt Hourigan, Horrigen, Horigen] & Mr Miller not knowing at the time that deduction be made to extent of their pay & submits they be allowed to retain full amount considering duty performed under circumstances of great difficulty & risk in newly occupied country - believes he could not have got competent persons, over whom he had no official influence, to do the work at all Para 4: Capt O'Connell also points out Census of County of Livingstone	A2.37	242 – 245

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						which would have been otherwise expensive was done almost gratuitously by Mr Archer - charged £3 to remunerate Boatmen for taking him the Census forms a distance of 70 miles Para 5: Under special circumstances stated, appears no objection to Capt O'Connell's recommendation being complied with – necessary special authority may be forwarded to enable him to pass full amount of Abstract into Warrant for payment & Notes in margin See last paragraph – this may perhaps be authorised Approved Auditor General		
	56/07697	1856 09 22	Hon CS	Office of Inspector General of Police, Sydney W C Mayne, Inspector General of Police	1856 09 20	At top: "Inspector General of Police" Enclosing letter from Bench of Magistrates Drayton with sundry small accounts [not filmed here] for expenses incurred on nomination & polling days for Electoral Districts of Clarence & Darling Downs amounting to £1-18-0 [No 56/48]: seeks authority to pay amount & that it be charged to Vote for Expenses incurred in Election of Members to serve in Legislative Council, County Districts & Notes in margin Approved Inspector General of Police	A2.37	246 – 247
	56/07812	1856 10 04	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 09 26	At top: "Government Resident Moreton Bay Letter re mitigation of sentence passed on Philip O'Reilly (ref "my letter of 9 th June 56/269" Margin: 56/05495): informs prisoner brought to light case of indecent assault in prison by reporting the same, fearlessly giving evidence in the matter [No 56/384] Para 2: Offences in Gaol rendered difficult to investigate by unwillingness (through fear or other cause) of prisoners to report them, present case appeared good opportunity of evincing that such a service as that rendered by O'Reilly is appreciated by Government – recommends (with concurrence of convicting Magistrate) unexpired portion of prisoner's sentence be remitted in consideration of his rendering service alluded to & Notes in margin Governor General Approved	A2.37	248 – 249
	56/05495	1856 06 16	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 06 09	At top: "Government Resident Moreton Bay Forwarding Petition for mitigation of sentence passed upon Philip O'Reilly [No 56/269] Para 2: Having called upon convicting Magistrates for their report on the case (enclosed) refrains from offering any observation on the subject & Notes in margin Under this report it is concluded no remission can be granted Application refused Government Resident [Ref 56/07812]	A2.37	250
			Government	Court House, Brisbane	1856 06 04	Enclosure No 2 in letter from Government Resident, Moreton Bay		251 – 253

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			Resident, Brisbane	R R MacKenzie JP John Brewster JP		<p>9 June - 56/269</p> <p>At top: "Bench of Magistrates Brisbane"</p> <p>Letter referring to CS letter 28th ult requesting report on case against Philip O'Reilly now serving sentence of 12 months imprisonment in Brisbane Gaol & directing their attention to Memorial to Governor General praying for mitigation of punishment [No 56/-]</p> <p>Para 2: For some years this man has been brought so frequently before them for being drunk & disorderly, using profane & obscene language, & ill-treating members of his family, they determined after some consideration to give him a long term of imprisonment by virtue of power vested in them by 2nd Clause of Act of Council 15 Vic No 4</p> <p>Para 3: State in this case do not see any extenuating circumstance that would justify them to set aside punishment inflicted upon one of the most depraved, foul-mouthed men in District</p> <p>Para 4: Enclose Memorandum of Memorials to conduct during last 12 months; from this will be seen that no Magistrate could with propriety recommend clemency to such a man</p>		
			His Ex Sir William Denison, Governor General	Philip O'Reilly	[no date]	<p><u>Enclosure No 1 Letter from Government Resident Moreton Bay, 9 June 56/269</u></p> <p>Humble Petition of Philip O'Reilly now prisoner in H M Gaol Brisbane for remission of remainder of sentence or such portion as His Excellency may seem meet:</p> <p>That Petitioner on or about 22nd day of January last, convicted of drunkenness before Magistrates at Brisbane & by them sentenced to 12 months imprisonment in Brisbane Gaol – Petitioner is tradesman (a Cooper) & is a married man having a wife & child dependent upon him for support – Petitioner has now served 4 months of such imprisonment Petitioner is well known in Brisbane & although he must plead guilty to occasional drunkenness accompanying signatures will show he has otherwise been considered respectable in his station – should remission of sentence be granted, Petitioner's future conduct will testify his appreciation of Your Excellency's clemency</p> <p>We have known Philip O'Reilly for great many years & have always, except occasionally, considered him a hardworking industrious man</p> <p>Signatories</p> <p>p 254: Jeremiah Scanlan, C Windmell, Joseph Hendle, John Markwell, Robert Cribb, John Rankin</p> <p>[p 255 lh col]: Patrick Mayne, Thomas Slaughter, John Jones, John Bunyens? C M Cameron, George Mack, S Diggles, R S Warry, T S Warry, Benjamin Cribb, James Ramsay, Peter Connell, William Strahan? H Wallace, James Perry, William Cairncross, G F Isaac, Edward Lord, Frederick E Isaac, John Williams, Michael Slavin, William Lewis, Michael O'Neil [as it is – also spelt O'Neil, O'Neill]</p> <p>James Collins, Henry Murray, James Cooke, J T Davies, John McCabe, David Peattie, George Jones, George Byrne, John Fowles, W Melville, Charles Coxen, Robert Davidson, John Grogan, Henry Chambers, Thomas Clark</p> <p>[p 255 rh col]: John Wilson, Michael Connor, James Sutherland, Joshua Jenyns, George Dickens, Patrick Peacy, Thomas Gray, Thomas Shapcott, H Bulgin, John Hill, William Wilkes, John Cameron,</p>		254 – 255

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	56/05495			Police Office, Brisbane Samuel Sneyd, Chief Constable	1856 06 04	Thomas Brett, George Salt Tucker, Donald Cameron, John Petrie, W S Sutton, M Feeney, ... Brack? Thomas Alford, Richard J Coley, John Cain? <u>Enclosure No 3 in letter from Government Resident, Moreton Bay 9 June - 56/269</u> Extract from Police Record Book relative to Phillip O'Rielly [as it is] 4 th January 1855 Drunk & using profane language – fined 10/- 8 th January 1855 Using abusive and insulting language – cautioned & dismissed- 3 rd February 1855 Using indecent language – fined £5 12 th April 1855 Drunk & disorderly – fined 40/- 15 th May 1855 Drunk & disorderly – fined 40/- 24 th August 1855 Drunk & disorderly – fined 40/- 20 th October 1855 Drunk & disorderly – fined 40/- 27 th November 1855 Drunk & disorderly – fined 40/- 22 nd January 1856 Drunk & disorderly – 12 months hard labour		256
						NOTE From p 257 & up to about p330 some “tags” recording page numbers also show the next page number or part of it – the <u>top</u> number is the number used here		
	56/07829	1856 09 29	Hon CS	Wivenhoe Joseph North, Returning Officer	1856 09 23	At top: “Returning Officer Moreton, Wide Bay etc” Letter acknowledging receipt of CS Circular No 181 of 25 th ult Also at top: “Respecting remuneration to Deputy Returning Officers” & Note in margin – “Put by”	A2.37	257
	56/07907	1856 10 01	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master “C C”	1856 10 01 1856 10 01~ 1856 10 02	At top: “Port Master” Acknowledging receipt of CS letter 1 st inst No 156 [Margin: 56/07827] enclosing Schedule & Tenders [not filmed here] for Boats for Lightship at Moreton Bay [No 56/124]: as there does not appear to be an authority for purchase of Apparatus for lowering boat recommended by Surveyors, requests Colonial Secretary's sanction to it as Captain McBeath will not let them have it without paying £3 having cost £5 in England from Patentee & Notes in margin Immediate Approved Port Master	A2.37	258 – 259
	56/07827	1856 09 29	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master “W E”	1856 09 27 1856 09 29	At top: “Port Master” Letter informing Auditor General has not signed recommendations for Boats for Light Ship intended for Moreton Bay, encloses accompanying Schedule of Tenders for the same [not filmed here] & recommends purchase of Captain McBeath's Boat [as it is – see also McBeath] having been strongly recommended by Messrs Shaw & Crook, Assistant Harbour Masters in their report attached to his offer [No 56/120] Para 2: Should we not be able to purchase a cheaper boat than the one tendered to be built by Mr Holdsworth from one of the ships arriving from England, in order to prevent delay he will forward Boat from Department which he will endeavour to dispense with until proper Boat can be obtained & Notes in margin Auditor General – blank cover – noted	A2.37	260 – 261

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	56/07897			Sydney W S Deloitte, Surveyor for New South Wales Marine Assurance Company James Malcolm, Surveyor for Sydney Marine Assurance Office	1856 09 22	condition with exception of a few [space here] up to Light Water Mark from thence to Upper Strake the metal much rubbed & worn & sheathing 5/8 pine being removed seams were very slack & open arising in our opinion from long exposure to weather. And we recommend 3 Upper Courses to be carefully caulked & sheathed with light Copper over 5/8 pine & chunam as before - 3 slack treenails to be drifted or bored out & replaced with new ones - reserve our opinion on state of Starboard Side until hove out & decks when upright Port of Sydney, New South Wales <u>The Moreton Bay Light Ship</u> In reference to our previous report upon this Vessel: We further certify that our recommendations therein contained have been fully carried out on both sides with good material & workmanship under occasional inspection. We also found Rudder defective & recommended substantial & effective repair which has been done. Deck in places worn through to 7/8 of an inch has been repaired by sheathing over chunam where required - are of opinion that bottom Decks & Rudder now in efficient state for purpose required Given under our hands at Sydney this 22 nd day of September 1856		268
	56/07768				1856 09 31	Notes The Boat, & Requisition for Colonial Storekeepers Department for Moreton Bay Light Ship Tender for Boat is with Auditor General who will send it to See letter herewith just received	A2.37	269 – 270
	56/07768	1856 10 02	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master	1856 09 30	At top: "Port Master" "Register" Letter stating works necessary to be performed after sighting Vessel's bottom completed by Messrs Healy, Harpur & Drake [as it is – see also Messrs Hely Drake & Harpur] under supervision of Messrs Deloitte & Malcolm Marine Surveyors (ref CS letter of 25 th inst No 155 & enclosures): after articles for which he has forwarded requisition are provided [Margin: No requisition here - <i>very faint</i>] which need not admit of a day's delay, she will be ready to proceed to her destination [No 56/122] Para 2: Unfortunate usual rules were departed from in accepting Messrs Healy, Harpur and Drake's Tender as they did not comply with tenor of Notice & did not bind themselves to any specific time for performance of work, & were not bound to do so when their tender was accepted [Margin at para 2: This seems to require explanation – usual course was followed [<i>very faint</i>] & Notes in margin See 56/07729 Colonial Storekeeper		271 – 272
					1856 10 01	No 7 <u>Two Tenders for Work for the Light Ship for Moreton Bay</u> Lowest is from Messrs Heley Drake & Harper [see also Hely Drake & Harper] – they did not at first name Sureties but have since done so In meantime Port Master has sent in letter from Mr Cuthbert who was the other tenderer, reducing his offer in consequence of specification of the work requiring less than what was shown in the one which he prepared his offer on - See 56/05643	A2.37	273 – 275

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	56/05643	1856 06 25	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master	1856 07 05 1856 07 05~ 1856 06 25	Under these circumstances Tenders should perhaps be declined & new offers called for Thinks management of this matter indicates a grievous want of arrangement in Port Master's Department. This appears to be something <u>very irregular indeed</u> in a specification of work to be done being <u>exhibited</u> to any intending Contractor & deferring from another Item? in the same Office to another intending Contractor – let this be submitted to Cabinet Monday No 12 Letter referring to Tenders for repairs to Light Ship for Moreton Bay submitted for your approval 23 rd inst: encloses letter received from Mr Cuthbert which will materially alter his Tender [No 56/82] Para 2: Also encloses original specification & that altered "by me" to show how mistake arose [Margin: Both to be returned] & Notes in margin It may be necessary to enquire which specification was seen by Messrs Heley, Drake & Harper [as it is] - Port Master – blank cover – to be returned Noted Messrs Heley Drake & Harper sent specification upon which they tendered - it is with Valuers? Returned Colonial Secretary's Office See their Tender [Ref 56/07729]		276
				W Elyard	1856 07 02			
				"M M"	1856 07 03~ 1856 07 03~ 1856 07 03~ 1856 07 04~			
			Hon CS	Cuthbert's Wharf, Sydney John Cuthbert	1856 06 23	At top: "No 2 – 23 rd June 1856 – "W E" "M M" No 11 Letter stating agrees to perform Alterations & Repairs (agreeable to Specification) necessary to Light Ship stationed at Sow and Pigs, & intended for Port of Moreton Bay & to complete same within one month <u>from Date of this Tender being accepted for £325</u> Mr Thomas Dawson, Chronometer Maker, Georges Street [as it is] and Mr John Macnamara, Merchant, Macnamara's Wharf are willing to become Sureties for due performance of this Contract		277 – 278
	56/05643		M Moriarty, Port Master	Cuthbert's Wharf, Sydney John Cuthbert	1856 06 25	No 13 Letter informing specification for Light Ship shown him "at your Office" has been altered "at your Office" at the first part, sheathing etc having been scratched off which will make a difference of £55 in labour & material which would enable him to perform the required work for £270		279
	56/05643					No 14 <u>Specification of Shipwright's work required for the Light Ship intended for Moreton Bay</u> 1 – The topsides to be carefully trimmed and caulked 2 – The Decks to be caulked and scraped 3 – Rails and Bulwarks taken off and replaced with new material 4 – Seven Stanchions taken out and replaced with new material 5 – Combings, Hatches and Skylights to be renewed 6 – To have a new Capstan made similar to the old one 7 – To have new Cranes and Davits made similar to the old ones fitted with Blocks and falls		280 – 281

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						& [Cover sheet?] Hely, Drake & Harpur		
	56/07923	1856 10 03	Hon CS~	Attorney General's Office, Sydney James C Martin, Attorney General Alfred P Lutwyche, Solicitor General	1856 10 01	[Opinion] Appears that proceedings which have been taken in this case are irregular, & that Governor has no power under Act of Council 7 Vict No 14 to remove Patrick Philpott to Tarban Creek Lunatic Asylum [No 56/153] 2: If application had been made before Philpott's term of imprisonment had expired, think Governor would have been authorized to remove him to that Asylum under 2 nd section of Act "as a person under sentence of punishment in consequence of summary conviction by Justice of the Peace, & in respect of whom it had been duly certified he was insane" But as there is no Medical Certificate under Section 1 that he is a dangerous lunatic & as he is neither committed for trial (see 3 rd Section) nor under any legal sentence of imprisonment at present, he is entitled to be discharged from restraint of any kind 3: Probably this unfortunate person will soon give occasion for another conviction under Vagrant Act - in that case he may be removed upon proper certificate of insanity, before term of imprisonment has expired & Notes in margin Papers herewith returned Inform Captain Wickham Visiting Justice	A2.37	288 – 289
				"C C"	1856 10 03~ 1856 10 07~			
	56/07799	1856 09 29	Hon CS	H M Gaol Brisbane J C Wickham, Visiting Justice	1856 09 22	At top: "Visiting Justice of H M Gaol Brisbane" Letter informing Patrick Philpott committed to this Gaol to 1 calendar months imprisonment with hard labour by Bench at Brisbane under Vagrant Act: on several occasions during term of imprisonment he exhibited signs of being in unsound state of mind - reported to him by Gaoler, he immediately caused medical enquiry to be made into state of man's mind previous to expiration of his term of imprisonment - medical gentlemen certified to his being of unsound mind & unfit to be at large, Warrant made out for his further detention in Gaol. Forwards copy of Warrant for his committal as vagrant, also copy of Warrant authorizing his further detention together with Certificate of 2 legally qualified Medical Practitioners - requests necessary authority for his removal to Tarban Creek Lunatic Asylum – Patrick Philpott has no family or connexions in Colony & Notes in margin & at end on p 291 Immediate Law Officers – blank cover – noted 56/07923 M F Proceedings in this appear altogether irregular, application should have been made for admission of prisoner to lunatic asylum previous to expiration of his sentence under 2 nd Section of 7 Vict No 14 or on the termination thereof, under 11 th Clause. Second Warrant is informal –recites he has been "recovered" under circumstances denoting derangement of mind but does not show he was about to commit any indictable offence (Sec 1) & he has been committed as of unsound mind instead of as a dangerous lunatic. Shall opinion & advice of Law officers be asked on the case?	A2.37	290 – 291
				"C C"	1856 09 29~			
				"M F"	1856 09 29~ 1856 09 29~			

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	56/07799		Hon CS~	Attorney General's Office, Sydney James C Martin, Attorney General Alfred P Lutwyche, Solicitor General	1856 10 01	[Opinion] At top: "56/07923" Appears to us that proceedings which have been taken in this case are irregular, & that Governor has no power under Act of Council 7 Vict No 14 to remove Patrick Philpott to Tarban Creek Lunatic Asylum [No 56/153] <i>[Duplicate of document at p 288-289 – see for details]</i>		292 – 293
	56/07799			H M Gaol Brisbane K Cannan, Visiting Surgeon Hugh Bell, Surgeon	1856 09 19	[Certificate] We the undersigned Medical Practitioners hereby certify we have examined Patrick Philpott at present prisoner in H M Gaol Brisbane, Labourer - we find him to be of unsound mind & fit & proper object for reception into Lunatic Asylum - further certify in our opinion Patrick Philpott would be benefitted by treatment in such Asylum Dated H M Gaol Brisbane this 19 th September 1856 "Sworn before me this 19 th day of September 1856 – J C Wickham JP"		294
	56/07799		Chief Constable Brisbane & Keeper of Gaol at Brisbane	John F McDougall JP [SEAL]	1856 08 19	"Copy" (P.1., 11 & 12 Vic, Cap 43) <u>Warrant of Commitment on Conviction where Punishment is by Imprisonment</u> Patrick Philpott late of Brisbane, Labourer, was this day convicted before undersigned Justice of the Peace – Patrick Philpott on 18 th day of August 1856 had no visible lawful means of support & could not give account of his means of support to his satisfaction contrary to Act of Council in such made & provided - was adjudged that Patrick Philpott for his offence should be imprisoned in Gaol at Brisbane & kept in hard labour for 1 calendar month These are therefore to command Constable of Brisbane to take Patrick Philpott & safely convey him to Gaol at Brisbane & deliver him to Keeper, together with this precept, & command Keeper of the Gaol receive Patrick Philpott into custody, to imprison him & keep him to hard labour upon public roads or Works of Colony for 1 calendar month & for your so doing this shall be your sufficient Warrant Given under my hand & seal this 19 th day of August 1856 at Brisbane		295
	56/07799				1856 09 19	"Copy" <u>Samuel Sneyd, Chief Constable of Brisbane and all other Constables, and to the Keeper of the Gaol at Brisbane, and all other Gaolers</u> Patrick Philpott at present a prisoner confined in H M Gaol Brisbane, Labourer, discovered under circumstances denoting derangement of mind; & Patrick Philpott being brought before me John C Wickham, Visiting Justice did call to his assistance 2 legally qualified Medical Practitioners to wit: Kearsey Cannan & Hugh Bell of Brisbane Upon view & examination of Patrick Philpott & proof on oath by the 2 Medical Practitioners that in their opinion Patrick Philpott is of unsound mind & unfit to be at large, & I John C Wickham Visiting Justice am satisfied Patrick Philpott is of unsound mind. These are to command you Keeper of the Common Gaol at Brisbane to retain in your custody ... Patrick Philpott certified as above to be of unsound mind, & keep him in strict custody until he is discharged by order of one of the Judges of Supreme Court of New South Wales, or other proper authority or until he shall be removed to some Public Colonial Lunatic Asylum by order of His Excellency the Governor General, for the		296

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						time being, & for your so doing this shall be your sufficient Warrant "Witness my hand & seal at Brisbane this 19 th September 1856 – J C Wickham – Visiting Justice" [SEAL]		
	56/07933	1856 10 03	Hon CS	Port Master's Office, Sydney Merion Moriarty, Portmaster	1856 10 02	At top: "Port Master" Letter informing chain found on board Lightship intended for Moreton Bay has been landed on Circular Quay [ref CS letter 1 st inst No 157 – Margin: 56/07658] - intends putting it into Store at Dock Yard for present – is available for any purpose, will be found valuable in any addition made to north eastern end of Circular Wharf for mooring ships, etc [No 56/126] & Notes in margin – Read	A2.37	297 – 298
	56/07658	1856 09 25	Hon CS	Port Master's Office, Sydney Merion Moriarty, Port Master	1856 09 23	At top: "Portmaster" Letter stating in repairing Moreton Bay Lightship, large chain found on board as Ballast - as it would prove useful at various places & was worth from £40-£50, directed it be landed & reporting having done so – this necessitated procuring of old Iron Ballast - fortunately was on the spot in shape of old broken retorts which Gas Company offered at 25 shillings per ton – 12 tons were "with your sanction" obtained, now brings matter before him by letter to obtain his sanction to it [No 56/119] & Notes in margin Approved Port Master [Ref 56/07933]	A2.37	299 – 300
	56/07985	1856 10 06	Hon CS	Port Master's Office, Sydney Merion Moriarty, Port Master	1856 10 06	At top: "Port Master" Letter informing Lightship for Moreton Bay having been fully equipped for the station, instructed Superintendent to go to sea as soon as weather enabled him to do so – he has left wharf & is on his passage [No 56/127] & Notes in margin – For information - submitted	A2.37	301
	56/08024	1856 10 14	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham Government Resident	1856 10 08	At top: "Government Resident Moreton Bay" Letter informing ship "Iserbrook" from Hamburg arrived at this port on 1 st inst, having on board 104 German Immigrants reported by proper officer to be in healthy state [No 56/394] & Notes in margin Agent for Immigration – Blank cover – noted Immigration 56/4755 – 15 October 1856 Read & returned – blank cover Returned Colonial Secretary's Office - "Put by"	A2.37	302
				"W E"	1856 10 16			
				"H H B"	1856 10 16 1856 10 18~			
	56/08026	1856 10 14	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham Government Resident	1856 10 09	At top: "Government Resident Moreton Bay" Letter re use of Old Police Office Ipswich as temporary hospital (ref CS letter 24 th ult 56/07528) [No 56/398]: as applicants engaged to put building into proper repair, he did not think it necessary to report on it - at same time suggests, before fines from Ipswich & neighbouring Benches of Warwick, Drayton, Gayndah etc are allowed to be retained from Brisbane Hospital & to revert to funds of Ipswich Hospital, Police Magistrate of that town with Health Officer of this Port & medical man of Ipswich should be required to certify building does actually afford such accommodation as fits it for an institution such as required by 5 th Section of Act 17 Victoria No 6 [P S] Awaits further instructions before communicating your letter to Police Magistrate at Ipswich	A2.37	303 - 304

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				<p>"H W P"</p> <p>"W M M" - Attorney General</p>	<p>1856 10 15~ 1856 10 16~ 1856 10 21 1856 10 22~</p> <p>1856 10 22</p> <p>1856 11 12~</p> <p>1856 11 13~ 1856 11 23</p>	<p>& Notes in margin W V Seems to be a question for opinion of Crown Law Officers Blank cover Noted 56/07528 & 56/07809 See no <u>legal</u> necessity for Certificate such as Captain Wickham proposes but it seems proper that such certificate should be obtained before proposed Hospital is publicly recognized & allowed to receive fines from neighbouring Benches W V & Notes re above Copy of Attorney General's report perhaps be sent to Captain Wickham Yes - Captain Wickham</p>		
	56/07809	1856 09 29	Hon CS	<p>Brisbane Hospital, Brisbane Alexander McClosky, Secretary</p> <p>"C C"</p>	<p>1856 09 23</p> <p>1856 09 30~ 1856 10 02</p>	<p>At top: "Secretary" Letter informing instructed by this Institution to forward subjoined copy of Resolution passed by them at meeting held this day – moved by Dr F Roberts seconded by Revd W J K Piddington and carried unanimously: "That the Committee of Brisbane Hospital having heard that a Memorial has been sent to the Executive Council, praying that the Old Police Office in Ipswich may be granted as a temporary Hospital, respectfully beg to ask that they may be favoured with a copy of the Memorial before anything is done in the matter, with a view to their consideration of the same, involving as the application does in their opinion, the vital interests of this Institution by absorbing a large proportion of its present revenue without removing its responsibility to the public" & Notes in margin Inform them permission had already been given – does not appear to be any reason for making an alteration Mr McClosky [Ref 56/08026]</p>	A2.37	305 - 306
	56/07528	1856 09 20	Hon CS	<p>Government Resident's Office, Moreton Bay J C Wickham Government Resident</p> <p>"C C"</p>	<p>1856 09 15</p> <p>1856 09 22~ 1856 09 24</p> <p>1856 09 13</p>	<p>At top: "Government Resident Moreton Bay" Transmitting application received from Police Magistrate (Ipswich) together with copy of that Officer's letter requesting that use of Old Police Office Ipswich may be given to Committee of the Hospital as temporary hospital [No 56/366] & Notes in margin Approved assuming, as Captain Wickham does not report against it, that there is no objection Government Resident, Colonial Architect [Ref 56/07809]</p> <p><u>No 2 Enclosure in letter from Government Resident Moreton Bay to Hon Colonial Secretary 15 September 56/366</u> Letter reporting application having been made to him by Secretary of Ipswich Infirmary on behalf of Subscribers for permission to occupy Old Police Office as temporary hospital until such time as their projected buildings are erected, site of which they have now obtained – he has provisionally sanctioned its being made use of [No 36]</p>	A2.37	307 308 – 310

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	56/07528		Colonel Gray, Police Magistrate, Ipswich	Ipswich H V Hassell, Hon Secretary	1856 09 13	<p>Para 2: Infirmary Committee have agreed to make repairs on building at their own cost - will render it temporarily fit for purposes contemplated</p> <p>Para 3: Requests he obtain sanction to occupation of Old Police Office as temporary Infirmary as requested</p> <p>[P S] Provisional Committee requests this communication be forwarded by this steamer in order that early reply be received - already applications have been made to them for medical assistance – “C G G”</p> <p>&</p> <p>Note in margin – 56/160</p> <p><u>No 1 Enclosure in letter from Government Resident Moreton Bay 15 September 56/366</u></p> <p>Letter informing requested by Provisional Committee for Ipswich Hospital to apply to you for use of Old Court House Brisbane Street for purpose of a temporary hospital – further requested to state in event of building being granted for above named purpose Committee will put same into repair</p>		311
	56/08092	1856 10 18	Hon CS	<p>Court House, Brisbane J C Wickham, Police Magistrate for the Bench</p> <p>“W E”</p> <p>W C Mayne, Auditor General</p>	<p>1856 10 14</p> <p>1856 10 18</p> <p>1856 10 20~</p> <p>1856 10 20</p> <p>1856 10 21~</p> <p>1856 10 21~</p> <p>1856 10 23</p>	<p>At top: “Bench of Magistrates Brisbane”</p> <p>Letter re claim made by George Dickins for collecting Electoral List for County of Stanley June last - returned with remark that service should have been performed by Police & requesting them to explain why claim is made so authority for payment may be obtained [No 56/230]</p> <p>Para 2: Great portion of Electoral List was completed by Police but found it necessary to appoint person to collect List in County - Police performing other duties & could not have had List completed in time prescribed by law</p> <p>Also at top: “Respecting claim £15 by George Dickins for collecting Electoral List (Stanley)”</p> <p>&</p> <p>Notes in margin</p> <p>Auditor General – blank cover</p> <p>Noted</p> <p>Stamp: AUDIT OFFICE – NEW SOUTH WALES / No 850-OC*20</p> <p>Explanation appears to be sufficient – amount has been placed in Warrant – blank cover</p> <p>Returned Colonial Secretary’s Office</p> <p>Inform</p> <p>Bench Brisbane</p>	A2.37	312 - 313
	56/08097			<p>Audit Office W C Mayne, Auditor General</p> <p>“H W P”</p>	<p>1856 10 22</p> <p>1856 11 07</p> <p>1856 11 08~</p> <p>1856 11 11</p>	<p>[Memo]</p> <p>Claim of Lieut Irving referred to in his letter of 7th October to Hon Colonial Secretary is to extent of £48-7-0 enumerated in list of claims against F Walker late Commandant Native Police Force: notwithstanding that Lieut Irving’s receipt for amount has been received at this Office in adjustment of Mr Walker’s advances, appears little reason to doubt Lieut Irving’s assertion that he has not received the money – until decision of Parliament is obtained on whole case of Mr Walker no further steps can be taken towards liquidation of Mr Irving’s claim – decision will be applied for as soon as this Office is in condition to do so</p> <p>&</p> <p>Notes re above</p> <p>Mr Irving may be informed in terms of this report</p> <p>Lieut Irving</p>	A2.37	314 – 315

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	56/08097	1856 10 13	Hon CS	Tiaroo [as it is – Tiaro?] Wide Bay S J C Irving, Sub-Lieutenant Native Police	1856 10 07	At top: "Sub-Lieutenant Irving, Native Police" Letter re claim £48-10-0 [as it is] being temporary increase of pay as Senior Sub-Lieutenant of Native Police for period 6 th April to 30 th September 1853 still unpaid to him (ref "my letter dated Maryborough 14 th June 1856") In his previous letter dated "Yabber 26 th March 1856" mentioned several circumstances attending this claim, as also his having written to Colonial Treasurer 5 th February 1856 & previously to Auditor General 28 th December 1854 without any satisfactory result – queries whether there is any probability of his ever receiving this sum, voted by Legislative Assembly in 1853 & for which he has already signed necessary Abstract according to usual form then adopted by Officers in Native Police Force & Notes in margin 56/05512 - S J C Irving 14 June respecting arrears of pay due to him – Auditor 3 July & not returned 20/4/1857 [as it is] Auditor General – blank cover – to be returned Noted Stamp: AUDIT OFFICE – NEW SOUTH WALES / No 849-OC*20 Mr Barlow to report		316 – 317
	56/08147	1856 10 15	Hon CS	Sheriff's Office, Sydney John O'Neill Brenan, Sheriff	1856 10 14	At top: "Sheriff" Letter informing has appointed 1 st August last Mrs Ellen Bergan to be Matron of Gaol at Brisbane Moreton Bay subject to Governor General's approval [No 56/85] & Notes in margin Executive Council – blank cover Noted <u>Executive</u> 56/778 – 20 th October 1856 Council advise that this appointment be confirmed – No 56/775 Entd "W C U"? Approved Returned Colonial Secretary's Office Auditor General, Sheriff	A2.37	318
	56/06332	1856 07 24	Hon CS	Sheriff's Office, Sydney John O'Neill Brenan, Sheriff	1856 07 23	At top: "Sheriff" Letter informing has nominated & appointed William Bergan to be Gaoler at Brisbane Moreton Bay in room of Martin Feeney resigned, subject to Governor General's approval [No 56/69] & Notes in margin By 4 th Vic No 29 Sec 3, appointment of Gaoler vested in Sheriff subject to approval of Governor General but under Constitution Act it is presumed this nomination must be submitted to Executive Council Governor General & Executive Council Entd "W T B"? Blank Cover – noted <i>Above notes written over these margin notes [some too faint to read]:</i> 56/05947 Sheriff – Forwarding Gaoler's & Matron's resignation 9 July Papers about appointment of Under Sheriff & Clerk in the Sheriff's Office also appointment of Mr Beverley	A2.37	319 – 321

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				Michael Fitzpatrick, Clerk of the Council "W D"	1856 07 31~ 1856 08 21 1856 08 22 1856 08 22~ 1856 08 23	Papers re appointment of Under Sheriff submitted with 56/06420 Mr Phelan's promotion - papers relating to Mr Beverly's appointment herewith [also spelt Beverley] & Notes re above [p 320-321] <u>Executive</u> 56/617 – 14 th August 1856 Council advise that this appointment is confirmed – No 56/616 Approved Returned Colonial Secretary's Office - Immediate Auditor, Sheriff [Ref 56/08147]		
	56/06399	1856 07 28	Hon CS	H M Gaol Brisbane R R Mackenzie, Visiting Justice	1856 07 16	At top: "Visiting Justice" Letter informing Mr Feeney, Gaoler died this morning at 6 o'clock A.M. & Note re above – See 56/06332	A2.37	322
	56/08203			Treasury Henry Lane, Secretary	1856 10 25~	[Memo] At top: "Stamp: TREASURY-NEW SOUTH WALES / No A/22-OC*25-1856 Provision made in Estimates 1857 for following salaries, viz Customs: Landing waiter - £325 Tide surveyor - £275 Clerk of Petty Sessions - £225 and allowance as Clerk of Water Police - £50 Immigration Agent - £275 Clerk to Government Resident - £200 Road Surveyors 4 each - £500 & Notes re above These are too late Mr Buckley informed Returned Colonial Secretary's Office "Put By"	A2.37	323
	56/08203			"A D"?	1856 10 25~ 1856 10 27 1856 10 29~			
				"H L"	1856 10 28~	Note - Return to Under Secretary – blank cover		324
				W Elyard	1856 10 24	[Memo] Mr Buckley of Brisbane makes following suggestions, viz That salaries of following Officers at Moreton Bay be not reduced for 1857 but fixed as follows being at their present rates: Mr Sheridan - Tide Surveyor - £300 a year & dwelling & that he be allowed compensation at rate of £50 a year for Rent for last 3 years Mr Thornton – Landing Surveyor - £350 Mr Brown – Clerk of Petty Sessions - £250 Immigration Agent - £350 That Mr Roberts Road Surveyor be allowed £250 to cover his travelling expenses That £200 a year is sufficient for Clerk to Government Resident & Notes re above Can you state sums in Estimates for these salaries for 1857 – blank cover – noted – "Immediate"		325 – 327

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	56/08203	1856 10 20	Hon H W Parker Colonial Secretary	Victoria Mills, Sydney Henry Buckley	1856 10 00~	<p>At top: "Henry Buckley"</p> <p>Letter re preparation of Estimates for consideration of House when it reassembles: seeks his favourable consideration of salaries of some public officers connected with Moreton Bay District –</p> <p>First is R B Sheridan now Tide Surveyor at above named Port, for many years connected with Customs Department Sydney - was removed to Moreton Bay in consequence of Mr Thornton having obtained leave of absence for 2 years – will refer to him before closing this letter</p> <p>On Mr Thornton's return from England to discharge his duties as Landing Waiter at Brisbane, Mr Sheridan (who also performed that duty during that gentleman's absence) proceeded to Sydney to resume his duties - authorities at Moreton Bay both Government Resident & Sub Collector of Customs having pointed out to Governor General necessity of having Tide Surveyor, & reasons alleged for new appointment appearing satisfactory to Sir Charles FitzRoy, Mr Sheridan was immediately appointed & returned to Brisbane - was agreed either by His Excellency or some other official on his behalf that Mr Sheridan was to receive salary £300 per annum, being £50 less than salary he was then receiving, but this reduction to be compensated for by erection of suitable dwelling at mouth of Brisbane River - site was long ago selected on which the habitation was to be built, up to present time this gentleman is not only without a House, but compelled to pay rent for his present residence thus reducing his salary £50 a year more. In order that justice may be done to Mr Sheridan whose services as a public officer have been most valuable, & to which present Collector of Customs Colonel Gibbes can bear testimony, trusts he will fix his salary at £300 per annum & something in shape of compensation for 3 years rent he has been compelled to pay, in consequence of non-fulfilment on part of Government of those conditions above referred to</p> <p>Observes £1500 placed on Estimates by late Administration for station at entrance of Brisbane River but even supposing this sum be sanctioned by Assembly, work will require time for completion</p> <p>Late Administration put Mr Sheridan's salary at £225 being £75 less than he at present receives – duties he performs are so varied & extensive to give them in detail would be tedious but he is out at all hours of night & day in open boat, between Town of Brisbane & the Bay, reporting arrival of vessels, conveying mails to Town & also to prevent smuggling</p> <p>Next Officer to which he refers is Mr Thornton for many years connected with Customs at Moreton Bay & whose salary was fixed at £350 a year, same as that paid to 2nd Landing Waiter in Sydney. This gentleman's salary has been cut down to £320 which after service of 10 years appears most unreasonable - trusts that at least salary of that officer will not be less than £350 per annum - quite clear duties of his office are increasing, is only an act of justice in this instance not to reduce Mr Thornton's present salary</p> <p>Further solicits his attention to long & efficient services of Mr W A Brown Clerk of Petty Sessions Brisbane, whose salary he observes has been cut down to £200 a year – duties of this office are most arduous & responsible - confident any Magistrate in District whether paid or unpaid would bear testimony to efficient manner in which that officer has discharged his duty for so many years – trusts ample justice will be done in this case</p> <p>Salary of Immigration Agent Brisbane again whose duties are of an onerous character has been reduced to miserable amount, & although</p>		328 – 329

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			Hon Henry Watson Parker	Henry Buckley, Sydney	1856 10 24	<p>quarters are provided at Immigrants Barracks, yet this gentleman has had a certain amount deducted in shape of rent for the house he occupies, nearly since his first appointment, yet in the face of this, his pay has been reduced to a considerable extent in late Estimates – contends that this Officer ought to receive not less than £350 a year, & a house free</p> <p>May mention on other side of question, can see no reason whatever why Clerk of Government Resident Brisbane should receive more than £200 a year being a new office & duties not very arduous – apologises for length of his communication</p> <p>Letter referring to his former communication re salaries of public officers in Moreton Bay District before Estimates are finally closed for 1857 & calling attention to position of Road Surveyor Francis E Roberts: although his salary is fixed £500 per annum, from nature of his duties he is compelled to travel from one public undertaking to another, having gangs of men employed in difficult localities entailing upon him necessity of expending £250 per annum in discharge of his official duties. Matter has been brought under notice of Northern Members who in common with himself are of opinion Mr Roberts is entitled to allowance for travelling expenses as actual salary £250 a year is not sufficient for gentleman of Mr Roberts' qualifications - by profession a Civil Engineer who has proved himself well qualified to occupy his present post</p> <p>& Note in margin - Immediate</p>		330
	56/08246	1856 10 28	Hon CS	Sheriff's Office, Sydney John O'Neill Brenan	1856 10 27	<p>At top: "Sheriff"</p> <p>Forwarding letter from Visiting Justice Brisbane Gaol dated 17th inst [not filmed here] re salary due to Chaplain of Gaol for Quarter ending 31st December 1855 & requests authority for its payment [No 56/ - as it is]</p> <p>& Notes in margin W V</p> <p>These appointments are usually made on recommendation of Bishop but no communication received from His Lordship respecting appointment of Revd Mr Yeatman to be Chaplain of Gaol at Brisbane "Entd W C U"?</p> <p>& Notes re above Salary may perhaps be authorised & Bishop informed</p> <p>Bishop of Sydney, Auditor General, Sheriff</p>	A2.37	331 - 332
	56/08324	1856 10 30	Hon CS	Attorney General's Office, Sydney W M Manning, Attorney General	1856 10 28	<p>At top: "Attorney General"</p> <p>Letter enclosing draft of Bill "To provide for the better administration of Justice in the District of Moreton Bay" [not filmed here] [No 56/169]</p> <p>& Notes in margin Note & return – noted Bill introduced into Legislative Assembly by Attorney General 30 October 1856 – See Act 20 Vict No 25</p>	A2.37	333
	56/08327	1856 10 27	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 10 17	<p>At top: "Government Resident Moreton Bay"</p> <p>Letter informing ship "Lady Macdonald" arrived at this Port 14th inst with 284 Government Immigrants, reported by proper Officer to be in a healthy state [No 56/413]</p>	A2.37	334

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					1856 10 28 1856 10 29~	& Notes in margin Immigration Agent – blank cover Noted <u>Immigration</u> 56/4998 – 29 October 1856		
				"H H B"	1856 10 30 1856 10 31~ 1856 11 01~	Read and returned - blank cover Noted Returned Colonial Secretary's Office - "Put by"		
	56/08365	1856 11 01	Hon CS	Brisbane Hospital W A Duncan, Treasurer	1856 10 27	At top: "Treasurer Brisbane Hospital" Letter informing requested by Committee of this Institution to draw attention of Government to fact that fines payable by Clerk of Petty Sessions Drayton to this Hospital have been detained by that Officer for last 2 Quarters – has written twice to Mr Ravenscroft without effect & Notes in margin Magistrates Drayton to be requested to call on Mr Ravenscroft for an explanation	A2.37	335
				"H W P"	1856 11 01~ 1856 11 03~ 1856 11 04	Bench Drayton		
	56/08375	1856 11 01	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 10 28	At top: "Government Resident Moreton Bay" Forwarding copy of letter received from Harbour Master of this Port respecting prospective reduction of wages of Boats Crews in his Department: considering extreme difficulty they experience sometimes in obtaining provisions at all, & at such times impossibility of getting them uninjured by salt-water; also frightful consequences that might ensue to life & property by any inefficient discharge of onerous duties devolving upon Department - recommends every reasonable encouragement be given to those men to continue in energetic & faithful discharge of those duties [No 56/424] & Notes in margin For reference to Colonial Treasurer Blank copy – noted Stamp: TREASURY-NEW SOUTH WALES / A-No 34-NO*4/1856~ Rates of wages <u>voted</u> for Boatmen in 1856 are £4 a month & 2/9 per diem each (equal £98-3-9 per annum) – rate proposed for each in 1857 is £96 per annum being a reduction in the year of £2-3-9 - blank cover A/34	A2.37	336 – 337
				"H W P"	1856 11 01~ 1856 11 03~	Returned Colonial Secretary's Office & Notes re above Copy of report from Treasury may perhaps be sent to Government Resident with intimation that reduction proposed does not appear to be such as should occasion any difficulty in obtaining efficient Boatmen		
				Henry Lane, Secretary	1856 11 04	Government Resident		
				"H W P"	1856 11 05~ 1856 11 10~			
				"H W P"	1856 11 11~ 1856 11 13			
	56/08375		Capt Wickham R N, Government Wickham	Harbour Master's Office, Brisbane W H Geary, Harbour Master	1856 10 24	<u>Enclosure in letter from Government Resident Moreton Bay to Hon Colonial Secretary 28 October 1856 / 424</u> Letter bringing to notice following circumstances for information of Government [No 56/57] Para 2: Boatmen of this Department have seen in public papers Estimates		338 – 340

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						<p>for 1857 & observed contemplated reduction of 25% in their wages Para 3: They say impossible for them to remain in Department if such measure be carried out, reason given is provisions & everything they require are as dear now as in July 1853 when their wages were increased, & that Boats Crews in Sydney receive 3/3 extra while they get 2/9 – also declare their work infinitely more arduous & dangerous than in Port Jackson – brought circumstance under notice of Head of Department & his answer was no additional allowance could be made to crews in Moreton Bay as they had advantages not enjoyed by crews in Sydney Para 4: Men respectfully ask what are these advantages & how such a dreary & desolate spot as Moreton Island can be compared with Port Jackson - that notwithstanding difficulty & expense in waste & their provisions frequently wet with salt water in getting them on shore at Island, everything is full 25% dearer in Brisbane than in Sydney Para 5: Need scarcely observe how very much Port would be affected if they all determined to leave – some have been in service for 5 years & have become excellent Pilots as well as trustworthy men Para 6: If it could be accomplished, to give authority to river coxswains, Pilots & man in charge of Buoy Boat to act as Pilots in cases of necessity, it would be of much more service to Port than appointment of River Pilot & much less expense Para 7: Allowance of 10 pence per day for their exertions would insure good & faithful service in this wide, extensive Bay & prevent necessity of any delay or disappointment to ships bound to sea, which has unavoidably occurred in this Port</p>		
	56/08424	1856 11 05	Hon CS	Office of Inspector General of Police, Sydney John McLerie, Inspector General of Police "H W P"	1856 11 04 1856 11 21~	<p>At top: "Inspector General of Police" Returning letter from Henry Buckley MP drawing attention to necessity of providing efficient Force to resist attacks of aborigines in certain parts of Moreton Bay District, forwarded to him under CS blank cover Minute of 30th ult [No 56/198]: states present strength of Native Police & urgent requirements of localities to which its services are strictly applicable do not admit of detaching any portion of it to Moreton Bay District & Notes in margin Read Letter to Mr Buckley of 30th October 56</p>	A2.37	341 – 342
	56/08205	1856 10 20	Henry Watson Parker, Premier	Victoria Mills, Sydney Henry Buckley	1856 10 17	<p>At top: "Henry Buckley" "56/4744" Letter re necessity of providing some efficient Force to resist fearful attacks & prevent frightful ravages made lately by aborigines in neighbourhood of Brisbane Moreton Bay: several Stations have been sacked & proprietors narrowly escaped with their lives - in one instance one unfortunate man known to himself, who for years has been toiling to obtain a competence has lost his all, being attacked by upwards of 400 natives at one time, his whole herd of cattle dispersed & speared, had some difficulty in preventing his own life from being sacrificed From what he can learn, if some effort is not made on part of authorities, residents in neighbourhood of Pine Rivers will at once take law into their own hands, determined not to allow their property to be sacrificed with impunity - should this be the case, is confident a great deal of blood will be shed. If prompt steps taken by authorities this will be prevented, any one armed with power of Crown will be much more likely to chastise them with impartiality than if enraged & injured body of men went in pursuit, who</p>	A2.37	343 – 344

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					1856 10 20~	would be sure to slaughter these merciless savages indiscriminately & Notes in margin Papers with 56/07534 Government Resident Moreton Bay respecting protection of property at Sandgate as suggested by Mr Buckley – Ex Council 1 October [see A2.48, p 32] &		
				"H W P"	1856 10 27~	Notes re above Write to Mr Buckley in terms of letter to Government Resident vide Inspector-General, Government Resident		
				"W E"	1856 10 30 1856 10 30	H Buckley Inspector General of Police – blank cover – noted – to be returned [Ref 56/08424]		
				"F W"? "T W"?	1856 11 01~	Notes re above Copy of letter to Mr Buckley herewith – Government Resident was not written to		345
						PAPERS RELATING TO EXTENSION OF TOWNS POLICE ACT TO TOWNSHIP OF GAYNDAH p 346-449		
	56/08477			"H W P"	1856 11 22~ 1856 11 23~	Note Let me have correspondence relating to suggested proclamation of Towns Police Act to Gayndah Returned herewith - nothing since	A2.37	346
	56/08477			"H W P"	1857 01 21~ 1857 01 21~ 1857 01 22~	Note Let me have Papers referred to in Mr Forster's Question for this day Herewith Returned – "Put by"		347
	56/08477	1856 11 08	Hon CS	Crown Lands Office, Sydney George Barney Chief Commissioner of Crown Lands	1856 11 05	At top: "Chief Commissioner of Crown Lands" Transmitting letter from Commissioner Halloran [Margin: dated 29 th October 1856] "in reply to my letter of 11 th ult" requesting copy of CS letter to him [Margin: dated 11 th February 1856] with respect to attendance of Magistrates at Gayndah Bench [No 56/11372] & Notes in margin Immediate "M A"?		348 – 349
	56/08477		Chief Commissioner of Crown Lands, Sydney	Commissioner's Office, Tinana Arthur E Halloran Commissioner of Crown Lands "Nov 3 – G B"	1856 11 11~ 1856 11 11~ 1856 11 11~ 1856 11 12~ 1856 10 29~	"M A"? This is not now required – Return to the Order having been laid on the table of Assembly Inform Colonel Barney "O M" At top: "Commissioner Halloran" Acknowledging receipt of your letter 11 th inst No 56/10417 only this day received, requesting "I will immediately furnish you with copy of letter from Colonial Secretary's Office of 11 th February last in reply to my letter of 17 th January 1856 No 5 respecting letter from W H Walsh commenting upon non-attendance of Magistrates at Gayndah Bench": in reply informs he received letter in question whilst in Gayndah, does not see it amongst letters in his office – presumes he must have left it in Police Office at that place – has written to Colonial Secretary's Office for duplicate of letter		350 – 351

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					1856 10 31~ 1856 11 04~ 1856 11 05	which shall be handed over to you immediately on its receipt [Margin: I do not find such application registered – 10 November] - has also written to Chief Constable Gayndah to search for letter in Police Office & if found to forward it under cover to your Office [No 56/110] Also at top: "Stamp: SURVEYOR GENERAL'S OFFICE-NEW SOUTH WALES / 11372-3 NOV 1856" [very faint] & Notes in margin Submitted And returned to records – not with me Colonial Secretary & Notes at end 56/00878 with papers herewith Sent by Executive Council		
					1856 11 11~ 1857 02 14	[Cover] <u>Per Steamer</u> O H M S / The Chief Commissioner / of Crown Lands / Sydney Crown Lands Office, Tinana 29 th October 1856 postmarked: SYDNEY-NEW SOUTH WALES / A-NO*3-1856 Postage stamp affixed: QUEEN'S HEAD / NEW SOUTH WALES / POSTAGE - TWO PENCE		352
				"H W P"	1856 11 05 1856 11 06	Notes At top: "L A 56/21" Mr Buckley renews his enquiry re Address moved by him about Gayndah Herewith		353
				"H W P"	1856 10 31	Notes At top: "L A 56/21" Address for Papers respecting Gayndah Mr Buckley enquires when this is likely to be complied with Waiting for letter to Mr Halloran		354
			Hon CS	Legislative Assembly Offices, Sydney R O'Connor, Clerk of Legislative Assembly	1856 08 20 1856 08 27~ 1856 11 06	[PRINTED ORDER] At top: "L A 56/21 – 20 th August 1856" <u>Legislative Assembly</u> <u>ORDER FOR PAPERS</u> Letter requesting attention to an <u>Order</u> made this day by the Legislative Assembly (Votes No 20 Entry 7) for the undermentioned Papers: (Mr Buckley) Copies of all correspondence between Government & Arthur E Halloran Commissioner of Crown Lands in District of Wide Bay & Burnett River, the subject of proposed application of Towns Police Act to Town of Gayndah in the District; also of all correspondence between Government & certain Magistrates of said District, on same subject [No 21] & Notes in margin M F Presented [Ref 56/08477] "A P C"		355

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						<p>At top: "For approval – M F – 21 August" <u>Extension of Towns Police Act to Gayndah</u> 1. Bench Gayndah applying for extension of Towns Police Act to that township – 11th April 1855 [see 55/04169 – p 448] 2. Colonial Secretary to Inspector General of Police for report – 10th May 3. Inspector General of Police's report - 11th May [See 55/04593 – p 446] 4. Colonial Secretary to Bench in reply – 19th May 5. Commissioner Halloran to Colonial Secretary reporting against the extension of the Act to Gayndah – 11th June 1855 [See 55/07455 – p 443] 6. Colonial Secretary to Bench – 13th July 7. Bench Gayndah renewing their application – 10th September [see 55/10238 – p 441] 8. Colonial Secretary reply – 3rd October 9. Bench further on the subject – 20th October 10. Colonial Secretary to Bench enquiring number of Houses – 26th November 11. Bench's report – 15th December [see 56/00084 – p 418] 12. Memorial of Inhabitants & Householdors Gayndah against extension of Act – 23rd November 1855 [See 55/12297, p 436] 13. Mr Sidney to Colonial Secretary to same effect [See 56/00462 – p 421] 14. Colonial Secretary to Bench in reply 1st February 1856 15. Colonial Secretary to Mr Sidney – 1st February 16. Colonial Secretary to Memorialists 1st February 17. Commissioner Halloran's further report – 18th January [See 55 /00864 – p 423] 18. Colonial Secretary's reply – 7th February 19. Mr Galbraith's to Colonial Secretary relative to refusal of Gayndah Magistrates to act – 1st January 1856 [See 55/00064, p 409] 20. Colonial Secretary in reply – 31st January 21. Mr Walsh on same subject – 3rd December 1855 [See 55/12605, p 412] 22. Commissioner Halloran reporting on Mr Walsh's letter – 17th January 1856 [See 56/00878 – p403] 24. [as it is] Colonial Secretary in reply – 11th February 25. Bench Gayndah submitting names of persons for appointment as Magistrates – 14th January [Margin: <u>names</u> not to be given? "M F"] [See 56/01192, p 400] 26. Messrs Reid, Brown, Humphreys and Herbert [Magistrates Gayndah] resigning their Commissions – 26th February 1856 [See 56/03010, p 396] 27. Mr Brown respecting his resignation as Magistrate – 20th June [See 56/05956, p 395] 28. Colonial Secretary in reply – 12th July At end: 21 August – shall statement submitted by Mr Halloran be added – "M F" [See 56/06919, p 374-378]</p>		356 – 358
				Daniel Cooper, Speaker		<p>[PRINTED] No 74 PROOF [only marked section noted here] <u>VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY</u> <u>TUESDAY, 20 JANUARY, 1857</u> [pages are out of order – p 5-6, p 4 dup, margin notes p 5: p 359-360, 361; p 1-4: p 362-365]</p>		359 – 365

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				Daniel Cooper, Speaker	1857 01 21~ 1857 01 21~	<p>• p 4-5 <u>NOTICES OF MOTION AND ORDERS OF THE DAY</u> WEDNESDAY, JANUARY 21 ORDERS OF THE DAY</p> <p>• <i>Question: -</i> 1. MR FORSTER <i>to ask</i> MR PARKER – (1) Whether any further enquiry has been instituted, or is proposed to be instituted by Government, into circumstances referred to in correspondence laid before House on Motion of Mr Buckley, which formed subject of dispute between Commissioner of Crown Lands for District of Wide Bay and Burnett, & certain Magistrates of same Districts, resident near Gayndah, & which led to resignation of four of the said Magistrates? (2) Whether it is proposed to supply the vacancies caused by such resignation & if so, how soon? [<i>spelling mistakes in original not noted</i>] (3) Whether it is intended by Government to replace gentlemen who of resigned [as it is], in Commission of the Peace & Notes in margin Papers & printed papers if received Papers herewith – it will be perceived by Votes No 39 that the Papers were presented on 1st November but were not ordered to be printed</p> <p>[PRINTED] No 39 <u>VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY</u> <i>THURSDAY, 6 NOVEMBER 1856</i> 1. The House met pursuant to adjournment, Speaker took the Chair: Paper: - Mr Parker laid upon the Table the Return to the Order made by this House, on the 20th August last, on Motion of Mr Buckley, for Papers to the extension of the Towns Police Act to Gayndah <i>[only marked section noted here]</i></p>		366 – 371
	56/06919			Surveyor General's Office George Barney, Surveyor General	1856 08 16	Note Handed to me by brother of Commissioner Halloran for the information of Colonial Secretary – L A 56/21	A2.37	372
	56/06919	1856 08 18			1856 08 18~	At top: "Chief Commissioner of Crown Lands" Forwarding a statement from Commissioner Halloran respecting the Extension of Towns Police Act to Gayndah – LA 56/21 &		373
	56/06919			Arthur E Halloran	1856 08 18~	Notes - M F – LA 56/21 <u>Statement respecting extension of Country Towns Police Act to Gayndah</u> When at Gayndah on Police business about 2 years ago, Mr H Brown, afterwards a JP, stated to me he was annoyed by neighbours pigs getting into his garden (he was afterwards prosecuted before me for shooting a pig) & asked me to have Police Act extended to township - told him could not be done, would be injurious to the place & could not be carried out. Sometime afterwards when in Commission of the Peace, he spoke to Chief Constable on subject - told by that officer it would be impossible to carry out its provisions. Notwithstanding this, matter again brought forward,		374 - 378

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			Hon CS	Police Office, Gayndah Arthur E Halloran, Commissioner of Crown Lands	1855 06 11	<p>believes by Mr Brown when I was not present - he induced 3 other Magistrates (Reid, Humphreys & Herbert) to sign letter to Colonial Secretary requesting that Act might be extended to Gayndah & its suburbs. Had no opportunity of offering an opinion, not having been consulted in matter - only became aware of application having been made on visiting Gayndah in June 1855. Considered it my duty to address Colonial Secretary on subject (Annexure No 1) - was convinced if sanctioned it would very seriously retard advancement of township & would be injurious to inhabitants. Several letters (do not have copies) were subsequently written by Magistrates to Colonial Secretary expressing their determination to hold their Commissions in abeyance & accordingly refused to act, causing serious inconvenience to public & frustrating ends of Justice. On visiting Gayndah again in January last, perused copy of letter entered in Police Office written to Colonial Secretary by Mr W H Walsh, Magistrate of Maryborough Bench on same subject to which he replied (Annexure No 2). Attributes interference on part of Mr Walsh to personal ill feeling to myself – remarks Police Act has only recently been extended to Brisbane a township containing some thousands of inhabitants - at Public meeting held lately at Penrith, town established for 50 years, it was declared unnecessary to have Police Act extended to it.</p> <p>Has been stated that I don't attend Gayndah Bench more than once in 6 months which is untrue - have attended on average once in 2 months ever since my appointment as Police Magistrate & have adjudicated in as many cases as any Magistrate attending Bench. Business of Bench is very trifling & Court is held only once a fortnight. I have never attended Gayndah Bench since my arrival in District unless written for specially by Clerk of Petty Sessions or Chief Constable when local Magistrates neglected to attend. Annexed Memorial signed by the whole of inhabitants of Gayndah & letters from 4 Magistrates will show opinion formed by me is correct. Only one of the 4 Magistrates in favour of extension of the Act to Gayndah resides in Gayndah or possesses any property in that township. This matter is not brought forward on public grounds or at instance of inhabitants but at instigation of W H Walsh from malice & ill feeling to me &</p> <p>Note in margin – L A 56/21</p> <p>At top: "Commissioner of Crown Lands & Police Magistrate for District of Wide Bay & Burnett" <u>From Mr Halloran to the Honourable the Colonial Secretary - No 1</u> <i>[Original letter with margin notes – see p 443-445]</i> Letter referring to recent correspondence re extension of Country Towns Police Act to township of Gayndah & its suburbs [No 55/65] – reports: That <u>Township</u> of Gayndah contains only 1 house which has been used as a public house but for which licence was refused at last Annual Licensing Meeting - that suburbs of Gayndah which are distant about 2½ miles from Township contain only 22 slab & bark huts, & 4 slab & shingled buildings - that streets are not formed or even marked out & that it would be impractical to carry out provisions of Act in Township or Suburbs Para 2: Was not aware that application had been made until he saw correspondence "today" & consequently he had not an earlier opportunity of offering an opinion on subject but is of opinion that in addition to impracticability of carrying out provisions of the Act, its extension to</p>		379 - 381 [2 x p 379, no p 380]

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			Hon CS	Commissioner's Office, Tinana Arthur E Halloran Police Magistrate & Commissioner of Crown Lands	1856 01 18	<p>Gayndah would seriously interfere with advancement of that township – no person would be inclined to establish himself in a place which even now holds out but few inducements, placed under restrictions of Country Towns Police Act, when he can buy land equally cheap in towns much older, larger & of more importance than Gayndah, exempt from these restrictions</p> <p>At top: "Commissioner of Crown Lands & Police Magistrate for District of Wide Bay & Burnett" <u>From Mr Halloran to the Honourable the Colonial Secretary - No 2</u> Enclosing letter from James Leith Hay JP & R P Marshall JP fully concurring in opinion "formerly expressed by me" (ref his former communication 11 June last No 55/65) that it is not desirable that Towns Police Act be extended to Gayndah [No 56/4] [<i>Original letter with margin notes see p 423-426</i>] Para 2: Forwarding copy of Petition from inhabitants of Gayndah on same subject, original of which was transmitted to you some time ago. With Petition annexes List of Houses in Gayndah [not filmed here – see p 431] prepared by Chief Constable there showing smaller number than stated by Mr Walsh, who must have included kitchens as well as houses to swell his list to number stated Para 3: Notwithstanding statements made by interested parties to contrary, Gayndah is as quiet & orderly a little place as any in Colony & this will be borne out by everyone except gentlemen who are taking so much pain to make it appear the reverse - both Mr Hay & Mr Marshall agree with him on this point Para 4: Adds that opinion offered by him formed only after mature consideration - only interest he can possibly feel in matter is well being of the District - is more likely to be correct than those giving contrary opinions - is fully aware who is the mover & what motive is in wishing Town be brought under restrictions of the Act</p>		382 – 384
			A E Halloran PM Commissioner of Crown Lands	Gayndah J Leith Hay JP	1856 01 14	<p><u>From James L Hay and R P Marshall JPs – No -</u> [<i>Original letter - see p 427-430</i>] Letter informing as one of the Magistrates frequently sitting on Gayndah Bench, has no hesitation in giving his reasons for holding opinion that it would be injudicious to proclaim Towns Police Act here Para 2: Are but few shingled buildings, generality of dwellings being roofed with bark, & from their irregularity of position, form no boundary to streets Para 3: Where inhabitants have built their dwellings, Town does not properly exist, being simply suburbs to Town of Gayndah Para 4: From youth of the place, setting aside any other argument, conceives it would be an injury to so young a community to have entailed upon them such restrictions as Towns Police Act would inflict Para 5: Therefore wholly concurs "in view you have (as principal officer of the Crown in this District) taken of the matter & approve of the substance of your report on the same" Para 6: In conclusion, states with reference to moral condition of Town of Gayndah, that from his frequent visits on passing through that Township, he can with confidence assert that, for Town so far distant in interior, he believes inhabitants to be equally as moral & well disposed as any community of similar size in Colony of New South Wales At end: "I perfectly agree with Mr J Leith Hay – R P Marshall JP"</p>		385 – 387

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			Arthur E Halloran PM Commissioner of Crown Lands	P J Pigott JP	1856 02 11	<u>From P J Pigott JP to A E Halloran</u> Letter in reply to "your application to me dated 6 th inst": intimates that after perusal of Police Act & taking view of local position & attendant circumstances, of opinion that introduction of Police Act to Gayndah is both premature & unnecessary		388
			Arthur E Halloran JP, Commissioner of Crown Lands	Boondooma Alexander R Lawson JP	1856 06 16	<u>From A Lawson JP to A E Halloran</u> Letter stating has no hesitation in giving his opinion that were Police Act in force in Gayndah it would be detrimental to interests of the place - believes it is contrary to wishes of majority of inhabitants that it should be enforced		389
			His Ex Sir W T Denison, Governor General	Gayndah	1855 11 23	<i>[This is a copy – see original at p 436–438 with margin notes – another copy at p 432-434 - have noted signatories in all copies as lists differ slightly]</i> Memorial of undersigned Inhabitants & householders of Gayndah: That Memorialists have learned only from letter that appeared in public journals, that sundry Magistrates resident in neighbourhood have applied to bring this place under provisions of Towns Police Act That Magistrates above alluded to are not, with one exception, either residents or holders of property in the place & that this application was made in a secret & underhand manner, without in any way consulting the wishes or ascertaining sentiments of Townspeople who have purchased from Government the property on which they reside That this place is altogether unfit to be placed under provisions of said Act, on account of irregular manner in which houses are built & small size of the place, consisting of only 18 houses - were Your Excellency to accede to application above referred to, utmost inconvenience would result to inhabitants & greatest injury to prosperity of the place That inhabitants tender sincere & hearty thanks to Your Excellency for having in the wise discretion declined to take step so calculated to injure them - earnestly hope Your Excellency will continue such refusal notwithstanding that gentlemen making application decline in consequence the exercise of their Magisterial functions, of which your Memorialists are quite willing to be deprived if they can have periodical visits from respected Commissioner of Crown Lands, A E Halloran, in whose intelligence, independence & impartiality they have the highest confidence Signatories Alexander Walker; Charles Smith; George Pullen; James Haskell; Frederick Norton; T Stanley Sudlow [also spelt Ludlow]; Michael Power; James Speering; William Moss; John Ward; Henry Harper; Francis Connolly; Joseph Hadling [as it is – also Hadley]; Andrew Brown; Robert Walker; Daniel Emmerson; Joseph Miller [also James Miller]; Charles Emmerson; Edward Wilkes [also Wilks]; Benjamin Hill		390 – 392
			A E Halloran Commissioner of Crown Lands	Gayndah	1855 11 29	<u>The Inhabitants of Gayndah to A E Halloran No -</u> Undersigned inhabitants of Gayndah conveying their thanks for having preserved them from annoyance & injury that would have resulted had Towns Police Act been extended to this place Looking at small population of the place, small number of houses & their irregular position, cannot conceive any simple reason for applying Act to this place, can see many to the contrary – express their confidence in his		393 - 394

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						administration of justice on Bench, wish his avocations would allow him to be more frequently amongst them for that purpose Signatories: Joseph Hadley; Henry Harper; Daniel Emmerson; R Hill; C Emmerson; M Power; George Galbraith; T W Bartand; John Eager; Robert Walker; Robert A Parker; James Miller; Andrew Brown; Alexander Walker; J M Heskell [as it is - James Haskell?]; Francis Connolly; George Pullen; James Speering; Thomas Jones; T Stanley Sudlow; Charles Smith We the undersigned residents in District cordially concur in above address: Henry Pleydell Bouverie; W T Chisholm; Thomas Rickett		
	56/05956	1856 07 08	Hon CS	Gayndah Henry H Brown "M F" "A D"?	1856 06 20~ 1856 07 09~ 1856 07 09~ 1856 07 11~ 1856 07 12	At top: "H H Brown" Letter stating 3 months since he (with other Magistrates) requested Governor General accept his resignation – has received no reply Also at top: "Further to his resignation of Commission of the Peace" & Notes in margin 56/03010, 56/03480 C C Macdonald - Necessity for appointment of fresh Magistrates with Executive Council M F Understand matter at present awaits issue of new Commission – possibly there may be no objection to issue of supersedeas Do not think supersedeas necessary as name can be omitted from new Commissions. Mr Brown may be so informed Mr Brown [Ref 56/06919]	A2.37	395
	56/03010	1856 03 27	Hon CS	Gayndah James B Reid, Henry Herbert, William Humphreys, Henry Hort Brown "W D"	1856 02 26 1856 03 27~ 1856 03 29~ 1856 03 31~	At top: "Magistrates" Letter acknowledging receipt of CS letter 1 February 1856 – request Governor General accept their resignations as Magistrates of the Territory Also at top: "Resigning Commission of the Peace" & Notes in margin 56/00084 – 56/00462 – No 111 Other papers with Executive Council Resignations accepted – let me see letter of 1 st February 1856 56/05956 Herewith – written on 56/00084 – also that of 13 th July referred to written on 55/07455 Other papers 56/01192 herewith are under consideration of Executive Council Returned to Executive Council	A2.37	396
	55/07455		The Bench, Gayndah	Colonial Secretary's Office, Sydney W Elyard	1855 07 13	"Copy" At top: "55/7455" "No 472" Letter re your application for extension of provisions of Towns Police Act to Gayndah (ref CS letter 19 th May last): directed by Governor General to inform that, for reasons assigned by Mr Halloran JP in his letter No 65 of 11 th ult, does not appear to be any necessity for extending Act to Gayndah "Entd F W? T W?"	A2.37	397
	56/00084		The Bench, Gayndah	Colonial Secretary's Office, Sydney W Elyard	1856 02 01	"Copy" At top: "56/84" "No 462" "No 111" Letter informing laid before Governor General their further letter of 15 th December last re extension of Towns Police Act to Gayndah – His Excellency sees no reason to alter decision communicated to you 13 th July	A2.37	398 – 399

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						last viz appeared to be no necessity for extending provisions of above Act to Gayndah "Entd F W? T W?"		
	56/01192	1856 02 04	Private Secretary, Government House, Sydney	Police Office, Gayndah Arthur E Halloran, Police Magistrate J Leith Hay JP, R P Marshall JP	1856 01 14	At top: "Bench" Letter informing considerable inconvenience & delay in Police business being experienced in consequence of unusual proceedings on part of several Magistrates residing in neighbourhood - submits names of 3 gentlemen [Margin: William Strathdee / Coranga – Dugald Graham/ Wigton – David Mander Jones / Bonaro [as it is – Boonara?] in District of Wide Bay & Burnett] - requests Governor General appoint them to Commission of the Peace & thus remedy evil complained of [No 55/ --] & Note at top: Colonial Secretary re correspondence on same subject & Notes in margin Papers herewith Shall they be sent to Executive Council Yes Blank cover Noted <u>Executive</u> 56/91 – 16 February 1856 [Ref 56/03010]	A2.37	400 - 401
	56/00878			"M F"	1856 10 09~ 1856 10 08~ 1856 10 31~ 1856 10 31~	Note Entry of letter to Mr Halloran of 11 February cannot be traced - as copy of it is required for Assembly accompanying letter is submitted for signature Colonel Barney Send note to ask when this is expected Mr Halloran - noted	A2.37	402
	56/00878	1856 01 29	Hon CS	Commissioner's Office, Tinana Arthur E Halloran, Commissioner of Crown Lands, Police Magistrate	1856 01 17	At top: "District of Wide Bay & Burnett / Commissioner of Crown Lands & Police Magistrate" Regarding letter addressed to Colonial Secretary on 3 rd ult & entered on records of Police Office Gayndah by William Henry Walsh, Magistrate of Maryborough Bench stating "in consequence of non-attendance of Police or other Magistrate, he had <u>that day</u> [Margin: 3 rd December 1855] been obliged to remand <u>no less than 7 cases</u> for attendance of second Magistrate" - statement erroneous, <u>one</u> case only was remanded [No 56/5] In one, complaint withdrawn & in third <u>Brown v 3 Chinamen</u> for absenting from his service, prisoners were ordered to be forwarded to Maryborough Bench to be dealt with, prosecutor residing in Wide Bay portion of their District - <u>have</u> since been dealt with by him in Maryborough <u>Remanded case he has since tried</u> [Margin: Gayndah Police Office 14 th January 1856] & as both parties reside in <u>Gayndah</u> remand was not productive of smallest inconvenience Para 2: Expresses his opinion that extraordinary proceeding on part of Magistrates residing in neighbourhood of Gayndah "holding their Commissions in abeyance" & which has led to inconvenience mentioned by W H Walsh - is mainly attributable to interference of that person with view of creating disunion between those gentlemen & himself, with whom he had always been on friendly terms. His opinion is to some extent founded on fact that a few days after receipt "of your letter" respecting enforcement of Towns Police Act at Gayndah, Mr W H Walsh who attended Court there as <u>Witness</u> , read the letter, & with degree of bad taste (considering we are		403 – 407

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						not on friendly terms) & interference with duties of Bench to which he did not belong & in a matter with which he was not concerned, which appears unseemly & improper, made a memorandum "on your letter" to effect "that you were to be written to, for my reasons for recommending that Police Act should not be enforced". Acting Clerk of Petty Sessions (Mr Bridson) subsequently informed he had spoken to Mr Humphreys & Mr Reid <u>Magistrates of Bench</u> as to sending letter as ordered by Mr W H Walsh, & they had each of them said "that if Mr Walsh wanted any information he might write for it himself – that they cared nothing about the Police Act" Para 3: Encloses Cause List of Gayndah Bench for <u>3 December 1855</u> bearing remarks & signature of W H Walsh, in order that Governor General be enabled to judge amount of credence statements of W H Walsh are entitled to; as His Excellency will perceive only <u>one case</u> instead of <u>7 cases</u> as stated by Mr Walsh was remanded, of no public or private importance Para 4: Observes in conclusion, that certain amount of inconvenience is experienced by parties coming into Gayndah from distance on Court business, but certainly not to extent asserted by Mr Walsh – will however endeavour to obviate it as much as possible by more frequent attendance at Gayndah Bench until other Magistrates can be appointed willing to assist in performing duties & Notes in margin I see nothing objectionable in Mr Walsh's letter which being more upon conduct of unpaid Magistrates than upon that of Police Magistrate Mr Halloran 56/00464~ Has this been received Yes – see 55/12605 herewith [Ref 56/01192]		
				"W D"	1856 02 01 1856 02 11 1856 02 01~ 1856 02 05~			
				Gayndah William Henry Walsh JP	1855 12 03	Police Report [Date / Names / Offences/ How disposed of] November 21st / William Humphreys vs John Carroll / Breach of Masters & Servants Act / Remanded for 8 days & attendance of ... Charge withdrawn' <i>[original details crossed out - difficult to read]</i> November 27th A Brown vs Koh La (alias Li) / Breach of Masters & Servants Act /] A Brown vs U-li / Breach of Masters & Servants Act /] A Brown vs Yep Chum / Breach of Masters & Servants Act /] Ordered to be removed to Maryboro' where Warrants for their apprehension are November 30th / Constable Persse vs Francis Connolly (S) / Refusing to "aid & assist" etc / Remanded for 8 days		408
	56/00464	1856 01 15	Hon CS	Gayndah A Galbraith	1856 01 01	At top: "A Galbraith" Letter informing "yesterday morning" arrived in Gayndah with prisoner who had absconded from service of Gordon Sandeman, was also charged with theft & obtaining goods in false pretences – Mr Walsh only Magistrate on Bench - when he applied to Mr Herbert & Dr Brown who were in town they refused to sit on Bench or adjudicate in any business until some misunderstanding between them & government should be arranged This is very hard case, left his shearing to apprehend this man - after riding nearly 300 miles & acting as common constable himself for last 10 days, when he delivered him to Chief Constable here – has to return home	A2.37	409 – 411

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						without having any satisfaction whatever, only that Mr Walsh remands prisoner for a week, at expiry of that time he is allowed to be at large If this neglect on part of Magistrates to attend Court & adjudicate in business brought before them goes on much longer we may expect our men to do just as they please & our Germans will be leaving us en masse Trusts immediate steps will be taken to rectify evil now existing here & Notes in margin See 56/00462 M F See Minute on 55/12605 Shall receipt of this be acknowledged Yes - let enquiry be made into reason of Magistrates refusing to act - should they have no better reason than that given they should be struck out of the Commission <i>and written across page 1 of letter</i> A Galbraith See 2 nd page of 55/11769 [Ref 56/00878]		
				"M F"	1856 01 16~			
				"W D"	1856 01 16~ 1856 01 23~ 1856 01 29			
					1856 01 31			
	55/12605	1855 12 18	Hon CS	Police Office, Gayndah William Henry Walsh	1855 12 03	At top: "W H Walsh JP" Letter stating he does not consider he should be doing his duty were he to leave this Court without calling attention to serious inconvenience which public has this day received & will continue to receive in consequence of non-attendance of Police or second Magistrate at this place – anticipating a scarcity of Magistrates willing to join in Court business, he attended but thus putting himself to very much inconvenience also by so doing – finds his long journey almost fruitless as far as public are concerned - has been compelled to remand no less than 7 cases for attendance of second Magistrate – need not point out how detrimental such a state will be to wellbeing of District, as well as the Town - hopes steps will be taken either by appointing Police Magistrate to attend, or inducing unpaid Justices to do their duty so Court may not continue a nullity – hitherto has not been in habit of attending this Bench regularly - he resides in Wide Bay District & Notes in margin Rec'd late 24~ This may perhaps be referred for report of Crown Commissioner of District	A2.37	412 – 413
				"M F"	1855 12 27~			
				"C D R"	1855 12 28~	Notes re above Magistrates flatly declared they will hold their Commission in the Peace in abeyance because Governor General declined to do what has been ascertained since would have been highly detrimental to interests of Township See 55/11769		414
				"W D"	1856 01 10	If Magistrates have made such a declaration their names should be struck out of the Commission – however we shall have to issue new Commissions so the matter may stand over for the present		
				"M F"	1856 01 16~ 1856 01 17~	What answer is to be given to Mr Walsh Why raise this unnecessary question? Governor General has expressly said matter is to stand over for the present		
				"M F"	1856 01 18~	If question had appeared <u>unnecessary</u> of course I would not have raised it - occurred to me that Mr Walsh should in courtesy receive some reply if only acknowledgement of receipt of letter - that was of course a wholly different		

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					1856 01 21~	thing from deciding the question raised by him, which Governor General had already directed to stand over		
	56/00084			"M F"	1856 01 24~	I see no reason to alter decision already given [Ref 56/00878] [Precis] At top: "56 – 84 – 462" Extension of Towns Police Act to Gayndah In April last application was made by Bench for extension of provisions of Police Act to Town and Suburbs of Gayndah. Bench were informed Act would be extended to Gayndah when certain contemplated amendments thereto had been made (55/04169 – 55/04593) But in consequence of letter from Commissioner Halloran to effect that he was clearly of opinion that in addition to impracticability of carrying out the Act, its extension to Gayndah would seriously interfere with advancement of Township, Bench were told that Act would not be declared operative in Gayndah (55/07455) Bench in reply stated their application was made after mature consideration & expressed surprise that Mr Halloran's opinion should carry more weight with it than theirs (55/10238) To place Governor General in position to judge of the advisability of extending Act a report has been procured from the Bench by which it appears there are only 26 Houses in <u>Suburban</u> Township (Mr Halloran mentions that in Gayndah itself there is <u>only one House</u>) Inhabitants of Gayndah have requested that Act may not be extended to it (55/122971 – as it is – see 55/12297) & Mr Sidney has represented that the [p 420] enforcement of Act in Gayndah would be highly injurious to Township (56/00462) & Notes in margin Submitted	A2.37	415 – 416, 420
				"E D T" "W D"	1856 01 29~ 1856 01 29 1856 02 01	See no reason to alter opinion before given. The extension of Police Act to Gayndah cannot take place Bench, Mr Sidney, Inhabitants [Ref 56/00878]		417
	56/00084	1856 01 02	Hon CS	Police Office, Gayndah Henry Herbert Henry Hort Brown William Humphreys James B Reid	1856 01 17~ 1856 01 24~ 1855 12 15	Precis Herewith At top: "Bench" Acknowledging receipt of CS letter 26 th November requiring report of number of houses in Suburban Township of Gayndah: late acting Magistrates of Gayndah Bench state number at present tenanted are 26 – further state their recommendation that "Country Towns Act" should extend to this Suburban Township was suggested to meet description of people resident in, & visiting it, & they still retain their expressed opinion for following reasons, viz: Moral state of Township is of so low a character that drunkenness, furious riding & driving, firing of guns & of almost daily occurrence, offal & other refuse are thrown into streets; pigs, sheep, fowls & cattle run at large through township to detriment & complaint of those who wish to cultivate land – these evils cannot be met without such an Act being in force, & tend materially to exclude respectable trades men & others from residing here &		418 - 419

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			His Ex Sir William Thomas Denison, Governor General	Gayndah	1855 11 23	<p>Thomas Haskell / Slab building with bark roof / Gayndah Henry Harper / Slab building, shingled roof / Gayndah John Connolly / Slab building with bark roof / Gayndah Hong (a native of China) / Slab building with bark roof / Gayndah William Moss / Slab building with bark roof / Gayndah James Stevens / Slab building with bark roof / Gayndah William Miller / Slab building with bark roof / Gayndah Alexander Walker / Slab building, shingled roof / Gayndah Daniel Emmerson / Slab building with bark roof / Gayndah William Henry Fry / Slab building with bark roof / Gayndah Charles Emmerson / Slab building with bark roof / Gayndah Thomas Stanley Sudlow / Slab building with bark roof / Gayndah Bartholomew Bannister / Slab building with bark roof / Gayndah Thomas Hastings / Slab building with bark roof / Gayndah James Spearing [as it is – also Speering / Slab building with bark roof / Gayndah Thomas Jones / Slab building, shingled roof / Gayndah Jacob Meade Swift / Slab building with bark roof / Gayndah</p> <p>“Copy” Memorial of undersigned Inhabitants & householders of Gayndah: That Memorialists have learned only from letter that appeared in public journals, that sundry Magistrates resident in neighbourhood have applied to bring this place under provisions of Towns Police Act <i>[see another copy p 390-392 for details; see original p 436-438 for margin notes – have noted signatories in all copies as lists differ slightly]</i> Signatories <i>[some actual signatures are here]</i> Alexander Walker; T Stanley Sudlow; Henry Harper; Daniel Emmerson; Charles Smith; Michael Power; Francis G Connolly; Charles Emmerson; G Pullen; James Speering; Joseph Hadling [also spelt Hadley, Hadly]; James Miller; James Haskell [also spelt Heskell]; William Moss; Andrew Brown; Edward Wilks - Surgeon; Frederick William Norton; John Ward; Robert Walker; Benjamin Hill</p>		432 – 434 [pages out of order]
			A E Halloran Commissioner of Crown Lands etc	Gayndah Daniel Emmerson Henry Harper Alexander Walker	1855 11 29	<p>Enclosing letter to him signed with scarcely an exception, by every householder in the place thanking him for his interference in their behalf & expressive of their confidence in his talents & impartiality P S Herewith also forward copy of Memorial forwarded to His Excellency Sir Thomas William Denison [as it is]</p>		435
	55/12297	1855 12 03	His Ex Sir William Thomas Denison, Governor General	Gayndah	1855 11 23	<p>Memorial of undersigned Inhabitants & householders of Gayndah: That Memorialists have learned only from letter that appeared in public journals, that sundry Magistrates resident in neighbourhood have applied to bring this place under provisions of Towns Police Act <i>[This is Original Memorial – see details at copy p 390-392; also copy at p 432-434; have noted signatories in all copies as lists differ slightly]</i> Signatories <i>[actual signatures here]</i> Alexander Walker; T Stanley Sudlow; Henry Harper; Daniel Emmerson; Charles Smith; Michael Power; Francis G Connolly; Charles Emmerson; G Pullen; James Speering; Joseph Hadley; James Miller; James Haskell; William Moss; Andrew Brown; Edward Wilks – Surgeon; Frederick William Norton; John Ward; Robert Walker; Benjamin Hill &</p>	A2.37	436 – 438

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				"C D R"	1855 12 04~	Notes in margin This is as it should be - shows decision of Governor General is proper one "End of year" [Ref 56/00084]		
	55/11769	1855 11 20	Hon CS	Police Office, Gayndah James B Reid Henry Herbert William Humphreys Henry Hort Brown	1855 11 20	At top: "Bench" Letter acknowledging receipt of CS letter 3 October 1855 reiterating Governor General's intention of nullifying their recommendation that Police Act be put in force in Suburban Township of Gayndah, on account of opinion of Police Magistrate that it would be unnecessary Acting Magistrates of Gayndah Bench state in consequence of implied want of confidence on part of Government in their efforts for public good, they have adopted only course open to them under circumstances viz: to hold their Commissions in abeyance until such time as either duties of Bench are shared by paid Police Magistrate, or they are satisfied that gratuitous recommendations carry due weight, as they consider their united opinion ought to receive more consideration than that of any single individual either as Police Magistrate or otherwise, more so as Gayndah Bench is seldom or ever visited by that functionary & Notes in margin Call on Magistrates to report number of houses in Township – I shall then be in position to judge of the advisability of step proposed to be taken By report of Mr Halloran Police Magistrate it would appear Gayndah would be more hurt than benefitted by applying Police Act to it in its present unformed & houseless state – Magistrates however are very angry Bench Gayndah "End of year" [Ref 55/12297]	A2.37	439 – 440
				"W D"	1855 11 21			
				"C D R"	1855 11 21			
					1855 11 26~			
	55/10238	1855 09 29	Hon CS	Police Office, Gayndah James B Reid JP J C MacKay JP Henry Herbert JP William Humphreys JP Henry Hort Brown JP	1855 09 10	At top: "Bench" Letter re CS letter 13 th July (No 472) in which, for reason mentioned therein, their recommendation that Police Act be extended to Suburban Township of Gayndah has been declined [No 55/6] Bench of Magistrates Gayndah state that recommendation contained in their letter of 11 th April 1855 was made after mature consideration & to express their surprise that opinion of Mr Halloran who being resident in Wide Bay seldom visits Gayndah Bench, should carry more weight than that of four local Magistrates who signed the recommendation & Notes in margin Magistrates are disappointed at their recommendation not being complied with but as they have not stated that there is more than one house in the Township - do not see that decision can be altered See 55/07455 herewith Read Bench [Ref 55/11769]	A2.37	441 – 442
				"C D R"	1855 09 29~			
				"W D"	1855 10 01~ 1855 10 03~			
	55/07455	1855 07 10	Hon CS	Police Office, Gayndah Arthur E Halloran, Commissioner of Crown Lands Police Magistrate	1855 06 11	At top: "District of Wide Bay & Burnett – Commissioner of Crown Lands & Police Magistrate" Letter re recent correspondence respecting extension of Country Towns Police Act to Township of Gayndah & its Suburbs [Margin: Bench of Magistrates Gayndah / 11 April 1855 No 55/2 – 55/04169; Colonial Secretary 19 May 1855 No 318 / 55/04593] [No 55/65] [For details see duplicate copy of this letter at p 379-381] & Notes in margin	A2.37	443 - 445

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	56/08493	1856 11 08	Hon CS	Attorney General's Office, Sydney W M Manning, Attorney General	1856 11 07	At top: "Attorney General" Letter in reply to CS letter of yesterday No 748 requesting copies of correspondence re Administration of Justice, regarding letters from Judges since 1 st January 1855, as to erection of Local Courts, creation of additional Judge or other measure for facilitating & economising despatch of judicial business throughout Colony [No 56/177]: regrets not in his power to furnish copies of correspondence referred to – would require staff of clerks which Department has not & Notes in margin 8117 – 8195/2 with Law Officers <i>[very faint]</i>		451 – 452
				"H W P"	1856 11 11~	Papers returned for the present – blank cover – 16 th , 21 st & 22 nd October 56 Intention of administrative arrangements of 8 th October was that each Department undertake whole of the business properly connected with it These papers are therefore returned to Law Officers on understanding that if Staff of their Department unequal to the copying, necessary temporary clerical assistance to be engaged, charged to Contingencies of Department Attorney General		
			Attorney General & Solicitor General; Under Secretary to Treasury; Under Secretary for Lands & Public Works		1856 11 11	"Draft for Approval" <u>Circular</u> Drawing your attention to Notice headed "Administrative Arrangements" dated 8 th October 1856 under which it was intended that each Department should undertake the whole of the business properly connected with it: directed to request that you will submit to the [as it is] that papers for the Parliament should be copied prepared by Department to which they belong, with understanding if staff of Department Office unequal to copying, necessary temporary assistance should be engaged & charged to Contingencies of Department 2 Instructed to invite your concurrence in adopting this rule & Notes in margin		453 – 455
					1856 11 14~ 1856 11 15	To be written as altered Attorney General & Solicitor General, Secretary to Treasury, Under Secretary for Lands [as it is]		
					1856 11 12	<u>Circular</u> Under the Notice of "Administrative Arrangements" dated 8 th October 1856, it is understood that it was intended that each Department should undertake the whole of the business properly connected with it Papers for the Parliament should therefore be copied by the Department to which they belong with the understanding that if the staff of the Department is unequal to the copying, the necessary temporary assistance should be engaged & charged to Contingencies of the Department. If this is to be the rule it should perhaps be mentioned to the Ministers for their concurrence & Notes in margin Draft for approval Approved		456 – 457
				"H W P"	1856 11 12~			

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	56/07082	1856 09 02	Hon CS	Michael Fitzpatrick, Clerk of the Council "W D" Attorney General's Office, Sydney James Martin, Attorney General "C C" "W E"	1856 09 11 1856 09 12~ 1856 09 12 1856 09 12~ 1856 09 16 1856 08 30 1856 09 03 1856 09 05 1856 09 05 1856 09 06~	<p><u>56/07082 - Employment of Mr Ellis at Brisbane Circuit</u> Council advise employment of Mr Ellis on terms stated in Attorney General's letter be sanctioned accordingly [No 56/664] & Note at end: Returned Colonial Secretary's Office & Notes in margin Approved C C Inform Auditor General with reference to former letter <i>[very faint]</i> Auditor General</p> <p>At top: "Attorney General" Letter informing has been reported to him by Criminal Crown Solicitor that he will have to proceed to Maitland with view of attending Assizes to be held there commencing 8th prox, & his Clerk will have to be in attendance during Assizes at Bathurst fixed to commence 15th of next month, on which day also Assizes at Brisbane commence [No 56/141]: has consequently become necessary to procure services of gentleman to attend latter Court on behalf of Criminal Crown Solicitor who suggested Mr Eyre G Ellis fully competent to perform duty – should be authorised to act for him during approaching Circuit at Brisbane & be paid fee of twenty guineas in addition to 40/- per diem travelling expenses upon which terms Mr Ellis has expressed willingness to act in above capacity, & he has appointed him & Note at end: Approve of the employment & Notes in margin Approved Immediate Auditor General, Attorney General Clerk of Executive Council – blank cover Noted <u>Executive</u> 56/676 – 6 September 1856</p>		465 – 466
	55/12859	1855 12 29	Hon CS	Attorney General's Office, Sydney J H Plunkett, Attorney General W M Manning, Solicitor General	1855 12 27	<p>At top: "Attorney General & Solicitor General" Letter re CS Minute on accompanying letter from their Honours the Judges [No 55/245]: report they do not think Courts can for the present be held elsewhere in Moreton Bay District than at Brisbane – agree with their Honours for year about to commence it will be sufficient to increase number of Circuit Courts from 2 to 3 Para 2: Difficulty adverted to by their Honours as to Officers & Clerks to conduct business of these Courts requires attention: consider that until further provision be made by Legislature, Criminal Crown Solicitor or his Clerk <u>must continue to attend as Solicitor for the Crown & that one of the present Judges Clerks (in such rotation as Judges may direct) should attend as Associate</u> [Margin: A] Para 3: For discharge of duties of Public Prosecutor will be necessary to give Commission to some gentleman of the Bar - they do not apprehend that it will be compatible with political position of Crown Law Officers under new Constitution to be repeatedly absent on Circuit duty &</p>	A2.37	467 – 469

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				"C D R"	1855 12 31~ 1856 01 08	Notes in margin Let steps proposed to be taken (by Law Officers) be followed up & parties mentioned be informed Criminal Crown Solicitor, Chief Justice [Ref 56/00240]		
	55/12532	1855 12 17	Hon CS	Supreme Court Alfred Stephen J N Dickinson R Therry	1855 12 17	At top: "The Judges" Letter reporting in reply to CS letter addressed to Chief Justice [Margin: M13204] that in their opinion most convenient (if not the only practicable) times for holding Moreton Bay Circuit during 1856 will be third Monday in January, May and September – know of no other town in District except Brisbane at which Circuit Court can be held until accommodation has been provided for Officer attached to a Court, for a Court Room or Hall, & for safe custody of prisoners Business arising for adjudication, if estimated by experience of past & present years in Moreton Bay District, is so small think that <u>three</u> Circuits in coming year will be sufficient for its convenient disposal – were more frequent sittings desirable, must remember no provision yet made for any <u>Officers</u> either as Prosecuting Counsel or Deputy Sheriff, or Registrar or Clerks for the Court – although there is additional <u>Judge</u> specifically appointed for District, duties of Court will still have to be performed respecting conduct of business, by same number of Officers & Clerks as at present & no more - shall be prepared to appoint Commissioner, under S.5 of recent Act, as soon as fourth Judge appointed & Notes in margin I thought this had been already settled	A2.37	470 – 473
				"C D R"	1855 12 18~	I believe so		
				"W D"	1855 12 20~	Yes		
				"M F"	1855 12 20~	Yes, as to <u>times</u> of holding but question was not before settled as to <u>the place</u> or <u>places</u> for holding the Courts		
				"C D R"	1855 12 21~	Acknowledge ... & ask Crown Law Officers as to the Crown Prosecutor, Clerks, etc in the Chief Justices letter [<i>difficult to read</i>] & Notes re above Referred for advice of Crown Law Officers Blank cover – noted – to be returned [Ref 55/12859]		
				"M F" W Elyard for the CS	1855 12 24			
				"M F"	1855 12 07~	At top: "M13204 – 8 th December 1855" <u>Additional Judges Appointment Act 19 Vict No 31</u> Steps which appear to be necessary to carry out intention of this Act are: - (1) Appointment by Governor General of additional Judge [Margin: This has been done (4)] (2) Determination by Governor & Executive Council of the Circuits for Moreton Bay District (Clause II) and (3) Appointment by Judges of Commissioner for that District to issue summonses etc (Clause V) [Margin: Refer to Judges] & Notes in margin Approved Chief Justice "End of month" [Ref 55/12532]		474 – 475
					1855 12 09~ 1855 12 14~			

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						<p>At top: "M13204" [PRINTED] NEW SOUTH WALES ANNO DECIMO NONO VICTORIAE REGINAE <i>By His Excellency SIR WILLIAM THOMAS DENISON ... Governor General ... with the advice and consent of the Legislative Council</i> No XXXI An Act for the appointment of an Additional Judge of the Supreme Court and to provide for the more effectual administration of Justice in the District of Moreton Bay, until the establishment of a separate Court therein [Assented to, 30th November, 1855] Preamble: Judicial business of Supreme Court - administration of Justice at District of Moreton Bay – present number of judges insufficient, expedient to appoint additional Judge of Supreme Court – Act lately passed to confer Constitution on New South Wales & grant Civil List to Her Majesty – provision for salary & retiring pension of fourth Judge of Supreme Court for District of Moreton Bay – not expedient to appoint Resident Judge for Moreton Bay, or to establish separate Court for District I. One additional Judge of the Supreme Court to be appointed Judge appointed by Governor by commission under Great Seal of Colony – Salary & Pension provided for Judge for Moreton Bay – to be barrister of England or Ireland or of this Colony, not less than 5 years standing – as soon as separate Court established for District, expedient that Judge reside there - Governor to appoint Judge to reside in District as Resident Judge II. Circuit Courts until Resident Judge appointed To be held at such place or places in District & at such times (not less than thrice in each year) as Governor shall appoint Powers of Judge on such Circuit In addition to powers & jurisdiction now appertaining to Circuit Courts & of Supreme Court whilst in District & of Judges thereof III. Quarter Sessions Jurisdiction Until Resident Judge at Moreton Bay or establishment of Court of Quarter Sessions of Quarter Sessions, Circuit Court Brisbane shall have for that District all jurisdiction & powers of Court of General or Quarter Sessions of the Peace – Appeals – Summary Convictions IV. Appointment not to affect number of Judges in Banco at Sydney V. Judges may appoint Commissioner for issue of Summonses, etc Until Resident Judge appointed or establishment of separate Court at District, Judges of Supreme Court or any three of them, to appoint by commission fit person residing at Brisbane or within 5 miles thereof, to be Commissioner of same Court – power to issue Writs of Summonses in actions & Writs of Capias for arrest of any defendant, Writs of Subpoena for witnesses VI. Writs to be executed by Bailiff without reference to Sheriff Writs of Capias to be directed to Sheriff or Deputy, Sheriff's Bailiff, powers & duties of Sheriff VII. Limits of District of Moreton Bay For purposes of this Act, District of Moreton Bay shall comprise Police Districts of Brisbane, Ipswich, Drayton, Warwick, Maryborough, Gayndah, Surat, Tenterfield and Tabulam, & any other Police Districts that may be established to northward of any such District</p>		476 – 477

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						<p><i>Passed the Legislative Council, this twentieth day of November 1855 – CHARLES NICHOLSON, SPEAKER WILLIAM MACPHERSON, CLERK OF THE COUNCIL In the name and on behalf of Her Majesty I assent to this Act – W DENISON, GOVERNOR GENERAL Government House, 30th November 1855</i></p> <p>Running Title [p 477]: 152 - 19th VICTORIAE, No 31 / Additional Judge's Appointment Act – 1855 Footnote at bottom of first page: <i>Published as a Supplement to the "New South Wales Government Gazette of Friday, 7th December, 1855</i></p>		
	56/01875	1856 02 28	Hon CS~	<p>Attorney General's Office, Sydney J H Plunkett, Attorney General W M Manning, Solicitor General</p> <p>"W D"</p>	<p>1856 02 26</p> <p>1856 02 29~ 1856 03 01 1856 03 05</p> <p>1856 03 10</p>	<p>At top: "Attorney General & Solicitor General" Opinion stating absolutely impossible for Criminal Crown Solicitor & his one Clerk to attend all Circuits & attend to current duties of office in Sydney during months March & September this year – latter particularly, for March will be practicable to carry on duty with aid of Clerk of the Peace [No 56/48] Para 2: For September will be more difficulty - will then be 3 Circuits requiring attendance at same time, do not think it necessary to deal with that difficulty at present & Notes in margin Papers herewith returned In reply to Minute on 56/01518 Let arrangements suggested for March be carried into effect Criminal Crown Solicitor Send copy to Clerk of the Peace for his information & guidance [<i>very faint</i>] Clerk of the Peace</p>	A2.37	478 – 479
	56/01518	1856 02 13	Hon CS	<p>Criminal Crown Solicitor's Office, Sydney J Moore Dillon, Criminal Crown Solicitor</p> <p>"W E" "W D"</p>	<p>1856 02 13</p> <p>1856 02 14~</p>	<p>At top: "Crown Solicitor for Criminal Business" Letter re 'my letter of yesterday's date No 56/4' [Margin: 56/01499] mentioning witnesses & jurymen for Court of Quarter Sessions were in attendance last month at Darlinghurst Court - no business transacted as no Chairman appointed – since then Mr Cheeke has been appointed – he could not attend at Maitland Monday last, day fixed for holding Court of Quarter Sessions there - no doubt witnesses were in attendance some came from hundreds of miles, besides jurymen summoned for that day Notice in yesterday's Government Gazette announcing Court of Quarter Sessions appointed to be held at Parramatta Monday next 18th inst - will be only formally opened, business cannot be entered on till Thursday following, 21st inst – fears repeated disappointments to witnesses will seriously affect course of Criminal Justice throughout Colony - should such occurrence take place at Circuit Court, being a Court of Gaol Delivery, many prisoners (charged too with more serious Class of offences) must be discharged from custody, while their Prosecutors will suffer inconvenience & loss attendant upon journey to Circuit Town - subject of this application will not admit of further delay - unless Clerk applied for forthwith enters upon duties, his services will be unavailing for ensuing Circuits [No 56/5] Also at top: "On subject of application for appointment for 2nd Clerk to this Office" & Notes in margin Other papers sent to Executive Council - blank cover Refer to Law Officers of the Crown with reference to their letter of 27th</p>	A2.37	480 – 483

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	56/00100	1856 01 04	Hon CS	Criminal Crown Solicitor's Office, Sydney J Moore Dillon, Criminal Crown Solicitor	1856 02 11~ 1856 02 11 1855 12 31	<p>Is anything further to be done on this or any answer to be given to Criminal Crown Solicitor (56/00100) beyond reference to reply to his former letter 55/12288</p> <p>Some alterations must be made in sittings of Courts as change made in the arrangements involved an outlay which was not mentioned when change was sanctioned See 56/01499 rec'd today <i>[very faint]</i></p> <p>At top: "Crown Solicitor for Criminal Business" Letter referring to "my letter of 7th inst" enclosing Table showing dates which it was <u>then</u> contemplated to alter sittings of Circuit Courts & pointing out impossibility of duties of this Office being carried on at <u>all</u> Circuit Courts unless additional Clerk (there being now only one) was appointed, as proposed <u>changes</u> involved necessity of 2 persons from this Office being absent from Sydney at the same time attending different Circuits; And Proclamation of <u>subsequent date</u> fixing sitting of Circuit Courts on dates proposed [No 55/5] And to "your letter of 19th inst [Margin: No 926 – 55/12288]" informing "no Clerk can be appointed" to this Office: states as Criminal Business cannot be transacted at Circuit Courts where this Office is not represented by himself or Clerk competent to act for him, very large number of persons will be unnecessarily in attendance as Crown Witnesses & Jurors at some Circuit Towns, at considerable expense to Public & to themselves, as Criminal cases cannot be tried unless necessary provision is made & Notes in margin To await return of Governor General – inform Mr Dillon Sittings of Circuit Courts ought not to have been altered – however refer to Executive Council</p> <p>"C D R" 1856 01 04 "W D" 1856 01 10</p> <p>"W E" 1856 01 11 1856 01 12~</p> <p>Blank cover Noted <u>Executive</u> 56/8 – 12 January 1856 [Ref 56/01499]</p>		491 - 493
	56/00240	1856 01 10	Hon CS	Criminal Crown Solicitor's Office, Sydney J Moore Dillon, Criminal Crown Solicitor	1856 01 09	<p>At top: "Crown Solicitor for Criminal Business" Acknowledging receipt of CS letter 8th inst [Margin: 55/12859 No 24~] informing him by direction of Governor General "with reference to difficulty as to appointment of Officers & Clerks to conduct business of Circuit Courts to be held at Moreton Bay, that Crown Law Officers considered that until further provision be made by Legislature, I or my Clerk must continue to attend as Solicitors for the Crown" [No 56/1]: refers to his letters (and enclosure) of 7th & 31st December by which he has endeavoured to point out difficulty he experienced was that neither his Clerk nor he could be in 2 places at once [Margin <i>[very faint]</i>: 56/100 – open on Register for appointment of 2nd Clerk – sent to Executive Council – 11 January; Obtain from Fitzpatrick – herewith – 23rd January] – Opinion of Crown Law Officers he was quite aware of, but it has no reference to subject of his application, further than being made in contemplation of additional Clerk being appointed to this Office, a circumstance which Attorney General informs he advised Government would become necessary on change of dates for holding Circuit Courts throughout Colony. It is so obvious that he or a Clerk must be in daily attendance in <u>this</u> Office to transact current business that he deemed it unnecessary in former communications to state</p>	A2.37	494 – 497

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					1856 01 10~ 1856 01 22~ 1856 01 23~ 1856 01 23~ 1856 01 23~ 1856 01 23~ 1856 01 24~	it; beyond this not aware that he can add any explanation as situations of respective Circuit Towns are, of course, well known to you & Notes in margin [<i>very faint in parts</i>] Is the former paper with Mr V It is not with me Immediate 56/00100 now herewith See Minute on 56/00100 enclosed – for Executive Council Yes Blank cover Noted - See 56/00100		
	55/12288	1855 12 10	Hon CS	Criminal Crown Solicitor's Office, Sydney J Moore Dillon, Criminal Crown Solicitor	1855 12 07	At top: "Crown Solicitor for Criminal Business at Sydney" Letter re contemplated changes in times for holding Circuit Courts & appointment of Third Circuit to be held at Brisbane during ensuing year: encloses Table showing times & places when & where it is proposed that one of the Judges shall sit for trial of criminal cases, & to state he cannot be accountable for the discharge of duties of Criminal Crown Solicitor at these places unless an additional Clerk is appointed to this Office At present only 1 Clerk in it, & in future "he & I must necessarily be absent from Sydney at the same time attending different Circuits" – with existence of another <u>properly qualified</u> Clerk, duties of his Office may still continue to be performed efficiently P S Must add that when he entered upon his present duties in 1839, & for several years afterwards, & before Circuit Courts were established, there were <u>two</u> Clerks attached to this Office – J M D, C C S & Notes in margin New Clerk can be appointed Criminal Crown Solicitor 56/00100 How is the additional Clerk to be paid? Auditor General – blank cover Noted Stamp: No 828 / DE-11 [<i>very faint</i>] No provision has been made on Estimates for this additional Clerk – this application comes too late in the Session – if Clerk is to be appointed expense must be brought forward on Supplementary Estimates of next Session – blank cover Returned Colonial Secretary's Office	A2.37	498 – 499, 501
	55/12288			"W D" "C D R" "W E" "J S" "C D R"	1855 12 14~ 1855 12 19 1855 12 10 1855 12 11~ 1855 12 11 1855 12 13	[TABLE] At top: "performed efficiently" 1856 <u>Criminal Sessions of the Supreme and Circuit Courts</u> Brisbane / Monday-January 21 / January Sydney / Monday-February 4 / February Maitland] Monday-March 10] Bathurst] Monday-March 17] / March Goulburn] Monday-March 24] Sydney / Monday-April 7 / April Brisbane / Monday-May 19 / May		500

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						Sydney / Monday-June 2 / June Sydney / Monday-August 4 / August Maitland] Monday - September 8] Bathurst] Monday-September 15] Brisbane] Monday-September 15] / September Goulburn] Monday-September 22] Sydney / Monday-October 6 / October Sydney / Monday-December 1 / December		
	56/08501	1856 11 11	Hon CS	Sheriff's Office, Sydney John O'Neill Brenan, Sheriff	1856 11 10	At top: "Sheriff" Forwarding letter from Gaoler Brisbane dated 31 st ult & requesting he comply with request therein [No 56/92] & Notes in margin W V Gaoler Brisbane / 31 st October 1856 - respecting Forms of Accepted Tenders for Provisions etc for Colonial Service for year ending 31 March 1857 Sheriff	A2.37	502
	56/08501		The Sheriff, Sydney	H M Gaol Brisbane William Bergan, Gaoler	1856 11 15 1856 10 31	Letter informing printed form containing names & prices of parties whose Tenders were accepted for supplying of Provisions etc for Colonial Service for year ending 31 March next, has not been forwarded from Colonial Secretary's Office – requests one of the Forms (if printed for term as above specified) to be sent to him for guidance		503
	56/08546	1856 11 14	Hon CS	Legislative Council Office, Sydney William Macpherson, Clerk Legislative Council "J B"	1856 11 13	At top: "Clerk Legislative Council" Letter informing directed by Select Committee of Legislative Council on "Shipwrecks and Disasters to Shipping" requesting he forward papers in connection with "Pearl" Buoy Boat at Moreton Bay ordered by Council on 5 th inst to be laid upon Table of the House (See Minute No 19 enclosed – not filmed here – see p 528) [No 56/15]	A2.37	504
				"H W P"	1856 11 15~ 1856 11 15~ 1856 11 00~	Notes re above Clerk of Legislative Council may perhaps be informed that these Papers are copying & will be laid on the Table of the Council on Wednesday Mr McPherson [as it is]		505
				"H W P"	1856 10 25	At top: ""Clerk of the Legislative Council" "For approval" [Minute] In reply to his letters of 13 th & 20 th inst requesting to be furnished with certain correspondence therein mentioned for use of Select Committee of the Legislative Council on Shipwrecks and Disasters to Shipping, is directed to inform him that Port Master has been desired to prepare copies of correspondence between Government Resident at Moreton Bay & Harbour Master of that Port, and himself in reference to Buoys Beacons etc at or near Harbour of Moreton Bay; but that it does not appear that the correspondence relating to purchase of the "Pearl" was moved for in the Legislative Council & Notes in margin Approved		506 – 508

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					1856 10 27~	Mr McPherson		
	56/08239	1856 10 20	Hon CS	Legislative Council Office, Sydney William Macpherson, Clerk Legislative Council	1856 10 20	At top: ""Clerk of the Legislative Council" Letter by direction of Chairman of Select Committee on "Shipwrecks and Disasters to Shipping" to refer you to his letter of 13 th inst [Margin: 56/08016] calling for correspondence between Government Resident at Moreton Bay & Harbour Master of that Port, & Port Master in Sydney, in reference to Buoys, Beacons & Lights at or near to Harbour of Moreton Bay which correspondence has not been found among Papers laid upon Council Table on 26 th ult – further directed to request all correspondence connected with purchase of "Pearl" Buoy Boat will also be forwarded for use of Committee [No 56/8]	A2.37	509 – 510
	56/08016	1856 10 14	Hon CS	Legislative Council Office, Sydney William Macpherson, Clerk Legislative Council	1856 10 13	At top: ""Clerk of the Legislative Council" Letter informing directed by Chairman of Select Committee on "Shipwrecks and Disasters to Shipping" to request you will supply him for use of Committee correspondence between Government Resident at Moreton Bay & Harbour Master of that Port, & Port Master in Sydney, in reference to Buoys, Beacons & Lights at or near to Harbour of Moreton Bay which correspondence has not been found among Papers laid upon Council Table by Mr Lutwyche on 26 th ult [No 56/6] & Note in margin – 56/08239 – "J B"	A2.37	511 – 512
	56/08035	1856 10 08	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master	1856 10 08	At top: Port Master" Letter reporting informed by Manager of Australasian Steam Navigation Company that difficulty of conveyance of Buoy for Moreton Bay originates with Emigration Agent [as it is – see also Immigration Agent] who objects [No 56/129] Para 2: If there is law upon subject which cannot be deviated from, it is unfortunate - can state no real valid objection can be urged as his experience for years in command of Steam Ships enables him to assert that no danger or inconvenience need result from any of the large steam vessels carrying it on deck Para 3: Very considerable delay must result from sending it by sailing vessel & Buoy will be exposed to risk of injury independently of very great difference of expense which will be incurred Para 4: If objection cannot be over ruled, presumes it must be forwarded no matter what the risk & delay, by first favourable opportunity that offers & Notes in margin Immediate To be sent as proposed by Captain Browne Port Master	A2.37	513 – 514
	56/08035		William Elyard Esq	Immigration Office H H Browne	1856 10 08 1856 10 08 1856 10 08	Letter informing him he was obliged yesterday to refuse permission to Australian Steam Navigation Company to carry on deck of their vessel "Yarra Yarra" a large Iron Buoy intended for entrance to Moreton Bay – this buoy is a considerable magnitude & of 2 tons weight – as he shall not be able to allow it to be taken on deck of any steam vessel trading to that part of Colony, would suggest (as it cannot be taken in a steamer's hold) arrangements be made for sending to Moreton Bay a regular Coaster which most probably will have Hatchways sufficiently capacious to take it in – believes it is much wanted, no steps to be lost in carrying it there &		515 – 517

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						Note: Immediate		
	56/08017	1856 10 08	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master	1856 10 07 1856 10 08~	At top: "Portmaster" Letter informing Buoy intended for position "A" at Moreton Bay has been ready for shipment the last 3 weeks under promise to be conveyed by Steamer of Australian Steam Navigation Company, who have the Contract Para 2: Forwarded it to their wharf this day & they, notwithstanding their Contract, refuse to take it [No 56/128] & Notes in margin - W V [Ref 56/07742]	A2.37	518
	55/07742	1856 09 30	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master "C C"	1856 09 30 1856 09 30~	At top: "Portmaster" Letter informing Buoy for Moreton Bay ready for shipment for last week & Contractor has just informed him that Australian Steam Navigation Company have refused to convey it by their Steamer tonight but have promised to take it by "Yarra Yarra" this day week [No 56/131] & Notes in margin - 56/07678, 56/08017	A2.37	519
	56/07678	1856 09 27	Hon CS	Portmaster's Office, Sydney Merion Moriarty, Port Master	1856 09 24	At top: "Portmaster" Forwarding copy letter just received from Contractor for Buoy for Moreton Bay [No 56/118] Para 2: He at same time verbally informed him Australian Steam Navigation Company would convey it by next Steamer & Note in margin - 56/07587 - Port Master - 17 Sept re above [see p 239]	A2.37	520
	56/07678		M Moriarty, Portmaster	Sydney Richard Dawson	1856 09 24	"Copy" Letter in reply to his note, informing he made application to have Buoy shipped for Moreton Bay & was informed it could not be sent yesterday		521
						At top: "Prepare / Immediate / 14 November" <i>Schedule [some dates part obscured]</i> 24 th December 1853: Colonial Secretary to Port Master to report the measures to be adopted for providing a Buoy Boat for Moreton Bay for which £1000 had been voted 3 rd January 1854: Port Master to Colonial Secretary transmitting Notice inviting Tenders for a suitable vessel 10 th January 1854: Notice 13 th 16 th February 1854: Colonial Secretary to Mr Cuthbert declining his Tender 16 th February 1854: Notice repeated 13 th September: Colonial Secretary to Port Master calling his attention to the subject 14 th September: Portmaster to Colonial Secretary respecting purchase of the "Pearl" 19 th September: Colonial Secretary to Portmaster in reply 28 th September: Port Master to Colonial Secretary in continuation 3 rd October: Colonial Secretary to Port Master authorising the purchase of the "Pearl" 3 rd 6 th October: Colonial Secretary to Civil Crown Solicitor to prepare Bill of Sale 12 th October 1854: Civil Crown Solicitor in reply 23 rd October 1854: Civil Crown Solicitor to Colonial Secretary transmitting Bill of Sale 27 th October 1854: Colonial Secretary to the Port Master	A2.37	522 – 527

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	56/08546					<p>27th October 1854: Colonial Secretary to Government Resident, Moreton Bay 31st October 1854: Port Master to Colonial Secretary 7th November: Port Master to Colonial Secretary reporting that "Pearl" has proceeded on her voyage 9th November: Colonial Secretary to Government Resident 15th November: Colonial Secretary to Port Master 6th December / Extract page: Port Master to Colonial Secretary transmitting an account of Expenses incurred in providing articles for the "Pearl" 22nd December 1854: Colonial Secretary to Port Master in reply 12th March 1855 / Note - Extract Para 8: Government Resident to Colonial Secretary transmitting copies of correspondence respecting employment of the "Pearl" 15th March 1855) Copies 16th March 1855) 15th March 1855: Government Resident to Colonial Secretary enclosing an account of expenses incurred in taking vessel from Sydney to Brisbane 30th April: Colonial Secretary to Government Resident in reply 2nd August: Colonial Secretary to Portmaster for report on the size and employment of the "Pearl" 4th August 1855: Port Master to Colonial Secretary 11th August 1855: Colonial Secretary to Port Master & Note in margin – Port Master asked to prepare copy original material [very faint] [Printed Schedule, papers & enclosures – see New South Wales Legislative Council Journal 1856-57, vol.1 – p 877-887]</p> <p>[PRINTED] No 19 <u>MINUTES OF PROCEEDINGS OF THE LEGISLATIVE COUNCIL</u> <u>WEDNESDAY, 5 NOVEMBER, 1856</u> Relevant clause marked: 3. Shipwrecks and disasters to Shipping: - Mr Towns moved, pursuant to Notice, that in addition to the papers now before the Select Committee on Shipwrecks and disasters to Shipping, the following papers to be laid upon the Table of this House – (1) All papers in connection with the purchase of the Schooner "Pearl", as a Buoy Boat for Moreton Bay (2) All correspondence in connection with that Vessel, both as to the purchase, and the suitability of the vessel for the purpose, between the Authorities at Moreton Bay, and Sydney The Question having been put, was passed</p>		528 – 529
	54/10562	1854 12 07	Hon Acting CS	Portmaster's Office, Sydney Merion Moriarty, Port Master	1854 12 06	<p>At top: "Port Master" Letter enclosing Bill furnished to him by Messrs Mitchell & Co for articles supplied to Government Schooner "Pearl" previous to her departure for Moreton Bay [Bill not filmed here] [No 54/154] Para 2: Every article in Bill became absolutely necessary for purpose of sending her to sea with safety & many of them required to be on board in order to effect Insurance on her – trusts payment will be sanctioned, amount of which might be charged to Moreton Bay Establishment &</p>	A2.37	530 - 531

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				"W E"	1854 12 08	Notes in margin Auditor General – blank cover – noted – to be returned		
				"J S"	1854 12 14	Stamp: AUDIT-No 911-DE 9 Examined & as amended considered correct – expense may be charged to		
					1854 12 15~	Vote for Establishment as suggested by Portmaster – blank cover Returned Colonial Secretary's Office		
				"C A F"	1854 12 16~	& Notes re above (written over first page)		
					1854 12 22	Approved Acting Auditor General, Port Master		
	56/08569	1856 11 15	Hon CS~	Government Immigration Office, Sydney H H Browne	1856 11 14	At top: "Agent for Immigration" Letter forwarding report received from Local Immigration Board at Moreton Bay on Immigrant Ship " <i>Lady McDonald</i> " [Margin: 4 November 1856] [No 56/376] Para 2: Had not Board issued "Certificate of Arrival" to Master of " <i>Lady McDonald</i> " prior to receipt of this Report "I should certainly have recommended that a qualified one should have been given: on reference to entries in Surgeon's Journal, as also from information he communicated to me personally, I am satisfied that vessel was not in efficient state when leaving England, passenger deck described by Surgeon as having never been dry during whole voyage, with exception for 8 or 10 days, & continued wetness of deck produced much sickness amongst women & children as well as considerable discomfort to all Immigrants Para 3: Admitted by carpenter that vessel's top sides were not caulked & it is not denied that Owner's Superintendent suggested that "as the vessel had done for one voyage she might do well enough for another" Para 4: Certificate of Arrival having been given no punishment can now be awarded against the Owners - would suggest that leaky state of this vessel be brought under notice of Commissioners with view of instructing their officer as to the slovenly way in which this vessel appears to have been allowed to leave Home & Notes in margin	A2.37	532 – 536
	56/08569		Immigration Agent, Sydney	Government Immigration Office, Moreton Bay J C Wickham, W A Duncan A C Kembal, Assistant Immigration Agent	1856 11 15~ 1856 11 18~ 1856 11 19~ 1856 11 25 1856 11 04	Copy to be forwarded to Emigration Commissioners & their attention to be drawn to state of vessel as suggested herein Rem~ "On 1 December" Emigration Commissioners At top: "Immigration Board Moreton Bay" Letter, as members of Local Immigration Board, reporting Immigrants who arrived in ship " <i>Lady McDonald</i> " were inspected in usual form on 16 th ult, having undergone preliminary examination on board vessel by Assistant Immigration Agent [No 56/206] Para 2: Immigrants unanimously expressed themselves gratified with treatment they received on voyage, especially with reference to care & attention bestowed on them by Surgeon Superintendent Augustus E Davies Para 3: Think it desirable to call your attention to case of John Wilkinson, a married man, deprived of one arm, who came out in " <i>Lady McDonald</i> " – notwithstanding Mr Walcott's explanation addressed to Colonial Secretary		537 – 540

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	56/08569			James North	1856 10 31	<p>& which, with memorandum attached, you have been put in possession of – is satisfactory as far as applies to character & general qualifications of above named Immigrant – are of opinion person so seriously mutilated should not be considered eligible for passage to this Colony at Public cost Para 4: Certain remarks in Surgeon's Journal respecting leaky state of "Lady McDonald's" tween decks, have no doubt come under your notice & are inclined to believe that in fitting out this vessel, due attention was not paid to this important particular by Owner's Superintendent – can not discredit Surgeon's statement relative to conversation he had with ship's carpenter on this subject, although latter has attempted to refute it, as shown in Evidence taken before Board & now forwarded to you In consideration of satisfactory manner in which Immigrants were treated, morality observed on board & fulfilment of Charter Party generally, deem it sufficient to recommend Owner of "Lady McDonald" be made acquainted with defect which has been subject of Enquiry - & with suitable admonition Also at top: "Immigration / 56/5152 – 10 November 1856"</p> <p>At top: "Before the Local Immigration Board – Enclosure in Local Board's Report, dated 4th November 1856" [Deposition] James North carpenter on "Lady McDonald" states: Water ways of "Lady McDonald" leaked – I was in vessel on her previous voyage, & they did not leak <u>more</u> than this is usual – top side leaked – called attention of Mr Dunbar's foreman & Mr Gladstone to leaks & he sent down one of the foreman caulkers to try the sides – the [obscured] sides were not caulked. Mr Gladstone did not tell me, as stated by Surgeon Mr Davies that vessel had "<u>done very well before and must do again</u>", nor did I tell the Doctor that he had said so "Before us this 31st October 1856 – W A Duncan – A C Kemball" Also at top: "Immigration - 56/5152 – October 30th 1856"</p>		541
				Colonial Secretary's Office, Sydney "W V"	1856 11 18	<p>[Cover sheet] Deposition of the Carpenter of the "Lady McDonald"</p> <p>[PRINTED] At top: "Colonial Secretary" MEMORANDUM The Agent for Immigration requested to furnish Colonial Secretary with copies in duplicate of his letter dated 14th instant No 376 and of the Report of the Immigration Board at Moreton Bay on the Immigrant Ship "Lady McDonald" for transmission to the Emigration Commissioners</p>		542 543
				Immigration Office, Sydney "J M C"	1856 11 22	<p>Copies herewith Also at top: "Immigration – 56/5307 – 19th November 1856"</p>		
	56/08700	1856 11 25	Hon CS	Office of Inspector General of Police, Sydney John McLerie, Inspector General of Police	1856 11 24	<p>At top: "Inspector General of Police" Letter re instructions conveyed in CS letter 17th inst No 311 intimating that control of Native Police in Northern Districts was from 1st prox, to be transferred from his Department to Government Resident at Brisbane [No 56/207]: encloses copy of Circular letter he has addressed to Officers in charge of Divisions of Corps informing them of transfer & giving them full</p>	A2.37	544 – 545

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	56/08700			<p>"H W P"</p> <p>Office of Inspector General of Police, Sydney John McLerie, Inspector General of Police</p>	<p>1856 11 29~</p> <p>1856 12 02~ 1856 12 06</p> <p>1856 11 24</p>	<p>instructions with view to carrying into effect intentions of Government & Notes in margin M13739 Mr McLerie's appointment as Inspector General of Police Copy of enclosure to Government Resident Brisbane 13/739</p> <p>Government Resident Moreton Bay</p> <p>"Circular" Letter re rendering services of Native Police in Northern Districts of Colony more readily available for protection of Country, that Corps has now been placed under control of Government Resident at Brisbane – informing of this change & intimating you are in future to receive instructions & obtain pay, supplies etc from that Officer in same manner as heretofore done from this Department [No 56/146] Para 2: Probable in some distant Districts, this notification may not be received until late in ensuing month, pay of Officers & men, & payments for supplies to Corps will be made by this Department to 31st December next inclusive after which date all payments on account of Native Police will be made by Government Resident Brisbane Para 3: As soon as this notification has reached you, you are to notify receipt to Government Resident Brisbane transmitting at same time to that Officer, Return of Division under your command, showing strength, distribution, number & state of horses, & particulars & condition of Arms, appointments, clothing & stores in possession Para 4: Absolutely necessary that accounts of Native Police be closed & adjusted with this Department soon after end of current year, further requests you will at earliest opportunity after 31st December, transmit to this Office Vouchers for pay & supplies etc furnished or obtained by Division under your command to that date, in order for me to report to Government without delay, that these accounts have been finally closed & adjusted</p>		546 - 548
	56/08703	1856 11 22	Hon CS	<p>Court House, Brisbane J C Wickham, Police Magistrate</p> <p>W Elyard</p> <p>Solicitor General's Office, Sydney J B Darvall, Solicitor General</p>	<p>1856 11 15</p> <p>1856 11 22</p> <p>1856 11 26</p> <p>1856 11 26~</p>	<p>At top: "Police Magistrate at Brisbane" Forwarding statements made before him respecting Jane Northfield, also Certificate given by 2 legally qualified Medical Practitioners to the effect that she is of unsound mind: she is quite destitute & without friends or guardian, has sent her to Brisbane Hospital for protection & medical treatment & requests necessary authority for her admission into Lunatic Asylum be forwarded [No 56/255] <i>[see also A2.38 – p 001+]</i> & Notes in margin Crown Law Officers requested to advise re legality of committal of this woman to Hospital & whether application for her admission into Lunatic Asylum should not proceed from Authorities at Hospital under 4th sec of 7 Vict: No 14 – blank cover – noted – to be returned Urgent & Notes re above 2nd section of 13th Vict. No 3 meets difficulty in this case & Judge on application under that section would probably sanction order by Governor General for removal of this person to an Asylum Returned Colonial Secretary's Office</p>	A2.37	549 – 550

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	56/08703			Police Office, Brisbane William G Watts	1856 11 26~ 1856 11 28~ 1856 11 28~ 1856 11 29~ 1856 11 05 1856 11 05	Mr A Government Resident to be apprised in order that Authorities of Hospital may make proper application Yes Government Resident New South Wales : To Wit Re Jane Northfield a lunatic Deposition This deponent William Gilpin Watts on oath saith: I have been 16 months District Constable at Kangaroo Point Brisbane – have known Jane Northfield for last 3 years, from what I have seen of her I always supposed she was not right in her mind - when I speak to her sometimes she laughs & at other times abuses me, she does not work but is supported by neighbours. I could not get her over to Police Office this morning but after some time she came saying she was coming to the Bank for a cheque “Sworn by the deponent the 5 th day of November 1856 – J C Wickham JP, A C Kemball JP”		551 – 554
				William Carter	1856 11 05	Deposition This deponent William Carter on oath saith: I live at Kangaroo Point, have known Jane Northfield for about 20 months – she has been living in my son’s hut – she has been supported by him, she is very flighty but not dangerous, she talks great nonsense & fancies people are trying to poison her & that she has money in the Bank & people are cutting her. I believe she has no relatives in Colony, is quite destitute & has not a change of clothes – she is not fit to be trusted with any property “Sworn by the deponent the 5 th day of November 1856 – J C Wickham JP, A C Kemball JP”		
				K Cannan Hugh Bell	1856 11 05	[Certificate] We the undersigned being legally qualified Medical Practitioners do hereby certify that we have examined Jane Northfield of Kangaroo Point Brisbane & that we find her to be of unsound mind & proper object for reception into Lunatic Asylum & we further certify that in our opinion Jane Northfield would be benefited by treatment in such Asylum “Given under our hands at Brisbane this 5 th day of November 1856 – K Cannan, Hugh Bell”		
				J C Wickham JP A C Kemball JP		Ordered that Jane Northfield be sent to Brisbane Hospital for protection & support until instructions are received from Government respecting her		
	56/08705	1856 11 22	Hon CS	Her Majesty’s Gaol, Brisbane J C Wickham, Visiting Justice	1856 11 11	At top: “Application for removal of Patrick Phillipotts [as it is] to Tarban Creek Asylum” Letter re Patrick Philpott committed to this Gaol from Bench at Ipswich under Vagrant Act on 3 rd inst, having frequently exhibited symptoms of insanity since his committal – caused Medical Board to be held to ascertain state of his mind – Medical gentlemen on examination having pronounced him to be of unsound mind, have signed Certificate to that effect which is forwarded to you with copy of Warrant of his Committal – requests authority for his removal to Tarban Creek Asylum Informs Philpott has been committed on 3 previous occasions for the same	A2.37	555 – 556

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						<p>offences within this year, & application had been made during his last imprisonment for removal to Tarban Creek, but which on opinion of Law Officers could not be complied with as application made when term of his imprisonment had expired – adds that Philpott arrived free & has no relatives or friends in this Colony</p> <p>&</p> <p>Notes in margin</p> <p>1856 11 22~ This is regular with exception that Philpott should have been certified to be insane not of unsound mind – Warrant herewith</p> <p>1856 11 24 Visiting Justice Brisbane Gaol</p> <p>1856 11 11 [Certificate] We the undersigned being legally qualified Medical Practitioners certify we have examined Patrick Philpott late of Brisbane Labourer & that we find him to be of unsound mind & fit & proper object for reception into Lunatic Asylum & further certify in our opinion Patrick Philpott would be benefited by treatment in such Asylum “Dated Her Majesty’s Gaol, Brisbane this 11th of November 1856 – K Cannan – Visiting Surgeon, Hugh Bell”</p> <p>1856 11 03 At top: “(P.1, 11 & 12 Vic, Cap 43)” “Copy” <u>Warrant~ of Commitment where the Punishment is by Imprisonment</u> Whereas Patrick Philpotts [as it is] late of Ipswich was this day convicted before undersigned Justice of the Peace for that he Patrick Philpotts was on Saturday 1st inst discovered wandering about streets of Ipswich having no lawful visible means of support or any fixed place of residence, was thereby adjudged that Patrick Philpotts for this offence should be imprisoned in Gaol at Brisbane for 3 calendar months with Hard Labour – these are therefore to command you, Constable of Ipswich, to take Patrick Philpotts to Gaol at Brisbane & deliver him to Keeper together with this precept & command you, Keeper of Gaol to receive Patrick Philpotts into your custody in Gaol, there to imprison him & keep him to Hard Labour for 3 calendar months & for your so doing, this shall be your sufficient Warrant “Given under my hand and seal this 3rd day of November 1856 at Ipswich – Charles George Gray, Police Magistrate” [SEAL]</p>		557
			Chief Constable, Ipswich and Keeper of the Gaol at Brisbane	K Cannan Hugh Bell				558
				Ipswich Charles George Gray Police Magistrate				
	56/08712	1856 11 25	Hon CS	Crown Lands Office, Surat Henry Boyle, Police Magistrate Commissioner of Crown Lands	1856 11 04	<p>At top: “Commissioner Boyle” Letter re expediency of appointing to Commission of the Peace gentleman hereinafter named whose appointment Wambo Bench has already recommended: alludes to William Frances Kennedy of “Caliguel”, Darling Downs – states from knowledge of Mr Kennedy believes appointment would be most desirable in every way, & his residence being only 2 miles from new Court House at Condamine would greatly facilitate despatch of Sessions business, there being only one other Magistrate within 25 miles Adds he has another station in this District where he occasionally resides & where presence of Magistrate often much needed for preservation of order &</p> <p>1856 11 26~ Note in margin – Scott – Acknowledge receipt & note</p> <p>[Cover sheet] <u>Magistrates</u> Mr Boyle recommending Mr William Francis Kennedy</p>	A2.37	559
	56/08757	1856 11 24	Hon CS	Office of Inspector General of	1856 11 22	At top: “Inspector General of Police”	A2.37	561 – 562

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	56/08786	1856 11 29~	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 11 21	At top: "Government Resident Moreton Bay" Forwarding Memorial of Joseph Anson Neder [as it is – see also Joseph Anton Neder] praying Certificate of Naturalization be granted to him [No 56/448] & Notes in margin Prepare Certificate for approval	A2.37	567
			His Excellency Sir Charles Augustus FitzRoy, Governor General [as it is]	Brisbane Joseph Anton Neder	1856 11 29~ 1856 12 01 1856 12 02	Certificate prepared Government Resident Brisbane, Prothonotary Supreme Court, Secretary to Treasury, Auditor General, Mr Neder		568
					1856 10 15	[PRINTED FORM] MEMORIAL, OR APPLICATION FOR A CERTIFICATE OF NATURALIZATION Memorial of Joseph Anton Neder of Brisbane, native of Werbach in Baden, Germany – 25 yrs, stone mason – arrived per "Joh Cesar" [see also Johan Caesar] 1852 – annexed Certificate of character – desirous to settle & to purchase land for cultivation <u>Certificate</u> Certify as to correctness of statements - have known Memorialist by reputation for some weeks - J C Heussler Joseph Anton Neder was in my employment 11 months as a stone mason & I believe him to be a man of good character – Joseph Fleming		
	56/08805	1856 11 28	Hon CS	Office of Inspector General of Police, Sydney John McLerie, Inspector General of Police	1856 11 27	At top: "Inspector General of Police" Returning letter from W M Dorsey JP re necessity for Police protection at Gatton transmitted to him under CS Blank Cover Minute of 27 th inst: states expediency of forming Police Establishment at Gatton has already been brought under consideration of Government & provision made on Estimates for 1857 for addition of 1 District & 2 Ordinary Constables to Ipswich Police to be stationed at Gatton & £450 included for erection of Lockup there [No 56/210] & Notes in margin	A2.37	569 - 570
					1856 12 10~ 1856 12 11	Magistrates at Ipswich & Attorney General to be informed to effect of report Government Resident Brisbane, Secretary Crown Law Officers		
	56/08797	1856 11 26	Hon Attorney General	Ipswich William M Dorsey JP	1856 11 17	At top: "W M Dorsey JP of Ipswich" Transmitting Depositions [not filmed here] taken in Magisterial Inquiry held by him at Gatton touching sudden death of John Roberts of that place, blacksmith who expired there 8 th inst – started for Gatton, distance of 40 miles, on 11 th inst accompanied by medical man & on arrival ordered post mortem examination performed by Dr Lucas - from his evidence you will perceive deceased died from natural causes in which opinion he entirely coincides but no doubt induced by continual intemperance Cannot conclude without remarking on disgraceful state of things at Gatton: Public House there 30 miles distant from surveillance of any Police, disgraceful scenes of immorality & intemperance amongst bullock drivers who resort there are a disgrace to Christian community - should Government fail to send Police there this incoming year as applied for, consequences may be attended with most fatal results to society Also at top: "56/5113~ - Nov 27" & Notes in margin	A2.37	571 - 573

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				"W M M" "H W P"	1856 11 25 1856 11 27~	This letter to be seen by Principal Secretary under whose control Department of Police is placed - forward accordingly Refer to Inspector General of Police – blank cover - to be returned - note "Urgent" [Ref 56/8805]		
	56/08915	1856 12 06	Under Secretary, Colonial Secretary's Office	Department of Land & Public Works, Sydney Michael Fitzpatrick "H W P"	1856 12 04 1856 12 06~ 1856 12 08~ 1856 12 00~ 1856 12 11	At top: "Suggesting Government Resident Moreton Bay be instructed to sell Native Police Buildings, Traylan" Returning communication from Inspector General of Police with enclosures forwarded from your Department under Blank Cover on 7 th ult [No 37] - requests instead of inviting Tenders in Sydney for purchase of £20 or £30 worth of slabs at Traylan, you will have Colonial Secretary instruct Government Resident Moreton Bay to sell timber of buildings in question & Notes in margin 56/416 For approval Government Resident, Secretary to Treasury, Inspector General, Under Secretary of Land & Public Works	A2.37	574
	56/08422	1856 11 05	Hon CS	Office of Inspector General of Police, Sydney John McLerie, Inspector General of Police "H W P" Colonial Secretary's Office, Sydney	1856 11 04 1856 11 07~ 1856 11 08~ 1856 11 04	At top: "Inspector General of Police" Letter re CS letter 11 th ult No 280 [Margin: 56/06912] relative to submitting Notice inviting Tenders for purchase of buildings formerly Head Quarters of Native Police at Traylan [No 56/197]: having received from Lieut Morisset the report he called for containing necessary particulars, encloses Notice & Notes in margin Secretary for Land & Public Works Blank Cover - noted 56/416 [Ref 56/08915] [Notice] Tenders invited for purchase of buildings formerly Head Quarters of Native Police at Traylan in District of Maryboro: consist of an unfinished slab barrack 40 feet x 18 covered with bark & small scrub hut with 2 rooms Tenders to be addressed to	A2.37	575 – 576 577
	56/08153	1856 10 14	Hon CS	Office of Inspector General of Police, Sydney John McLerie, Acting Inspector General of Police	1856 10 14 1856 10 16~ 1856 10 21~	At top: "Acting Inspector General of Police" Acknowledging receipt of CS letters of 10 th ult No 262 & 11 th inst No 280 [Margin: 56/06912] requesting him to submit Notice inviting Tenders for purchase of Buildings formerly Head Quarters of Native Police at Traylan [No 56/187]: lost no time in instructing Lieut Morisset to furnish him with detailed descriptions of buildings & quantity of fencing at Traylan but has not yet received his report – on its receipt shall lose no time submitting Notice accordingly for insertion in Government Gazette & Notes in margin "In a week" Resubmitted "On 15 November" [Ref 56/08422]	A2.37	578 - 579
	56/06912			T A Murray "C C"	1856 08 30 1856 09 04 1856 09 05~	Notes At top: "No 2 Aug 30/56" Board recommends Captain Mayne's suggestions be acted on Returned Colonial Secretary's Office Approved	A2.37	580 - 581

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	56/06912	1856 08 21	Hon CS	Office of Inspector General of Police, Sydney W C Mayne Inspector General of Police	1856 09 10 1856 10 02~ 1856 10 07~ 1856 10 08~ 1856 10 11 1856 08 21	Inspector General "On 1 st October" - resubmitted Notice asked for has not been received Remind Inspector General "On 1 st November" [Ref 56/08153~] At top: "Inspector General of Police" Submitting letter from Lieutenant Morisett [also spelt Morisset] of Native Police informing J C Mackay offered to purchase for £25 slab buildings at Traylan formerly Head Quarters of Corps but lately occupied by Detachment - will be left vacant on its removal to Wide Bay (a step which requirements of service & unhealthiness of Traylan have rendered necessary) - although offer is small no better can be obtained [No 56/159] Para 2: Under circumstances recommends, as course best calculated to obtain maximum amount for these buildings, they be put up to public competition for sale by tender in usual way & Notes in margin		582 – 583
	56/06912		Inspector General of Police	W Elyard Traylan E V Morisett Lieutenant Native Police	1856 08 23 1856 08 25~ 1856 08 07	Board of Works – blank cover Noted [Ref 56/08153] At top: "Lieut Morisett" Letter re slab buildings which will be left unoccupied at this place when Native Police remove to Wide Bay: informs J C Mackay has offered to purchase them for £25 – Mr Mackay resides within 7 miles of Barracks & although his offer is small, could not obtain better one in District & buildings which are only valuable for slabs & flooring would probably be burnt down by Blacks if left unoccupied for any length of time Also at top: "56/383~ - August 18"		584
	56/08996	1856 12 15	Hon CS	Police Office, Gayndah M Airey, Clerk of Petty Sessions	1856 11 22 1856 12 15~ 1856 12 18	At top: "Clerk of Petty Sessions" Letter transmitting Bond of Alexander Walker, duly executed for performance of his duties as Pound Keeper for this District [No 56/14] & Notes in margin Mr A Return as usual to Bench - returned	A2.37	585
	56/09004				1857 03 24~ 1857 03 27~	Notes Mr Airey Clerk of Petty Sessions Gayndah applied to be allowed salary from date of his appointment instead of from day of his commencing duty which was granted. In forwarding his Abstract to Auditor General he has however claimed pay from date of commencing to serve his one months probation in Sydney Police Office – no application for this has been received from him – his predecessor drew pay to 16 th February 1856 [11 th ?] – Mr Airey's actual appointment is dated 20 October 1856 & Notes written over above Answer has been sent to this effect to enquiry of Auditor General – it is clear date of appointment was intended – "Put by"	A2.37	586 – 587
	56/09004	1856 12 15	Hon CS	Police Office, Gayndah Arthur E Halloran,	1856 11 29	At top: "Police Magistrate Gayndah" Letter informing at request of Matthew Airey Clerk of Petty Sessions		588

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				Commissioner of Crown Lands Police Magistrate	1856 12 15~	submits his application to be allowed salary from date of his appointment to his present office, instead of from date of his entering upon his duties here [No 56/118] & Notes in margin - W V - See 56/9000 also		
				"W E"	1856 12 17	Notes re above Auditor General requested to state up to what date late Clerk to Bench has been paid salary – blank cover – noted – to be returned		589
				W C Mayne, Auditor General	1856 12 18	Stamp: AUDIT OFFICE-NEW SOUTH WALES / No 1005-DE*17 Mr Biscoe late Clerk of Petty Sessions Gayndah has been paid up to 11 th February 1856 inclusive – blank cover		
					1856 12 19 1856 12 20~ 1856 12 23~	Returned Colonial Secretary's Office W V As no double payment will be made, application of Mr Airey to be allowed salary from date of his appointment as Clerk of Petty Sessions Gayndah may perhaps be sanctioned – similar applications have been allowed		
				"H W P"	1856 12 24~ 1856 12 29	Auditor General, Bench Gayndah		
	56/09004		Hon CS	Police Office, Gayndah Matthew Airey, Clerk of Petty Sessions	1856 11 22	Transmitting recommendation from Acting Magistrate for this District for allowance of his salary as Clerk of Petty Sessions from date of his appointment to time of his arrival in District: submits grounds for his application, namely that after having attended Police Court Sydney for 1 month to receive instructions, & having obtained Certificate from Police Magistrate he left Sydney to proceed to this part of Colony – in consequence of stormy weather, vessel in which he took his passage was between 2 & 3 weeks reaching Wide Bay, was detained 3 days until he was able to procure a horse to proceed on his journey to Gayndah distance of 90 miles Para 2: Also remarks expense of living in this part of Colony is much more than in most other Districts owing to high rates of carriage Para 3: Trusts that under circumstances his case may receive favourable consideration		590 – 591
	56/09004					[PRINTED FORM] A.8-No.3 Voucher No. No. of Warrant No. of 185 ABSTRACT and ACQUITTANCE of the Salary and Allowance of <i>Matthew Airey Clerk of Petty Sessions at Gayndah from the 18th day of September to the 10th day of November 1856 inclusive</i> SITUATION: Clerk of Petty Sessions NAME: Matthew Airey Date of appointment to the Public Service: 1856 – September 18 Date of appointment to the present situation: 1856 – September 18 PERIOD From – To: September 18 – November 10 No of Days: 53 Fixed Salary - Yearly rate: £100 Temporary Increase - Yearly Rate: £100 AMOUNT: £29-0-10 TOTAL: £29-0-10		592

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				Matthew Airey		I certify that above-named person was actually employed in the Situation, and during period above-mentioned; I further certify that he is <i>not</i> in occupation of Quarters, and receipt of Provisions, Fuel and Light from the Government - [not signed] I acknowledge to have received, this day of <i>November 1856</i> , from <i>The Colonial Treasurer</i> the sum of <i>Twenty nine</i> Pounds Shillings and <i>Ten</i> Pence, in full of my Salary & Allowance, for period above specified		
	56/09005	1856 12 11		Henry Lane	1856 12 09~ 1856 12 12	At top: "Secretary to Treasury" Transmitting copies of Notice to Mariners Stamp: TREASURY-NEW SOUTH WALES / No A-82 – DE*10-1856 2 copies of Notice respecting Cape Moreton Light forwarded to Under Secretary – blank cover A/82 Colonial Agent General Also at top: "Colonial Secretary 56/08866"	A2.37	593
	56/09007	1856 12 13	Hon CS	Supreme Court S Raymond, Prothonotary	1856 12 11	At top: "Prothonotary" Transmitting Order of Judge approving of prayer of Petition of Robert Douglas, Kangaroo Point, Brisbane praying his sister Catherine Douglas be received into Lunatic Asylum; also Petition & Medical Certificate annexed thereto, 2 latter documents having been forwarded to him for purpose of expediting the matter & Notes in margin Petition, Judges Order & Medical Certificate Mr A This is regular Approved Order, Mr Douglas	A2.37	594 – 595
	56/09007		His Excellency Sir William Thomas Denison Governor General	Robert Douglas	[not dated]	Petition of Robert Douglas of Kangaroo Point, Brisbane, Soap boiler: That Catherine Douglas, spinster of Kangaroo, Brisbane, Lady, has been examined & found to be of unsound mind, as will appear by annexed Certificate; & that Petitioner who is the brother of Catherine Douglas is desirous of procuring her admission into Lunatic Asylum in order that she may have there such medical care & attendance as may be most likely to ensure her eventual recovery. Petitioner is willing to be bound by recognizance for regular payment of sum required by law for maintenance of Catherine Douglas – prays His Excellency will direct that Catherine Douglas be received into such Lunatic Asylum as he thinks fit to appoint		596
	56/09007			K Cannan Hugh Bell	1856 12 06	Medical Certificate We the undersigned being legally qualified Medical Practitioners do hereby certify that we have examined Catherine Douglas of Kangaroo Point, Spinster, Lady, & that we find her to be of unsound mind & unfit to be at large, & a proper object for reception into Lunatic Asylum; & further certify in our opinion Catherine Douglas would be benefited by treatment in such Asylum "Given under our hands at Brisbane in the Colony of New South Wales, this 6 th day of December 1856 - K Cannan - Hugh Bell"		597
	56/09007			Samuel Frederick Milford	1856 12 11	In the Supreme Court / New South Wales		598

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						In the matter of the lunacy of Catherine Douglas Upon reading Petition of Robert Douglas & annexed Certificate of 2 duly qualified Medical Practitioners, I do sanction & approve of his application "Given under my hand this 11 th day of December 1856 – Samuel Frederick Milford"		
	56/09008	1856 12 15	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Vice President Savings Bank	1856 12 10 1856 12 15~ 1856 12 18	At top: "Government Resident Moreton Bay" Letter requesting Government Printer may be instructed to forward to him for use of the Savings Bank at Brisbane, a copy of Act 17 Vict No 24 also copy of Act 18 Vict No 25 [No 56/464] & Notes in margin Order Government Printer, Government Resident informed	A2.37	599
	56/09033	1856 12 13	Hon CS	Department of Land and Public Works, Sydney John Hay "H W P"	1856 12 12 1856 12 13~ 1856 12 15~ 1856 12 18	Letter re letter with enclosures from Government Resident Moreton Bay forwarded to this Department under blank cover 24 th ult on subject of election of Trustees for management of Ipswich Common [No 43]: requests that Officer be informed that in complying with application made by Inhabitants of Ipswich that areas of land around Township which was withheld from lease might be enlarged, Government had no intention of permanently granting the lands so reserved to Trustees but merely of permitting it to be used as a Pastoral Reserve until it should be found necessary to alienate it & Notes in margin 56/649 Communication to be made as suggested Government Resident "S B W"? 56/08373 sent to Secretary of Lands & Public Works 24 th November – B C	A2.37	600 - 601
	56/09089	1856 12 18	Hon CS~	Government Immigration Office, Sydney H H Browne "H W P"	1856 12 17 1856 12 18~ 1856 12 19~ 1856 12 20	At top: "Agent for Immigration" Forwarding copy letter received from Assistant Immigration Agent Moreton Bay [not filmed here] - under circumstances therein represented, recommends John McDonald Chief Officer of Immigrant Ship " <i>Lady McDonald</i> " be reported to Commissioners as unfit person to be again employed in their Service [No 56/400] & Notes in margin Communication to be made to Commissioners accordingly Emigration Commissioners "G W N"	A2.37	602 – 603
	56/09150	1856 12 22	Hon CS	Commissariat, Sydney John B Price, Assistant Commissary General	1856 12 22 1856 12 22~ 1856 12 26	[PRINTED DEPARTMENT LETTERHEAD] At top: "Officer" Letter informing he has paid £100 into Australian Joint Stock Bank & same will be placed to credit of Capt Wickham at Brisbane Branch of that Institution (ref CS letter No 27 - 56/09101 of 20 th inst) [No 414] & Notes in margin Submitted W V Government Resident, Moreton Bay	A2.37	604
	56/09101	1856 12 20	Hon CS~	Government Resident's Office, Moreton Bay	1856 12 16	At top: "Government Resident Moreton Bay" Letter reporting party composing Northern Expedition under direction of	A2.37	605

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				J C Wickham Government Resident		Mr Gregory arrived this day in Brisbane [No 56/474]: upon Mr Gregory's application, has advanced to him £100 for use of his party & requests Deputy Commissary General be instructed to repay the amount to credit of "my public Account in Australian Joint Stock Bank Brisbane" as soon as possible to avoid confusion in adjusting his Accounts to end of this year & Notes in margin Governor General Instruction to issue to Assistant Commissary General to repay the amount to Captain Wickham out of Funds of North Australian Expedition		
				"H W P"	1856 12 20~			
				"W D"	1856 12 20			
				"H W P"	1856 12 20~ 1856 12 19 1856 12 22	Assistant Commissary General Government Resident [Ref 56/09150~] [obscured]		
	56/09154	1856 12 24	Hon CS	H M Gaol, Goulburn William Chatfield, Visiting Justice	1856 12 21	At top: "Visiting Magistrate" Letter enclosing Medical Certificate of the insanity of prisoner named in margin [not noted] received into this Prison under warrant from Albury Bench for assault, copy of which is annexed & requests to be furnished with authority for his removal to a lunatic asylum [No 56/129] Also at top: "For admission of W Nowland [as it is] to Lunatic Asylum" & Notes in margin Mr A This is regular – Warrant herewith Visiting Justice	A2.37	606
	56/09154			Robert Waugh, Albert William Hanford	1856 12 21	[Certificate] We the undersigned being duly qualified Medical Practitioners do hereby certify we have duly examined William Nowlan [as it is] present confined in H M Gaol at Goulburn, & that we find him to be insane & fit and proper object for reception into Lunatic Asylum; further certify in our opinion William Nowlan would be benefitted by treatment in such Asylum "Dated at Goulburn this 21 day of December 1856 – Robert Waugh – Albert William Hanford"		607
			Chief Constable of Albury & Keeper of the Gaol at Goulburn	Jeffery James Keatinge JP	1856 07 23	New South Wales : To Wit Whereas Heyward Atkins of Albury, Police Magistrate on his oath informed me that William Nowlan of Albury, labourer, did violently & maliciously attempt to do Heyward Atkins bodily harm, & whereas William Nowlan was this day brought before me Jeffrey James Keatinge [also Jeffery James Keatinge] one of Her Majesty's Justices of the Peace at Police Office, Albury, to answer said complaint & I hereby order & adjudge that William Nowlan shall enter into his own recognizance in sum of £80 with 2 sufficient sureties in sum of £40 each conditioned to keep the peace towards Her Majesty ... & particularly toward Heyward Atkins for term of 12 calendar months now next ensuing – as William Nowlan has refused & still refuses to enter into such recognizance & to find such sureties, I hereby require & command you the Chief Constable & your assistants forthwith to convey William Nowlan to Common Gaol at Goulburn & to deliver him to Keeper thereof together with this Warrant - & I also require & command you, the Keeper, to receive William Nowlan into your custody & him there keep [obscured] for 12 calendar months, unless he in meantime enters into such recognizance with such sureties as aforesaid to keep the peace, in		608 - 609

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						the manner & for the term above mentioned – herein fail not “Given under my hand & seal this 23 rd day of July 1856 at Albury – Jeffery James Keatinge JP” [as it is] [SEAL] & Note in margin: William Nowlan is suspected to be a lunatic”		
	56/09181	1856 12 29	Under Secretary, Colonial Secretary's Office	Department of Land and Public Works, Sydney Michael Fitzpatrick	1856 12 23	Acknowledging receipt of CS letter 18 th inst [Margin: 56/09013 Commissioner O'Connell reporting arrival of N A Expedition at Rannes]: directed to inform you that in compliance with request therein contained, necessary instructions have been given with view of causing vessel “ <i>Messenger</i> ”, chartered in place of “ <i>Tom Tough</i> ” in connexion with North Australian Expedition under Mr Gregory, to proceed to Sydney without delay, in event of her touching at Port Curtis [No 58] & Notes in margin – 56/981 – “Put by” “S B W”?	A2.37	610
	56/09013	1856 12 13	Hon CS	Gladstone M C O'Connell, Commissioner of Crown Lands “H W P” “W D”	1856 11 28 1856 12 13~ 1856 12 13 1856 12 18	At top: “Commissioner O'Connell” Letter reporting that “yesterday” received letter from A C Gregory dated Rannes November 25 th in which he advised him of arrival of North Australian Expedition at Mr Hay's Station on that date [No 56/95] Para 2: Mr Gregory states his party to have left Victoria River on 21 st June last & to be in good health Para 3: Mr Gregory also advised he left instructions for Schooner “ <i>Tom Tough</i> ”, which from some unexplained cause he had not met with at Gulf of Carpentaria, to call at Port Curtis to inform him of his intention to return overland to Mr Hays – but “ <i>Tom Tough</i> ” has not as yet made her appearance here & Notes in margin Governor General I am very glad to hear of Mr Gregory's return – instructions should be sent to Captain O'Connell should “ <i>Messenger</i> ” call at Port Curtis to direct her to proceed to Sydney without delay – I should be glad to see Mr Gregory as soon as possible Under Secretary for Land & Public Works [Ref 56/09181]	A2.37	611
	56/08986	1856 12 15	Hon CS	Burnett District A C Gregory, Commander North Australian Expedition [see also North Australian Exploring Expedition]	1856 12 02	At top: “Mr Gregory” “North Australian Expedition” Letter informing of arrival of North Australian Expedition within limits of settled parts of New South Wales & transmit for information of His Excellency brief outline of proceedings of Expedition From time of landing horses at Point Pearce September 1855 to 9 th May 1856 Party was employed in preliminary details & exploration of country to south of Victoria River, having penetrated interior desert to latitude 18°20'S in longitude 127° 30'E detail of which forwarded by “ <i>Tom Tough</i> ” via Coepang [see also Koe pang] & which doubtless has already come to hand Schooner “ <i>Tom Tough</i> ” having been seriously damaged in ascending Victoria River, quantity of stores & provisions thereby destroyed; instructed Mr Baines to embark that portion of Expedition not required to form land party & proceed to Coepang for supplies, & thence to Albert River in Gulf of Carpentaria to co-operate with land expedition On 21 st June, left encampment on Victoria River with party of 6 persons viz Mr H Gregory, Mr Elsey, Dr Mueller & 3 men Dean, Bowman & Melville Arid nature of country in interior of Northern Australia compelled them to decrease latitude to 15°S in order to pass central parts of Arnhem Land, after which kept parallel to coast as far inland as water could be found in	A2.37	612 – 613

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						<p>rivers, the greatest distance from the sea not exceeding 100 miles Reaching appointed rendezvous at Albert River on 30th August Schooner had not arrived, but from some marked trees, it appeared that H M S "Torch" had sent a boat up River a few weeks previous, but it was evident this visit had no reference to Expedition, as only marks left consisted of names of some of the crew which they had amused themselves by carving on trees & stumps, & ashes of their fire Under circumstances, deemed it advisable not to wait arrival of Schooner, & having marked trees & buried instructions for Mr Baines at a spot which had been previously agreed upon, left Albert 3rd September & made some ineffectual attempts to proceed to southeast, but want of water compelled him to pursue route parallel to coast at latitude 17° 20'S when Gilbert River enabled S E course to be again pursued Crossing heads of the Lynd in 18° 40' reached Burdekin on 16th October. Their route was then along right bank of that river to junction of the Lutton River, which was followed up to Bellyando River - tracing that River to Lat 22° & then S E course to junction of Comet & Makenzie Rivers [as it is - also spelt Mackenzie River] & thence an easterly course to the Dawson brought them to Messrs Conner & Pitts Station [as it is - Fitz & Connor?] on 22nd November - now on route to Brisbane to leave horses until arrangements can be made for their disposal, & proceed direct to Sydney & Notes in margin Governor General Copy has been laid before the Assembly & Council Returned by Governor General [Ref 56/09013]</p>		
	56/08821			"H W P"	1856 12 15~ 1856 12 17~ 1857 01 20			
	56/08821			Schooner "Tom Tuff" [as it is] J S Wilson, Officer in charge of North Australian Expedition on board Schooner "Tom Tough" David Gourlay, Master, "Tom Tough"	1855 09 25	<p>"No 1" A C Gregory Commander of North Australian Expedition left Schooner "Tom Tough" last night to join party ashore in charge of horses, to proceed with them to Kangaroo Point on Victoria River: party on shore consists of A C Gregory, Commander, H C Gregory, Assistant Commander, Dr Mueller [as it is - see also Mueller] Botanist & 7 men with 42 horses - now encamped at fresh water swamp on west side of Mount Providence [Providence Hill?] & are to move forward as soon as water at convenient distance is found, to allow removal of horses forward, some of them being in a very weak state - "Tom Tough" left Treachery Bay at noon today (with 140 sheep on board) to proceed up River as far as Kangaroo Point, or some more convenient place higher up stream that shall be rendered traceable by marks made on trees etc & there to await arrival of Mr Gregory & party - Members of Expedition Party on board "Tom Tough" are Mr J S Wilson, Geologist; Mr T Baines, Artist & Storekeeper; Mr J R Elsey, Surgeon & Naturalist; Mr J Flood, Collector of Natural History, and 4 men - all well</p>	A2.37	614
	56/08821			Victoria River T Baines	1856 07 20	<p>"No 2" Schooner "Tom Tough" attached to North Australian Expedition passed down River this day on voyage to Timor & thence to Albert River in Gulf of Carpentaria to meet Mr Gregory. On passage up in September last she grounded on bank of rocks above Shoal Reach & drifting to sands above Curiosity Peak did not finally clear them for 28 days or to about end of October, when she proceeded up River to Camp formed on 13th about 10 miles below Steep Head on western side</p>		615 - 616

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	56/08821			T Baines		<p>From this Camp Mr Gregory made one trip up river in portable boats & 2 journeys by land, in last of which he penetrated to 20° 18' South - has now started with part of Expedition for the Albert River</p> <p>During detention of Schooner at Camp, frame was strengthened & damages partially repaired by Captain Gourlay - on leaving it she was laid upon suitable bank near the Dome, caulked & repairs completed</p> <p>6 crew were disabled for some time by sickness & John Finlay, carpenter died 22nd April 1855 [as it is - 1856?] His grave is near bank on which vessel lay, & from a gouty stem tree near it with head board & inscription, on the banks, the following bearings were taken:</p> <p>The Dome, W N W; the Valley N N W; the points of Table Hill N ½E & N E [small sketch here of tree showing head board, Cross 1856]</p> <p>Detachment of Expedition on board left Camp on 2nd of this month & joined Schooner, below the Shoals, with Dome bearing E N E 10 miles - wood taken in from point on the north & water from bight about 3 miles up on the other side - the well which is uncovered only at three-quarters ebb bears from Dome W by S & from Curiosity Pear W N W - cask has been sunk, boats may be laid alongside in soft mud & 300 gallons of water filled in each tide - letters have been buried in forge & oven at Camp & places indicated by inscriptions on trees</p> <p>"No 3"</p> <p><u>Camp Victoria River</u></p> <p>On Saturday June 21st 1856 Exploring Party of North Australian Expedition consisting of 7 persons (as under) left this Camp on their way to Albert River in Gulf of Carpentaria & on Wednesday July 2nd remainder (as under) finally abandoned Camp & proceeded down River to join Schooner "<i>Tom Tough</i>" which had dropped down to Shoal Reach about 3 months previously - vessel will sail as speedily as possible for Timor & after obtaining supplies will proceed to Albert River & detachment of Expedition on board will form Camp & await arrival of Mr Gregory</p> <p>Subsequent information will be left on Entrance Island</p> <p><u>Exploring Party</u></p> <p>A C Gregory, Commander - H C Gregory - Dr F Mueller - J R Elsey / R Bowman, C Dean, J Melville / and 34 horses</p> <p><u>Detachment on board</u></p> <p>T Baines - J S Wilson - J Flood / G Phibbs, C Humphrey [as it is - Humphrey?], J Fahey, H Richards, J McDonald, W Dawson, F Showel [as it is - also Shewell], J Selby</p> <p>John Finlay, carpenter of Schooner died April 22, 1856 & is buried near gouty stem tree marked thus: [small sketch: head board, Cross, 1856] with Dome bearing W N W half a mile</p> <p><u>Tuesday evening, July 1st</u></p> <p>Finder of this document will greatly oblige Expedition by giving it every publicity & if possible by forwarding it to His Excellency Governor of New South Wales, or any other of Australian Colonies that may be convenient</p>		617 - 618
	56/08821			Chartered Steamer " <i>Torch</i> ", Victoria River Lieut William Chimmo R N on part of British Government Thomas Watson	1856 09 04	<p>"No 4"</p> <p>Supplementary Agreement entered into</p> <p>Between Captain T Watson and Lieutenant Chimmo Royal Navy -</p> <p>Circumstances having so transpired that "<i>Torch</i>" has not met any of the Expedition which she is in search of & notice having been found on</p>		619

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	56/08821		Commander of Colonial Government Steamer "Torch"	on the part of the Owners Witness: Marshall Williams~ Second Officer [partly obscured] Coepang, Timor T Baines Commanding detachment of the North Australian Expedition	1856 08 07	Entrance Island Victoria River that "Tom Tough" has proceeded to Timor for provisions & with despatches for England & as that place is only 46 miles from parallel of Latitude of Cape Van Diemen where "Torch" will again be out of Government employ it is hereby stipulated & agreed between Lieut W Chimmo on part of British Government and Captain T Watson on part of Owners that "Torch" proceeds immediately to Coepang in Island of Timor for purpose of communicating if possible with Schooner to transfer her provisions to her as well as to relieve her of her Despatches & packages for England & that until "Torch" shall again be out of the roadstead of Timor her voyage to Batavia or Singapore (after having performed this service) she shall be under the same conditions as stated by Charter Party with regard to amount agreed upon when under sail or steam viz £33 per day when under steam & £20 per day when under sail "No 5" At top: "William Chimmo" "Copy" Letter re possibility that "Torch" may call there & that he ought to lose no opportunity of communicating with Mr Gregory, takes liberty of requesting cooperation in carrying relief to him: On 21 st June last Mr Gregory with 3 Officers & 3 men besides himself left Camp on the Victoria with intention of proceeding to Albert River & he was ordered to sail in "Tom Tough" for this place to procure supplies for continuance of his journey to Moreton Bay. His instructions are to enter Albert River & anchor Schooner near the Salt Water or South Eastern arm then to take boat up Hope Reach to Captain Stokes' farthest point & to search country for marks between 2 upper branches of the River as well as on each side & to leave others legibly cut upon trees to enable Mr Gregory to find him. He is then to select suitable spot for Camp on South Eastern not West side of Hope Reach & mark a tree line thus [small sketch of riverside here – position of marked trees, Camp & fork in rivers] so that a person travelling from fork of rivers may always have 3 marks in sight directly before him [another small sketch of marked trees, tent, man on horse] by which Mr Gregory & party would be able to reach his Camp without difficulty On 2 nd July had completed removal of all that was worth taking & sacrificing the rest he abandoned Camp & on reaching the Schooner took in wood & water with all despatch & in passing out left letter on Entrance Island. Arrived in Koepang on Friday 25 th of last month & were doing everything in their power to fit vessel for sea when Memorial was sent by men of the Expedition & crew praying for investigation into her condition. His Excellency the Resident who has throughout behaved with utmost kindness to them could do no other than grant it & on 1 st of this month First Officer of H N M Steamer "Montrado", her carpenter & 2 arbitrators examined her, result is she is declared unfit to return to Coast of Australia & though he would risk passage in her, yet as he dare not discharge a man here without paying him in full or giving security that he shall not be a burden on Government, he is obliged to run for Sourabaya [as it is - Surabaya?] where he will either obtain repairs or charter another vessel which he would do here could he obtain one fit for the service, or in any way dispose of party under his command during his absence Requests you will proceed as speedily as possible to the Albert River & visit spots indicated by Mr Gregory, difficulty of whose position should he find no vessel to meet him you can easily imagine – stores he requires are		620 – 622

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	56/08821			Koepang, Timor "Torch" Steamer William Chimmo Lieut R N on part of British Government Thomas Watson on the part of the Owners Witness: Marshall Williams Second Officer	1856 09 10	about 1500 lbs Flour or Rice, same quantity Salt Pork, 50 lbs Tea, as much Coffee, 500 lbs Sugar, 40 lbs Tobacco, as much Soap, 20 pairs Boots, assorted Canvass [as it is], Calico, rough Clothing as Shirts, Trowsers or Hats, 2 or 3 hides soft & stout Leather, 8 or 10 lbs Candles with Tools, Needles & many other things which your vessel probably can supply "No 6" Letter informing that on arrival of "Torch" at this place, received most pressing request from Mr Baines, Naturalist who is in charge of detachment of North Australian Expedition on board Schooner "Tom Tough" to proceed immediately to Albert River to assistance of Mr Gregory from which following is an extract ("May I therefore request that you will proceed as speedily as possible to the Albert River and visit the spots indicated by Mr Gregory the difficulty of whose position should he find no vessel to meet him you can easily imagine") As it would be inadvisable to proceed to Albert River without first ascertaining whether vessel has already departed from Sourabaya whether "Tom Tough" has been compelled to go for repairs being proved unseaworthy here - considers it necessary further to enter into agreement with Owner of "Torch" for a few days, to proceed to Sourabaya & ascertain true position of apparently distressed & divided parties - it is therefore further arranged between Owner of "Torch" (Captain Watson) and Lieut Chimmo R N on part of British Government that "Torch" proceeds to Sourabaya to communicate with detachment of Expedition as well as to ascertain if Schooner is seaworthy & whether it be possible to charter another vessel - until this service is completed she be still under the former arrangements of the previous Charter Party		623
	56/08821	1856 12 02	His Excellency the Governor General	Chartered Steamer "Torch" at Batavia William Chimmo, Lieut R N	1856 10 08	At top: "Lieut Chimmo R N, Steamer "Torch" "Register" Letter noting departure reported to His Excellency from Newcastle on evening of 24 June in "Torch" Steamer, now providing detailed account of proceedings from day to day while endeavouring to carry out Instructions received from you on leaving Sydney: For 3 days steamed in light winds to consume portion of coals vessel had on deck - on 4 th day the 28 th south wind favoured us, ceased steaming & made all possible sail, but during night sudden shift of wind from S E in heavy squall took greater part in for us & moderate gale with heavy squalls ensued. "Torch" took fire early on morning of 26 th , deck cargo of coals which was unusually great became [p 625] ignited from heat of funnel threatening her decks, but acting promptly it was extinguished in 10 minutes & vessel was out of danger For 3 days were off Port Curtis in calm & light winds which at last induced us to again try steam & in 18 hours we were in brisk S E Trade ceasing steam & again making all sail - on leaving Sydney it was my instruction to try Inner Route to Torres Straits & more particularly vessel being unusually deep would require smooth water. On reaching Percy Islands, tried a more direct route than that recommended by Captain King & may add we were successful, not meeting with any visible dangers & adding another passage to those already proposed by him, by doing so we shortened the distance & remained in smooth water. Off Barnard Islands again had light variable winds & calms & just as we commenced getting to steam sudden breeze came up from S E which after freshening to a small gale enabled us to make our 100 miles a day anchoring at night		624 - 635

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						<p>Off Cape Melville vessel grounded but so lightly her progress was not stopped, a rock was however seen at the same time a boat hooks length under her paddle box which if she had struck nothing could have saved her from complete destruction as she was going 9 knots an hour with all sail in brisk S E gale – this shoal was mile & a half off shore [p 626] & hazy state of weather made us believe we were farther off than we really were – arrived at Cape York on 17th passing wreck of “Phoenix” Steamer in Prince of Wales Channel, the one I chose as it gave me opportunity of ascertaining how she was lost. You will receive from Hydrographical Office notification of error of 10 points in one of the bearings in Straits Directory by late Captains King & Blackwood for these much dreaded Channels In case “Tom Tough” had left N W Australia deemed it right first to call at Booby Island & ascertain if she had communicated – here “Torch” commenced her work with me she made passage in 22 days – Captain Blackwood says in his directory that fair passage from Sydney to Booby Island by Inner Route is 25 to 30 days, 19 days he allows for Outer Route, we have taken 22 which must be considered good passage Although if I was coming again that Route think I should not occupy under similar circumstances more than 15 days. Late on 17th July anchored at Booby Island – examined Post Office but no account of Gregory was there – left a Notice for him or any of his Party in event of them calling, as well as notice of my proceeding for Your Excellency. While taking sights for my chronometer carpenter had erected a new flag & staff [p 627] 20 feet high on summit of Island, also established new Post Office in lieu of dilapidated preserved potato tin whose bottom was out – took survey of provisions remaining on Island, water was also in the cave & wells on weather side of Island which are springs were full & contain good water</p> <p>After I had concluded these, weighed & made sail for depth of Gulph of Carpentaria [as it is – also Gulf of Carpentaria] – this was tedious portion of voyage as winds were head ones all the passage & when we had proceeded about 2 thirds of the way, were met by unusual occurrence in these latitudes: S E gale which blew so strong with a heavy sea from 23rd to 26th that made no progress, was too strong to steam against, this portion of voyage was very protracted. After this subsided, knew a calm of some duration must follow - got steam up without which convinced would never have reached Albert River</p> <p>Our water now becoming scarce only 100 gallons, touched at Bountiful Island to endeavour to procure some - could not find any – called at Sweers Island where I knew both “Investigator” Captain Flinders 54 years since as well as “Beagle” Captain Stokes 15 years since dug wells & procured sufficient to complete their ships – on arrival found well destroyed [p 628] - whether intentionally or accidentally could not ascertain – commenced clearing “Beagle’s” - 38 hours after anchoring had sufficient water on board & proceeded to Albert River arriving same evening Our anchorage was 5 miles off land in 2 fathoms water – at 8pm fired a gun & rocket to announce our arrival to any persons who may be looking in our direction, there were no signs whatever of vessel or European visitors Next morning proceeded with 2 whale boats armed & provisioned for a week to ascend River & search banks – result was after arriving at its source 59 miles from vessel, concluded no vessel or any portion of Expedition had as yet been there. I left Notices in many conspicuous parts of River for Mr Gregory or Master of vessel should they arrive, then</p>		

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						<p>commenced to descend & after absence of 6 days returned to ship – in only one part of River did we see natives 29 in number – they were so mad & excited at our trespassing in their country, thought it prudent not to communicate but gave them bag of bread, some fish hooks, tobacco & pipes with which they seemed pleased, they were all armed with spears, waddies, boomerangs etc & appeared exceedingly wild & wrathful, burning grass as they followed us along banks of River to clear us from their dominions – I should have dreaded a collision for the [p 628] sake of those coming after us & think we left them with good impressions – coloured pocket handkerchief bartered for a waddie [see also waddy] & Chief wrapped it round himself & danced in mud with frantic joy</p> <p>On morning of 8th August left anchorage & her head was once more North – now experienced same trial of patience that we had endured coming in: winds that had been light head winds from S E now changed in contrary direction against us - to give idea of our slow progress it occupied us 5 days in going 61 miles from Albert River to 10 miles North of Bountiful Island. After getting into middle of Gulph again got Trades from S E & progressed rapidly passing Cape Wessel on 20th August when I handed over vessel for the present to her owner – Notices were also left for Mr Gregory at the well at Sweers Island & also on Bountiful Island – had now had vessel under my orders for 30 days under sail & 4 under steam – brisk trade carried us to Cape Van Dieman [as it is – also Cape Van Diemen] by 23rd August & vessel was now steered for Victoria River which we entered on birth day of His Royal Highness Prince Albert [26th August] & anchored off Entrance Island at sunset – here I landed & found Notice left by Mr Baines Naturalist which I attach [p 630] herewith marked Nos 1 & 2 in which he reports Mr Gregory having left Camp for Albert River & “Tom Tough” had proceeded to Timor for provisions not many days since – would have proceeded that evening for Timor without ascending River but it also stated letters would be found in Camp, therefore there would be but a possibility of seeing Schooner, while there was a certainty of getting their latest communications. At daylight next morning, took “Torch” 40 miles up River & mooring her there proceeded in one of the boats accompanied by Mr Williams to Camp a further distance of 60 miles - where I found Notices enclosed marked No 3 having left others in lieu of those taken, descended River & found ship had wooded & watered during my absence – unmoored with some difficulty from strength of Tides & steamed down River leaving Notice on Entrance Island. On endeavouring to leave next day vessel grounded on Bank at Mouth of River formed since survey of Captain Stokes in 1839 & at low water left our keel 7 feet above low water mark It is a sand bank of some miles in area & forms with another bank a sudden bend across the Channel – after trimming vessel & lowering boats etc she went off without injury next tide which enabled me to take my departure on 4th September. We were now bound to [p 631] parallel of Latitude of Cape Van Dieman where Charter of “Torch” would cease but having considered probability of still seeing the Schooner at Timor which was only 46 miles north of that parallel I entered into further Agreement with owner, copy enclosed No 4 & in this measure hopes for Your Excellency’s approval – arrived at Timor on 8th September & received letter from Mr Baines in charge of detachment on board “Tom Tough”, copy attached No 5 – our touching at Timor was in great measure successful. This letter placed me in very responsible & trying position: Mr Baines had evidently conceived</p>		

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						<p>"Torch" to be Government vessel at little or no expense sent to assist them, instead of a chartered vessel at enormous sum of nearly £1000 per month – therefore reflected seriously on it & came to conclusion it would be wanton expense to proceed according to Mr Baines request to Albert River, that at the very moment I might be starting for that River he may be doing the same either in "Tom Tough" repaired or in a newly chartered vessel & we should sail side by side until dropping anchor at Mouth of River & find then 2 vessels had been performing one & the same mission. I therefore determined on again engaging "Torch" for a few days according to the [p 632] arrangements marked No 6 to proceed to Sourabaya which is only 4 days run & ascertain true position of apparently distressed & divided parties, to find if "Tom Tough" can be made seaworthy by docking & if not to charter another small vessel if possible – for this second measure I again hope to have Your Excellency's approval; & to assure you that they have been done with true & anxious motive & not without due consideration & reflection, to assist those persons I have been sent in search of, who now appear to me to be divided & disorganized & one detachment of them in very hazardous position – very much regretted to hear at Timor that Expedition had a rupture with natives at Victoria River, one man was speared losing entirely the use of his hand & in return natives were shot – this circumstance should have been mentioned on Notices I found there to warn visitors & this unhappy circumstance accounts for my not seeing one native during the 60 miles I ascended in the boat but many were seen abreast of ship burning their woods to exterminate us from their shores – thus is their custom, the same in Albert River. Passage from Coepang to Sourabaya was retarded by light S W winds & calms consequent on decline of S E Trades which in this month become very light & we [p 633] arrived here on morning of 18th – found "Tom Tough" was condemned & was sold next day for £900, also ascertained Mr Baines was fortunate enough to charter vessel on his arrival ("Messenger" of Sydney) & had started for Albert River on 1st of this month September – ascertained from authorities here, Consular Agent & leading shipwright afloat that vessel was sound wholesome one & well calculated for the service, & would arrive at Albert River allowing her 2 months for her voyage before provisions which Mr Gregory had taken would be exhausted. Felt relieved from great deal of anxiety & day following "Torch" was discharged from Government employ & certificates given to Owners & forwarded according to Charter Party. I regretted very much to find there had been such discord among Officers, crew & some of exploring party throughout the whole voyage of "Tom Tough" – it could hardly be expected in small schooner that Master with his wife & family & niece & servant with 17 additional persons of the Expedition could devote that attention to his vessel & wants of Shore Party that was necessary particularly in such treacherous waters as those of the Cambridge Gulph [as it is] – but perusal of Schooner's Log will show fights & [p 634] rows were every day occurring, that vessel was allowed to drag over rocks & stones for a period (I think) of 28 days, that many men were always in state of insubordination & that nearly all provisions & stores were either spoiled or squandered or stolen, altogether her services appear to have been most unsatisfactory & irregular: provisions that should have lasted 2 years were only sufficient for 10 months – think it will add considerably to comfort & success of Expedition their having "Messenger", far different vessel to attend on them in Gulph of Carpentaria – a near</p>		

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				William Chimmo Lieut R N in charge of the Searching Expedition		<p>approach to value of "Torch" having been offered it has been accepted by owner viz £7500 & he has forwarded myself & luggage to Singapore at expense of owners</p> <p>Reports of progress of Expedition have been forwarded to Your Excellency & in concluding my Despatch, trusts you will be pleased with manner in which it has been conducted, always having in view but one object: that of carrying out orders received in their true spirit & intention</p> <p>[p 635] Provisions sold at "Soerabaya" [as it is - Surabaya?] by Auction, Bills of Sale are enclosed [not filmed here] & amount will be forwarded by British Consular Agent to Sydney</p> <p>Arms & ammunition I take to Singapore - difficulty with Dutch Government in disposing of them here, receipts for which will be forwarded</p> <p>Letters for Expedition will be left at Singapore for transmission, & according to His Excellency's Instructions, I have drawn Bill on Lords Commissioners of Her Majesty's Treasury to defray Expenses of my voyage to Europe & freight for luggage & Contingent Expenses, whole amounting to £175-19-0 &</p> <p>Notes in margin - Read [Ref 56/09013] <i>[very faint]</i></p> <p>&</p> <p>Notes at top</p> <p>2 copies of this to be made for transmission to Secretary of State</p> <p>Copies also of papers No 1-2-3-4-5 & 6 to be made in duplicate</p> <p>Copies forwarded as requested - "Put by"</p>		
	56/09187	1856 12 29	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 12 18	<p>At top: "Government Resident Moreton Bay"</p> <p>Letter re CS letter 6th inst 56/08822 enclosing letter from Inspector General of Police containing application from Lt Nicoll of Native Police for extension of his leave of absence [No 56/481]: under circumstances, granted leave as requested - has written to Lt Nicoll to that effect, which letter forwarded to Inspector General of Police for transmission to that Officer as unacquainted with his address</p> <p>&</p> <p>Notes in margin</p> <p>Recommended - Governor General</p> <p>Approved</p> <p>Government Resident</p>	A2.37	636
	56/08822	1856 12 01	Hon CS	Office of Inspector General of Police, Sydney John McLerie, Inspector General of Police	1856 11 29	<p>At top: "Inspector General of Police"</p> <p>Submitting application from Lieutenant Nicoll Maranoa Division of Native Police requesting his leave of absence be extended to end of year as his health is such as to incapacitate him from proper performance of duties, should he be compelled to return to Head Quarters earlier [No 56/212]</p> <p>Para 2: Upon referring to his predecessors correspondence re Mr Nicoll being granted leave he now enjoys [Margin: 56/07225] has reason to believe Mr Nicoll's health has been impaired through long residence in an insalubrious climate & deprivation of all vegetable diet, circumstances unavoidably attendant on particular appointment he holds - should therefore, were supervision of Native Police to be continued under this Department, be disposed to recommend compliance with Mr Nicoll's request, but under existing circumstances, suggests reference be made to Government Resident Brisbane with whom control of that Force now rests</p> <p>Para 3: Remarks 2nd Lieutenant Ferguson, Officer in charge of Lieut Nicoll's</p>	A2.37	637 - 640

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	56/01391		Hon CS	<p>"E D T"</p> <p>"M F"</p> <p>Ipswich Philip D Vigors, Lieut 11th Regt Surveyor of the Moreton Bay Roads</p> <p>"C A F"</p>	<p>1856 02 12~ 1856 02 14 1856 02 15~</p> <p>1856 02 22</p> <p>1856 02 01</p> <p>1854 01 30~ 1854 02 04~ 1854 02 08~ 1854 02 16</p>	<p>£500 a year Blank cover Noted <u>Executive</u> 56/93 – 16 February 1856 Laid before Executive Council – Min No 56/6 [Ref M13330]</p> <p>Letter informing Colonel Bloomfield having offered him the Adjutancy of 11th Regiment which he is desirous of accepting, tenders resignation of his appointment of "Surveyor of the Moreton Bay Roads" & trusts His Excellency will permit him to rejoin his Regiment for above purpose [No 56/6]</p> <p>Notes re above At top: "M11792 – 8th February 1854" Philip Doyne Vigors to be appointed Road Surveyor Moreton Bay N B This appointment to be on the same day as the [<i>obscured</i>] Mr Vigors, Auditor General – noted Has Government Resident been informed Send him a copy of the letter to D Vigors [as it is] Government Resident Moreton Bay [Ref 56/01391]</p>		651 652 - 653
				Executive Council Office, Sydney Michael Fitzpatrick Clerk of the Council	1856 03 03	<p>At top: "M13335 – 5th March 1856 Proceedings of Executive Council on 22nd February with respect to Mr Sandeman's claim to be reimbursed Law Costs - Minute No 56/6 <u>confirmed 28th February 1856</u> His Excellency the Governor General lays before Council application from Mr Alfred Sandeman JP to have refunded to him £39-19-8 being his share of taxed costs awarded by Supreme Court in case of Dolan v Sandeman & others, nature of which is hereafter briefly explained: This application is accompanied by Report from Attorney General who characterises it as ill-judged & unreasonable, & one that ought not to be complied with - adds moreover that in his opinion, Mr Sandeman's conduct has been so improper as to make it a matter for consideration whether he is fit person to hold Commission of the Peace 2 Circumstances out of which this arose are as follows: It appears Mr Gordon Sandeman, brother of applicant & who is himself a Justice of the Peace, had some altercation with Mr W H Wiseman also a Magistrate & publicly assaulted him in streets of Drayton, Mr Wiseman striking Mr Sandeman in return. This assault was committed in view of Dolan Chief Constable of Drayton who took Mr G Sandeman into custody. At this period Mr A Sandeman arrived & ordered his brother out of custody but being remonstrated with by Chief Constable, he then ordered both Mr G Sandeman & Mr Wiseman into custody. They were accordingly taken to lockup & discharged on their personal recognizances to appear in next Court day to answer charge of assault. They appeared before Court & were each fined 20/- . Upon termination of trial Mr A Sandeman quitted Bench & preferred a charge against Chief Constable of gross dereliction of duty. Mr G Sandeman also charged him with bringing him (Mr G Sandeman) illegally before Court. Mr A Sandeman proceeded to give evidence in the case & then took his seat again on Bench. Result was Chief Constable fined £5. During these proceedings there were on Bench Messrs Alfred Sandeman, John D McLean, W Leith Hay & C C Macdonald, but conviction</p>	A2.37	654 – 661

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						<p>of Chief Constable is signed only by A Sandeman & W Leith Hay 3 Dolan sued out a Rule Nisi for prohibition against these gentlemen made absolute with cost & hence Mr Sandeman's present application 4 Upon consideration of foregoing circumstances, Council express their concurrence in view taken by Attorney General that Mr Sandeman's request should not be complied with & further record their opinion that whenever Government shall proceed to issue a new Commission of the Peace, Mr Alfred Sandeman's share in this transaction should be brought under review as bearing upon his fitness to be retained in the Magistracy &</p> <p>Notes in margin Approved Mr Sandeman, Attorney General – noted</p>		
	56/01577	1856 02 16	Hon CS	Attorney General's Office, Sydney J H Plunkett, Attorney General	1856 03 04 1856 03 12 1856 02 13	<p>At top: "Attorney General" Letter informing CS with reference to accompanying letter 31st December last, covering Memorial received under B C 22nd ult, that he is of opinion application in question of Mr Alfred Sandeman JP is an ill-judged & unreasonable one & ought not to be complied with [No 56/27] 2 Circumstances of this case were brought under his notice by F De Lacey Moffatt JP [as it is – see also T de Lacy Moffatt] by letter 4th March 1855 (herewith sent – p 678) to which he returned reply 19th March 1855 (copy annexed – p 685) – no communication made to him on subject afterwards until 5th June 1855 (letter herewith sent – p 688) 3 As last mentioned letter only stated Prohibition granted with costs & that affidavits were filed in Court, did not consider it essential to incur expense of getting copies of Affidavits or moving in matter which was in hands of Supreme Court 4 As present application makes it necessary for him to report on circumstances, & considers it his duty to bring them before His Excellency in order that he may judge whether Mr A Sandeman the applicant's conduct in the case has not been so improper as to make it a matter for consideration, whether he is a fit person to hold Commission of the Peace 5 Letter of Mr Moffatt of 4th March states the whole case, & Brief of Counsel herewith sent (procured for information of His Excellency) contains Depositions before Magistrates; also in it will be found Deposition of Chief Constable stating arrest made by him was for breach of the Peace, committed in his view & although it was committed by 2 Justices, was duty of Chief Constable to arrest them, & interference of Mr A Sandeman was illegal & uncalled for. Subsequent conduct of Mr A Sandeman in converting into a charge against Chief Constable what was clearly only his duty & for which he should rather be commended than condemned, was in his opinion unjustifiable – moreover Mr A Sandeman appearing as Witness & Judge against Chief Constable is such an instance of impropriety (to use mildest expression) appears to him incumbent on Government to consider whether he is fit person to remain on list of Magistrates &</p> <p>Notes in margin Executive Council Blank cover – noted Papers returned</p>		662 – 667
				"W D" "E D T"	1856 02 19 1856 02 20			

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						<u>Executive</u> 56/111 – 21 st February 1856 Laid before Executive Council – Min No 56/6 [M13335]		
	56/00675	1856 01 18	His Ex Sir William T Denison Governor General	Felton, Darling Downs Alfred Sandeman JP	1855 12 31	At top: "To be referred for report of Law Officers - 17 th January 1856 – C R" Letter requesting His Excellency to refer to his Memorial of 2 nd July last re decision of Judge in case Dolan v Sandeman & others which was given against him & Gordon Sandeman as respondents Para 2: Informs he has been notified taxed costs amount to £39-19-8 & requests His Ex will consider matter & cause this sum to be refunded Para 3: Will not weary His Excellency with repetition of the grievance but trusts he will give him the attention & support which case merits & Notes in margin A Sandeman respecting costs incurred in case of appeal against decision of Drayton Bench [<i>very light</i>] Petition enclosed Referred for opinion of Crown Law Officers – blank cover – to be returned Noted 56/01577 Mr Sandeman Laid before Executive Council – Min No 56/6	A2.37	668 – 669
	56/00675		His Ex Sir William T Denison Governor General	Felton, Darling Downs Alfred Sandeman	1855 07 02	At top: "Answered 14 th July – enclosures returned – C R" Letter regarding case against Edward Dolan, Chief Constable at Drayton with whose conduct an enquiry was, on 19 th February last made by Drayton Bench, consisting of 4 Magistrates of whom he was one, on which occasion Dolan having been charged with neglect of duty was, by the Bench, fined £5. To quash this decision Dolan applied for & obtained Writ of Prohibition against Magistrates who signed Adjudication though not against whole of the Magistrates who concurred in sentence, 2 of whom it appeared, had failed to adhibit their names In this Prohibition he was found liable in one half of costs & being unable, as he shall shortly detail to Your Excellency, to show cause against the rule, is now desirous that matter should come before Your Excellency in a way calculated to put you in possession of true position which he occupied in case referred to – is more anxious on this point as has been informed that on occasion of late Assizes at Brisbane, Attorney General requested Mr Moffatt JP of Drayton to report upon Dolan's case & which Mr Moffatt no doubt willingly undertook to do – also observes when Dolan was brought before Court, he was labouring under disadvantage of having conviction produced against him in case tried by "Captain Vignoles & myself", for gross drunkenness, fined & informed slightest impropriety in his future conduct would be visited with dismissal – mentions this fact because although no notice of it is taken in depositions in case tried on 19 th February, still proceedings & conviction in previous case were read to the Court & considered by Magistrates in latter case On occasion referred to, when Gordon Sandeman of Burrandowan informed Bench that he had a charge of neglect of duty, as Chief Constable, to prefer against Dolan, outlines of which were then verbally detailed – Bench conceived it their duty to have instant enquiry on subject & in doing so, were influenced by fact that Dolan being a public officer at head of Constabulary it was but an act of justice, both to himself & public		670 – 676

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						<p>interest, that investigation should at once proceed particularly as Dolan being before Court, every justice could be done him - complaint having been stated on oath & evidence led on subject, Magistrates having heard Dolan in his defence were unanimously of opinion that Dolan had not conducted himself with that propriety in arresting Mr Gordon Sandeman which ends of justice required, & they fined him £5</p> <p>Necessary that he should draw attention to one point in this case of which he was not aware at the time, but which he discovered afterwards & which indeed he believes was relied chiefly upon as against him in application for a Prohibition – that point is that part of deposition is made to appear on the face of proceedings as having been made by him – that in point of fact he had, as alleged in Dolan’s application for Prohibition, acted as complainant witness & Judge – nothing could be further from the fact. Some time after Mr Gordon Sandeman’s deposition was made, it was intimated to Court that he was required as a witness, & having come off Bench for the purpose, it was discovered that any evidence which he could give, had no distinct reference to the particular charge before the Court – therefore resumed his seat, the few lines written down by Clerk of Court having, as that gentleman states in accompanying letter to him [Margin: No 1] been ordered to be struck out. Will observe that he was neither complainant nor witness in the matter, although from error which Clerk of Bench committed in <u>not</u> striking out what he did write down, has afforded Dolan & his friends an opportunity of placing him in a false position</p> <p>Observes here as an apology for Clerk of the Bench, both on point just mentioned as well as on finding of the Court, by which it is made to appear that Dolan was found guilty both of excess of duty & of impertinence to 2 Magistrates, which no such charge had been made – that that gentleman had but just arrived at Drayton & had on the occasion in question without any previous practical knowledge of the duties, officiated for the <u>first time</u> & that Dolan’s behaviour during proceedings was in highest degree indecent & insulting to the Bench – & his conduct in that respect was commented upon in the sentence. Shortly after having been served with Rule Nisi to show cause against the Prohibition, he applied to a legal gentleman who knew facts well, to take necessary steps for the purpose – when in answer to his application he received from him accompanying letter [Margin: No 2] by which you will observe that upon legal grounds he was advised Prohibition must issue & he was by lapse of time altogether precluded from setting the Court right as to those grounds of a more personal nature to which he has above referred</p> <p>Under such circumstances he is compelled to appeal to Your Excellency & offer above explanation – was not interested in charge in <u>any way, he was not a witness</u> – while he acted as Magistrate he discharged his duty with strict impartiality & desire to administer Justice, & though upon strict legal grounds, Bench erred through mistakes of a clerical nature, can assert for himself that nothing short of purest motives actuated him on that occasion</p> <p>[Cover sheet] A Sandeman / 2nd July 1855 Dolan v Sandeman / Drayton Bench</p>		677
	56/01577		Hon Attorney General	Drayton T De Lacy Moffatt JP	1855 03 04	<p>Letter giving account of transaction that has lately occurred in this neighbourhood which might have been attended with serious results, in order to obtain your advice as to course he should pursue:</p>	A2.37	678 – 681

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						<p>Mr Gordon Sandeman squatter in Burnett District who is a candidate for representation of United Districts of Clarence and Darling Downs having felt himself aggrieved by publication of a letter in local papers reflecting upon his qualifications, arrived here 16th February accompanied by his friend Mr C C McDonald Justice of the Peace. On the day following Mr Alfred Sandeman also Justice of the Peace arrived, as he has since heard by pre-concerted arrangement, & on same afternoon they were all in the verandah of the "Bull's Head" Inn when Mr W H Wiseman, supposed to be writer of letter in question rode up the street. Mr G Sandeman rode out to meet him & made a violent assault upon him, attack was repelled by Mr Wiseman when constables arrived & Chief Constable Dolan who <u>saw</u> assault committed by Mr Sandeman took him into arrest. Mr A Sandeman & Mr McDonald then came up & Mr G Sandeman was ordered out of arrest by former gentleman, eventually both were taken to lock up & discharged upon their personal recognizance to appear on following Monday neither of them being bound over to keep the peace</p> <p>On 19th ult both gentlemen were found guilty of an affray & fined 20/- each, Chief Constable was then put on trial by Mr A Sandeman for illegal arrest & insolence, was fined £5 – Mr McAlister attorney from Ipswich conducted prosecution of which no Notice was given to Chief Constable before he was put upon trial, nor was he allowed time to procure evidence in his defence. Magistrates who composed Bench were Mr A Sandeman, Mr C C McDonald, Mr N Leith Hay & Mr J D McLean. Latter gentleman, only one present in habit of sitting on this Bench, dissented in toto from proceedings. On 20th ult Mr G Sandeman & Mr C C McDonald left Drayton & proceeded towards "Jimbour" from information he received on following day, with hostile intentions towards Mr J P Bell who they had learned was the contributor of letter in question. Having been informed they were in possession of pistols, he deemed it his duty to prevent their intentions & send Chief Constable Dolan to watch their proceedings – he found them at Dalby Myall Creek where were also Mr J P Bell & his friend Mr T B Dowling He ascertained a correspondence had been going on between them & believed a hostile meeting was intended – under these circumstances seeing Mr C C McDonald, he applied to him as only Magistrate there or in neighbourhood to lay an information against Mr Sandeman & Mr Bell but he (Mr McD) not only refused to take it, but questioned Chief Constable's right to interfere, & told him he had only to keep his eyes open. Owing to Mr Dowling's judicious conduct, no hostile meeting took place, but that it was intended there is <u>positive evidence</u>. Having heard it is intended by Mr G Sandeman to publish correspondence between himself & Mr Bell & thus keep alive a spirit of contention which will in the end, undoubtedly lead to a breach of the peace, deems it his duty as Magistrate to summons Messrs Sandeman & Mr McDonald to answer for the offence they have committed against the law, but before doing so, as he is connected with Mr Bell, & likewise opposed to Mr Sandeman in approaching election, & his motives may in consequence be misconstrued, seeks his advice – mentions was absent from & did not return to Drayton until night of 19th ult – observes in conclusion that foregoing is plain statement of facts upon which he makes no comments further than it can be substantiated by evidence</p> <p><i>[Letters referred to, see Moreton Bay Courier: 27 January 1855, p3 signed "An Elector" – Moreton Bay Courier: 17 March 1855, p3 signed Gordon</i></p>		

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			Hon Attorney General, Sydney	Darling Downs, Drayton T De Lacy Moffatt JP	1855 06 05	<p>their own recognizance to appear on 19th ult when they were fined 20/- each & Chief Constable being placed on his trial for an illegal arrest & insolence, & fined £5 - Magistrates comprising Bench being Messrs A Sandeman, McDonald, Hay & McLean, latter gentleman dissenting in opinion with others & as it has subsequently ascertained that Mr J P Bell is really the author of letter in question & that arrangement for a hostile meeting between Mr Gordon Sandeman and Mr Bell, under the circumstances requesting my advice in the matter [No 55/75]</p> <p>Para 2: Informs that the whole proceedings detailed are of so illegal a character that it is much to be regretted you did not before this interfere.</p> <p>Para 3: On information of the intended breach of the Peace, you might & (I may add) you ought to have required both Mr Sandeman & Mr Bell & the seconds to enter into sureties to keep the peace, & in default to commit them to prison for a certain time, or until sureties were given.</p> <p>Para 4: Proceedings against Chief Constable (who seems to have only done his duty) seem not only arbitrary but are liable to suspicion of even something worse, on account of the circumstances of the gentlemen composing the Bench, being parties interested & if these facts can be placed before me on oath, I would feel it my duty, for the proper vindication of the law, either to bring the parties so interested before the Supreme Court or take proceedings against them as Public Prosecutor.</p> <p>Para 5: Unless there be made out on oath to your satisfaction an apprehended breach of the peace, I do not see how it will be necessary for you to interfere now but if there be a repetition of such scenes as may lead to a breach of the peace, you should on information to that effect have all the parties implicated brought before you and bound over to keep the peace towards each other and all Her Majesty's subjects</p> <p>Referring to "my letter of 4th March" & 4th paragraph of your reply thereto dated 19th March having reference to proceedings against Chief Constable: informs that on 12th of May last Supreme Court made absolute a Rule for a prohibition <u>with costs</u> against Messrs Gordon & Alfred Sandeman, former the prosecutor & latter Chairman of the Bench on occasion alluded to, & affidavits upon which Rule made absolute are lodged in Supreme Court</p> <p><i>[from following page to p702, pages are not in order, some are not numbered & remainder are numbered 688/687]</i></p> <p>[Cover sheet] <u>In the Supreme Court of New South Wales</u> <u>Dolan v Sandeman and others / Brief for Appellant on Return of Rule Nisi</u> Robert Little by <u>Holden & McCarthy</u> & Notes Mr Fawcett – 4 Gnass [Guineas?] – "P F" Prohibition granted with costs against Gordon Sandeman & Alfred Sandeman – "P F" Rule Returnable Saturday 12 May It might be desirable to get the order signed today as vacation begins tomorrow – "P F" - Monday</p>		688
								[689] [page not numbered]

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						<p>(p 1) [Document's pages are numbered (1) to (4) at bottom] In the Supreme Court of New South Wales Edward Dolan - Appellant and Alfred Sandeman, Norman Leith Hay and Gordon Sandeman - Respondents <u>Brief for Appellant on Return of Rule Nisi</u> [Margin: Rule Nisi dated 7th April 1855] States: After hearing Mr Fawcett of Counsel for Appellant, & reading two several Affidavits of above named Edward Dolan sworn respectively on 16th and 22nd days of March last & the several paper writings annexed to last mentioned Affidavit & Affidavit of Daniel Foley Roberts sworn on 4th day of April inst, This Court doth Order - That above named Alfred Sandeman & Norman Leith Hay (two of Her Majesty's Magistrates of the Peace in & for Territory of New South Wales) & above named Gordon Sandeman upon Notice of this Rule to be served upon them shall on Saturday 12th day of May next show cause to this Court at Supreme Court House in King Street Sydney why Writ of Prohibition from this Court should not issue to be directed to said Alfred Sandeman, Norman Leith Hay & Gordon Sandeman to restrain them from further proceeding in matter of conviction of said Edward Dolan for alleged offence in judgment of Bench described as "excess of duty and impertinent language to two Magistrates". And why (p 2) said Conviction & Judgment or order or sentence of Bench therein & all proceedings consequent thereon should not be set aside. And why said Alfred Sandeman, Norman Leith Hay & Gordon Sandeman or some or one of them should not pay the costs of the said conviction & judgment & of this Rule & all costs consequent thereon. And why this Court should not make such other or further Order as circumstances of case may require upon Grounds following: 1. Because conviction is unsupported by Evidence 2. Because conviction is for offences different from that or those charged by the Complainant or Complainants 3. Because conviction alleges two offences neither of which is an offence in law & further because two several charges were made by two several complainants & it does not appear on which of those charges (if on either) or on whose complaint the conviction is founded 4. Because conviction alleges two offences & the sentence is a fine in an entire sum but how the said sum is apportioned does not appear 5. Because the case was heard without previous Notice to Defendant by Summons Information or otherwise although Defendant objected to go into the case on that Ground 6. Because Defendant was not allowed time to get together his Witnesses for his defence although he asked for postponement on that Ground 6. Because Defendant was not allowed time to get assistance of Counsel or an Attorney although he sought a postponement on that Ground 8. Because Defendant had a valid defence but from reasons numbered 6 & 7 he was prevented from making it 9. Because conviction & sentence were by two Justices one of whom (Alfred Sandeman) acted as prosecutor Witness & Magistrate or Judge in the Case 10. And on Grounds & for reasons contained in Affidavits filed in the matter</p>		688/687 – 688/687 [should be 690 - 693]

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						<p>of this application (p 3) & which Affidavits will be used in hearing of the case - <u>Affidavit of James Ramsay, Sworn 1st May 1855</u> States as follows: That upon Tuesday 17th April last I personally served Gordon Sandeman one of the above named Respondents at Brisbane aforesaid in said Colony with true Copy of original Rule or Order hereunto annexed marked with the letter "A" & at time of such service showed said Gordon Sandeman the said original Rule or Order, & told him the meaning thereof That on Saturday 28th April last I personally served Alfred Sandeman one other of above named Respondents at his Residence Pilton, Darling Downs in said Colony with one other true Copy of said original Rule or Order & at time of such service showed said Alfred Sandeman said original Rule of Order & told him the meaning thereof That Pilton where service was effected as aforesaid on said Alfred Sandeman is distant 120 miles from my residence in Brisbane <u>Affidavit of James L Hay sworn 17th April 1855</u> States as follows: I know Norman Leith Hay one of above named Respondents he resides at Rannes in District of Leichhardt in Colony of New South Wales distant 415 miles from Brisbane. That he believes he is present at his place of residence at Rannes. That time necessarily employed in travelling (p 4) from Brisbane to Rannes on horseback & back again would be not less than 36 days. That last 110 miles of road to Rannes is over new & unoccupied Country & from hostile disposition of natives to white men, I believe it would be unsafe for any horseman to travel it alone</p> <p>(p 1) [Document pages are numbered (1) to (8) at bottom & are out of order – have noted these numbers here] In the Supreme Court of New South Wales Exparte Edward Dolan <u>Brief to move for a Writ of Prohibition</u> <u>Affidavit of Edward Dolan</u> On this 22nd day of March 1855 Edward Dolan of Drayton in Colony of New South Wales Chief Constable being duly sworn makes Oath & says: On Application to Clerk of Petty Sessions at Drayton for copies of information depositions & conviction or order in case heard at Police Office in Drayton on 19th day of February last before Alfred Sandeman, John D McLean, N Leith Hay & C C McDonald Justices of the Peace in & for said Colony in which Alfred Sandeman & one Gordon Sandeman were Complainants and I was Defendant. I was furnished by Clerk of Petty Sessions with paper writings hereunto annexed marked respectively with letters "A" "B" I further say I know & am acquainted with handwriting of William Aeneas Moncrieff Clerk of Petty Sessions at Drayton & the signature "William AE Moncrieff" at the foot of paper writings respectively is proper handwriting of said William Aeneas Moncrieff [as it is – also spelt William Eneas Moncrieff] "A" Police Office, Drayton – February 19th, 1855 (p 2) Present Alfred Sandeman JP – John D McLean JP – N Leith Hay JP –</p>		688/687 – 688/687 [p (1)-(6) should be 694 – 699; p (7) & (8) should be 700 - 701]

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						<p>and C C McDonald JP [Margin: Copy Proceedings furnished by Clerk of Petty Sessions]</p> <p>Sandeman v Dolan</p> <p>Gordon Sandeman being duly sworn states: On Saturday 17th inst about ½ past 4 in afternoon I was ordered into custody by Mr William Henry Wiseman. I protested against the right of that person to give me in charge but he repeated the order, Chief Constable holding my horse by the bridle at the time told me to get off my horse or he would make me. I then dismounted, & seeing Mr A Sandeman and Mr C C McDonald both Magistrates coming towards the spot where we then were. I again protested before them as to right of Mr Wiseman to order me into custody. Mr Alfred Sandeman then ordered us both Mr Wiseman & myself into custody. I omitted to mention Mr Alfred Sandeman previous to ordering Mr Wiseman & myself into custody, ordered me out of custody. The Chief Constable's conduct in ordering me off my horse was violent.</p> <p>Sgd: G Sandeman</p> <p><u>Cross examined</u> I might have been in charge of a constable before you came up, the other constable seemed doubtful of his position</p> <p><u>Re examined</u> James Houston did not inform me that he was a Constable, did not intimate to me that he apprehended me I did not display any insignia of office. Mr Dolan did not inform me that he was Chief Constable</p> <p>(p 3)</p> <p><u>Cross examined</u> You ordered me to come off my horse or you would make me, your manner was violent, you seemed violently excited</p> <p>Sgd: G Sandeman</p> <p><u>Mr David Mehan</u> being duly sworn states: My attention was called on Saturday to the scuffle in the Street between Messrs Sandeman & Wiseman. I saw Constable Houston running to the place. When he got to the spot <u>I heard Mr Wiseman order him to take Mr Sandeman into Custody.</u> I then saw Chief Constable rushing across in his shirt sleeves – he was calling out “pull him off” & “drag him off” – when he got to the place I think Constable Houston had hold of reins of Mr Sandeman's horse</p> <p><u>Cross examined</u></p> <p>Mr Sandeman was in great state of excitement he had a whip in his hand <u>If Mr Sandeman had been released from Custody I do not think he would have committed a further breach of the peace</u> I think his excitement was partly caused by his being apprehended. They were <u>not actually fighting when the Constable came up</u> though <u>they were when he left his house.</u></p> <p>Mr Sandeman did not leave his horse until Messrs A Sandeman & McDonald came up. I cannot say whether or not Mr Sandeman got off his horse immediately after you took him into custody. You were excited and your conduct was violent</p> <p>Sgd David Mehan</p> <p><u>Alfred Sandeman</u> being duly sworn states: On Saturday last I observed two men holding Mr Gordon Sandeman's horse by the bridle. I proceeded from Houston's verandah immediately. Mr Wiseman was on horseback a few feet from them. On approaching near I discovered</p> <p>(p 4) one to be the Chief Constable & the other Constable Houston. When I came up to them Mr Gordon Sandeman was off his horse</p> <p><u>Cross Examined</u></p> <p>I gave you orders to release Mr Gordon Sandeman from custody.</p> <p>Defendant declines questioning further at present</p>		

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						<p><u>Constable Houston</u> being duly sworn states: That he has already given his evidence & knows nothing more than he then stated</p> <p><u>William Gurney</u> states: Last Saturday afternoon, I saw Mr Dolan & Houston going towards Messrs Sandeman & Wiseman – I saw him go up to them but was not close enough to hear what was said. I saw Mr Sandeman get off his horse, but do not know by whose order. I saw the first of the row take place but do not know the cause of it</p> <p><u>Cross examined</u> Mr Sandeman struck the first blow & Mr Wiseman returned it</p> <p>Sgd: William Gurney [his mark]</p> <p>Bench are of opinion that Defendant is guilty of an excess of duty & of impertinent language to 2 Magistrates</p> <p>Sentence of the Bench a penalty of £5</p> <p>Sgd: Alfred Sandeman JP Sgd: N Leith Hay JP</p> <p>(p 5)</p> <p>“B”</p> <p>Police Office, Drayton – 15th March 1855</p> <p>I certify that no conviction has been filed or ordered in this Court in the matter of Sandeman v Dolan tried on 19th February 1855</p> <p>Sgd William W Moncrieff [as it is] [Margin: Paper writing marked “B”]</p> <p><u>Affidavit of Edward Dolan No 2</u></p> <p>On 16th day of March in 1855 Edward Dolan of Drayton in Colony of New South Wales Chief Constable being duly sworn states:</p> <p>About 4 o'clock in afternoon on 17th February last I saw Mr Gordon Sandeman meet William Henry Wiseman in the street of Drayton they were both on horseback they appeared to me to speak. I almost immediately after saw Mr Sandeman raise his hand in which there was what I afterwards found to be a whip with an iron hammer head to it & strike Mr Wiseman several blows with it. I at once called to Constable Houston of Drayton Police (who was on the side of the Creek with Mr Sandeman and Mr Wiseman) & directed his attention to these gentlemen. I hastened towards them when I got up Constable Houston had hold of Mr Gordon Sandeman's horse by the reins & Mr Sandeman trying to get out of his Custody. Mr Sandeman seemed so violent in the hands of the Constable that as I was running up I called out to Constable to take him off his horse, when I got up to them I took hold of his horse & told him to get off his horse – he would not. I again required him to get off his horse – he would not, he appeared anxious to continue to fight. I then told him if he did not get off his horse I would take him off. Just then Mr Alfred Sandeman one of Her Majesty's Justices of the Peace came up & without waiting to investigate the circumstances peremptorily ordered Mr Gordon Sandeman out of the Custody</p> <p>(p 6)</p> <p>of the Police. I remonstrated & observed that in Mr Gordon Sandeman's excited state that it would not be proper to release him. Mr Alfred Sandeman then ordered both Mr Gordon Sandeman & Mr Wiseman into custody of the police. They were then taken to Court House & admitted to bail & when going to Court House <u>Mr Alfred Sandeman threatened me by saying “I will remember this to you” “I will have it in for you” and again under Court House verandah he made use of similar expressions</u></p> <p>On Monday 19th February Mr Sandeman & Mr Wiseman were each fined £1 for fighting in the public street. Mr Alfred Sandeman then got off the</p>		

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						<p><u>Bench</u> and said he <u>had a charge to prefer</u> against me for <u>gross dereliction of duty</u> [Margin: Mr A Sandeman's Charge] and <u>Mr Gordon Sandeman said he had a charge to bring</u> against me for bringing him illegally before the Court [Margin: Mr G Sandeman's Charge]</p> <p>I objected to these charges being gone into on the grounds that I had <u>received no notice</u> that there was any charge to be brought against me and that if <u>there was any charge I ought to know the nature</u> of the offence that I might be able to make my defence [Margin: objected I got into this?] my objections were not allowed & Mr Gordon Sandeman was sworn and examined. After Mr Gordon Sandeman was examined I <u>again appealed</u> to Bench & <u>asked for time to get my witnesses</u> – they consented to the case being adjourned for one hour, & when Bench again assembled Mr Alfred Sandeman took his seat on Bench. I again stated to Bench my inability to procure attendance of my witnesses who lived out of town & asked for a postponement of 4 days that I might be enabled to subpoena my witnesses & get professional advice – this was refused on ground that Bench could not wait. Mr McLean one of the presiding Magistrates expressed his willingness to grant the time allowed but he was over ruled. <u>Mr Alfred Sandeman again got off the Bench</u> and appeared against me, <u>as a witness was sworn in and examined</u> I objected to him <u>again taking his seat</u> on the Bench to act the part [Margin: Objects to his taking his seat on Bench] (p 7) [microfilm page not numbered – should be p 700] of prosecutor, witness & Judge in the same case. Mr McLean one of the Magistrates sitting also objected. Mr Alfred Sandeman observed “<u>I do not care if Mr McLean does object I will take my seat.</u> I was then asked what I had to say or what defence I had to make & was informed if I had any Witnesses to call I must do so then – I repeated my former objections – I further say <u>I arrested Mr Gordon Sandeman for a breach of the peace committed in a public street in my view</u></p> <p>Sgd: Edward Dolan <u>Affidavit of D F Roberts</u> On this fourth day of April 1855 <u>Daniel Foley Roberts</u> of Brisbane Moreton Bay in Colony of New South Wales Solicitor being duly sworn states: The town of Drayton where above named Edward Dolan resides is upwards of 150 miles from City of Sydney [as it is]</p> <p>Observations The case is one of the greatest hardship & injustice ever perpetrated by Magistrates. Dolan's Affidavit of 16th March discloses the circumstances – 4 Magistrates sat & heard the case only <u>two</u> subscribed the sentence of the Bench, in summary convictions it must be by a majority In the sentence he is found guilty of excess of duty & impertinent language to 2 Magistrates – there is not one tittle of evidence to sustain the latter part of this finding or in any way bearing upon it. Counsel will observe from Mr Dolan's Affidavit of the circumstances & also by his application to Bench for copies proceedings as set out in his Affidavit of 22nd inst that 2 complaints were made one by Gordon Sandeman the other by Alfred Sandeman JP (latter a near relative of former) & though it seems from the sentence he was (p 8) [microfilm page not numbered – should be p 701] punished for “excess of duty and impertinent language to 2 Magistrates” the evidence only touches on the first charge. Certainly does not sustain it the copies proceedings too are entitled as in one case Sandeman v Dolan</p>		

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						<p>though from the sentence that 2 charges were made as detailed by Dolan is very clear, how supported is certainly not so. It would be desirable that the order only go against the Magistrates who signed the "sentence of the Bench" and Gordon Sandeman - C C McDonald one of the other Magistrates who sat lives nearly 300 miles from here & it would entail a great expense to have him served with copy order Sgd: Robert Little, North Brisbane At end: It is unnecessary to join Mr McDonald as he did not sign the conviction or order of the Bench</p> <p>The following is a quotation from Mr Little's last letter to us: "In Dolan's case instead of extending the time so as to get Norman Leith Hay served I should prefer they went into the matter as against the others - they being the chief offenders Hay only got into it by happening to be passing through Drayton" No affidavits have been filed contra - Holden & McCarthy - 10th May 1855</p>		
				Executive Council Office, Sydney Michael Fitzpatrick Clerk of the Council	1856 06 10	<p>At top: "M13509 - 13 June 1856" Proceedings of Executive Council on 31st May 1856 with respect to proposed limits for Town of Brisbane - Extracts from Minute 56/28 confirmed 7 June 1856 2. "The Council advises the adoption of the extended limits as shown on the Plan & description submitted to them and that they be proclaimed accordingly" 3. "With reference to Surveyor General's remarks as to bearing of the proposed alteration on Electoral Rolls about to be prepared for Town and County respectively, Council observe that no alteration in Police boundaries of Town of Brisbane can affect Electoral District of the Stanley Boroughs or of the County of Stanley, the limits of which are definitely fixed in Electoral Act of 1851" [No 56/308] & Notes in margin Approved Proclamation in Government Gazette of 1st August 1856 Surveyor General</p> <p>[PRINTED] PROCLAMATION By His Excellency SIR WILLIAM THOMAS DENISON ... Governor General WHEREAS in pursuance of an Act of the Governor and Legislative Council of New South Wales, passed in the second year of the reign of Her Majesty Queen Victoria intituled, "<i>An Act for regulating the Police in the Towns of Parramatta, Windsor, Maitland, Bathurst, and other towns respectively, and for removing and preventing nuisances and obstructions, and for the better alignment of streets therein</i>", the provisions of said Act were by a Proclamation of 30th day of April, 1846 extended to the Town of Brisbane, in the District of Moreton Bay, and whereas it was by the said Act amongst other things enacted; that, upon a description of the boundaries of such town being published in the <i>New South Wales Government Gazette</i> the same should be deemed to be the boundaries of the said Town: Now therefore I the Governor General, with advice of Executive Council, do hereby direct that the following shall be deemed to be the boundaries of the Town of Brisbane, for the purposes of the said Act, that is to say:-</p>	A2.37	702 - 703
				"W D"	1856 06 12 1856 08 06			704

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	56/04708					<p>Commencing on the left bank of the Brisbane River, at the southern extremity of the north-west side of the road dividing John McConnell's 13 acres 1 rood 2 perches, and 21 acres 3 roods 4 perches and bounded on part of the east by the north-west side of that road north-easterly to the south corner of J C Wickham's 30 acres; thence on the north by the south-west boundary of Wickham's 30 acres and the south-west side of the road which forms the south-west boundary of James Gibbon's 86 acres and 33 acres and T Shannon's 13 acres and 19 perches, to the new bridge on the Eagle Farm Road; thence by lines north-westerly, in all 87 chains 24 links, up the north side of York's Hollow Swamp [also spelt Yorks Hollow], to a point west of the old road to Eagle Farm, and opposite to the ridge which divides York's and Spring's Hollows [also Spring Hollow]; thence by lines south-westerly to and along the ridge and the ridge forming the southern watershed of York's Hollow, to a point north by compass from the north-east corner of the Jews' Burial Ground for North Brisbane; on the west by a line bearing south and forming the eastern boundaries of the Jews', Roman Catholics', Presbyterians', and Aborigines' Burial Grounds, to the north corner of D R Somerset's 2 acres 38 perches, by the south-west side of the road forming the north-east boundary of that land, to a small creek which forms its south boundary, and by that creek to the Brisbane River, by a line south-easterly across the Brisbane River, to the north extremity of the west side of Boundary Street, South Brisbane, being the north corner of John Croft's 2 acres, and by the west side of Boundary Street southerly to the south side of Vulture Street; on the south by the south side of Vulture Street and of the road in continuation thereof, easterly to a point due south of the south-east corner of W Kent's 6 acres 1 rood 13 perches; and on the remainder of the east by a line north to that point, by the west side of the road bounding Kent's land; on the east, northerly to the Brisbane River, by its extension northerly across that river, and by the left bank of the river upwards to the point of commencement</p> <p>Given under my Hand and Seal at Government House, Sydney this 28th day of July 1856 and in the twentieth year of Her Majesty's Reign W Denison [SEAL] <i>By His Excellency's Command</i> Stuart A Donaldson GOD SAVE THE QUEEN!</p> <p><u>Enclosure in Surveyor General's letter to the Colonial Secretary dated 16 May 1856 – No 56/298</u> Description of new boundaries for the Town of Brisbane in the County of Stanley under the Act of Council 2nd Victoria No 2 Commencing on the left bank of the Brisbane River "C W" <i>[Hand written duplicate as per Proclamation above – headings deleted]</i></p>		705 – 706
	56/04708	1856 05 20	Hon CS	Surveyor General's Office, Sydney George Barney, Surveyor General	1856 05 16	<p>At top: "Surveyor General" Letter re Proclamation of 30 April 1846, folio 537 of Government Gazette 1st May 1846, of boundaries of Town of Brisbane in County of Stanley: states Surveyor Galloway after consultation with Government Resident Moreton Bay has recommended certain extended boundaries in letter from which he encloses Extract & has furnished a plan – seeks leave to forward same together with description for proclamation which he has caused to be</p>		707 – 709

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	56/04708			<p>"W D"</p> <p>"W E"</p> <p>"M F"</p>	<p>1856 05 27</p> <p>1856 05 27</p>	<p>prepared for the purpose [No 56/298]</p> <p>Para 2: In subsequent letter which he has received from Mr Galloway he remarks that as large body of electors who have voted for the County will now be included in the Town, & their votes will accordingly have now to be differently registered on Electoral Roll which it is said is to be revised at Brisbane on 1st proximo – therefore suggests if there be no probability of a disputed or another immediate election, that description be at once gazetted & Notice given to Brisbane Bench prior to 1st June 1856 so that Electoral Roll may be properly prepared</p> <p>P S It may be remarked that Plan is a survey of the neighbourhood of Brisbane on which the proposed boundary is shown by a red dotted line as explained in the Plan</p> <p>Also at top: "Transmitting new description of Boundaries of Town of Brisbane in County of Stanley under Act of Council 2 Victoria No 2"</p> <p>&</p> <p>Notes in margin</p> <p>56/1159</p> <p>Executive Council</p> <p>Blank Cover</p> <p><u>Executive</u></p> <p>56/361 – 28 May 1856</p> <p>Laid before the Executive Council 31st May 1856 Min No 56/28 [M13509]</p> <p>Enclosure in Surveyor General's letter to Colonial Secretary dated <u>16th May 1856 No 56/298</u></p> <p>Extract from Surveyor Galloway's letter to Surveyor General dated 24 January 1856 No 56/28 on extension of boundaries of Town of Brisbane: Government Resident having informed me he was desirous of having Town boundaries extended on North East side so Towns Police Act might be made applicable to inhabitants of Fortitude Valley, have extended my survey for that purpose & have shown position of new boundaries which appear to us to be most advisable to recommend for your adoption</p> <p>Whole of land at Kangaroo Point with exception of Reserves, has been sold in suburban Allotments, these in many cases have been subdivided into building Lots on which houses & shops are being rapidly erected, & this Point, from natural advantages, must become one of the principal parts of Town. Fortitude Valley has in similar manner become a very important suburb of Brisbane, buildings are increasing greatly in number, & main Township must, from natural features, extend in this direction – new boundaries to the Town are therefore proposed for purpose of including this place, & also such Crown Land as can be made available – this however you will perceive is not of great extent, as natural features & Burial Grounds prevent the further extension of Western boundary & the Reserve for the Supply of water limits the North Western extension</p> <p>At end: "C W"</p>		710 – 711
					1856 11 04	<p>[Cover]</p> <p>At top: "M13661"</p> <p>No 1</p> <p>Tuesday 4th</p> <p><u>Mr Richardson</u></p> <p>Gratuity refused "Put by"</p>	A2.37	712

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				"D C F S"		At top: "M13661" No1 Tuesday 4 th November Mr Richardson's Motion Gratuity to Mrs Feeny [see also Feeney] late Matron Brisbane Gaol ...£150 She was appointed 1 st January 1850 and resigned on 23 rd June 1856 making a service of 5 years 5 months 23 days Matron's pay annually £46-7-0 which per mensem is £3-17-3 Thus, as suggested, receiving one months pay for every year of service would entitle her to receive £21-3-4 Note: lh margin: watermark "J WHATMAN"		713
				Executive Council Office, Sydney Michael Fitzpatrick, Clerk of the Council	1856 08 25	At top: "M13661 – 30 th August 1856" <u>Proceedings of the Executive Council on 19th August 1856 with respect to Gratuity to Mrs Feeney late Matron of Brisbane Gaol – Minute No 56/41 confirmed 25th August 1856</u> Governor General lays before Council Petition from Martin Feeney lately Gaoler at Brisbane & formerly Sergeant Major in Mounted Police Corps, praying he be allowed some gratuity in consideration of his long service 2 It appears from enclosed Report of Auditor General that since this Petition was addressed to Government, Mr Feeney died and it is therefore suggested that Mrs Feeney who was Matron of the Gaol should receive some gratuity, her resignation of that office being consequent on her husband's resignation of his office of Gaoler 3 Under circumstances Council advise Mrs Feeney should receive gratuity calculated at rate of one months' pay for each year of her service as Matron [No 56/646]		714 – 715
	56/05947			"G R N" <i>[George Robert Nichols – Auditor General]</i>	1856 08 11	Note Feeney's services have been continuous so far as shown by records of this office from 1 October 1838 to 31 May 1856 excepting interval of 1 month between disbanding of Mounted Police Force of which he was a member, & his appointment as Gaoler at Brisbane on 1 st January 1850, a period of 17 years 8 months which would have entitled him to a pension of 4/12ths of his salary & emoluments. As Feeney is understood to be now dead there is no regulation under which any allowance or gratuity can be given Mrs Feeney may perhaps be entitled to gratuity for her services as Matron since 1 st January 1850, her resignation of that office being consequent upon resignation tendered by her husband of his appointment as Gaoler - blank cover & Notes re above 56/06332		716 – 717
				"W D" "A D" "W E"	1856 08 15~ 1856 08 16~ 1856 08 18	Returned Colonial Secretary Case may perhaps be submitted to Executive Council with reference to claim of Mrs Feeney to gratuity Executive Council Blank cover – noted [Ref M13661]		
			W Elyard	Brisbane Maria Feeny [as it is]	1856 09 23	At top: "M13661" Letter acknowledging receipt of his letter of 30 th August last		718

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	56/05947	1856 07 09	Hon CS	Sheriff's Office, Sydney John O'Neill Brennan, Sheriff	1856 07 08	At top: "Sheriff" Forwarding Memorial & Certificate from Mr Feeny Gaoler of Brisbane Gaol who has tendered his resignation for reason therein stated – recommend Memorialist's case to favourable consideration [No 56/65] Para 2: Since his appointment to office of Sheriff has every reason to be satisfied with manner in which Mr Feeny discharged his responsible & arduous duties rendered so from insecure state of the Gaol Para 3: Can also bear testimony as to high estimation in which he was held by Government & Public while discharging duties of Sergeant Major of Mounted Police which he believes is not unknown to many members of present Government & Notes in margin Auditor General – blank cover – noted Stamp: AUDIT OFFICE-NEW SOUTH WALES / No 673-JY*11 <u>Executive</u> 56/625 – 18 th August 1856 Laid before Executive Council – Min No 56/41 Entd "W T B"? [Ref M13661]		719 – 720
	56/05947			"W E"	1856 07 10			
				"M F"	1856 08 19			
					1856 08 17~	Note Sheriff – 8 July – Forwarding resignation of Gaoler & Matron Moreton Bay – To Executive Council		721
	56/07057	1856 08 25	His Excellency Sir William Thomas Denison, Governor General	Maria Feeney	[no date]	Petition of Maria Feeney, widow of Brisbane: That as her husband Martin Feeney late Gaoler at Brisbane since forwarding petition praying "that His Excellency would place on Estimates such as His Excellency would deem it meet as a suitable gratuity for length & nature of services rendered by him" & detailed in said Petition, departed this life the morning after leaving his office as Gaoler leaving her in poor circumstances. Petitioner prays His Excellency will be pleased to put on Estimates such sum in way of gratuity for her as Widow of one who for so many years devoted his usefulness to the service of his Country & Notes in margin Mr Richardson 5947 / 6399 Governor General for the Executive Council This has already been settled & gratuity awarded Minute not received – see letter to Mrs Feeny – see M13661	A2.37	722
				"C C"	1856 08 27			
				"W D"	1856 08 27~ 1856 08 30			
	56/05947		The Sheriff	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 06 24	Forwarding resignation of Mr Feeney as Keeper of Brisbane Gaol, owing to his failing health, together with Memorial to His Excellency for remuneration for his past services, which he has much pleasure in recommending, considers Mr Feeney's services to have been very valuable & during time he has been filling office of Gaoler, his vigilance & attention to his duties have been most commendable [No 56/289]: recommends him to favourable consideration of Government for as large an amount of gratuity as his long & efficient services as Sergeant Major in Mounted Police & subsequently Gaoler at Brisbane may be deemed worthy of Para 2: Encloses resignation of Mrs Feeney as Matron of Gaol & has much pleasure in bearing testimony to efficient manner in which she has discharged duties of her office	A2.37	723 – 724

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	56/05947		His Excellency Sir William Thomas Denison, Governor General		[no date]	<p>Memorial of Martin Feeney of Brisbane, Moreton Bay: That your memorialist has for last 6½ years occupied responsible post of Gaoler in Her Majesty's Gaol at Brisbane Memorialist is now three score years of age & from recent acute attacks of illness, his health has been so much impaired that he has felt himself incapable of any longer holding an office which, owing to insecure state of prison, requires most active & untiring vigilance, & he has therefore on 23rd day of June current (1856) forwarded his resignation to the Sheriff Memorialist has spent 40 years in defence of his Country or service to Government: that at age of 20 years he entered First Dragoon Guards, commanded by Colonel Sir George Teasle; after serving there for some time, he obtained transfer into 50th Foot, then commanded by Colonel Woodhouse, latterly by Colonel Anderson where he had 4 brothers serving – other 2 brothers at same time in service in different regiments Memorialist refers with pride that he is one of seven brothers who were all at same time bearing arms in their Country's defence & all of whom with one exception died in their Country's service In 1836, being then a non-commissioned Officer – Colour Sergeant in 50th Foot – memorialist transferred his services to Sydney Mounted Police where up to end of 1849, he continued to discharge very active duties – has no doubt that some members of present Executive Council, members of Legislative Council & Legislative Assembly will recognise in memorialist the person who for 12 years was popularly known by his title in Mounted Police Force – "Sergeant Major Feeney" On disbanding of Mounted Police Force, memorialist received his appointment as Gaoler at Brisbane from Sheriff Gilbert Elliot [also spelt Elliott, Eliott] with previously expressed written approval of His Excellency Governor Fitzroy, approval in writing of members of Executive Council & strong recommendation of several gentlemen including Major Nicholson of Mounted Police, Colonel Anderson under whom he served in 50th Regiment Memorialist refers to accompanying Testimonials showing his character up to time of his appointment as Gaoler & memorialist is confident that Gilbert Elliot late Sheriff, John O'Neill Brennan [as it is – also spelt Brenan] present Sheriff & Government Resident, John Clements Wickham will bear testimony that memorialist has during period he held office of Gaoler, satisfactorily discharged his duties Memorialist not able to make such provision for future as delicate state of his health would require & prays His Excellency may place on Estimates such a sum as to Your Excellency will seem meet as a suitable gratuity for length & nature of services rendered by memorialist</p>		725 – 728
				E Deas Thomson	1849 09 07	[Testimonial] Bearer Sergeant Major Feeny of Mounted Police is very strongly recommended to the Sheriff as highly deserving of an appointment in his Department		729
				Sydney George Barney Late Lieutenant Colonel Royal Engineers	1849 10 15	[Testimonial] Have known Sergeant Feeny Mounted Police for several years & consider him to be a good soldier & an honest & upright man		730

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				Surry Hills, Sydney Henry Smyth Late Major 39 th Regiment	1847 07 24	[Testimonial] I have known Sergeant Major Feeney of Mounted Police for some years & believe him to be a zealous servant of the Crown & in every way efficient in his duties		731
				Darlinghurst Gaol, Sydney John McLerie Lieutenant 58 th Regiment late Adjutant Mounted Police	1849 10 01	[Testimonial] Sergeant Major Feeney It affords me much pleasure to bear testimony to your good conduct & usefulness during the whole time you served under my orders in Mounted Police & I can with confidence state that present efficient & soldier like appearance of that Corps is to be chiefly attributed to your instructions as an old Cavalry soldier – nothing will give me more pleasure than to hear of your appointment to such a situation as your long & faithful services in 50 th Regiment and Mounted Police must		732
						[Cover] Sergeant Major Feeney / Mounted Police		733
				Sydney Richard Waddy, Captain 50 th Regiment	1846 06 12	At top corner: Embossed “BANC...”? with Shield <i>[image blurred]</i> [Certificate] Certify that Martin Feeney now Sergeant Major of Mounted Police was a Sergeant in my Regiment for some years & that his character was that of an active & intelligent non-commissioned officer, he was appointed Sergeant Major of Mounted Police on special application of Commandant of that Corps at the time, & to fill that situation he was allowed to leave his Regiment, I was attached to Mounted Police at that time & have reason to know that he was strict in performance of his duty		734
			Sergeant Major Feeny	Melbourne, Port Phillip A Anderson	1849 09 19	[Testimonial] Letter stating just received his letter calling upon him to bear testimony to his character while known to him in 50 th Regiment & has much satisfaction in stating that during that period your conduct & character was uniformly most correct & creditable. Known him well for many years & greater part of that time as non-commissioned officer & was always considered a most <u>exemplary man & a good soldier; steady, trustworthy greatly respected & in every way deserving of confidence</u> – knows that it was this character which he held in 50 th Regiment which procured him his present situation at Mounted Police – sorry to hear he is about to lose his present appointment from the expected reduction of the Police, but has no doubt his own claims & long service & a consideration for the good & faithful service of his other 4 brothers whom he once had in the Army (one of whom was killed while gallantly fighting in 50 th Regiment & another carried off by cholera in same Country India) will have some weight with those who may still have the power of getting him some further situation – shall be glad if this recommendation proves useful to him At end: “Sir, Colonel under whom I served in the 50 th Regiment” <i>[very faint]</i>		735 – 737
				Sydney J W Nunn, Brevet Major 80 th Regiment late Commandant Mounted Police	1844 08 12	[Testimonial] Sergeant Major Feeney has served under my Command for nearly seven years & I have great pleasure in saying I consider him an excellent soldier and recommend him as worthy of any reward		738

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			Sergeant Major Feeney, Mounted Police	Government House, Sydney G H FitzRoy, Private Secretary	1849 10 03	Returning testimonials left in his hands for Governor's perusal – informs his name has been placed on List of Candidates for an appointment in Public Service, but nomination to all situations in Gaols in Colony rests with Sheriff – if desirous of obtaining Office of Gaoler in one of the Country Gaols, for which His Excellency considers he is fully qualified, suggests he should apply to that Officer to whom you are at liberty to show this letter		739 – 740
	56/05947		The Sheriff, Sydney	H M Gaol, Brisbane M Feeney, Gaoler	1856 06 23	Letter tendering his resignation as Gaoler in H M Gaol Brisbane: owing to impaired health, is no longer capable of efficiently discharging the responsible duties of an office which owing to very insecure state of this prison, requires the most active vigilance – accompanying this is a Memorial to his Excellency, which you will have the goodness to forward to its destination, & hopes that he will support its prayer		741
	56/05947		The Sheriff, Sydney	Brisbane Gaol, Brisbane Maria Feeney, Matron	1856 06 23	Letter tendering her resignation as Matron in Gaol, Brisbane: Her husband & she will hold their situations until such time as you appoint successors – shall be prepared at any moment to hand over keys, etc For the kindness you have uniformly shown them you will please accept their joint thanks		742 – 743
	56/05947		The Sheriff, Sydney	Colonial Secretary's Office, Sydney W Elyard junr for Colonial Secretary	1853 05 13	“Copy” Acknowledging receipt of his letter of 26 th ultimo forwarding copy of depositions taken before Bench of Magistrates at Brisbane relative to attempt made by some prisoners to escape from Gaol [No 53/147]: informs His Excellency concurs with Bench of Magistrates in their opinion that Mr Feeney & turnkeys acted with great spirit & discretion on occasion in question Also at top: “53/03723” [see A2.26, p 109-120 includes depositions]		744
				Executive Council Office, Sydney Edward C Merewether, Clerk of the Council	1857 12 01	At top: “M14148 – 3 rd December 1857” Proceedings of the Executive Council on 23 rd November 1857 with respect to erection of an Immigration Depot at Wide Bay – Minute No 57/57 – <u>confirmed 30th November 1857</u> His Excellency the Governor General invites from Council expression of opinion as to expediency of proceeding with erection of Immigration Depot at Wide Bay, question to which attention of Government has been recently directed [No 57/801] 2: Council express their opinion that it is not under existing circumstances expedient to proceed with erection of Building in question & advise in accordance with that view & Notes in margin Approved	A2.37	745
				“W D” “C C”	1857 12 03 1857 12 03~ 1857 12 03~ 1857 12 08	Notify this to Department of Land & Works & inform Agent for Immigration Under Secretary, Immigration Agent At top: “14148” <u>Immigration Depot, Maryborough</u> Sum of £250-0-0 was included in Loan Act of 1857 for erection of Depot at “Maryborough” but Assembly having by previous vote abolished all Inland Depots then in existence, & having limited the operations both at Sydney & Moreton Bay of Immigration Departments it would have been useless to		746 - 750

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	56/07448	1856 09 18	Hon CS~	Government Immigration Office, Sydney H H Browne	1856 09 17	<p>have expended this sum as contemplated, as no funds were provided either for its management or for removal of Immigrants to Districts To make this Depot really useful to that portion of Colony, it will be necessary to draft Immigrants direct from Sydney, as communications between Moreton Bay & Wide Bay are not sufficiently regular to carry out such an arrangement at Brisbane - & to such an arrangement there might be an objection, as taking from Middle District a larger proportion of imported labour than properly belongs to Moreton Bay which for the last few years has been fixed at one fifth of whole amount voted for Immigration purposes for Colony at large [at top: "M14148]</p> <p>Sum voted in 1857 remains unappropriated & if now expended in erection of Depot, additional sum of from £200-£300 must be placed in Estimates for its management, & for removal of Emigrants to locality as independent of fixed establishment maintained at Brisbane sum of £1250-0-0 only has been recommended for maintenance of other Depots in following proportions viz</p> <p>Maitland £500-0-0 Bathurst £500-0-0 Newcastle £250-0-0 £1250-0-0</p> <p>At end & crossed out: "H H Browne—Immigration Office—14th Sept 1857"</p> <p>At top: "Agent for Immigration"</p> <p>Returning letter from Government Resident Moreton Bay forwarding Petition from certain inhabitants at Wide Bay seeking establishment of Immigration Depot there & forwarded to him under blank cover of 10th inst - submits report thereon [No 56/327]</p> <p>Para 2: Regrets cannot coincide in vein taken by Captain Wickham, that it could be advantageous to establish Depot at Wide Bay</p> <p>Para 3: On former occasion when Brisbane Depot crowded with considerable number of Immigrants, he proposed to several Wide Bay gentlemen who waited on him, to send steamer to Moreton Bay to remove about 100 families to Wide Bay if they would undertake to provide for them on their arrival there – they objected, intimating could not employ persons with families in consequence of troublesome character of Natives, & unless he could send single men, would rather be without families</p> <p>Para 4: With present & prospective demand for labour throughout Colony, does not anticipate, even if Depot established at Wide Bay, that he should be able to send any other class of persons there than those with large families – to do otherwise would be depriving Central Districts of Colony of best class of labourers, an object which Petitioners no doubt had in view, as it is proposed by Captain Wickham that Depot at Wide Bay should be supplied from Sydney & not Moreton Bay</p> <p>Para 5: For some time, Northern Districts of Colony have had far more than their proper share of emigrants introduced, appears to him it would be unfair to employers of labour in Middle Districts to encourage removal of any number of persons out of those Districts (their proper location for employment) & is therefore unable to recommend any such arrangement</p> <p>Para 6: Establishment of Depot appears no doubt to Petitioners to be very simple & inexpensive undertaking but great object of all small settlements being to bring about Government expenditure in it, has little doubt that should Government decide on establishing this Depot same result would</p>		751 – 759

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					1856 09 19	occur as at Port Macquarie – that immigrants sent would be allowed to remain unhired & whilst so, maintained by Government, on excuse District being a pastoral & not an agricultural one, large families could not be provided for, & thus a useless expense would be entailed on Government & Notes in margin Copy of this may perhaps be sent to Government Resident with intimation that it is not considered expedient to establish Government Immigration Depot at Wide Bay Provision has been made in Estimates but Government Resident should be informed that Immigration Agent does not consider it expedient to establish Government Immigration Depot at Wide Bay Government Resident		
					1856 10 07	Noted "G W N"? [Ref M14148]		
	56/07359	1856 09 08	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham Government Resident	1856 09 01	At top: "Government Resident, Moreton Bay" Forwarding Petition from certain inhabitants of Wide Bay District for establishment of Immigration Depot at Maryborough, received from Police Magistrate Wide Bay for transmission – also encloses copy letter received from same officer in reply to inquiry "which I had addressed to him re accommodation which might be afforded to Immigrants at Maryborough in case Government should be disposed to allow their being removed from Depot at Brisbane as referred to in 9 th paragraph of my letter of 1 st April 56/141, or sent direct from Sydney". On transmitting above documents, observes should Government think it fit to modify decision conveyed to him by Colonial Secretary's letter of 4 th June 56/05067 in reference to Petition from Ipswich for supply of Immigrants to be landed at that town (namely that "His Excellency considers it inexpedient to form any fresh Depots") facilities apparently offered at Maryborough for accommodation of Immigrants would afford opportunity of materially benefitting Wide Bay District at small increased expense, more especially as presently there is regular communication by steam between Sydney & Wide Bay [No 56/345] Para 2: Under circumstances together with knowledge of great expense & inconvenience which Wide Bay settlers have experienced in procuring labour, recommends Petition to favourable consideration of Government & Notes in margin Refer to Agent for Immigration for report - blank cover - to be returned	A2.37	760 – 762
				"C C"	1856 09 10 1856 09 11~	Noted 56/07448 <u>Immigration</u> 56/426 – 11 September 1856 Submitted		
					1856 09 18~ 1856 08 18~	Note Papers referred to within: 56/05067 – Government Resident Moreton Bay 28 May - Respecting removal of Immigrants per "Phoebe Dunbar" to Ipswich given out for Legislative Assembly		763
	56/07359			Commissioner's Office, Wide Bay Arthur Halloran,	1856 08 18	No 1 <u>Enclosure in letter from Government Resident Moreton Bay (1 September 56/345) respecting an Immigration Depot at Maryborough</u>		764 – 765

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	56/07359		His Excellency Sir William Denison, Governor General	Commissioner of Crown Lands, Police Magistrate Sydney~	1856 02 07	<p>Acknowledging receipt of CS letter No 56/238 of 13 May last re supplying this District with proportion of Immigrants who may arrive at Moreton Bay & in reply informs E T Aldridge will place at disposal of Government to be used as temporary Depot for Immigrants for 6 months, building in Maryborough capable of containing about 40 persons - rations will also be supplied by Mr Aldridge Contractor at 1/6 per ration & medical man resident in Maryborough will give his attendance etc on very moderate terms [No 56/86]</p> <p>Para 2: Has no doubt that steamer or one of the sailing vessels trading to this port would call in at Moreton Bay for such Immigrants as it might be intended to send, he would make necessary arrangements on being authorised by you to do so – enclosed letter to His Excellency requesting Immigration Depot be established in Maryborough has been handed to him, why it was not sent in before now he cannot say</p> <p>Para 3: As large numbers of labouring classes are now leaving Maryborough for diggings by every steamer, demand for labour is considerably on increase & he is satisfied that a large number of Immigrants if sent here, would meet with immediate engagements &</p> <p>Note in margin – Immigration / 56/4261</p> <p>No 2 <u>Enclosure in letter 1 September 56/345 from Government Resident Moreton Bay to Hon Colonial Secretary</u></p> <p>We the undersigned residents of Wide Bay, Burnett & Dawson Districts & employers of labour desire Government form Depot for receiving Emigrants in Township of Maryborough, our Shipping Port</p> <p>Being heavy contributors to General Revenue, we submit our claim to receive a share of Emigrants introduced into this Colony by Government</p> <p>Upon enquiry find that in Maryborough there are buildings suitable for reception of Emigrants & also persons willing to contract for supply of rations – a Tender has already gone in for such supply</p> <p>Believe large portion of men with their families capable of shepherding, also single men, with a number of rough carpenters, & a few blacksmiths, wheelwrights, tailors etc would be instantly engaged – periodical shipment of some classes would meet with immediate engagements after their arrival & same is required for advancement of these Districts</p> <p>Further represent we have no means of communication with Moreton Bay excepting by overland journey of between 200 & 300 miles, precludes our obtaining portion of Emigrants sent there - we have to depend at present entirely for our supplies from Sydney which is attended with heavy expense</p> <p>State steam communication now established with Wide Bay, every fortnight either "Yarra Yarra" or "Waratah" steamers despatched from Sydney to Maryborough affording means of transmitting Emigrants with safety & despatch</p> <p>Signatories Edgar Thomas Aldridge, Robert Alexander, B S B Forbes, Rev T L Dodd, James Wilkin, L W Tolson, Edward M Curr, Charles Curr, J C MacKay JP, John Little, George Howard, W Mander Jones, Colin Archer, John Eaton, Archibald Ferguson, P J Pigott JP, Arthur Brown, D Mactaggart, George A Ljsenen? C Pleydell Bouverie, Thomas L Murray Prior JP, M Ramsay, J Berry, J & J Landsborough,</p>		766 – 768

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						William Strathdee, W T Charlton, Charles Leith Hay JP, Edward F Palmer, George N Living & Note in margin – Immigration / 56/4261		
	56/06691	1856 08 08	Hon CS	Legislative Assembly Offices, Sydney R O'Connor, Clerk, Legislative Assembly "A P C"	1856 08 07	At top: "L A 56/6 – 7 th /27 August 1856" [PRINTED] <u>Legislative Assembly</u> <u>ORDER FOR PAPERS</u> No 6 Letter requesting attention to Order made this day by Legislative Assembly (Votes No 13 Entry 16) for the undermentioned papers: - (Mr Buckley) Copies of all correspondence between the Government & Arthur E Halloran Esquire, Commissioner of Crown Lands in & for the District of Wide Bay and Burnett River, on subject of proposed construction of Public Wharf at Maryborough; also of all correspondence between Government & certain residents & others interested in the Town of Maryborough Wide Bay on the same subject [<i>Schedule of Correspondence - p 810-811</i>] & Notes in margin M F Presented	A2.37	769 – 770
	56/06691		Hon CS	Crown Lands Office, Sydney George Barney, Chief Commissioner of Crown Lands	1856 08 07	At top: "Chief Commissioner of Crown Lands" Adverting to CS letters dated 23 rd August & 28 th November 1855 re erection of wharfage accommodation at Town of East Maryborough, submits report from Commissioner, District of Wide Bay & Burnett dated 7 th ult on subject Para 2: Mr Halloran gives estimate of probable cost of creating wharf suitable to wants of place for many years to come - states in his opinion no necessity at present exists for additional accommodation Para 3: On consideration of Mr Halloran's letter & enclosures is disposed to coincide in views which he expresses Also at top: "Letter registered – sent to Council yesterday" [<i>written over</i>] & Notes in margin Urgent Believes there is Notice of Motion in reference to this matter in the paper for this evening For the Board of Works – blank cover Noted Mr Nichols [Ref L A 56/6]		771 – 772
	56/06691		Chief Commissioner of Crown Lands	Commissioners Office, Tinana Arthur E Halloran Commissioner of Crown Lands "30 – GB"	1856 07 07	At top: "Commissioner Halloran" Letter referring to CS letter 28 th August last [Margin: 28 August 1855 / No 55/2168~ <i>part obscured</i>] requesting him to furnish estimate of expense of constructing public wharf at Maryborough: states has not been able to procure correct estimate of expense of constructing such a building, thinks £500 sufficient to erect wharf suitable to wants of the place for many years Para 2: Since addressing him on subject July last, good private wharf has been erected & old wharf repaired & improved - at present wharfage accommodation at Maryborough considered by several Captains sufficient for traffic of the place Number of vessels now trading here regularly also less than this time last		773 – 774

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						year, steamer having monopolised greater portion of trade of Maryborough Para 3: Is on this account & also from not being able to obtain correct estimate of expense of constructing a wharf, that he has so long delayed replying to his letter, & as difficulty then felt has passed, his neglecting to reply at once has not caused inconvenience to any party Also at top: "56/7289 – 30 July 1856" "289" & Notes in margin Papers Herewith No wharf required at present Submit with this report		
				"G B"	1856 07 31~ 1856 08 05~ 1856 08 06~			
				Maryborough Richard Cooper, Brig "Triton"	1856 06 28	<u>Extract from Captain Coopers letter of June 1856</u> I think I can say with <u>confidence & experience</u> that for the present time we <u>have plenty of wharfage room for all the trade at Maryborough</u> . We have one public wharf to which I have contributed a share of its erection in shape of ballast 2 or 3 different times – & we have likewise a good wharf to go to belonging to Mr Buchanan [<i>duplicate copy at p 808</i>] *Captain Cooper is the oldest Trader to this port & commands the largest vessel except the steamer		775
			A E Halloran, Commissioner of Crown Lands	R Scaplehorn Master Brig "Burnett"	1856 06 27 [Friday afternoon]	<u>Letter from Captain Scaplehorn – Brig "Burnett" – 200 tons</u> In answer to question put to me by you, with reference to wharfage at Maryborough, I have no hesitation in replying <u>there is sufficient wharfage room for present trade</u> provided now existent Government wharf is not monopolised by any one particular Steamer or sailing vessel but that each vessel may discharge & load in turn, vessel arriving first having prior claim [<i>Duplicate copy at p 808</i>]		775 - 776
			Colonel Barney, Chief Commissioner of Crown Lands, Sydney	East Maryborough Edmund B Uhr	1855 11 12	At top: "55/5013" Enclosing copy of letter sent to Governor General - "when I had pleasure of waiting on you in Sydney re being allowed right of wharfage here, I could not so fully explain my wishes" – suggests he peruse his letter to His Excellency, it will fully explain his wants Send this together with enclosure through Commissioner Halloran who he has every reason to believe will report favourably of his application – trusts he will see justice of his claim - as time is of utmost importance to him, hopes he will favour him by causing matter be expedited		777 – 778
			His Excellency Sir William Dennison [as it is] Governor General, Sydney	East Maryborough Edmund B Uhr	1855 11 01	At top: "55/5013" "Duplicate copy" Letter re his request to be allowed permission for right of wharfage for the A S N Company's steamers when trading between Sydney & this place: states was first person to locate himself in East Maryboro having many hardships to contend with such as clearing scrub land & being perpetually annoyed by Aboriginal blacks & sustaining many serious losses by their depredations. After making various improvements Surveyor Labatt was sent here & he selected this spot for present site of Town of East Maryborough – principal place for wharfs was reserved by him, "the only 2 wharfs at present here were erected by me at my private cost without any other assistance" Accompanying chart (though a rough one) [not filmed here] will show exact		779 – 781

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						position he is in - though he has done this much towards shipping interest, is deprived of privilege of selecting any particular vessel to discharge cargo, even for himself at either wharf – should not now make this request, only having been promised Agency of steamers running here, it is to the District as well as himself most desirable that she should have a wharf at her command as immediate despatch is of utmost import to such vessels Seeks authority to occupy one of the 2 wharfs which he has already put up, or be given authority to lease small portion of Reserve for certain term of years for special purpose above alluded to, with proviso that should said land be required for Government use, he at once vacates Further states he would not have deviated from proper course of addressing You Excellency only at your own kind permission & request – anxiously soliciting an early reply		
	56/06691		Chief Commissioner of Crown Lands, Sydney	Commissioners Office, Tinana Arthur E Halloran, Commissioner of Crown Lands "20 – GB"	1855 11 15	At top: "District of Wide Bay & Burnett – Commissioner Halloran" Para 1: Enclosing application from Mr Uhr for permission to build wharf on Crown Lands at East Maryborough for convenience of steamer now trading to this place & in accordance with your directions, reports on same & states there is now a large steamer trading to Maryborough which will greatly benefit the place – wharf accommodation for her is very insufficient & as there is not any likelihood of public wharf being erected during the next year, does not see any objection to Mr Uhr being allowed to build wharf at the place which he already occupies under sanction of Government, until public wharf is erected [No 55/131] Para 2: Place at present used as wharf opposite Mr Uhr's Store being most eligible site for public wharf it would not be advisable to sanction its occupation for a private one Also at top: "55/5013 – 20 th November 1855"		782 – 783
				Tinana Arthur E Halloran, Commissioner of Crown Lands	1856 07 18	<u>Statement</u> <u>Respecting the application for erection of a public wharf at Maryborough</u> In June 1853 when in Sydney I received a letter from Chief Commissioner of Crown Lands (No 1) enclosing for my report a communication addressed by Henry Palmer of Maryborough to Colonial Secretary respecting want of public wharf at New Maryborough. Mr Palmers letter although purporting to have been written on behalf of inhabitants generally, was repudiated by every one of them to whom I spoke on the subject On reaching Wide Bay in September 1853, found a difference of opinion existing & a rather strong feeling on the subject – therefore determined not to be guided by what I had heard but to give matter my best consideration & to report only from personal observation & experience, which delayed my report (Annexure No 2) until November 1853 Had I studied wishes of a few interested individuals at the sacrifice of my duty to Government & inhabitants of District generally I should have saved myself from much annoyance & from numerous scurrilous newspaper attacks during the last 2 ½ years, & this matter would not now have been brought before Council. On my report it appears Mr Palmers application was not complied with – Petition was then got up by Mr Palmer (prepared for him by Mr W Forster M P a marriage connection of Palmers) & smuggled through District & obtained about 50 signatures of residents & non-residents in District – petition was for a public wharf but I never saw the document either before or after it was submitted to Government, in fact		784 – 788

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						<p>I was not aware such petition had been sent in, until after an unfavourable reply had been received to it, when I heard the matter spoken of <u>Another petition</u> was prepared about February 1855 (Annexure No 3) by Mr Forster for Mr Palmer – this petition was addressed to Legislative Council, but as Mr Forster did not attach his own name to it, presumes he was ashamed of his production & only person to sign it was Mr H Palmer. This petition was handed about for signature by Mr Palmer, but everyone to whom it was presented expressed disgust at the tone in which it was written & indignantly refused to attach his name to such a document & it fell to the ground. Before obtaining a copy of this document, contents of it were repeated to me by a person to whom it had been shown for signature & I immediately wrote to Mr Forster finding fault with manner in which he had alluded to me in Petition, & in reply received his letter (copy annexed No 4) Masters of the several vessels being struck with misrepresentations contained in Petition, forwarded to me a Certificate which I annex (no 5) In July last, it appearing to me that wharf was really necessary, I addressed a letter (annex No 6) to Chief Commissioner on subject & was directed to furnish him with Estimate of probable expense of erecting public wharf – not being able to get a plan & specification for a wharf or to ascertain with any degree of correctness as to expense, & good private wharf having been erected & old one repaired, I delayed replying to that letter Proper site for public wharf is in occupation of Mr E B Uhr & as wharfage accommodation is even now considered sufficient (annex Nos 6 & 7) has thought it advisable to delay taking any steps in matter - believes the longer building of wharf is delayed, the less will be the expense of erection Remarks that correspondence respecting the wharf now called for by Mr Buckley has been so called at the instance of W H Walsh JP Superintendent in employ of Messrs Griffiths & Fanning from personal ill feeling to myself & that inhabitants of Maryborough & District generally have nothing to do with it & take no interest in the matter * I introduce Mr Forster's name & send copy of his letter as I understand he is to speak on the subject & from his connection with Palmer has an interest in the matter</p>		
			A E Halloran, Commissioner of Crown Lands, Wide Bay	Crown Lands Office, Sydney George Barney, Chief Commissioner of Crown Lands	1853 06 04	<p>"No 1" Letter requesting immediate report on enclosed letter addressed by H Palmer to Colonial Secretary respecting want of public wharf at Maryborough in your District [No 53/762]</p>		789
			Chief Commissioner of Crown Lands, Sydney	Crown Lands Office, Tinana, Wide Bay District Arthur E Halloran, Commissioner of Crown Lands	1853 11 08	<p>"No 2" <u>At top: "From Mr Halloran to Chief Commissioner of Crown Lands"</u> Para 1: Acknowledging receipt of C C C L's letter 4 June last No 53/761 enclosing for report a letter addressed by H Palmer to Colonial Secretary, re want of public wharf at New Maryborough, to which he should have replied earlier, but on his arrival at Wide Bay, found so much party feeling & difference of opinion on subject, was induced to give matter proper consideration & report only from personal observation [No 53/42] Para 2: "New Maryborough" spoken of by Mr H Palmer is nearly 2 ½ miles from present township & contains following buildings, viz a wooden Store erected by Mr Palmer & unoccupied; Store of Mr Uhr's & Boiling Establishment of Mr Uhr's which he believes is on Government land - at this Establishment there is a wharf at which vessels frequently load with</p>		789 again, 791 – 793 [no p 790]

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			Honourable The Legislative Council of New South Wales	H Palmer	no date	<p>wool, tallow etc from Mr Uhr's Store, generally if not always, discharging at Old Maryborough, & loading there also when there is cargo in Stores there</p> <p>Para 3: Has little doubt that in time, & perhaps at no distant period, present township will be moved down to what Mr Palmer calls "New Maryborough" but this will only be for convenience of vessels visiting the port, considers the present the more healthy site of the two</p> <p>Between Mr Uhr's Boiling Establishment & Maryborough owing to bend in Mary River, distance about 8 miles, whilst by land only 2 ½ miles, & in this bend are 2 shoals which occasionally delay vessels getting up to Township - is on this account only that some parties wish Town to be removed</p> <p>Para 4: All vessels trading to this place discharge & take in cargo at Maryborough by placing stages from deck of vessel to bank of the river – although he considers a public wharf at this place desirable, yet as there is probability of Old Town being removed, it would hardly be advisable at present to incur such expense at that place & that if a wharf should be erected at "New Maryborough" Government would be lending its influence to remove Township from its present site, to the injury of many who have purchased land & erected buildings in present township</p> <p>Para 5: Remarks that at time Mr Palmer purchased land at "New Maryborough" he had no grounds for supposing Government contemplated erection of public wharf at that place – he can therefore hardly complain with any degree of justice, of suffering inconvenience or injury from want of such a building & loss of property arising from such want, of which he speaks, is "I am inclined to think, quite imaginary"</p> <p>"No 3"</p> <p>Humble petition of inhabitants of & others interested in Town of Maryboro [as it is] & Districts of Wide Bay & Burnett River respectfully show:</p> <p>That Town of Maryborough is only shipping port & affords the principal outlet for trade of extensive pastoral country, included in Wide Bay & Burnett Districts & portion of District of Leichhardt</p> <p>That during 1853 & 1854 an average of each year of 300 tons of tallow, 3000 bales of wool & 10,000 feet of sawn timber, chiefly pine, was shipped for Sydney from Port of Maryborough</p> <p>That for 1855 large increase in value of this exportation is anticipated – shipping to amount of 800 tons (including at present 2 steamers) are constantly employed in coasting trade between Sydney & Maryboro</p> <p>That land to value of £5000 has been sold by Government at & in vicinity of Maryborough – that an immense tract of the richest alluvial soil calculated to support a numerous agricultural population is to be found on banks of River on which Maryboro is built</p> <p>That from its central position as regards those Districts North of 30th parallel of latitude, & advantage it possesses of river communication with Wide Bay, where perfectly secure & convenient anchorage exists for vessels of the largest tonnage, Town of Maryborough bids fair at no distant day to rival in commercial importance any town north of Sydney</p> <p>That want of a public wharf at Maryborough, placing obstacles in the way of cheap & expeditious communication with Sydney, causing constant & considerable damage to goods & thereby serious injuries to interests of all classes, has long been felt to be a serious public inconvenience</p> <p>That in consequence of large, & in opinion of your Petitioners, injudicious Reserves recommended by late Surveyor Mr Labatt of all public lands on</p>		794 – 797

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			A E Halloran, Commissioner of Crown Lands, Tinana	Brush Farm, Ryde William Forster	1855 05 03	<p>River Mary most available for convenient wharves, it is totally out of power of private individuals to meet public requirements in this respect by erection on their own lands of wharves suitable for all parties concerned [Note in margin: Memo: An excellent private wharf is now in use- "A E H" - 7 July 1856]</p> <p>That representations to above effect were made to Government last year in Memorial signed by 50 inhabitants of, & others interested in these Districts, including most of your present Petitioners – that on report of Commissioner for Districts of Wide Bay & Burnett River the prayer of your Petitioners was not only rejected without reason assigned but their Memorial was scarcely treated with common courtesy by Government [Margin: Incorrect – I never made any report on the Petition – in fact I never saw it, either before or after it was sent in - "A E H"]</p> <p>That Petitioners without pretending fully to understand grounds upon which aforesaid Commissioner founded his opposition to their wishes, cannot but express their suspicions that his judgment was secretly though perhaps unconsciously biased by private persuasions of certain selfish individuals who from their having purchased allotments in Upper or West Maryborough formerly shipping Port of these Districts but which, from its ill-selected site, it has been found necessary to abandon for all such purposes, imagined their interests in this matter to be opposed to that of the public</p> <p>That Petitioners could not but feel surprised & grieved at discovering that, while claims of so many other settlements along the coast, of minor, or of no way superior commercial importance for Government assistance, have been recognized & so much more liberally than in their own case provided for by votes of your Honourable House, while the Clarence where trade does not exceed & the Richmond where it falls considerably short of the trade of these Districts, are furnished with Pilots & Boats Crews while large sums of money have been allowed to be lavished on Commissioner's private buildings, paddocks & gardens at recent settlement of Port Curtis when produce of 2 or 3 stations form the only exports, people of these Districts must ask in vain for a small sum of money towards a work of vast public consequence & that their solicitations should be disregarded on representations of a single individual in no way better qualified nay considering short time he has held office in all probability far less qualified than any of themselves to form judgment on the merits of this question</p> <p>That consequently despairing of justice from Executive Government, Petitioners submit their case to your Honourable House trusting they in their wisdom will take early measures to obtain from Public funds the grant of sufficient sum of money for a purpose calculated to be so beneficial not only to Petitioners themselves but to the public generally</p> <p>"No 4"</p> <p><u>From W Forster Esq M P to Mr Halloran</u></p> <p>Letter informing has been on visit to Hunter with wife & 2 children for last 2 months - on my return, finds 21 letters awaiting, among them yours of 1st March, only arrived yesterday & reply to yours the very first:</p> <p>Begins upon subject of wharf Petition – regrets very much that you have not seen document referred to, as far as my recollection serves me, whatever reflection it cast upon you, either for error of judgment or for having been influenced by representations of interested parties, to both of which it seems to me every man is liable without the least disparagement</p>		798 – 802

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						<p>of his honour, such reflections were not conveyed in language calculated to give offence to the most scrupulous person – is inclined to believe you do not quote correctly any words written by me, & can only say, that although I did write something the purport of which was not widely different from sense of 2 paragraphs in question</p> <p>Had no wish or intention to annoy you or in slightest degree to asperse your character or motives, I most willingly express my sorrow for having by tone or language of any phrases I employed led you to such inference – had thought of mentioning subject to you at Maryborough, but fearing it might lead to vain & useless discussions on opinions, having been on former occasions expressed strongly enough & knowing that if Petition were adopted, it would be open to your remarks at any future period - judged it best not to risk interrupting my last friendly & farewell intercourse with yourself & family by introduction of a doubtful topic</p> <p>Does not wish to conceal what you may have already gathered that I consider you have formed an erroneous judgement on this public question but repeat that I never felt any doubt of purity of your motives, & your wish in this as in other matters to take the step most conducive to general welfare – really so anxious to satisfy you upon this point, that I must adopt unusual expedient of referring you for my frequently expressed opinions on this business to <u>Walsh</u>, who you are aware is likely to be well informed regarding them, & beg you will as soon as you can let me know whether you regard my explanation as satisfactory I cannot refrain from saying that I look upon conduct of Executive Government in relation to this matter as being quite worthy of themselves – ready to acknowledge that with reference to fact of your report having influenced the rejection of former Petition it appears I was misinformed by it I deny on the part of myself & those who signed it, that it was or required to be “smuggled” in any way – I look forward with pleasure to meeting you in Sydney, but I trust your visit may be delayed long enough to enable you to receive this letter. I have had a very pleasant trip to the Hunter, Mrs Forster joins me in very kind regards to yourself & family</p>		
					1855 02 25	<p>“No 5” <u>Certificate from Captains of Vessels trading to Maryboro</u> We the undersigned Masters of Vessels trading to Wide Bay do hereby certify that we <u>have not up to the present time</u> considered public wharf at East Maryborough absolutely necessary – & that we are not aware of goods being damaged at wharfs now in use from insufficiency of means for landing cargo – James Prout, Master Schooner “<i>Blue Jacket</i>” William Watts, Master “<i>Emily Jane</i>” Frederick A Sherman, Master of “<i>Jenny Lind</i>” W N Slocombe, late Master of Screw Steamer “<i>William Miskin</i>” E R Easton, Master “<i>Margaret & Mary</i>”</p>		803
			Chief Commissioner of Crown Lands	Commissioner's Office, Tinana Arthur E Halloran, Commissioner of Crown Lands	1855 07 18	<p>“No 6” Para 1: Having reference to his letter of 8 November 1853, No 53/42 reporting re necessity for public wharf at Maryborough East, informs time has now arrived when he considers public wharf at that place absolutely necessary & expresses hope that matter will be brought to notice of Governor General [No 55/79]</p>		804 – 806

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			A E Halloran, Commissioner of Crown Lands	R Scaplehorn Master Brig "Burnett"	1856 06 27 [Friday afternoon]	Para 2: Shipping to amount of about 700 tons including at present one steamer constantly employed trading between Sydney & Maryborough – all load & discharge at East Maryborough, old Township as far as shipping is concerned having been entirely abandoned Para 3: During past year value of exports from Port of Maryborough consisting of tallow, wool & sawn timber exceeds £80,000 - very considerable increase in value of this exportation for present year anticipated Para 4: Population of Maryborough has more than doubled during last 12 months – value of property considerably increased – demand for land for building purposes becoming more urgent – thinks Township of Maryborough, steadily & rapidly improving, seems probable to rise into place of considerable importance Para 4 [again]: Aware from personal observation & statements of Captains of vessels that very great inconvenience experienced by shipping & public from want of public wharf at East Maryborough & has not therefore considered that in bringing matter under your notice I am travelling out of course of my duty "No 7" <u>Captain Scaplehorn Brig "Burnett" to Mr Commissioner Halloran</u> In answer to question put to me by you, with reference to wharfage at Maryborough, I have no hesitation in replying <u>there is sufficient wharfage room for present trade</u> provided now existent Government wharf is not monopolised by any one particular Steamer or sailing vessel but that each vessel may discharge & load in turn, vessel arriving first having prior claim <i>[duplicate copy at p 775-776]</i>		807
				Maryborough Richard Cooper, Brig "Triton"	1856 06 28	"No 8" <u>Extract of letter from Captain Cooper – Brig "Triton" to Commissioner Halloran</u> I think I can say with <u>confidence & experience</u> that for the present time we have plenty of wharfage room for all the trade at Maryborough. We have one public wharf to which I have contributed a share of its erection in shape of ballast 2 or 3 different times – & we have likewise a good wharf to go to belonging to Mr Buchanan I believe all ship Masters are of same opinion on the subject as myself <i>[duplicate copy with added note at p 775]</i>		808
	56/05916	1856 07 08	Hon CS	Commissioner's Office, Tinana Arthur E Halloran, Commissioner of Crown Lands	1856 06 26	At top: "Commissioner Halloran - District of Wide Bay & Burnett" Letter re CS letter 6 th inst No 543 addressed to Bench of Magistrates Gayndah stating Census Returns for their portion of District had not come to hand & requesting Returns in question be forwarded without further delay [No 56/65]: informs Census Returns for <u>Gayndah, Maryborough & the whole of the District of Wide Bay and Burnett</u> were forwarded "by me" to your office on 18 th April last & Notes in margin M F These were received – nothing further necessary – "Put by"	A2.37	809
				"M F"	1856 07 09~ 1856 07 09~	<u>Schedule of correspondence respecting the construction of a Public Wharf at Maryborough</u> 1 Mr H Palmer to Colonial Secretary – 21 st March 1853	A2.37	810 - 811

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						<p>2 Colonial Secretary to Chief Commissioner of Crown [as it is] for Report of Local Commissioner – 20th April 1853</p> <p>3 Colonial Secretary informing Mr Palmer – 30th April 1853</p> <p>4 Extract of letter from Chief Commissioner to Colonial Secretary forwarding report of Local Commissioner – 2nd December 1853</p> <p>5 Colonial Secretary to Mr Palmer apprising him of decision in the case – 22 December 1853</p> <p>6 Memorial from Inhabitants of District on subject</p> <p>7 Reply there to – 10th July 1854</p> <p>8 Chief Commissioner forwarding letter from Mr Commissioner Halloran recommending construction of wharf – 9th August 1855</p> <p>9 Colonial Secretary in reply – 23 August 1855</p> <p>10 Mr W Forster to Private Secretary on the subject – September 1855 [as it is]</p> <p>11 Chief Commissioner to Colonial Secretary forwarding report and estimate of Local Commissioner – 7th August 1856</p> <p><i>[See related correspondence – p 769-808]</i></p>		
				Legislative Assembly Offices, Sydney R O'Connor, Clerk Legislative Assembly	1856 10 28	<p>[PRINTED FORM LETTER]</p> <p>At top: "L A 56/25 – 30th October 1856"</p> <p><u>Legislative Assembly</u></p> <p><u>ORDER FOR PAPERS</u></p> <p>I do myself the honour to request attention to an <u>Order</u> made this day by Legislative Assembly (Votes <u>No 33</u> Entry 18) for undermentioned Papers:</p> <p>(1) Return of Number of Immigrants landed at Moreton Bay & forwarded to Depot at Brisbane~ during last 2 years</p> <p>(2) Return of Number of Immigrants engaged from the Depot~ by persons resident in Police District~ of Brisbane, & Number engaged~ for or by persons resident in Police District of Ipswich~ and the Districts beyond & to which Ipswich~ is the outlet</p> <p>(3) Return of all correspondence between Executive Government in Sydney and Government Resident of Moreton Bay relative to the~ establishment of an Immigration Depot at Ipswich~</p> <p><i>[note: folded edge of page partly obscuring these words~]</i></p> <p>(4) Return of all correspondence between Immigration Agent and Immigration Board at Brisbane and the Immigration Agent in Sydney relative to forming Depot at Ipswich at the same period</p> <p>&</p> <p>Notes in margin</p> <p>To be complied with</p> <p>See 56/07842 enclosed <i>[very faint]</i></p> <p>Schedule of correspondence to be copied~ as requested~ from Mr Vallack <i>[very faint]</i></p> <p>Schedule prepared</p> <p>Presented</p>	A2.37	812 – 813
				"H W P"	1856 11 03~ 1856 11 05~			
				"D C F S"	1856 11 06~ 1856 11 19	<p>Note</p> <p>Mr Sandeman's Motion relative to establishment of Depot for Immigrants at Ipswich / Granted – 28th October 1856</p>		814
				"W V"		<p>Schedule</p> <p>7 May 1856 Government Resident Moreton Bay to Colonial Secretary forwarding a Memorial from certain Inhabitants of Ipswich requesting that a</p>		815 – 818

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	56/07842	1856 10 04	Hon CS~	Government Immigration Office, Sydney H H Browne	1856 10 03	<p>moiety of the Immigrants by ship "Phoebe Dunbar" may be forwarded direct to that place</p> <p>16 May Colonial Secretary to Government Resident Moreton Bay in reply</p> <p>13th May 1856 Government Resident to Colonial Secretary reporting arrival of the "Phoebe Dunbar"</p> <p>19th May Government Resident to Colonial Secretary forwarding copy of letter from Police Magistrate at Ipswich respecting expense of Immigrants proposed to be sent to that place</p> <p>29th May Immigration Agent to Colonial Secretary reporting on proposal to send Immigrants to Ipswich (Extract para 2)</p> <p>30th May 1856 Immigration Agent to Colonial Secretary in continuation</p> <p>28th May [partly obscured] Government Resident Moreton Bay to Colonial Secretary respecting removal of Immigrants to Ipswich</p> <p>6th June [partly obscured] Colonial Secretary to Government Resident in reply</p> <p>3rd October [partly obscured] Mem— No correspondence took place between the Immigration Agent and the Immigration Board at Brisbane and the Immigration Agent in Sydney relative to forming a Depot at Ipswich and written over:</p> <p>Letter from Agent for Immigration to Colonial Secretary enclosing return & stating that no correspondence taken place with Immigration Board at Brisbane relative to forming a Depot at Ipswich [see p 819] [difficult to decipher!]</p> <p>At top: "Agent for Immigration"</p> <p>Acknowledging receipt CS letter 4th ult [Margin: See No 4 Notices of Motion of Votes No 22 herewith – not filmed here] calling for Return showing number of Immigrants who arrived at Moreton Bay & were forwarded to Depot at Brisbane together with number respectively hired by residents in Districts of Brisbane, Ipswich & adjacent Districts during 1854 & 1855 - also Return of all correspondence between himself & Immigration Board at Brisbane & Immigration Agent there relative to forming Depot at Ipswich [No 56/341]: furnishes herewith former of the Returns called for & at same time states no correspondence has taken place between parties above referred to & himself upon subject of forming Depot at Ipswich &</p> <p>Notes in margin</p> <p>M F</p> <p>Information has been obtained in anticipation of Returns to be moved for by Mr Sandeman on 28th inst</p> <p>"In a week" [L A 56/25]</p>		819 – 821
	56/05067	1856 06 02	Hon CS	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 05 28	<p>At top: "Government Resident Moreton Bay"</p> <p>Letter re CS letter 16th inst 56/04461 informing Governor General entertains favourably prayer of Memorial from certain Inhabitants of Ipswich for a moiety of Immigrants per "Phoebe Dunbar" to be dispatched direct to that town [No 56/258]: informs he reported to CS in his letter of 13th Inst No 56/237 arrival of that ship at Moreton Bay & circumstances which presented a portion of Immigrants being forwarded to Sydney according to instructions – since then large portion of Immigrants (namely full three fourths of the whole) has been hired & enquiries whether it is intention of Government to forward to Ipswich a moiety of remainder of Immigrants per "Phoebe Dunbar" now in Depot at Brisbane [Margin: See Minute on</p>	A2.37	822 – 823

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						56/04989] or whether experiment shall be deferred until arrival of "Persia" – in either case would suggest Immigration Agent at Sydney be requested to forward to Police Magistrate Ipswich or any other person to whom charge of Immigrants is to be entrusted, such preliminary instructions as may enable him to provide for accommodation of them with a view especially to protection of single females & procuring medical attendance, as well as hiring of Depot, expense of which he notified CS by his letter of 19 th inst No 56/255 enclosing copy of letter from Police Magistrate Ipswich & Notes in margin 56/04989 – Immigration Agent relative to the above – 30 May See former Minute Government Resident Inform Immigration Agent Immigration Agent		
				"W D"	1856 06 03~ 1856 06 04 1856 06 07			
	56/04989	1856 05 30	Hon CS	Government Immigration Office, Sydney H H Browne	1856 05 29	At top: "Agent for Immigration" Returning letter from Government Resident Moreton Bay reporting steps he had taken in respect to Immigrant ship "Phoebe Dunbar" which grounded off Stradbroke Island near Amity Point & with reference to last paragraph wherein Captain Wickham suggests propriety of despatching some married families to Wide Bay [No 56/229]: states settlers in that District not anxious to employ families if they can avoid it, in consequence of troublesome character of natives & should these be favourable there it would necessitate establishment of Depot at considerable cost to Government which he should not be inclined to recommend with the little probability that in his opinion exists for any beneficial results being derived from it Para 2: In reference to Resident's letter of 7 th concerning petition from residents of Ipswich, entirely agrees with that Officer's view of the matter & believes establishment of Depot there would only entail an expense on Government & will not in the least assist in disposal of unsuitable families now in Depot Para 3: Benefits which residents at Ipswich will derive will be expenditure of Government money in support of Depot & advantage of having servants brought to their doors at public expense – believes only remedy is to bring surplus Emigrants to Sydney to be hired out readily - seeing cost that Moreton Bay District has already been to Colony for support of Emigrants, should not feel inclined to add to it by establishment of Depots which cannot be of permanent good & Notes in margin 56/04640 See also 56/04817 with 56/05049 Quite agree with Immigration Agent as to inexpediency of making fresh Depots See 56/05067 "G W N"	A2.37	824 – 828
				"W D"	1856 06 02			
	56/04640	1856 05 20	Hon CS	Government Resident's Office, Moreton Bay J C Wickham, Government Resident	1856 05 13	At top: "Government Resident Moreton Bay" Letter re CS letters 8 th April 56/03260 & 9 th April 56/03464 respecting disposal of certain Immigrants per "Phoebe Dunbar" [No 56/237]: reports on 8 th last intelligence brought to him by party of Aboriginal natives (Amity Point blacks) that a ship was ashore at southern entrance to Moreton Bay immediately off Stradbroke Island near to point called "Amity Point" Para 2: Communicated with Sub-Collector of Customs & Harbour Master in	A2.37	829 – 832

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						<p>order that enquiries be immediately instituted with view to ascertain correctness of information & afford relief to the ship – shortly afterwards Mate of “Phoebe Dunbar” with boat & crew arrived off Custom House & after examination by Health Officer, he was allowed to land & he reported that “Phoebe Dunbar” in attempting to enter Bay by South Passage had struck upon the bar & received such severe damage that although pumps were at work day & night, there was 4 feet of water in hold & ship (anchored in deep water) was in danger</p> <p>Para 3: Immediately put himself into communication with Agent for ship & Assistant Immigration Agent & despatched 2 steamers to assistance of distressed ship, conveying Assistant Immigration Agent, Harbour Master & Health Officer with instructions to act as emergency of the case might require – steamer conveying these Officers could not (owing to darkness) cross River Bar, but arrived alongside “Phoebe Dunbar” at about noon on 9th inst - Health Officer being satisfied with medical report, ship was boarded by abovenamed Officers & from state in which they found her (water increasing & one of the pumps being disabled) immediate steps were taken for removal to Brisbane of married people & their families together with single females, single men being left on board with their own consent (under the charge of Surgeon) to continue efforts to save ship & cargo, steamer being left to bring them up so soon as ship was in safety, or tranship them in case of need</p> <p>Para 4: First steamer arrived at Brisbane with women & children 10th inst & remainder of Immigrants were landed there yesterday evening</p> <p>Para 5: Under circumstances impracticable to carry out instructions respecting transshipment of certain families for Sydney - no Sydney steamer in Port at the time & delay would have been attended with too great danger</p> <p>Para 6: Requests further instructions be sent regarding disposal of families, as several have already been hired, it being impossible to carry out directions of Immigration Agent at Sydney to Assistant Agent here, with respect to families for transshipment being taken in rotation as they stand upon list – is moreover unusual paucity of large families from this ship & if they should not readily be hired, would again suggest removal of some to Wide Bay as referred to in 9th para of his letter of 1st April 56/141 &</p> <p>Notes in margin Refer to Immigration Agent – blank cover – to be returned Noted <u>Immigration</u> 56/2416 – 21 May 1856 56/04989 – see 56/05067</p>		
	56/05049	1856 05 30	Hon CS	Government Immigration Office, Sydney H H Browne	1856 05 30	<p>At top: “Agent for Immigration”</p> <p>Returning letter from Government Resident Moreton Bay [Margin: 19th May 1856] enclosing one from Police Magistrate Ipswich re expense of forwarding Immigrants to his District from Brisbane which was referred to him under CS Blank Cover 27th inst [No 56/230]: states expense that will be entailed on Government in establishment of Depot at Ipswich as reported by Colonel Grey [as it is] which is independent of cost of management & supply of furniture etc only confirms him more strongly in opinion he already has expressed in his report on Government Resident’s letter of 13th inst: that it is not either necessary or expedient to establish Depot at Ipswich (which is only about 50 miles distant from Brisbane &</p>	A2.37	833 – 838

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					1856 05 30~	<p>accessible daily by steam communication) & it will not at all expedite engagements of unsuitable class of Immigrant now remaining in Depot at Brisbane, but on contrary its effect will be only to entail large & permanent expense on Government without prospect of any corresponding benefit to be derived from its adoption</p> <p>Para 2: Cannot but believe that distance between Brisbane & Ipswich will in no way prevent employers of labour requiring servants from satisfying their wants at Brisbane Depot - eligible Immigrant will have as great facilities for obtaining employment at Depot there as if he were transferred at public expense to Ipswich</p> <p>Para 3: In conclusion observes already funds voted for support of Northern Depots during current year have been expended & therefore questions policy of permitting any additional charge on Government for such service in respect to Ipswich which could not fail to be increased by admission of similar claims, perhaps equally cogent, from other Districts of Colony</p> <p>Also at top: "56/04817"</p> <p>&</p> <p>Notes in margin</p> <p>Other former papers</p> <p>See 56/04989 & other papers herewith - noted</p> <p>56/04989 "G W N"</p>		
	56/04461	1856 05 12	Hon CS~	Newstead J C Wickham Government Resident	1856 05 07	<p>At top: "Government Resident at Moreton Bay"</p> <p>Forwarding Memorial from certain inhabitants of Ipswich seeking a moiety of Immigrants expected to arrive in "<i>Phoebe Dunbar</i>" may be forwarded direct to that place without landing at Brisbane [also spelt "<i>Phebe Dunbar</i>"]</p> <p>Para 2: As Petition not received "until late last night" & in order to comply with request in Colonel Gray's letter to him namely "it should be forwarded to Sydney by this Mail" which leaves Brisbane at 9 o'clock this morning - has only time to remark that, in reply to communication on this subject addressed to him a few days since by one of the gentlemen whose signature is attached to Memorial, he stated he did not think Government would comply with request in absence of Immigration Establishment at Ipswich, owing to expense which would be incurred in providing accommodation & medical attendance & proper lodging in event of sickness - these objections are alluded to in Memorial but are not removed by scheme proposed, as old Court House Ipswich is not capable of containing more than 4 or 5 families at the utmost</p> <p>&</p> <p>Notes in margin</p> <p>Seeing difficulties that attend disposal of Immigrants at Brisbane I am disposed to think this application might be favourably entertained as an experiment to be repeated only should it be attended with success. It will be necessary of course that fair selection be made of different classes of Immigrants brought out by this ship to be thus forwarded to Ipswich, otherwise no just conclusion could be drawn from adoption of course recommended in Petition</p> <p>By M13436 it will be seen that another Immigrant ship "<i>Persia</i>" was to be dispatched for Moreton Bay on 16th March</p> <p>Approved</p> <p>Government Resident [Ref 56/05049]</p>	A2.37	839 – 841
	56/04461		His Excellency	"W D"	1856 05 12 1856 05 16 [no date]	<p>Memorial of undersigned Merchants, Householdors & Residents of Ipswich</p>		842 – 846

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			Sir William Thomas Denison, Governor General			<p>& its neighbourhood – That Memorialists glad to learn His Excellency had approved of site at Ipswich for erection of Immigration Depot, Establishment of utmost importance to employers of labour in Moreton Bay & neighbouring Districts That Memorialists have learned Immigrant Ship "<i>Phebe Dunbar</i>" [as it is] is daily expected at mouth of River & are anxious that His Excellency give instructions for forwarding one half of Immigrants by that ship on to Ipswich by steamer which must be engaged to take them from anchorage without landing them at Brisbane While such a course as that suggested would be fraught with great benefit to parties desirous of hiring Immigrants, Memorialists conceive that any supposed difficulties in doing so would be more than counterbalanced by advantages for instance: cost of lodging & support at Ipswich would not be greater than at Brisbane, extra expense of engaging River Steamer at any rate to bring Immigrants from ship to Brisbane & having to take some of them a few hours sail further up River & nearer to seat of demand would be but trifling, while any medical attendance necessary for parties in Depot (little of which Memorialists believe to be required) might be contracted for. Saving of rations on part of Government which is at present incurred by time occupied by employers in going to & bringing Immigrants from Brisbane would more than cover any trifling incidental cost incurred in opening Depot at Ipswich Memorialists would suggest in event of His Excellency being favourable to this application that as temporary depot for Immigrants old Court House at Ipswich with aid of a few tents similar to those in use at Brisbane would be amply sufficient while duties of Immigration Agent might be in the outset be performed by Clerk of the Bench who Memorialists have no doubt would willingly perform duties subject to supervision of Police Magistrate That Memorialists cannot sufficiently express their conviction of advantages which this increased facility for hiring would confer upon both Employer & those seeking employment & pray that directions be issued to Government Resident Brisbane to make necessary arrangements for & to have the one equal moiety of Immigrants by "<i>Phoebe Dunbar</i>" at once forwarded from that ship on arrival to Ipswich & for other arrangements necessary to be made at Ipswich for their arrival there</p> <p>Signatories [p 845] Walter Gray, George Thorn, John Ranken JP, William M Dorsey JP, James Walsh, William Craies, Edmund M Royds JP [p 846] John Panton JP, John Murphy, Daniel Collins, Lacy Gaskell, Sydney S Norris, William Hendren, A Macalister, Patrick O'Sullivan, George Faircloth, John K Ellis, David Turbayne, Cribb & Foote, Thomas Rowlands, Henry M Reeve, Henry Kilner, F A Forbes, Charles Wheeler, Thomas H Jones, James McIntosh, John Pettigrew, Christopher Gorry – Saddler, A Sidney Lyon, A C Bays, Alexander Beattie, Thomas Given, John Parkes</p>		[2 x p 842, no p 843]
	56/04817	1856 05 26	Hon CS~	Government Resident's Office, Moreton Bay J C Wickham Government Resident	1856 05 19	<p>At top: "Government Resident Moreton Bay" Enclosing copy of letter received from Police Magistrate Ipswich in reply to one he had addressed to him as to nature & expense of accommodation which could be offered to Immigrants, for information of His Excellency in considering question of sending Immigrants direct to Ipswich as prayed for in Petition forwarded "to you on 7th inst" respecting Immigrants then expected by "<i>Phoebe Dunbar</i>" [No 56/255]</p>	A2.37	847 – 848

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	56/04817		Government Resident, Brisbane	Police Office, Ipswich Charles George Gray, Police Magistrate	1856 05 27 1856 05 16	<p>& Notes in margin 56/04640 Respecting Immigrants per "Phoebe Dunbar" to Immigration Agent – 21 May Agent for Immigration who is requested to return former papers – blank cover – noted Urgent 56/05049 <u>Immigration</u> 56/2534 – 28 May 1856</p> <p>"Copy" Enclosure in letter 56/255 from Government Resident Moreton Bay to Hon <u>Colonial Secretary respecting expense of Immigrants at Ipswich</u> With reference to "your letter 12th inst No 56/236" states they have no Government buildings there adequate to reception of Immigrants [No 25] (2) Private house however, well adapted for purpose, can be leased for £80 per annum (3) With respect to rations, can only come at price by calling for tenders - is assured by interested parties that should prices exceed those in Brisbane, they will themselves take Contract at Brisbane prices (4) Medical attendance can be had for Immigrants at £80 per annum, Government furnishing their own medicine chest (5) Has no further suggestions to make beyond what has been embodied in Petition forwarded by you & Note in margin – 56/109</p>		849 – 850
				DANIEL COOPER, <i>Speaker</i>		<p>[PRINTED] "PROOF" [p 851] <u>No 22</u> <u>VOTES AND PROCEEDINGS OF THE LEGISLATIVE ASSEMBLY</u> <u>TUESDAY, 26 AUGUST 1856</u> [Only indexed items relevant to Moreton Bay, Ipswich & Districts beyond]</p> <p>• [p 852] <u>NOTICES OF MOTION AND ORDERS OF THE DAY</u> TUESDAY, SEPTEMBER 16 NOTICES OF MOTION: -</p> <p>• 3. MR SANDEMAN, to move, That there be laid upon the Table of this House – (1) A Return of all Correspondence between the Executive Government in Sydney, and the Government Resident of Moreton Bay, relative to building a Gaol for the District of Moreton Bay (2) A Return of all Correspondence between the Executive Government & their Honours the Judges of the Supreme Court, relative to the most suitable site for the erection of a Gaol for the District of Moreton Bay (3) A Return of the number of cases tried before each Circuit Court at Moreton Bay, showing number of persons committed for trial at Brisbane, & number committed for trial at Ipswich, & Districts beyond it 4. MR SANDEMAN, to move, That there be laid upon the Table of this House –</p>	A2.37	851 – 853

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				"M F"	1856 08 27~ 1856 09 01~ 1856 09 04	(1) A Return of the number of Immigrants landed at Moreton Bay, and forwarded to the Depot at Brisbane, during the last two years (2) A Return of the number of Immigrants engaged from the Depot by persons resident in the Police District of Brisbane, and the number engaged for or by persons residing in the Police District of Ipswich, & the Districts beyond it to which Ipswich is the outlet (3) A Return of all correspondence between Executive Government in Sydney and the Government Resident of Moreton Bay, relative to the establishment of an Immigration Depot at Ipswich (4) A Return of all correspondence between the Immigration Agent and the Immigration Board at Brisbane, and the Immigration Agent in Sydney, relative to forming a Depot at Ipswich • [p 853] [items not relevant to Moreton Bay etc] Notes re above The papers <u>to be</u> moved for by Mr Sandeman on 16 th September may perhaps be put in hand at once Yes Immigration Agent, Prothonotary		854
						CONTINUED ON REEL NO A2.38		

NOTES

~ Have used this symbol throughout when I have "assumed" details which have not been provided – e.g. "Hon CS" has been omitted on document
See also "Dates"

CS REF NUMBERS

For **SORTING** purposes, I have entered CS Reference Numbers to five places 00001 - 10000

For **FINDING** purposes I have inserted 0s in the Contents where CS ref Numbers have been cited

DATES

Format used throughout is **YEAR MONTH DAY** – one space between

~ Used to indicate dates which are incomplete on document, usually in Notes e.g. 31 Mar - assumption made as to year

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