



1846.

No. 11.

*ORDINANCE enacted by the Governor of South Australia, with the advice and consent of the Legislative Council thereof.*

*To Regulate the Occupation of Crown Lands in South Australia.*

*[28th August, 1846.]*

**WHEREAS** it is expedient to amend the laws relating to the Preamble.  
occupation of Crown Lands in South Australia :

BE IT THEREFORE ENACTED by the Governor of South Australia, with the advice and consent of the Legislative Council thereof, that from and after the passing hereof, an Ordinance passed on the twenty-fourth day of November; one thousand eight hundred and forty-two, intituled "An Act for protecting the Waste Lands of the Crown in South Australia from encroachment, intrusion, and trespass," shall be and the same is hereby repealed; except in so far as regards all things heretofore lawfully done in pursuance thereof; and except in so far as any former laws are thereby repealed.

6 Vic., No. 8—Repealed.

II. AND BE IT ENACTED, that it shall be lawful for Her Commissioners of Crown Lands Majesty, or for the Governor, subject to the approbation of Her Majesty, from time to time to appoint, during her Majesty's pleasure,

pleasure, with reasonable and proper salaries, fit and proper persons, being Justices of the Peace, to be Commissioners of Crown lands, to execute this Ordinance throughout the Province, or such districts thereof as may be assigned to them respectively by the Governor.

Governor may make regulations.

III. AND BE IT ENACTED, that it shall be lawful for the Governor to make and issue, from time to time, such orders and regulations as may be necessary and proper for the management of the waste lands of the Crown, and for the guidance of the Commissioners in their office, which regulations, not being contrary to law, shall, on due publication by authority in the Government Gazette, be taken cognizance of, by all Justices of the Peace, and be binding on the said Commissioners, and on all others whom it may concern; and the same from time to time in like manner to revoke and alter.

Powers of Commissioners in disputes as to Runs.

IV. AND BE IT ENACTED, that it shall be lawful for every such Commissioner to adjust all disputes and differences between individuals respecting encroachments and trespasses on Crown lands occupied by them; and to limit and define the boundaries of all runs as occasion shall require; and whensoever any complaint shall be made to him, by any aggrieved party, of any such encroachment or trespass, he shall enquire into, hear, and, if necessary, view and take evidence on oath touching the matter of complaint, and determine the same in a summary way, and shall make such lawful orders thereupon, and issue such warrants as shall be necessary to enforce the execution thereof. And if any damage shall be claimed in respect of any such encroachment or trespass, the Commissioner shall and may assess the same, and award and order payment to the party aggrieved of such damages as shall be proved to his satisfaction, not exceeding the sum of twenty pounds, and cause the same to be levied in like manner as any Justices may cause to be levied any penalties under this Ordinance.

Commissioners may take possession of Crown lands unlawfully occupied, and expel intruders therefrom.

V. AND BE IT ENACTED, that in case any person shall unlawfully intrude upon, occupy, or take possession of any Crown lands, and shall refuse or neglect to deliver up and quit the possession of such lands for ten days after service upon him or his agent or overseer, of a notice to quit the same, signed by any Commissioner of Crown lands, it shall be lawful for any Commissioner of Crown lands to enter upon such lands, with such assistance as may be necessary, and to take possession of the same on behalf of the Crown, together with any houses or other improvements that may have been made thereon, and the same to deal with as he shall deem most expedient for the purpose of expelling such person therefrom, and also to expel and remove all persons found trespassing thereon.

VI.

VI. AND BE IT ENACTED, that it shall be lawful for every such Commissioner, and he is hereby authorised and empowered to give any notice, make any claim or demand, and to depute or authorise any person to make any entry, which shall be requisite or expedient to be given or made, by or on behalf of Her Majesty, Her Heirs or Successors, with a view either to compel any tenant, lessee, or occupier of any part of the Crown lands to quit or deliver up the possession thereof, or to compel the performance of any covenant, contract, or engagement in relation thereto, or to recover possession on non-performance of any covenant, contract, or agreement, or to compel the payment of any sum of money which ought to be paid in respect thereof, and to give any other notice, make any other claim or demand, and depute any person to make any other entry, which shall or may be requisite or expedient to be given or made, by or for or on behalf of Her Majesty, Her Heirs or Successors, touching any of the Crown lands; and every such notice, claim, or demand, which shall be given or made in writing under the hand of any such Commissioner, for any of the purposes aforesaid, and every entry which shall be made by any person so deputed or authorised to make the same, on behalf of Her Majesty, Her Heirs or Successors, into or upon any of the said Crown lands, shall be good, valid, and effectual, to all intents and purposes whatsoever, and shall have such and the like force and effect as if the same were respectively given or made by Her Majesty, Her Heirs or Successors; and all such notices, claims, demands, or entries, shall respectively be deemed, construed, and taken to have been given and made by or on behalf of Her Majesty, Her Heirs or Successors, any law, custom, or usage to the contrary in anywise notwithstanding.

Commissioners empowered to give notices, make claims, and authorise entries, &c.

VII. AND BE IT ENACTED, that it shall be lawful for every such Commissioner, and he is hereby authorised and empowered by virtue of his appointment alone, and without any further order, warrant, or authority whatsoever, by himself or any person whom he shall for that purpose depute, to make distress for any rent which shall be due, in arrear or unpaid, from any lessee, occupier, or tenant of any Crown lands, or from any person liable to the payment of any rent, and the goods, chattels, and effects so distrained, to impound, sell, and dispose of, as in ordinary cases of rent in arrear.

Commissioners empowered to distrain for rent.

VIII. AND BE IT ENACTED, that if any cattle shall be found unlawfully trespassing upon any Crown lands, whether fenced or unenclosed, it shall be lawful for any Commissioner, or for any person authorised by any Commissioner in that behalf, either generally or in the particular case, to impound the cattle so trespassing, in any public Pound, to be dealt with according to law: PROVIDED that no Commissioner nor any person acting under the authority of any Commissioner

Power to impound cattle trespassing.

Commissioner, shall be authorised or required to impound cattle trespassing upon lands forming part of any defined run, unless such cattle shall be found trespassing in defiance of an adjudication made by the Commissioner with respect to such land.

Penalties for unauthorised occupation of Crown Lands.

IX. AND BE IT ENACTED, that whosoever shall occupy any waste lands of the Crown in South Australia, either by residing, or by erecting any hut or building thereon, or by clearing, enclosing, or cultivating any part thereof; and whosoever shall fell, remove, or sell the timber growing on any such lands, without, in either case, having a valid lease or license, for such purposes respectively, shall, on conviction, forfeit and pay the following penalties, that is to say, for the first offence, any sum not exceeding ten pounds; for the second offence, any sum not exceeding twenty pounds; and for the third and any subsequent offence, any sum not exceeding fifty pounds: PROVIDED ALWAYS, that no information shall be laid or brought for any second or subsequent offence, until the expiration of fourteen clear days from the date of the previous conviction.

Proviso as to timber for domestic uses

X. PROVIDED ALWAYS, AND BE IT ENACTED, that unless public notice be given by the Governor, that the timber on any particular portion of the Crown lands shall be reserved for the public use, nothing herein contained shall be construed to prevent any licensed occupier of Crown land, or his overseer or manager, from cutting such timber on the land so occupied by him as is ordinarily used, and as may be necessary for domestic purposes, for fire-bote, fencing, stock-yards, or other conveniences for the enjoyment of the said land; and provided that no part of such timber shall be sold; and that the same shall be *bonâ fide* cut for some purpose herein before specified.

Commons of pasturage on waste lands of the Crown.

XI. AND WHEREAS it is expedient to extend to persons in lawful occupation of purchased land in South Australia, the enjoyment of common pasturage over such waste lands of the Crown in their immediate vicinity, as are not held under any lease or license, and to regulate the due apportioning of such advantage among the said occupiers, BE IT ENACTED, that whenever Her Majesty, or the Governor acting on behalf of Her Majesty, shall, by Proclamation duly made, divide any county, or settled portion of the Province into Hundreds, and declare the boundaries thereof, it shall be lawful for the Commissioner of Crown lands, on or before the first day of December in each year, to compute the quantity of cattle capable of being depastured on such waste lands of the Crown as aforesaid in any Hundred; and having regard to the number of purchased acres within the Hundred, to declare by notice in the Government Gazette, the proportionate number of great cattle and of small cattle which may be depastured on the waste lands of the Crown within such

such Hundred, in respect of any given number of purchased acres within the same by the occupiers of such purchased land; six head of small cattle being deemed equal to one head of great cattle; and such notice shall regulate for the ensuing year, commencing on the first day of January then next, the proportion of cattle to be so depastured by the occupiers of such purchased land, six head of small cattle being deemed equal to one head of great cattle; and the occupiers of such purchased land and no other persons shall be entitled to depasture cattle on such waste lands within the Hundreds in the proportions aforesaid: PROVIDED that nothing herein contained, shall prevent the sale of any part of such waste lands, nor affect the enjoyment of the purchaser nor occupier thereof when purchased, except that neither the purchaser nor occupier shall, in respect thereof, enjoy common of pasture within the hundred during the year wherein the purchase shall be made.

XII. AND BE IT ENACTED, that whosoever shall depasture cattle on the common waste land within any hundred, not being an occupier of purchased land within such hundred; or shall depasture on such waste lands as aforesaid, a greater number of cattle than shall be so apportioned, shall be liable to the same penalties and proceedings as in the case of any unlawful trespass on Crown lands: PROVIDED that no person entitled to common of pasture within any hundred shall be liable to any penalty for depasturing cattle on the waste lands within the same, unless he shall depasture thereon a greater number of cattle than his due proportion, as declared by the Commissioner as aforesaid.

Depasturing contrary hereto.

XIII. PROVIDED ALWAYS, AND BE IT ENACTED, that no person shall be entitled to such common of pasturage until he shall have deposited with the Commissioner of Crown Lands a declaration of the number of purchased acres lawfully occupied by him in every hundred in which he claims such advantage, in form or to the effect of the Schedule hereunto annexed marked A, of the particulars contained in which declaration the Commissioner shall, from time to time, at such periods as shall be found convenient, cause abstracts to be published in the South Australian Government Gazette for general information: And whosoever shall knowingly make any false statements in any such declaration, shall, on conviction for every such offence, forfeit and pay a penalty of not less than fifty pounds, nor more than one hundred pounds.

Commoners to make a declaration as to their acreage.

XIV. AND BE IT ENACTED, that every person depasturing cattle on any waste lands of the Crown, shall make or cause to be made to, and deposited with the Commissioner of Crown lands in the month of September in every year, commencing in September, one thousand eight hundred and forty-six, a return, according to the form

Persons depasturing on waste lands of the Crown to report cattle, yearly, under a penalty.

form contained in the Schedule hereunto annexed, marked B, of all such cattle in his possession, on the first day of the same month of September; and if any such person shall fail or neglect to make or cause to be made such returns at the time so appointed for each and every year, or shall omit to deposit the same with the said Commissioner, in manner hereby required, he shall, on conviction, forfeit and pay for every such offence a sum not less than forty shillings, nor exceeding twenty pounds; and whosoever shall knowingly make any false statements in any such return, shall, on conviction, forfeit and pay for every such offence a penalty of not less than fifty pounds nor more than one hundred pounds.

Yearly assessment to be levied upon cattle depastured on waste lands of the Crown.

XV. AND BE IT ENACTED, that there shall be paid and levied, in each and every year, upon, for, and in respect of all cattle depastured or kept upon any waste lands of the Crown, the assessment following, that is to say—

For every head of great Cattle, sixpence.

For every head of small Cattle, one penny.

which yearly assessments respectively, shall be paid by the person depasturing, to the Colonial Treasurer (or to such other officer as may be appointed by the Governor), on or before the first day of December in every year, for the year commencing on the first day of January, then next ensuing, the first payment thereof to be made on the first day of December, one thousand eight hundred and forty-six.

Commissioners to assess and make returns yearly.

XVI. AND BE IT ENACTED, that the Commissioner shall on the first day of October of every year, commencing on the first day of October next, proceed to make an assessment of the cattle depastured as aforesaid, and shall make a yearly report thereof to the Colonial Treasurer, or to such other officer as may be appointed by the Governor, in the form, and containing the several particulars set forth in the Schedule to this Ordinance annexed, marked with the letter C, according to which report the yearly assessment before mentioned shall be payable, and be paid to the Colonial Treasurer, or to such other officer as aforesaid, on or before the time appointed for the payment thereof.

Commissioner shall serve a written notice upon the parties liable to such assessment requiring them to pay the same.

XVII. AND BE IT ENACTED, that the Commissioner shall, yearly, on or before the first day of November, cause a notice in writing, in the form contained in the Schedule hereunto annexed, marked D, to be served upon the person subject and liable to pay the said assessment, or to be left at the residence of such person (if within the Province), or with the Superintendent or person having the charge



charge of the said cattle, requiring payment of such assessment as aforesaid.

XVIII. AND BE IT ENACTED, that in case the sum mentioned in the said notice so served on any person required to pay the same, shall appear to such person more than he is legally bound to pay, such person may appeal against such assessment to the next Court of General Quarter Sessions of the Peace: PROVIDED that such person shall give to the Commissioner a notice in writing of such appeal, and of the grounds thereof, within ten days after the service as aforesaid of the said notice, and shall also enter into a recognizance in double the amount of such assessment before any Justice, conditioned personally to appear at the said Sessions, and to try such appeal, and to abide the judgment of the said Court, and to pay such costs and expenses as shall be by the said Court awarded: and such Court shall hear and determine the matter of the appeal, and shall make such order therein as shall seem meet; and in case the Court shall think the appellant entitled to relief, such Court shall order the assessment to be amended, and the proper officer of the Court shall amend the assessment accordingly; and in case of the dismissal of the appeal, or the affirmance of the said assessment, shall order and adjudge the person so appealing to pay the amount to the Colonial Treasurer (or other officer appointed as aforesaid), and also such costs and expenses as may be awarded to the said Commissioner by the said Court, within such time as the Court may deem meet; and if such costs and expenses be not paid within such time, the said Court shall and may issue a warrant of distress to levy the amount of such costs and expenses, by a distress and sale of a sufficient part of the cattle, goods, and chattels of the person so appealing.

Parties objecting may appeal to nearest Court of General Quarter Sessions, giving notice to Commissioner.

XIX. AND BE IT ENACTED, that in case any person so liable to pay the said assessment, and upon whom or upon whose superintendent or agent such notice shall have been so served as aforesaid, or in case any person so adjudged to be liable in payment of the said assessment, upon appeal as aforesaid, shall refuse or neglect to pay the amount due upon the day appointed by such notice, or within the time adjudged on such appeal as aforesaid, with costs, if any, as the case may be, it shall and may be lawful for the Commissioner to issue a warrant under his hand and seal, directed to some constable, to levy the amount so due, with interest at the rate of ten pounds for every hundred pounds per annum, from the time when the same was so appointed or adjudged to be paid, with costs, if any, as the case may be, by distress and sale of a sufficient part of the cattle, or other goods and chattels of the party liable, in like manner as in case of rent in arrear between landlord and tenant.

In case parties neglect or refuse to pay, Commissioners to issue warrant to levy the same by distress.

XX. AND BE IT ENACTED, that if at any time the amount payable

Forfeiture of license, &c.

able by any party for assessment under this Ordinance, shall be in arrear and unpaid for three calendar months after the same was appointed or adjudged to be payable as aforesaid, it shall be lawful for the Commissioner to declare by notice published in the Government Gazette, that such person has forfeited his license, or privilege of pasturage, as the case may be; and such person shall thereupon be liable to be proceeded against as an unlicensed person under the provisions of this Ordinance: PROVIDED, that such notice may at any time be revoked by authority of the Governor; and thereupon the license so declared to be forfeited shall be deemed to be in full force.

Fee chargeable by Commissioner.

Who shall make to the Colonial Treasurer, or other officer appointed as aforesaid, verified returns, quarterly, and shall also at such times pay over all sums so received by him.

XXI. AND BE IT ENACTED, that it shall and may be lawful for the said Commissioner to charge and receive, for and upon the decision of any disputed question under this Ordinance, respecting the limits of any run, a fee of five pounds, to be paid by the party against whom his decision shall be made; and such Commissioner shall render an account of all sums of money receivable and received by him under this Ordinance, verified by his solemn declaration in the form contained in the Schedule hereunto annexed, marked E, to the Colonial Treasurer or other officer as aforesaid, at least quarterly in each year, and shall at the same time pay over to the Colonial Treasurer, or other officer aforesaid, all sums so received by him.

Not to affect the rights of the Crown.

XXII. AND BE IT ENACTED, that no possession or occupation of any Crown land taken or had by virtue of any license as aforesaid, or by depasturing under the provisions of this Ordinance or otherwise, shall be construed to give any title whatever against the Crown, or to alter or affect in any respect the rights of Her Majesty, Her Heirs and Successors, in respect to any such land.

Forgery and uttering of licenses, a misdemeanor.

XXIII. AND BE IT ENACTED, that whosoever shall forge, counterfeit, or alter, or shall utter or make use of, knowing the same to be forged, counterfeited, or altered, any lease, license, or other document purporting to be a lease or license, or any authority from Her Majesty or the Governor, or any person acting on behalf of Her Majesty, to occupy any Crown lands in South Australia, with intent to defeat the provisions hereof, shall be guilty of a misdemeanor, and being convicted thereof, shall be liable to be transported for any term not exceeding seven years, or to be imprisoned for any term not exceeding two years, at the discretion of the Court.

Recovery of penalties.

XXIV. AND BE IT ENACTED, that so far as not otherwise specially provided, all proceedings under this Ordinance may be had and taken, and all penalties, fines, forfeitures, and sums of money incurred or imposed under this Ordinance, may be sued for and recovered at the suit of any party aggrieved, or of any Commissioner



missioner of Crown lands, or such other officer as the Governor from time to time may in that behalf appoint in a summary way before any two or more Justices of the Peace, other than such Commissioners; and all proceedings under this Ordinance may be had and taken, and every person feeling agrieved by any judgment, conviction, or order under this Ordinance, whether made by such Justices, or by any Commissioner of Crown lands, in cases where jurisdiction is specially given to him by this Ordinance, shall be entitled to appeal therefrom, under and according to the laws in force within the Province for the time being, for regulating summary proceedings before Justices of the Peace: PROVIDED ALWAYS, that any penalty, fine, or forfeiture, exceeding the sum of fifty pounds, shall only be recovered by action of debt, at the suit of Her Majesty's Advocate General, in the Supreme Court of this Province.

XXV. AND BE IT ENACTED, that all fines, forfeitures, penalties, and other sums of money, levied, or imposed by virtue of this Ordinance, shall be paid to the Colonial Treasurer, on behalf of Her Majesty, Her Heirs and Successors, for the public uses of the Province, and the support of the Government thereof. *Appropriation.*

XXVI. AND BE IT ENACTED, that in any action, suit, or proceeding against any person for or in respect of any alleged unlawful occupation or use of any Crown lands, the proof that the occupation, use, or enjoyment in question was authorised by the provisions of this Ordinance, or of any order or regulation made in pursuance thereof, shall lie on the defendant; and the averment that any lands in question are Crown lands, or waste lands of the Crown, shall be sufficient without proof of such fact, unless the defendant prove the contrary; and all maps, plans, licenses, certificates, and office copies certified as true under the hand of the Surveyor General of the Province, or of the proper officer of his department, or of any Commissioner of Crown Lands, shall in all matters relating to the said respective offices be sufficient evidence of their contents, without production of original records, and without the personal attendance of such officers, or proof of their signatures. *Onus probandi.*

XXVII. AND BE IT ENACTED, that all Sheriffs, Justices of the Peace, constables and other officers of justice, shall, being thereunto required by writing under the hand of any such Commissioner, aid and assist such Commissioner in the execution of his duty under this Ordinance: And no suit or action shall be brought or commenced against any such Sheriff, Justice, or Officer, for any act, matter, or thing done by them, or any of them, upon such requisition, but any suit or action shall and may be brought against such Commissioner alone, for any act, matter, or thing so done by him, or by his authority. *Magistrates and officers to be aiding and assisting Commissioners.*

XXVIII. AND

Proceedings not to be quashed or removed by *certiorari*.

XXVIII. AND BE IT ENACTED, that no order, judgment, or other proceeding made by any Commissioner or Justice of the Peace touching or concerning any of the matters aforesaid, or touching and concerning the conviction of any offender against this Ordinance, shall be quashed or vacated for want of form only, or be removed or removable by *certiorari*, or any writ or process whatsoever, into any Court of Superior jurisdiction; and no warrant of commitment shall be held void by reason of any defect therein, provided that it be therein alleged that the party has been convicted, and that there be a good or valid conviction to sustain the same; and where any distress shall be made for levying any money by virtue of this Ordinance, the distress itself shall not be deemed unlawful, nor the party making the same be deemed a trespasser, on account of any defect or want of form in the summons, conviction, warrant of distress, or other proceeding relating thereto; nor shall the party distraining be deemed a trespasser *ab initio*, on account of any irregularity afterwards committed by him, but the person aggrieved by such irregularity may recover full satisfaction for the special damage, if any, in an action upon the case.

Protection of persons acting in execution of this Ordinance.

XXIX. And for the protection of persons acting in execution of this Ordinance, BE IT ENACTED, that all actions for anything done under this Ordinance shall be commenced within six calendar months after the fact was committed, and not otherwise; and notice in writing of such action, and the cause thereof, shall be given to the defendant one calendar month at least before the commencement of the action, and in every such action the defendant may plead the general issue, and give this Ordinance and the special matter in evidence at any trial to be had thereupon; and no plaintiff shall recover in any such action, if tender of sufficient amends shall have been made before such action brought; or if a sufficient sum of money shall have been paid into Court after such action brought, by or on behalf of the defendant, together with costs incurred up to that time; and if a verdict shall pass for the defendant, or the plaintiff become nonsuited, or discontinue such action after issue joined, or if upon demurrer or otherwise, judgment shall be given against the plaintiff, the defendant shall recover his full costs as between attorney and client, and have the like remedy for the same as any defendant hath by law in other cases; and although a verdict shall be given for the plaintiff in such action, such plaintiff shall not have costs against the defendant, unless the Judge before whom the trial shall be, shall certify his approbation of the action, and of the verdict obtained thereupon.

Governor may order costs of suits to be paid from Treasury.

XXX. AND BE IT ENACTED, that it shall and may be lawful for the Governor to pay or cause to be paid out of the public Treasury of the Province, the costs or charges of any suit or action which shall

shall or may be brought as aforesaid by or against any Commissioner, Justice of the Peace, constable, or other person, acting under the authority and in the execution of this Ordinance.

XXXI. AND BE IT ENACTED, that throughout this Ordinance unless where the subject matter or context is repugnant to such construction, the words "great cattle" shall be construed to mean horned cattle, horses, camels, mules, and asses, male and female, with their offspring above six months of age; and the words "small cattle" shall be construed to mean sheep, goats, and swine, male and female, with weaned offspring, and the word "cattle" shall be construed to mean the whole of the aforesaid animals; and the words "Waste Lands of the Crown" shall be construed to mean the same as in the Act of Parliament, passed in the session of the fifth and sixth years of Her present Majesty, "for regulating the sale of Waste Land belonging to the Crown in the Australian Colonies;" and the words "Crown Lands" shall be construed to mean any lands whatsoever vested in Her Majesty, Her Heirs or Successors. Construction clause. PROVIDED ALWAYS, that nothing herein contained shall be construed to permit or suffer the feeding of swine, on any Waste Lands of the Crown, over which commons of pasturage may be enjoyed. Proviso as to swine.

FREDK. H. ROBE,  
Lieutenant Governor.

*Passed the Legislative Council, this twenty-  
eighth day of August, One Thousand  
Eight Hundred and Forty-six.*

W. L. O'HALLORAN,  
Clerk of Council.

**SCHEDULE**

**SCHEDULE A.**

I, A. B., hereby declare that I am the lawful occupier of the following lots of purchased land in the Hundred of \_\_\_\_\_, county of \_\_\_\_\_, consisting in all \_\_\_\_\_ acres, and for which I claim to depasture cattle on the waste lands of the Crown in that Hundred.

A. B.,  
Owner or Occupier.

*(Place)*

*(Date)*

## SCHEDULE B.

*First day of September, One thousand eight hundred and*

**YEARLY RETURN of all Stock depastured on Waste Lands of the  
Crown  
by  
the Ordinance No. 11, 1846.** made in pursuance of

Names of Holders of Stock herein returned.	Cattle.							Brands.	
	Great Cattle, viz.—					Small Cattle, viz.—			
	Horned Cattle	Horses	Camels	Mules	Asses	Sheep	Goats		Swine

To Esquire,  
Commissioner of Crown Lands,

**I hereby certify that the above is a true and correct return.**

**SCHEDULE C.**

*First day of October, One thousand eight hundred and*

**YEARLY REPORT** of the persons liable to pay assessment rendered in conformity with the provisions of the Ordinance No. 11, 1846.

No. of Licenses (if any).	Name of holders.	Cattle Assessed.		Description and No. of acres of purchased land, if any, in respect of which commons of pasturage are claimed.	Amount of Assessment payable.	Remarks.
		Great Cattle.	Small Cattle.			

To **Esquire** **C. B.,**  
**Colonial Treasurer.** **Commissioner of Crown Lands.**



**SCHEDULE D.**

No. \_\_\_\_\_

Commissioner of Crown Lands Office,  
 The amount for which you are assessed for the year from first  
 January to thirty-first December, 18\_\_\_\_, under the provisions of the  
 Ordinance, No. 11, 1846, on the undermentioned cattle, depastured  
 by you on Waste Lands of the Crown, in this Province (or district,  
 as the case may be), is as follows, viz.:

Head of great cattle .....	at	per head	£	s.	d.
" small ditto .....	at	per head	0	0	6
			0	0	1

which said sum of \_\_\_\_\_ pounds, \_\_\_\_\_ shillings, and  
 pence, you are hereby required to pay to the Colonial Treasurer,  
 at his Office, in Adelaide (or to \_\_\_\_\_, at his Office, at  
 as the case may be), on or before the first day of December next.

Or, if you consider yourself as having any just cause for appeal-  
 ing against the said assessment, you will please to observe that such  
 appeal must be lodged with me within ten days from the date of  
 the delivery of this notice, either to yourself or at your residence,  
 together with your recognizance in double the amount of the said  
 assessment, to prosecute the said appeal. As witness my hand,  
 at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, one thousand  
 eight hundred and \_\_\_\_\_

C. B.,  
 Commissioner of Crown Lands.

To \_\_\_\_\_ }  
 \_\_\_\_\_ }

\_\_\_\_\_ Declares that he served the above notice  
 on the above-named \_\_\_\_\_, by delivering a true copy thereof  
 to him (or by leaving the same at his usual place of residence, as  
 the case may be), on the \_\_\_\_\_ day of \_\_\_\_\_ one thousand  
 eight hundred and \_\_\_\_\_

A. B.