

(No. 126.)



1870.

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T A S M A N I A.

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**JAMES SINNOTT.**

**CASE FOR COMPENSATION.**

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Laid upon the Table by the Minister of Lands and Works, and ordered by the House to be printed, October 13, 1870.



To His Excellency CHARLES DU CANE, Esquire, Captain-General and Governor of Tasmania and its Dependencies.

The Petition of the undersigned.

RESPECTFULLY SHOWETH :

THAT your Petitioner purchased 50 acres of Crown Land on the Sandfly Road under the 19th Section of the Waste Lands Act, for which he has already paid £42 in sundry fees instalments.

That at the time he purchased said land a road was being opened by Government to the Huon River.

That it was owing to such fact your Petitioner selected his allotment.

That in consequence of the said road being left unfinished and abandoned by the Government your Petitioner has been compelled to leave the land after working upon it for a whole season, preparing for settling upon it.

That without making crossing places over the two creeks which cross the road the land is worthless, as it would be impossible to get produce to market or supplies to subsist on.

That I have notified my willingness to accept an allotment of similar extent in any accessible place; but I have been informed my offer could not be accepted.

That I am a poor working man whose savings are now at his advanced period of life sunk in the purchase of Crown Land, which a breach of faith on the part of the Government has rendered valueless to him, and which is now forfeited.

That your Petitioner under the above circumstances prays Your Excellency that such relief may be afforded him as is connected with justice and equity.

And your Petitioner, as in duty bound, will ever pray.

JAMES SINNOTT.

*EXTRACTS from Letter Book in Office of Lands and Works.*

JAMES SINNOTT, 25. 5. 69, to Colonial Secretary, requesting that the money he has paid on 50 acres of land selected by him at the Sandfly (which is now advertised for sale, and in the event of its being sold) be returned to him.

Colonial Secretary, 27th May, 1869, refers to the Colonial Treasurer.

Colonial Treasurer, 27th May, 1869, refers to the Surveyor-General.

Surveyor-General, 31. 5. 69. This matter was not dealt with by Mr. Meredith, as stated by the writer. On the 28th of February of last year it was that I wrote to Mr. Sinnott enquiring if it were his intention to continue his payments on the land now under review, whereon he replied to the Treasury that, as the Government did not intend bridging a river, and making a road to the lots, he requested to have the moneys he had paid on the land returned to him, that he might make a selection elsewhere. This was referred to me, whereon I wrote as follows:—"No pledge was ever given by the Government to applicants for land at the Sandfly Rivulet that the track originally cleared there would be formed into a permanent road, and the stream bridged; and, consequently, I cannot discover that Mr. Sinnott has any grounds for

asking for the return of the money he has paid on account of the purchase. His other proposition, to be allowed to make another selection and to receive credit for the sum paid on the land in question, is one which *The Waste Lands Act* does not admit of being entertained."

As the above Memorandum applies to the present application as forcibly as to a previous one, I beg to submit it to the Honorable Colonial Treasurer in reply to his request for information on the question.

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MEMO.

JAMES SINNOTT purchased Lot 2471, 50 acres, Parish Champ, under the 18th Section of *The Waste Lands Act*, 8th September, 1863, for £67 4s.

	£	s.	d.
He paid deposit of .....	13	8	10
And three instalments of £6 14s. 5d. ....	20	3	3
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	£33	12	1
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Default was made in 1867, and the land put up to Auction and bought in by the Commissioner of Crown Lands.

E. W. BOOTHMAN.

Office of Lands and Works, 12th October, 1870.