

Calcutta 24th Sep: 1842

J. R. Bayne

Perth. West^{rn} Australia

Dear Sir

A few days ago I was put in possession of your favor of ^{March} May last respecting my land on the Canning River; I was happy to find that Lt. Morrit had empowered you to effect a partition - if however my memory serves me right I am entitled to the whole, but I presume that Lt. Morrit transmitted to you both copies of the agreement under which I undertook the fulfilment of the location duties, & of course I must abide by such agreement; in case however no

copy of the agreement be forthcoming,
& you do not find on enquiring any
circumstances which will warrant
you considering my claim to the
whole grant admissible, I shall
be content with the half of the
estate being transferred over to
my name; but in making this
concession I wish it to be under-
stood that I do it simply because
I am without any document from
Mr. Morris to prove my claim
to any portion of the estate at
all - inasmuch as that gentleman
may somehow or other omitted
to give (as he promised) to Mr.
Sholl a copy of the mutual
agreement - It may however

be in your memory that Sir James
Stirling (who was aware of the
nature of my agreement with
St. Hurrit, & who, as well as Mr.
Peter Brown, suggested such an
arrangement) was anxious to put
me in full possession, & for that
purpose I obtained & forwarded
to the Colonial Secy's Office some
documents in respect to my
improvement of the grant in
question. These Certificates &
Other Correspondence will I pre-
sume be forthcoming on appli-
cation at Mr. Brown's Office,
& I believe they will serve
to clear up any doubtful

points either as respects the extent
of my claim or the fulfilment
of the necessary duties. As respects
the appointment of any person on
my behalf, I feel so perfectly per-
suaded that I shall meet with
every proper consideration from you,
that I would prefer leaving the
settlement of the matter to you,
& I thereby accordingly bind myself
to abide by your decision therein.
Remarking only, that, in the event
of your awarding me only half
of the estate, I should of course
be allowed to retain the upper
half, on which I erected my
house & other offices. On the other
point only, I believe, remains for

Settlement, & that is as respects the
claim of Government for some 80
or 90 £ advanced to me on security
of the land - of course whatever
portion I am awarded will still
remain answerable for such claim,
& possibly your Gov^{ts} may feel
inclined at once to reimburse it
- self by the immediate sale of
my portion - This course I would
however earnestly hope may not
be pursued, for the land is valua-
- bly situated, & my positive in-
- tention is to return to the Colony
by the earliest opportunity - I
think too, considering how much
I have lost & suffered by Colo-
- nization I shall not be deemed
unreasonable in retreating for:

bearance on such a point, & par-
ticularly as the Estate must ^{be} under
any circumstances a far more than
adequate security for the advance.
I must however on this point also
trust to your good offices -

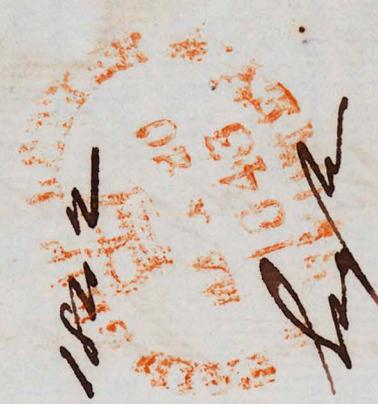
This letter I send via
Sydney & I fear it may be long
in reaching you, but I trust,
as soon after its reception as
convenient, you will favor me
with a reply. The speediest mode
of communication will be via
Mauritius -

Trusting that yourself &
family enjoy good health
I remain dear Sir

Yours faithfully
T. M. B. B. B. B.
T. M. B. B. B. B.

P.S. I anticipate the departure of a
Frigate bound to your port in the
course of the present year.

S. Bickley, (Calcutta) 24 Sept. 1842.
(Duplicate)
to divide for Messrs' Company's land



Calcutta 24 September 1842

J. S.

John Stephens Esq

Surveyor General

Western Australia

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