# DEED OF SETTLEMENT OF THE SOUTH AUSTRALIAN COMPANY

1836.

JOHN M. CHAPMAN COLLECTION

BRC 42/11/5

y55

7th April 1836
Let this Indenture be enrolled for safe custody only.

J. Wm Romilly M.R.

# This Indenture made the twenty seventh day of June — One thousand eight hundred and thirty six

Parties.

**Between** The several Persons whose names and seals are hereunto subscribed and affixed (except George Fife Angas of Jeffries Square in the City of London Esquire Henry Kingscote of Bank Buildings in the said City Esquire and Thomas Smith of Ramsbury in the County of Wilts Esquire) of the one part and the said George Fife Angas Thomas Smith and Henry Kingscote of the other part

Recital of Act of 4th and 5th William 4th C. 95 establishing the Colony of South Australia

**Whereas** by an Act of Parliament made and passed in the fourth and fifth years of the reign of his present Majesty King William the fourth intituled "An Act to empower His Majesty to erect South Australia into a British Province or Provinces and to provide for the Colonization and Government thereof" divers privileges and advantages are conferred on the said Colony and divers facilities are given for the purchase and cultivation of land in the said Colony

And of the agreement to form a Company

**And whereas** previous to the twenty second day of January last it was agreed between the said several persons parties hereto whose names are mentioned in the first Schedule hereunder written that a Company should be established for the purpose of purchasing and renting Land within the said Colony and of erecting Wharfs Warehouses Dwelling houses and other Buildings upon part of the land purchased in the said Colony and letting the same to the Colonists or otherwise disposing of them and the improvement and cultivation of other parts of the land purchased in the said Colony and the leasing or sale of part of it if deemed expedient and the laying out of farms and the erection of suitable buildings thereon and letting the same to industrious Tenants on Lease with the right of purchase before the expiration of such Lease at a price to be fixed at a time when the Tenant should enter and the promotion of the growth of Wool in the said Colony

Scheme of the Company

and the pursuit of the Whale and other Fisheries in the Gulfs and Seas around the said Colony and the curing and salting of such Fish as might be suitable for that purpose and the salting and curing of Beef and Pork within the said Colony for the Stores of Ships and for the purposes of general export and for such other purposes as the Directors should consider likely to promote the interests of the Company And that such Company should be called the South Australian Company and that the Capital thereof should be raised by and divided into ten thousand shares of Fifty pounds each

Formation of the Company.

**And whereas** in pursuance of the said Agreement the said several persons parties hereto whose names are mentioned in the first Schedule hereunder written did on or about the said twenty second day of January One thousand eight hundred and thirty six form themselves into a Company under the denomination and for the purposes hereinbefore referred to and opened a Subscription for Shares in the said Company and otherwise commenced the business of the said Company and upon the formation of the said Company

Appointment of Directors

George Fife Angas, Charles Hindley, James Hyde, Henry Kingscote, John Pirie, John Rundle, Thomas Smith James Ruddell Todd, and Henry Waymouth (parties to these presents) were appointed Directors of the said Company for managing and conducting the business of the said Company and for that purpose to form a Board of Directors in manner hereinafter mentioned and the said George Fife

Chairman of Directors

Angas was appointed Chairman of the said Board of Directors

Auditors.

and Daniel Turton Johnson and William Unwin Sims (parties to these presents) were appointed Auditors of the said Company and the said Henry Kingscote together with

Bankers

Felix Calvert Ladbroke Henry Ladbroke, and Felix Ladbroke were appointed Bankers of the said Company and

Solicitors

William Plater Bartlett and Richard Boswell Beddome were appointed Solicitors to the said Company and Samuel Stephens

Colonial Manager

late of Birmingham in the County of Warwick Gentleman was appointed Colonial Manager of the said Company and

Secretary.

Edward Hill Esquire was appointed Secretary of the said

Qualifications of Directors and Auditors

Conditions of the Prospectus.

company pro tempore and it was then agreed that a Call of five pounds per share should be immediately made on each share and that the same should be forthwith paid and that the qualification of a Director of the said Company should be the possession of fifty shares in the Capital of the said Company And that the qualification of an Auditor of the said Company should be the possession of twenty shares therein And that at all Meetings of the said Company Proprietors should be entitled to vote either in person or by proxy And that a proprietor of five shares should be entitled to one vote and that a Proprietor of twenty shares should be entitled to two votes and that a Proprietor of fifty shares should be entitled to three Votes and that a proprietor of One hundred or more shares should be entitled to four votes but that no Proprietor should be qualified to vote unless all Calls which should have been made and become due on the Shares held by him or her should have been previously paid and that the present Directors should remain in office until the annual Meeting in June One thousand eight hundred and thirty seven when two of them should retire and that the Vacancies then arising should be filled up at such meeting and that afterwards two Directors should annually in like manner go out of office and that in all cases the Directors retiring should be eligible for reelection and that the General Meetings of the Proprietors should be held in the month of June in each year and that the first Meeting should be held in June One thousand eight hundred and thirty seven and that Special General Meetings of the Proprietors should be convened by the Directors on giving fourteen days notice thereof in the London Gazette and in one or more Daily papers whenever the same should be deemed advisable by them or upon a requisition signed by twenty or more qualified Proprietors holding in the aggregate eight hundred shares or upwards such requisition stating the object of the Meeting and being left at the office of the Company at least twenty one days before the proposed day of Meeting and that at all Special General Meetings the business of the Meeting

should be confined to the specific objects setforth in the Advertisements convening the same and that the Directors should be empowered to make such Calls as might be necessary so that no Call be made at any one time exceeding five pounds per share nor at a less interval than one month from the period of the preceding Call becoming due and on twenty one days Notice in the London Gazette and one or more Daily papers and that in case of the nonpayment of any Call for two months beyond the day appointed for such Call being paid the Shares so in default should be liable to be declared forfeited by the Board of Directors for the time being and should be by them disposed of for the benefit of the Company and that the Capital of the Company might be increased to an amount not exceeding One Million pounds with the assent of two thirds in value of the Propietors present at a Special General Meeting to be convened for that purpose and that the holders of the existing shares should have the option of taking all or any new Shares before they should be offered to the public and that the Directors should have power to make such allowance and compensation for services and generally to appoint such Agents and pay such Salaries as they should from time to time deem proper and incur and pay such other necessary expences in managing the affairs of the Company as they should find requisite and that the Directors should have power to make By laws for the management of the affairs of the Company subject to their being rescinded or altered at any General Meeting called for that purpose and that if any Propietors should wish to pay up their subscribed Capital they should be at liberty to do so to the extent of the whole or any part thereof and should be allowed Interest at Four Pounds per Cent per Annum in the Books of the Company for any Sums they might so pay in advance for the times of such payment up to the time that equivalent Calls should be made and due from the body of

Proprietors generally And that such advances of Proprietors might be recalled by them or paid off by the Board of Directors on six months notice being given on either side provided such Notices should be given and expire before an equivalent Call should be made on the general body of Proprietors And that the Directors should have power until the first General Meeting of Proprietors to add to the Board of Directors such names as they should think expedient and that the Directors should have the right to commence operations so soon as Two hundred thousand pounds should have been subscribed for and without prejudice to the Capital being fixed and established at that sum or any intermediate sum between that and the Five hundred thousand pounds And that a Deed of Settlement founded on the foregoing Conditions (with such other Regulations as might be found necessary) should be executed by the Proprietors within two months from the date of the same being approved by the Directors and advertized in two or more London Papers And that all Shares in respect of which the Deed of Settlement should not be signed within the time specified should be declared forfeited **And whereas** the said several persons parties hereto whose names are mentioned in the said first Schedule hereunder written and who became Members of the said Company on the formation thereof as aforesaid have respectively Subscribed for the Shares set opposite to their respective names in the same Schedule and the said several persons parties hereto whose names are mentioned in the second Schedule hereunder written and who became Members of the said Company since the original formation thereof have respectively subscribed for the Shares set opposite to their respective names in the said Schedule **And whereas** the sum of Two hundred thousand pounds has been subscribed for and the said parties hereto have paid into the Banking House of the said Bankers of the said Company the sum of Five pounds on each Share in the said Company so respectively subscribed for by them as aforesaid **And whereas** the Directors of the said Company have purchased from the Commissioners appointed by the authority of the

Proprietors in the first Schedule, Members at the formation of the Company for the shares set opposite to their names

Proprietors in the second Schedule became such since for the shares set opposite to their names

First Call paid

Purchase of Land in Colony by the Directors

said Act of Parliament to make preliminary Sales of lands in the said Colony one hundred and two Lots of land in the said Colony each of such Lots consisting of a Town Section of one acre and a Country Section of one hundred and thirty four acres with a right of priority of choice of such Land according to the regulations and provisions made by the said Commissioners and the said Company are entitled in right of the said purchase to rent Two hundred and twenty thousand one hundred and sixty acres of land in the said Colony for Pasturage **And whereas** upon the appointment of the said Samuel Stephens to be the Colonial Manager of the said Company the Directors of the said Company entered into an Agreement with him dated on or about the fifteenth day of February last whereby he contracted diligently and faithfully to serve the said Company for Seven years to be computed from the twenty second day of January last as the Resident Manager of their Estates business and affairs in the said Colony of South Australia And in particular in the selection of their Lands, the arrangement of their Farms the Shipment of their Produce to England, and elsewhere, the keeping of their Stores, the Superintendance of all their Servants and the Management of their Fisheries And generally in all other duties which might belong to the employment of the said Samuel Stephens as the Colonial Manager of the said Company And in consideration of the services so to be rendered by the said Samuel Stephens the said George Fife Angas Henry Kingscote and Thomas Smith on behalf of the said Company did agree to provide for the said Samuel Stephens a free passage out to the said Colony and to pay him the Salary and remuneration in the said Contract expressed **And whereas** the said Directors have either purchased or chartered and equipped four Ships or Vessels on account of the said Company which are now on their voyage

Contract of Directors with the Colonial Manager.

to South Australia **And whereas** with the assent of the Proprietors of Shares in the said Company the following alterations have been made in the Regulations of the said Company namely that the Directors shall have power to establish a Bank or Banks in or connected with the said Colony and to make Loans on Land or Produce there and to conduct such other Banking operations as they may think expedient That the said Shares of Fifty pounds each shall be divided into Shares of Twenty five pounds each That a limited number of new Shares of Twenty five pounds each should be issued at a premium of One pound per Share on which an instalment of Two pounds ten shillings shall be payable on or before the first day of July next And a second instalment on or before the first day of October next but on which no further call shall be made until after the first day of January One thousand eight hundred and thirty eight the premium to be paid on application for the shares and the holders to be entitled to a dividend per Centum from the first July next on the amount of their instalments paid up That the original Shareholders shall have the option of taking any number of the new Shares at the premium of One pound per Share in preference to the Public at large **And whereas** at a Board of Directors of the said Company held on the twenty fourth day of May last these presents were approved of as a proper Deed of Settlement of the said Company as the said George Fife Angas Charles Hindley James Hyde Henry Kingscote John Pirie John Rundle, Thomas Smith, James Ruddell Todd and Henry Waymouth do hereby respectively testify and declare **Now this Indenture Witnesseth** that in pursuance and performance of the said agreement And in consideration of the premises and for the purpose of settling the said Company and appointing and prescribing rules and regulations for the same Each and every of them the said persons parties hereto (except the said George Fife Angas

Approval of this Deed by a Board of Directors

Witnessing part

Henry Kingscote and Thomas Smith) so far as relates to the acts and deeds of himself and herself and his and her respective executors and administrators only Doth hereby for himself and herself and his and her respective executors and administrators covenant promise and agree with and to the said George Fife Angas Henry Kingscote and Thomas Smith their executors and administrators And each and every of them the said George Fife Angas Henry Kingscote and Thomas Smith so far as relates to the acts and deeds of himself and his respective executors and administrators only Doth hereby for himself his executors and administrators covenant promise and agree with and to the said Charles Hindley James Hyde John Pirie John Rundle James Ruddell — — — Todd and Henry Waymouth parties to these presents their executors and administrators in manner following that is to say)

Parties hereto and all future Proprietors to form a Company to be called The South Australian Company

1. That the said several persons parties hereto and such other persons as shall subscribe for or become Proprietors or Owners of Shares in the said Company under the provisions hereinafter in that behalf contained shall be and continue associated together as a Company for the purposes herein before and hereinafter mentioned under the name or denomination of "The South Australian Company" and that the Members for the time being of the said Company shall be called and are hereinafter distinguished by the denomination of "Proprietors."

Objects of the Company

2 That the objects and purposes of the said Company shall be the purchase and Renting of Land in the said Colony of South Australia and the erection of Wharfs Warehouses Dwellinghouses and other buildings upon the Town Land purchased by them in the said Colony and the Letting the same land and buildings to the Colonists or otherwise disposing of them and the improvement and Cultivation of the Country Land purchased by the said Company in the said Colony and the Leasing or Sale of part of the same land as may be deemed expedient and the laying out of Farms and the erection of Suitable Buildings thereon and the Letting the same to industrious Tenants on Lease with the right of purchase before the expiration of such Lease at a price to be fixed at the time the Tenant may enter and the promotion of the growth of Wool in the said Colony and the pursuit

of the Whale Seal and other Fisheries in the Gulfs and Seas around the Colony and the curing and salting of such Fish as may be suitable for that purpose and the salting and curing of Beef and Pork for the Stores of Ships and for the purposes of general export And also the formation and establishment of a Bank or Banks in or connected with the said Colony and the making of loans on Land or produce in the Colony and the conducting of such other Banking operations as the Directors may think expedient and to the objects and purposes hereinbefore expressed may be added progressively such other objects as the Directors shall consider likely to promote the interests of the said Company.

Capital of the Company

3. That the Capital of the said Company shall consist of sums raised and to be raised by the hereinbefore mentioned Ten thousand shares of Fifty pounds each (now converted into Twenty thousand shares of Twenty five pounds each) and of such other sums as may be raised for that purpose under the provisions hereinafter in that behalf contained and the Lands Buildings Ships and other properties and effects in or upon which the same monies shall for the time being be laid out and invested.

Shares to be numbered and Registered.

4 That every of the Shares in the said Company shall be numbered and Registered in a Book kept for that purpose called "The Proprietors Register" and shall afterwards be always distinguished or identified by such number and the name and address of the Proprietor or Holder thereof for the time being shall be entered in such Book or Registry.

Shares to be personal Estate in England.

5. That the Shares in the said Company and the equitable or beneficial interest in all the property and effects for the time being constituting the Capital of the said Company shall be and be deemed of the nature of personal estate and as such subject to the Laws of England relating to personal Estate in England whatever may be the nature of the legal interest in such properties and effects in the said Colony or other places in which the same shall respectively be or be situate and whatever may be the Laws affecting the same properties and effects in those places.

Number of Directors

6

That there shall never be less than seven nor more than twelve Directors of the said Company and that such Directors shall meet as and form a Board of Directors of the affairs of the said Company in manner hereinafter provided

Present Directors confirmed.

7.

That the said George Fife Angas, Charles Hindley, James Hyde, Henry Kingscote, John Pirie, John Rundle, Thomas Smith, James Ruddell Todd, and Henry Waymouth (who were appointed Directors of the said Company at the formation thereof) together with Raikes Currie Esquire and Christopher Rawson Esquire who have been since appointed shall continue Directors of the said Company until they shall respectively die or shall respectively retire or be removed from such Direction under the provisions hereinafter contained

Present Chairman of Directors confirmed

8

That the said George Fife Angas shall be Chairman of the said Board of Directors while he shall remain a Director under his present appointment or until he shall retire from the said Office under the provision hereinafter for that purpose contained.

Present Auditors and other Officers confirmed

9

That the said Daniel Turton Johnson, William Unwin Sims, Henry Kingscote, Felix Calvert Ladbroke, Henry Ladbroke and Felix Ladbroke, William Plater Bartlett and Richard Boswell Beddome (who have as aforesaid been respectively appointed Auditors, Bankers and Solicitors of the said Company) shall continue such Auditors, Bankers and Solicitors until they shall respectively die or retire or be removed therefrom under the provisions hereinafter for that purpose contained.

Agreement with the present Colonial Manager confirmed

10.

That the said Samuel Stephens (who has as aforesaid been appointed Colonial Manager of the said Company) shall continue such Colonial Manager for the term and remuneration and subject to the stipulations contained in the said recited agreement

General Management of the Company

11

That the affairs and concerns of the said Company shall be managed under and subject to the rules regulations and agreements hereinafter in that behalf contained.

Business to be transacted at the Office of the Company.

12.

That the general business of the said Company shall be transacted and carried on at the Office in Bishopsgate within the City of London which is now used for the purposes of the said Company or at such other Office in London as a Board of

Directors of the said Company shall hereafter purchase hire or use for the purposes of the said Company.

First Meeting of Proprietors in June 1837.

13

That the first Meeting of the Proprietors of the said Company shall be held in the month of June One thousand eight hundred and thirty seven.

Subsequent Meetings

14

That the Proprietors of the said Company shall meet at the Office for the time being of the said Company in London on the first Thursday in the month of June One thousand eight hundred and thirty seven and on the first Thursday in the month of June in every subsequent year or at such other time within thirty days from those days respectively as a Board of Directors shall in manner hereinafter mentioned appoint and also at such other times as a Meeting of them shall be convened according to the provisions hereinafter for that purpose contained.

Annual and Special General Meetings

15.

That every such Meeting of the Proprietors shall be called a General Meeting and that every such Meeting which shall be held at the yearly period hereinbefore mentioned shall be called an Annual General Meeting and that every other such Meeting shall be called a Special General Meeting.

Directors may call a Special General Meeting after June 1837.

16

That after the month of June One thousand eight hundred and thirty seven the Board of Directors of the said Company may call a Special General Meeting for any purpose or purposes relating to the said Company.

After June 1837 Proprietors may call Special General Meeting by requisition to the Board of Directors.

17.

That after the month of June One thousand eight hundred and thirty seven any forty or more Proprietors holding in the aggregate not less than One thousand six hundred shares may at any time by writing under their hands require the Board of Directors to call a Special General Meeting for any purpose or purposes relating to the said Company provided that every such requisition to the Board of Directors for calling a Special General Meeting shall be left at the Office of the Company for the time being at least twenty one days before the time named in the requisition for holding the same and provided that in every such requisition the object or objects for which such Special General Meeting shall be required to be called shall be fully expressed and the day and hour for holding the same shall be specified otherwise the Board of Directors

shall not be obliged to take notice of such requisition.

If Directors refuse to call a Meeting Proprietors may

18

That if after such requisition to the Board of Directors for calling a Special General Meeting shall have been left at the Office of the said Company the Board of Directors shall neglect or refuse to call the same within the time and in the manner hereinbefore prescribed It shall be lawful for the Proprietors who shall have signed the said requisition to call for the purpose or purposes mentioned in such requisition such Special General Meeting by advertising the same in two London daily Morning Newspapers at least fourteen days and not more than twenty one days before the time fixed for holding the same and in the advertisement the object or objects of such Special General Meeting and the day and hour at which it shall be held shall be specified.

All subjects may be discussed at Annual General Meetings except the conduct of Officers.

19

That at every Annual General Meeting all subjects connected with the affairs and concerns of the Company may be fully and freely discussed save and except that the conduct of any of the Officers of the Company shall not be discussed unless the Meeting shall have been specially convened for that purpose.

No business to be transacted at Special General Meetings except the Business for which they shall be called or at adjourned General Meetings except the business left unfinished at former Meeting.

20

That no business shall be transacted at any Special General Meeting besides the business for which it shall have been called and no business shall be transacted at any adjourned General Meeting besides the business left unfinished at the General Meeting from which such adjournment shall have taken place.

Qualifications of Proprietors to be present at General Meetings.

21.

That at every General Meeting those Proprietors only shall be qualified to be present who shall be individually Proprietors of ten or more shares and shall be either parties to these presents or shall have been entitled to ten or more shares (or five or more original shares of Fifty pounds) for the space of one year next preceeding the time at which such General Meeting shall be held and that no Proprietor shall be qualified to be present at any General Meeting who shall not have paid all instalments which shall have become due and payable in respect of his or her respective shares previous to such General Meeting.

Number of Votes of Proprietors

22. That at every General Meeting every qualified Proprietor holding ten shares and less than forty shares shall be entitled to one vote and every qualified proprietor holding forty shares and less than One hundred shares shall be entitled to two votes and every qualified Proprietor holding One hundred shares and less than two hundred shares shall be entitled to three votes and every qualified Proprietor holding Two hundred or more shares shall be entitled to four votes

Proxies how to be appointed.

23 That every Proprietor who would be qualified to vote at any General Meeting if personally present may by writing under his or her hand appoint some other qualified Proprietor who shall be present at such Meeting to vote for him or her as his or her proxy and every such appointment of a proxy may be made either generally or for some particular meeting or purpose and every general appointment shall continue in force until the person giving the same shall revoke the same by writing under his or her hand or shall be present in person at some future general Meeting and every Proprietor who shall vote by proxy shall be considered as present by such Proxy save and except that Proprietors present by proxy shall not be considered as present with reference to the provision hereinafter contained requiring the presence of fifteen Proprietors at a General Meeting to prevent an adjournment thereof.

Majority of Votes to decide on questions discussed at General Meetings.

24 That except as hereinafter or otherwise provided all questions relating to any Business to be transacted at any General Meeting shall be decided by a Majority of Votes of the Proprietors present and qualified to vote at such Meeting.

Chairman at General Meetings.

25 That the Chair at every General Meeting shall be taken by the Chairman of the Board of Directors or (in case of his absence or refusal) by such other of the Directors present at the Meeting as the Proprietors present and qualified to vote at such Meeting shall elect

for that purpose or (in case of the absence or refusal of all the Directors) by such one of the other Proprietors present and qualified to vote at the Meeting as the other Proprietors present and qualified to vote at the same Meeting shall elect and chuse as Chairman of such Meeting.

Chairman at General Meetings to have a Casting Vote.

26 That the person in the Chair at a General Meeting shall upon every question in which the Votes of the Proprietors present and qualified to vote shall be equal in addition to his right of voting with the other proprietors have the privilege of giving a second or casting vote.

Chairman to have power to dissolve General Meeting.

27 That after the Chairman at any General Meeting shall have left the Chair and declared the Meeting to be dissolved, no Business shall on any pretence be brought forward.

Minutes of Proceedings of Meetings to be kept.

28 That Minutes of the proceedings of every General Meeting shall be inserted in a Book to be kept for that purpose and shall be signed by the person in the Chair.

Power to adjourn General Meetings.

29. That any General Meeting shall adjourn if fifteen of the Proprietors qualified to vote as hereinbefore mentioned shall not assemble and proceed to Business within one hour from the time fixed for the Meeting or if that number of qualified Proprietors shall not be present when the whole or any part of the Business of the Meeting is to be decided and that any General Meeting may adjourn if it shall think proper to break up before the whole of the Business shall be completed.

Time and causes of adjournment.

30. That if any General Meeting shall be adjourned for any cause except on account of a sufficient number of qualified Proprietors not being present at such Meeting the adjourned Meeting may be held either from time to time or from day to day or at such other time or times and in such manner as the Proprietors present at the original Meeting or at any adjournment thereof shall think proper but that if any General Meeting shall be adjourned on account of a sufficient number of qualified Proprietors not being present at such Meeting the adjourned Meeting shall be convened in like manner as an original General Meeting.

Dividends to be declared at Annual General Meetings.

31 That it shall be lawful for every Annual General Meeting to declare a Dividend out of the profits of the Company not exceeding in amount the sum which in the Report of the Board of

Directors to be made to such Meeting as hereinafter provided shall be stated to be the amount of the profits of the Business of the said Company and to divide such Dividend into as many equal parts as there shall be shares then held in the Capital of the Company.

Majority of Votes of Proprietors necessary to declare Dividends.

32. That a majority of the Votes of the Proprietors present and qualified to vote at any General Meeting shall be requisite to declare any Dividend out of the profits of the said Company.

Power for Special General Meeting to limit or increase Capital.

33. That a Special General Meeting called for that purpose shall have full power to limit the Capital of the said Company to any sum which shall have been subscribed for not less than the sum of Two hundred thousand pounds or to increase the Capital of the said Company by the sale of new shares to any amount not exceeding One Million Sterling at such prices and with such time and manner of payment as may be thought requisite and shall authorize the Board of Directors to make such Calls in respect of such new shares as may be deemed necessary.

Proprietors of existing Shares to have the option of purchasing new shares.

34. That if any new shares shall be created under the provision in that behalf herein contained the proprietors for the time being of the said Company shall have the option of purchasing the said New Shares or any of them before the same or any of them shall be offered to the Public at such price and subject to such regulations and provisions as the Board of Directors shall in that behalf direct or appoint.

Two Special General Meetings to have the power of making new Laws or of amending or repealing the provisions of this Deed or of dissolving the Company.

35. That two Special General Meetings called for that purpose shall have full power to make any new Laws or regulations for the said Company and to amend or repeal all or any of the existing Laws and regulations and all or any of the By Laws or regulations made by the Board of Directors under the provision hereinafter for that purpose contained and to dissolve the Company.

Majority of 4/5ths of votes necessary to make new Laws or to amend or repeal the provisions of this Deed or to dissolve the Company.

36. That a majority of at least four fifths of the Proprietors who shall be present and qualified to vote at a Special General Meeting to be convened for that purpose shall be requisite to make any new Laws or regulations for the said Company or to amend or repeal all or any of the then existing Laws or regulations of the said Company or all or any of

the By Laws which shall be made by the said Board of Directors under the provision herein after for that purpose contained or to dissolve the Company and wind up the affairs thereof and that the proceedings of such last mentioned Special General Meeting shall not be considered binding upon the Proprietors of the said Company until the same shall be confirmed by a like majority of votes of the Proprietors present and qualified to vote at a Subsequent Special General Meeting convened for that purpose.

Directors first case of the loss of 25 per cent of the Capital for the Directors to call a Special Meeting to consider the propriety of dissolving the Company.

37 That in the event of losses happening to the Company to the amount of Twenty five per cent on the subscribed Capital it shall be imperative on the Directors to call a Special General Meeting of the Proprietors to consider and decide whether a dissolution of the Company shall not take place.

Special General Meeting to have power to remove Directors Auditors Bankers and Solicitors.

38 That a Special General Meeting called for the purpose may remove from his Office any Director Auditor Banker or Solicitor of the Company for misconduct.

Vacancies in Offices of Directors Auditors Bankers or Solicitors to be supplied by General Meeting.

39 That whenever by death retirement or removal any vacancy shall happen in the Offices of Directors Auditors Bankers and Solicitors or any of them such vacancy or vacancies shall be supplied by the General Meeting which shall be called next after the same vacancy or vacancies and that until such General Meeting shall be called the Directors of the said Company shall make such temporary provision for supplying such vacancy or vacancies as they may think proper which shall continue in force until such General Meeting.

Elections at General Meetings to be by Ballot.

40 That every Election of a Director Auditor or other Officer of the said Company at any General Meeting shall be by Ballot and every Candidate for any Office may nominate a Scrutineer such Scrutineer being a Proprietor of at least ten Shares and the Ballot of such Candidate shall be under the direction of the Scrutineer nominated by him.

General Meetings to regulate Business subject to existing Laws.

41 That (subject and without prejudice to any existing Laws and regulations of the Company to the contrary) the General Meetings shall have full power to regulate and control all the affairs and concerns of the said Company.

Meeting of Directors

42

That the Directors of the said Company shall meet together at the office of the Company in London or at such other place as they shall fix upon once in every month on such days and at such hours as they shall from time to time appoint for that purpose as hereinafter mentioned and at such other times as they shall think necessary or as they shall be convened in manner hereinafter mentioned and every such meeting of Directors shall be called a "Board of Directors".

Two Directors to have the power of calling a Special Board of Directors.

43

That any Director may at any time require the Secretary of the Company or any Clerk of the Company to call a Special Board of Directors and the same shall be called by a Circular Letter signed by such Secretary or Clerk to each and every of the Directors for the time being mentioning the day and hour of holding such Special Board of Directors and the purpose or purposes for which the same shall be required to be held.

Number of Directors to be present at every Board.

44

That no business shall be transacted at any monthly or other Board of Directors unless two Directors be present at the commencement of the business and when a decision shall take place upon the whole or any part of the business.

Chairman of the Board of Directors

45

That at every Board of Directors the Chair shall be taken by the Chairman of the Board of Directors or (in case of his absence or refusal) by such one of the other Directors as the major part of the Directors present at such Board shall elect Chairman of that Board.

Votes of Directors.

46

That every Director present at any Board of Directors shall have one Vote and all questions discussed at such Board shall be decided by a majority of votes and where the votes shall be equal the person in the Chair shall in addition to the right of voting with the other Directors have the privilege of a second or casting vote.

Chairman to have a Casting vote.

Minutes of proceedings of Directors to be kept.

47

That Minutes of all proceedings at every Board of Directors shall be kept in a Book to be provided for that purpose.

Directors to call annual and special General Meetings.

48

That the Board of Directors shall at least fourteen days and not more than twenty one days before the time for holding the same call every Annual General meeting by

advertizement in the London Gazette and in two London daily morning Newspapers and by a Circular Letter sent to every Proprietor and that such Advertizements and Letters shall specify the day and hour and place of meeting and that the Board of Directors may at any time in like manner call a special General Meeting specifying in the advertizements and Letters by which the same shall be called the object or objects of such meeting.

And on requisition of Proprietors.

49 That whenever a requisition for a special General Meeting shall have been left at the office of the said Company duly signed by forty or more proprietors qualified to be present and vote at such meeting and holding in the aggregate One thousand six hundred or more Shares as hereinbefore provided the Board of Directors shall in like manner call the special General Meeting mentioned in such requisition and that whenever a General Meeting shall have adjourned to a future day in consequence of a deficiency in the number of Proprietors present, the Board of Directors shall in like manner convene and give notice of the adjourned Meeting.

Directors to give notice of Vacancies in Offices.

50 That whenever any vacancy shall happen in the offices of Directors Auditors Bankers and Solicitors of the Company or any of them the Board of Directors shall in the Advertizements and Circular Letters by which any General Meeting shall be called next after such vacancy give notice thereof and that such vacancy will be supplied at such general Meeting.

51 That the Directors shall have power to call for payment from the holders of Shares issued by them since the Twenty second day of April last of an Instalment of Two pounds ten shillings on or before the first July next and a second Instalment on or before the first October next and no further call shall be made in respect of those shares until after the first day of January One thousand eight hundred and thirty eight

Special Board of Directors to have the power to make Calls.—

52

That subject to the last mentioned provision a special Board of Directors called for that purpose shall have full power to require and call for the payment by each Proprietor of a further Instalment of such Sum not exceeding Two pounds ten shillings as the Board may think proper on every share held by him or her in the said Company and so from time to time until the whole sum of Twenty five pounds shall have been paid on or in respect of such share but no such Call shall be made prior to the twenty Seventh day of July — next and no subsequent call shall be made till the expiration of one Calendar month next after the immediately preceding call and no call shall be made until the expiration of twenty one days next after notice of an intention to make the same shall have been advertized in the London Gazette and in two London Daily Morning Newspapers.—

On nonpayment of Calls by Proprietors, Directors to give notice to such proprietors.

53

That if any Instalment on the Shares for the time being in the said Company shall not be paid on the day fixed for the payment thereof the Board of Directors shall within seven days after such default cause a Circular Letter to be sent to each Proprietor who shall not have paid his or her instalment containing an application for the payment of the same and stating that he or she will be charged with interest thereon after the rate of Five pounds for One hundred pounds by the year from the time when the same became due and that he or she will be liable to forfeit his or her share or shares in case of non payment but the omission or neglect to send such Circular letter to any Proprietor who may not have paid his or her instalment shall not be considered as discharging him or her either from interest on his or her instalment then due or from an action at Law for payment of such Instalment and the Interest thereof or from liability to the forfeiture of his or her share or shares.—

Shares to be forfeited on non payment of Calls.—

54

That upon the neglect or refusal of any Proprietor to pay any Instalment which shall become payable on his or her share

or shares as hereinbefore mentioned for the space of two Calendar Months next after the same shall become payable it shall be lawful for a special Board of Directors called for that purpose to declare that the share or shares of the person or persons who shall so neglect or refuse and all benefits and advantages whatsoever attending the same shall thenceforth be forfeited to the Company in which case but not otherwise the same shall be forfeited.

54

Proprietors to have the right to pay in advance the Capital subscribed and to receive Interest on payments in advance.—

That any Proprietor of the Company shall from time to time be at liberty to pay in advance all or any part of the sums or sum of money which shall from time to time be unpaid in respect of the share or shares held by him or her and which shall not have been called for under the Provisions herein for that purpose contained and shall be allowed out of the funds of the Company interest after the rate of four pounds for one hundred pounds by the year on such sums or sum of money which shall be so paid and advanced or on so much thereof as shall not from time to time be due in respect of any Calls which shall have been made on the Proprietors as hereinbefore provided to be computed from the respective times of advancing such sums or sum of money but that such sums or sum of money so paid in advance as aforesaid or any part thereof may be recalled by the proprietor in respect of whose share or shares the same shall have been paid, or paid off by the Board of Directors on Six Calendar months notice of the intention of either party so to do being given by one of the said Parties to the other of them Provided that such notices respectively shall be valid only to the extent of the balance of any advance after payment of any Call which may have been made intermediately between the date and the expiration of the notice.

55

Directors to appoint and dismiss masters of Ships agents &c. and pay Salaries to them.—

That the Board of Directors may from time to time appoint and keep in employ such agents, whether as Managers in England or Abroad, Masters of Ships or Vessels Clerks Assistants or other Servants as "—"

56

the business and concerns of the Company shall in their judgment require and may dismiss all or any of them at pleasure and engage others or enter into such Contracts or agreements with any Agents whether Managers Masters of Ships Clerks Assistants or other Servants in respect of their services as they may think fit and may pay such Wages & Salaries or other remuneration for their respective services as the said Board of Directors shall think proper or shall have contracted or agreed to pay

Directors to have power to purchase &c on behalf of the Company and to delegate any of their powers.

57 That the Board of Directors shall have full power and authority to purchase rent hire or take on Lease all such lands and buildings and to purchase or hire all such Ships or Vessels as they may think expedient in carrying on and conducting the business of the said Company and to purchase such Stock for Farms and other Stock & Provisions and other articles and things as they may think proper for the purposes of the Company and generally to make and enter into all such purchases contracts and agreements on behalf of the said Company as the Board of Directors shall from time to time think fit

Directors to have power to sell, let &c the property of the Company.

58 That the Board of Directors shall have full power and authority to sell let or otherwise dispose of the lands buildings ships property and effects of the said Company for the time being and that all orders and directions of the Board of Directors in regard thereto being in writing and signed by three of the Directors for the time being and signed by the Manager or Secretary of the said Company for the time being as entered shall be full warrants and authorities to the Trustees or Trustee for the time being of the same lands & buildings ships property and effects and shall be & binding and conclusive on all parties interested therein under or by virtue of these Presents.

Directors shall stipulate in all Contracts that the Capital of the Company shall be the fund for making good all engagements.

59 That the Board of Directors shall cause to be inserted in all Contracts which shall be entered into on the part of the said Company a stipulation or provision that the Capital of the said Company only shall be the fund for making good the engagement thereby entered into And that no Member or Proprietor of the said

Company shall in any case be liable at Law or in Equity to pay a greater sum than the amount of his or her share or shares in the said Capital previously paid and advanced to the funds of the said Company but no such stipulation or any thing contained in these Presents shall extend to prevent or impede any Action or Suit of any person or persons against the parties entering into such Contract on behalf of the said Company for recovering a payment of their respective claims and demands out of the Capital and effects for the time being of the said Company

Property of the Company to be vested in Trustees.

60 That the Board of Directors shall cause all the lands buildings ships and other property and effects for the time being belonging to the said Company (except such part or parts thereof as may consist of monies bills of exchange or other negociable securities and as may for the time being be in the hands custody or power of any Bankers Agents or Clerks employed by the said Company) to be duly vested in or registered in the names of Trustees for the Company and shall cause such Trustees to execute such Declarations of Trust in regard to the property and effects which shall be vested in them as aforesaid as they the said Board of Directors shall think proper and that except as hereinafter provided and unless circumstances shall otherwise render the contrary in any case necessary there shall as to all the property and effects of the said Company be three Trustees thereof.

Books and Papers and personal estate of the Company to be at Law the property of the Trustees.

61 That all Books Securities Papers Goods Chattels or other personal estate for the time being belonging to the Company shall in Law be deemed the property of the Trustees for the time being of the Company resident in England so as in all Criminal and Civil proceedings to be treated and described as the property of the persons who for the time being shall be such Trustees and not of all or any other Members of the Company and the same Books securities goods chattels and personal estate shall from time to time be transferred from old Trustees to new Trustees so as to become in Law the

property of the Trustees for the time being.

Trustees to be appointed by Directors.

62 That such persons shall be Trustees of the said Company as a Board of Directors shall from time to time nominate and appoint in that behalf and that every Trustee of the said Company shall be removeable from his Office at the discretion of a Board of Directors and that any Director of the Company shall be eligible to the Office of Trustee by a Board of Directors.

Colonial Manager may be appointed Trustee.

63 That the Board of Directors shall be at liberty to appoint the Colonial Manager or Managers for the time being of the said Company or such other person or persons as they shall think fit to be Trustee or Trustees of the lands buildings property and effects belonging to the said Company within the said Colony or such parts thereof as they may think proper and to appoint different sets of Trustees as to distinct parts of the property of the Company.

Different sets of Trustees may be appointed for different parts of the property.

Upon death &c. of Trustee trust property to be transferred.

64 That upon the death or removal of any Trustee the Board of Directors shall at the expense of the Company cause all such Deeds and acts to be done and executed as shall be necessary for the purpose of getting out of and transferring from such Trustee his heirs executors or administrators all such trust property belonging to the Company as shall for the time being be vested in the Trustee so removed or in the heirs executors or administrators of the Trustee so departing this life.

Bills of Exchange &c. to be converted into money.

65 That the Board of Directors shall cause all such parts of the property and effects of the said Company as shall consist of Bills of Exchange or other negociable securities to be converted into money as the same shall become due or so soon afterwards as conveniently may be and shall cause such of the monies for the time being belonging as shall not be wanted for the purposes of the said Company or for keeping such balance at the Bankers of the said Company as the Board of Directors shall think proper to be invested in the names of Trustees in the purchase of such Stock and Securities in the Public funds of England

Monies not wanted to be invested in the funds.

or of Exchequer Bills as the Board of Directors shall think fit.

Money at Bankers to be withdrawn on Cheques signed by 2 Directors.

66 That all monies which shall be paid into the Banking House of the Bankers for the time being of the said Company shall be carried to the credit of the Account of the Company with the said Bankers and shall be withdrawn or be liable to be withdrawn by the Check or Checks of any two of the Directors for the time being of the said Company.

Directors may sell forfeited Shares.

67 That it shall be lawful for the Board of Directors to sell to any person or persons whom they may think fit to become a Proprietor or Proprietors of the said Company any of the Share or Shares therein which have not yet been subscribed for or which shall be forfeited to or purchased by the said Company under the provisions herein contained at such price or prices and upon such terms and conditions as the said Board of Directors shall think proper.

Forfeited Shares until sold to form part of the property of the Company.

68 That until such of the Shares in the said Company as shall be forfeited to or purchased by the said Company under the provisions herein contained shall be again sold the same shall be considered as part of the property of the said Company and the Dividends payable in respect of such Shares shall be accounted for accordingly.

Directors may borrow money on the security of the property of the Company.

69 That the Board of Directors shall have full power and authority from time to time to borrow or raise any sum or sums of money for the purposes of the said Company at Interest not exceeding the rate of five pounds per Cent per Annum as they shall think proper on the security of the estates and property belonging to the said Company or any part or parts thereof And from time to time to pay off and discharge out of the funds of the said Company the sum or sums of money which may be so borrowed or raised by them as aforesaid or any part or parts thereof as they may think fit but that such sum or sums of money so borrowed or raised shall not together at any one time exceed in amount the sum of fifty thousand pounds.

Directors to deliver to Proprietors Certificates of shares.

70

That the Board of Directors shall cause to be delivered to every person who is or may become a Proprietor of any share or shares in the said Company one or more Certificate or Certificates of his or her share or shares signed by two of the Directors and the Secretary or Manager of the Company for the time being specifying the number or numbers of such share or shares and the name and residence of such Proprietor and that in respect of such share or shares he or she is subject to the covenants and provisions contained in these presents and shall cause to be delivered to every person on his or her ceasing to hold any share or shares comprised in one Certificate with any share or shares that may be retained by him or her one or more like Certificate or Certificates applying only to the share or shares retained.

Directors shall keep proper Books of account.

71

That the Board of Directors shall cause proper Books of Account to be kept in which entries shall be made of all receipts and disbursements on account of the Company and all other matters usually contained in Books of Account kept by Companies of a similar nature.

Directors shall prepare and produce at Annual General Meetings a Report of the receipts and disbursements of the Company.

72

That the Board of Directors shall cause to be prepared and produced at every annual General Meeting a Report signed by at least three of the Directors and by the Auditors for the time being containing the total amount of the receipts and disbursements of the Company up to the thirtieth day of April immediately preceding such annual General Meeting and of the amount of the property and funds for the time being of the said Company and shall state in such Report the amount of the sum which after all proper deductions and allowances the Board of Directors shall consider to be the amount of the profits of the Company during the period included in such Report respectively.

Directors shall produce this Deed and all Books &c at the Office of the Company.

73

That the Board of Directors shall cause these Presents and the Books of Account Minute and other Books belonging to the Company and also the Reports produced

at the Annual General Meeting and all other Documents Papers and Writings concerning the said Company to remain at the Office of the Company in London and shall at any time after the tenth day of June one thousand eight hundred and thirty seven permit any one or more of the Proprietors upon a requisition to the Board of Directors in that behalf of any six or more of the Proprietors holding in the aggregate One hundred and twenty or more shares in the Company in the presence of two or more of the Board of Directors to peruse these presents and to inspect and examine the said Books Reports and other Documents Papers and Writings and to cast up any of the Accounts therein contained without any hindrance interruption or denial whatsoever.

and permit any Proprietor on requisition of Proprietors holding Shares.

To inspect this Deed and the Books &c. of the Company and to cast up Accounts.

Directors shall produce the same Deeds Books &c. at every General Meeting when required by a majority of Proprietors present.

74

That at every General Meeting the Board of Directors shall cause to be produced these Presents and any of the Books Reports Accounts Documents Papers and Writings belonging to the Company which shall be in the possession or power of the said Board of Directors if the same shall be called for and directed to be produced by a majority of Proprietors present at such General Meeting.

Directors to direct the conduct of Actions Suits &c. on behalf of the Company.

75

That it shall be lawful for the Board of Directors as they in their discretion shall think proper to order or direct any Action Suit or other proceeding to be brought commenced and prosecuted by the Solicitors of the said Company against any persons or person liable to observe or perform any of the agreements and provisions herein contained and who shall neglect or refuse to observe or perform such agreements and provisions or any of them or against any person or persons who shall alone or with any other person or persons have given Security to any one or more of the Trustees of the said Company and whose neglect or default shall render any Action Suit or other proceeding necessary or against any Surety or Sureties of any such last mentioned person or persons And that it shall be lawful for the said Board of Directors to order

or direct any Action Suit or other proceeding to be brought commenced carried on prosecuted or defended for or on account of the funds or property of the said Company or for or on account of any contract or engagement for or on behalf of the Company or for or on account of any other matter cause or thing relating to the said Company and to cause any Action Suit or other proceeding which shall be so brought commenced carried on prosecuted or defended by their order or direction to be stayed compromised or compounded if they shall think fit And to cause all disputes and differences upon which there may be cause for any such Action Suit or other proceeding or which may arise between the said Company and any person or persons to be referred to Arbitration either before or after the commencement of such Action Suit or other proceeding and to order or direct the necessary party or parties for or on behalf of the Company to bring commence carry on prosecute or defend or afterwards to stay compromise or compound such Action Suit or other proceeding or to refer any difference or dispute to Arbitration either before or after the commencement of any such Action Suit or other proceeding And it shall be lawful for the said Board of Directors to appoint any person or persons to prove against the Estate of any Bankrupt or Insolvent for any debts or demands which may be due to or claimable by the said Company from the Estate of such Bankrupt or Insolvent and from time to time to authorize such person or persons as they may think fit to receive on behalf of the said Company any dividend or dividends which may be due or receivable from the Estate of such Bankrupt or Insolvent in respect of such debts or demands and to give receipts and discharges for the same and that the said Board of Directors shall cause every such necessary party or parties person or persons to be indemnified and saved harmless out of the funds or property of the said Company against all expenses and

75

losses which he or they may incur or sustain in or about such Action Suit proceeding Arbitration proof or receipt of Dividends as aforesaid And the said Board of Directors shall cause the sum or sums of money which shall be received in or in consequence of any such Action Suit or other proceeding or any such Arbitration or proof or dividend as aforesaid to be applied and disposed of as part of the property and funds of the Company.

Directors to pay the Dividends to Proprietors.

76

That the Board of Directors shall after the expiration of fourteen days from the time when any Dividend in respect of profits shall have been declared as aforesaid pay out of the monies funds and effects of the said Company to each Proprietor his or her Executors or Administrators at the Office of the Company in London on demand the sum or sums of money which shall be payable to him her or them on account of such dividend but no Proprietor or the Executors or Administrators of any Proprietor who shall be in arrear in payment of any Instalment on his her or their share or shares shall be entitled to receive any dividend in respect of the same share or shares until the Instalment in arrear shall have been paid up.

Directors may make By-laws.

77

That the Board of Directors shall have full power and authority from time to time to make such By-laws or Regulations for the conduct and management of the business and concerns of the Company as they shall think expedient and from time to time to repeal alter or amend all or any of such By-laws or Regulations provided that such By-laws or Regulations so to be made as aforesaid shall not be contrary to the Rules and Regulations herein contained or to any Rules or Regulations which shall have been made or established for the said Company by any General Meetings specially convened under the provisions herein before for that purpose contained and that such By-laws or Regulations which shall be so made as aforesaid or any of them may from time to time be repealed altered or varied by such Special General Meetings convened for that purpose as herein before mentioned and provided.

Directors to have the general superintendance and management of the affairs of the Company.

78

That (subject and without prejudice to the controlling power and authority hereinbefore given to annual and special general meetings and to the rules and regulations herein contained and which may hereafter be made or established under the provisions hereinbefore for that purpose contained) the Board of Directors shall have the entire and exclusive control and superintendance over the affairs and concerns of the Company and the management thereof and over its general funds and property and shall and may (in addition to the powers and authorities herein expressly given to them) have and exercise all such powers and authorities over the same affairs concerns funds and property as shall be necessary for that purpose and shall have the power of delegating to any person or persons proceeding to the said Colony of South Australia or resident there all or any of their powers as Directors.

Directors may enroll this Deed in Chancery.

79

That the said Board of Directors shall if they shall at any time think fit cause these Presents to be inrolled in His Majesty's High Court of Chancery.

Directors to be at liberty to retire on notice.

80

That every Director of the Company shall be at liberty to retire from the direction when he shall so think fit on signifying his intention in that behalf to the Secretary of the Company for the time being.

Present Directors may add to the Directors till the first annual general meeting.

81

That until the annual general meeting in June one thousand eight hundred and thirty seven the Board of Directors shall have the power of appointing from time to time such person or persons to be a Director or Directors of the said Company in addition to the present Directors as they may think proper provided that every such person or persons who shall be so appointed as aforesaid shall be otherwise duly qualified according to the provisions herein contained.

Two Directors to be decided by lot or by seniority to retire annually.

82

That at the annual general meeting to be held in the year one thousand eight hundred and thirty seven and at every subsequent annual general meeting two of the Directors for the time being shall retire from Office such

retirement to be decided by a majority of votes or by ballot as the meeting shall determine until the present Directors and any Directors who may be appointed by the said Board of Directors under the provision hereinbefore for that purpose contained shall have so retired and afterwards by the seniority in office of the Directors for the time being or by casting lots as circumstances may require.

Retiring Directors to be re-eligible.

83 That every retiring or retired Director shall be eligible to be re-elected to the Office of Director if he shall be otherwise duly qualified as hereinafter mentioned.

Qualifications of Directors.

84 That no person shall be eligible to the Office of Director of the Company who shall not at the time of the election be a holder of at least one hundred shares in the said Company and who shall not have been a registered proprietor thereof or of fifty original shares of fifty pounds each for the space of six calendar months at least immediately preceding the time of such election and that if any person who is or shall be a Director shall afterwards cease to be a holder of one hundred shares in the said Company he shall thereupon cease to be a Director and be considered to have retired from the direction.

Remuneration of Directors.

85 That the yearly sum of six hundred pounds shall be paid out of the funds of the Company to the Directors for the time being as a remuneration for their services so long as the dividend paid to the proprietors shall not exceed four pounds per cent per annum on their shares of Capital paid up And after the dividend paid to proprietors shall exceed that rate of interest whether the same shall be called dividend or bonus then a further remuneration of three hundred pounds shall be paid to the Board of Directors for every one per cent per annum which shall be realized by the proprietors beyond the said interest of four per cent per annum provided that the said remuneration present and future shall be divided as a majority of the Board of Directors shall decide among themselves according to the number of Boards at which they shall respectively have been present during the year.

Choice of Chairman of Directors.

86 That after the said George Fife Angas shall cease to be a Director of the Company or shall retire from the Chair the Chairman of the Directors shall be chosen by a Board of Directors as occasion may require.

Auditors to retire annually.

87 That at the annual general meeting which shall be held in the year one thousand eight hundred and thirty seven and at every subsequent annual general meeting the Auditors of the Company for the time being shall retire from Office and that two persons shall be chosen and appointed at such annual general meeting to be Auditors of the said Company and that every Auditor of the Company shall at any time be at liberty to retire from his Office on giving notice of his intention in that behalf to the Secretary of the Company for the time being.

Auditors may retire on notice.

Qualification of Auditors.

88 That no person shall hereafter be eligible to the Office of Auditor of the Company who shall not at the time of the election be a holder of at least forty shares in the Company and who shall not have been a registered proprietor thereof or of twenty original shares of fifty pounds for at least six calendar months immediately preceding the time of such election and that if any person who is or shall be an Auditor shall afterwards cease to be a holder of forty shares in the Company he shall cease to be an Auditor and be considered to have retired from the Office.

Remuneration of Auditors

89 That each of the Auditors for the time being of the said Company shall receive out of the funds and property of the Company the annual sum of twenty pounds and also such further sum or sums if any as may be agreed on at any special general meeting as a remuneration for his trouble.

Retiring Auditor to be re-eligible

90 That every retiring or retired Auditor shall be re-eligible to be elected to the Office of Auditor if he shall be otherwise qualified as hereinafter mentioned.

Duty of Auditors

91 That the Auditors of the Company shall inspect examine and audit the accounts and books of account of the Company half yearly and shall make and produce Reports of such half yearly Audits signed by them to the Board of Directors at the two ——— meetings immediately preceding the day appointed for taking such Audits respectively and

give such statements and explanations to the said Board as they may require and shall in and after the year one thousand eight hundred and thirty seven also prepare and have ready for the annual general meeting a General Report or Statement of the yearly accounts of the Company signed by them on or before the time fixed for such annual general meeting and shall attend such general meeting to pass such audits and give such explanation of the Accounts of the Company as may be required.

Notice to be given by Candidates for the Office of Director or Auditor.

92

That every proprietor who shall hereafter be desirous of becoming a Candidate for the Office of Director or Auditor of the said Company shall at least fourteen days and not more than twenty one days before the time fixed for the then next election of a Director or Auditor leave his name and give notice in writing at the Office of the Company of his intention to become such Candidate.

Indemnification of Directors Trustees &c. out of the funds of the Company.

93

That the Directors Trustees Manager Colonial Manager and other Officers of the Company shall be indemnified and saved harmless by and out of the funds and property of the Company from and against all costs charges damages and expenses which they or any of them have already paid sustained or incurred or which they or any of them shall or may hereafter pay sustain or incur in or about the execution of their respective Offices and Trusts or in or about any Contract or Engagement of the Company already entered into by them or any of them or in or about any action suit or other proceeding either at Law or in Equity relating to the Acts or property of the Company which the Board of Directors may think proper to take prosecute or defend.

Receipts of Trustees and any 3 Directors to be good discharges.

94

That the receipt or receipts in writing of the Trustees for the time being of the said Company or of any three of the Directors of the said Company for any monies which may be received by them or any of them on account of the Company shall effectually discharge the person or persons paying the same from being obliged to see to the application thereof and from being in any manner responsible for the misapplication or nonapplication thereof.

How letters to Proprietors are to be directed.

95

That every letter which shall be sent by post to a Proprietor of the Company shall be addressed to such Proprietor at the place of his or her residence and by his or her name as the same shall respectively stand in the Book of the Company hereinbefore called the "Proprietors Register" and that every letter which shall be put into the Post Office in the usual course shall be sufficient notice of the contents thereof to the Proprietor to whom the same shall be sent.

How shares to be transferred.

96

That every Proprietor who shall be desirous of transferring all or any of his or her shares in the said Company shall give notice in writing of his or her desire at the Office of the said Company in London and shall describe in such notice the share or number of shares to be transferred and the name and place of abode of the person desirous of accepting such transfer and of becoming a Proprietor of such share or shares and the resolution or determination of a Board of Directors on the eligibility or noneligibility of the person so proposed or nominated shall be final and conclusive upon all parties and the Board of Directors shall not be obliged or required to assign any reason or ground for such resolution or determination and that if any person so proposed or nominated shall not be approved of by the Board of Directors the Proprietor making such proposal or nomination shall be at liberty to propose and nominate in like manner some other person to be such Transferee and so on from time to time until the approval of the Board of Directors of a Transferee of the share or shares proposed to be transferred shall have been obtained.

Mode of Transfer

97

That no share shall be transferred except by an Instrument in such form and according to such regulations as shall from time to time be prescribed and made by the Board of Directors and every such Instrument shall contain proper Covenants and Agreements to be entered into on the part of the intended Transferee with the Trustees or Trustee for the time being of the said Company whereby such Transferee

shall take upon himself or herself and become subject to all Contracts duties and liabilities which in respect of the transferred share or shares shall subsist in or attach to the disposer of the same in respect thereof or to which the disposer thereof would have been subject and liable on account thereof in case no such disposition of the same had been made

Transferrers exonerated after Transfer.

98 That after the execution of every such Instrument of Transfer as aforesaid the Transferrer shall be exonerated and discharged from all Contracts duties and liabilities in respect of the share or shares so transferred but no transfer shall be valid unless signed by two of the Directors for the time being and the Manager or Secretary for the time being or his Deputy in testimony of such transfer having been approved of by a Board of Directors.

Transfers to remain at the Office of the Company.

99 That every such Instrument of Transfer as aforesaid shall remain at the office of the Company in London not less than three days for Entry and that from the time of the execution thereof by the Transferee and not before the Transferree shall become a Proprietor and Member of the said Company in respect of the share or shares so transferred to him or her and every such transfer shall include all benefits in the share or shares transferred to the time of making such transfer save and except dividends actually declared.

Shares to be personal estate and subject to bequests of Proprietors but not to be divisible into parts except by Act of law.

100 That every Proprietor shall have a separate and distinct right to his or her share or shares for the time being in the Capital of the Company so that the same share or shares may be subject to any disposition thereof made by his or her Will or in the case of his or her death intestate be transmissible to his or her personal representatives as part of his or her personal estate and distributable accordingly but so that there shall not be a division of any share into parts except by act of law and that no Legatee next of kin or cestui que trust as such shall be a Proprietor or have any right or interest in the said Capital except through the medium of Executors Administrators or Trustees and that the Proprietors of the Company for

the time being and their Trustees for the time being and the Directors for the time being or any of them shall not be in any manner bound by any trusts or equitable interests or to take notice thereof.

If two persons be jointly possessed of shares the one who stands first in the Books to be the Proprietor.

That if from any Cause and without prejudice to any of the regulations contained in these presents two or more persons shall be jointly possessed of any share or shares in the Capital of the Company the person whose name shall stand first in the Book or Books of the Company as one of the Proprietors of such share or shares shall in respect of the said Company be deemed and taken to be solely the Proprietor of the same share and shall be treated as such and be competent to act

101

accordingly without its being necessary in any manner to notice or require the concurrence of his or her companion or companions And that the legal interest in every share which shall be held by two or more persons jointly as aforesaid shall be deemed to be held in joint tenancy so that on the death of any of such persons the same may survive to the others or other of them.

The representatives of deceased or Bankrupt or Insolvent Proprietors shall not be Proprietors or have their rights.

That if any Proprietor shall die or be declared a Bankrupt or shall take the benefit of any Act passed or to be passed for the relief of Insolvent Debtors his or her executors or administrators Legatees next of kin or Assignees respectively shall not as such be Proprietors in respect of the share or shares held by such deceased Bankrupt or Insolvent Proprietor or be entitled to hold the same as Members of the said Company or

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to attend any Meeting of Proprietors or to vote or do any act in respect of the same share or shares but in case any such Executor Administrator Legatee next of kin or Assignee shall be desirous to hold such share or shares as a Proprietor and to become bound by the rules and regulations of the Company then every such Executor Administrator Legatee next of kin or Assignee shall give notice in writing to a Board of Directors of such desire in such manner and form as the Board of Directors shall approve and be subject to such approval by a Board of Directors as hereinbefore is mentioned with respect to any Transferee of shares in the

Capital of the Company under the provision hereinbefore in that behalf contained and if approved of as aforesaid the person by whom such notice shall be given if but one or if more than one then such one of them as the Board of Directors shall appoint shall become the Proprietor of such share or shares subject to all such liabilities and conditions as the original Proprietor of any such share or shares was in respect thereof subject or liable to and shall in respect of such share or shares execute an Instrument similar in effect to the Instrument hereinbefore directed to be executed by a Transferee of any share or shares in the said Company But such Executors Administrators Legatees next of kin or Assignees respectively if desirous to dispose of such share or shares or being desirous to retain the same and not being approved of as aforesaid shall be entitled to sell or dispose of any such share or shares in such manner and under such restrictions as any such Proprietor whom he or they shall succeed or represent might personally have done under and according to the provisions hereinbefore in that behalf contained and that on the applications of any Executors Administrators Legatees next of kin or Assignees for permission for any one of them to retain such share or shares or to sell the same he or she or they shall leave or cause to be left at the office of the said Company or at such other place as the Board of Directors may from time to time appoint for three whole days the Will probate thereof or the Letters of Administration or official extract of the will and acts of Court on granting such probate or Letters of Administration or the Deed or Deeds of Assignment under which they as Executors Administrators Legatees next of kin or Assignees may respectively claim to be entitled to such share or shares.

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Shares of deceased Bankrupt or Insolvent Proprietors to be forfeited within six months unless under the conditions specified.

**That** every share of a deceased Bankrupt or Insolvent Proprietor shall be forfeited to the Company unless an Owner thereof shall be procured by such Executors Administrators Legatees next of kin or Assignees as aforesaid and be approved of and become a Proprietor of the Company in respect thereof in manner

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hereinbefore mentioned within twelve calendar months next after the death declaration of Bankruptcy or adjudication of Insolvency of such deceased Bankrupt or Insolvent Proprietor respectively whom such executors administrators legatees next of kin or assignees shall represent or unless the Company shall have purchased the same share pursuant to the provision hereinafter in that behalf contained

Shares of such persons may be purchased by the Company on certain terms

That within three calendar months next after an application in writing to that effect to be made at any time within the period of twelve calendar months mentioned in the last preceding provision by any such executors administrators legatees next of kin or assignees not entitled or not desirous to hold the share or shares vested in them or any of them as such executors administrators legatees next of kin or assignees (provided the Board of Directors shall have disapproved at three several times of different persons successively proposed by such Executors Administrators Legatees next of kin or assignees as purchaser of such share or shares) the Board of Directors for the time being shall pay to such Executors Administrators Legatees next of kin or Assignees the full value at the time of such application of such share or shares according to the average price of shares transferred on sale during the then last three preceding months to be computed by the Board of Directors or if from the want of such transfers no average price can be ascertained then such sum as shall have been fixed for that purpose by the Board of Directors at any time previously to the death Bankruptcy or Insolvency of the Proprietor whose share or shares shall for the time being be purchased and on payment of such valuation such executors administrators Legatees next of kin or assignees respectively shall duly and legally assign and make over to the Company or to Trustees for them the share or shares which shall be so purchased and all right and interest in respect thereof and shall at his and their own expence execute and deliver such good and sufficient Assignments or Assurances thereof respectively as the Board of Directors shall require

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Female Proprietors marrying their shares to be transferred to the Husband or forfeited as in the case of a deceased Proprietor

That if any female Proprietor shall marry her share or shares in the Company shall be either transferred to her husband or be sold or forfeited in like manner and subject to the like rules and conditions in every respect as are hereinbefore mentioned with respect

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to the transfer of the share or shares of a deceased Proprietor to his or her executors or administrators or the sale or forfeiture of such last mentioned share or shares or as near thereto as the difference in the circumstances of the case will permit.

Board of Directors may purchase shares from Proprietors of the Company

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That the Board of Directors may purchase on behalf and on the account of the Company the share or shares of any Proprietor who may be desirous to sell his or her share or shares to the Company at the Market Price

Forfeited shares to be vested in Trustees

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That all shares which shall be forfeited under any of the provisions herein in that behalf contained shall be considered as vested in the Trustees for the time being of the Company residing in England and shall be so entered in the said Book of the Company hereinbefore mentioned to be called "The Proprietors Register"

Directors not to be Purchasers of shares sold by a Board of Directors

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That no Director of the Company shall directly or indirectly be a purchaser of any share or shares which shall be sold by a Board of Directors as aforesaid or be interested in the sale or purchase of the same otherwise than as he may be a Member of a Board of Directors and that the consideration money for the purchase of such share or shares shall form part of the General funds of the Company and the purchaser of such share or shares shall forthwith execute an Instrument similar in effect to the instrument hereinbefore directed to be executed by the purchaser of any share of a Proprietor selling the same and shall thenceforth in respect of such share or shares be a Proprietor in all respects

No Director to be engaged in Contract with the Company

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Exception as to the Bankers of the Company

That no Proprietor while he shall be a Director or for one year after he shall cease to be a Director shall be directly or indirectly concerned in any Contract or transaction from which any emolument may be derived out of the funds of the Company or be eligible to any office of profit in the Company except as provided for by these presents but this clause shall not be construed to prevent or affect any loan or advance of money or accomodation which may at any time be made or given to the said Company by their Bankers for the time being nor to any Director who is or shall be an Owner or part Owner of Ships.

Shares to be forfeited if the Deed not executed by Proprietors before If the Directors shall so declare

**That** if any of the several persons parties hereto or whose names are mentioned in the Schedules hereunder written or either of them shall neglect or refuse to execute these presents on or before the twenty fourth day of August[x] next ensuing the same being left at the Office of the said Company for that purpose from the hours of ten in the morning to three o'Clock in the afternoon inclusive it shall be lawful for a Board of Directors at any time ~~[illegible]~~ thereafter " " " " " " " " " " to declare in writing the share or shares of the person or persons who shall so neglect or refuse as aforesaid or any of them forfeited to the Company and in that case the share or shares so declared to be forfeited shall be actually forfeited and shall thenceforth belong to the Company freed and discharged from all right or interest therein of the person or persons previously entitled thereto any thing herein before contained to the contrary thereof in anywise notwithstanding.

x i.e. 2 months after the day of [illegible]

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Further Assurance by Proprietors

**That** the several persons parties hereto who shall execute these presents and their respective executors and administrators shall at the request of a Board of Directors execute and enter into all such other Deeds and Covenants as Counsel shall or may advise and require for more effectually carrying into effect the intent and meaning of the parties hereto and binding the said parties hereto and their respective executors and administrators to the observance and performance of the stipulations agreements laws rules and regulations herein contained and established and of such new and other stipulations agreements laws rules and regulations as may be directed and established under or by virtue of the provisions hereinbefore in that behalf contained.

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Arbitration Clause

**That** when and so often as any dispute or difference shall arise between any of the parties to these presents or any of the parties to such Deeds of Covenant as hereinbefore mentioned or between any of the Proprietors of the said Company touching or concerning any matter or thing herein contained or the management of the business and concerns of the said Company the same shall be reduced into writing

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and shall be referred to the Award or Arbitration of three indifferent persons one of such persons to be chosen by one of the parties in difference and the other of such persons to be chosen by the other of the parties in difference and the remaining person to be chosen by the two persons who shall be first chosen and the said Arbitrators or any two of them shall have full power to examine the respective parties in difference and their Witnesses upon oath touching the matters in difference and all necessary Books papers and writings shall be produced before the said Arbitrators and the said Arbitrators or any two of them shall have power to make one or more Awards touching the matters in difference referred to them as they shall think fit and the Award or Arbitration of the said Arbitrators or any two of them shall be binding and conclusive on all the parties to the reference and such Award or Arbitration shall express by whom the costs and expences attending such dispute and difference and such reference to Arbitration shall be paid and the said parties shall submit to the Award which shall be made as aforesaid and pay all costs and expences which may be directed by the said Award to be paid by them respectively and that the reference or submission shall be made a Rule of His Majestys Court of Kings Bench at Westminster according to the provisions of the Statute in that case made and provided And this Indenture lastly Witnesseth that the said several persons parties hereto have and each and every of them Hath ratified and confirmed And by these presents Do and each and every of them Doth ratify and confirm All the acts deeds matters and things which up to the day of the date of these presents have been done executed and performed by the said Directors or by their order or direction or with their sanction in regard to the business

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Confirmation of previous Acts.

funds or property of the said Company or in anywise relating thereto In witness whereof the said parties to these Presents have hereunto set their hands and seals the day and year first above written ff.

# First Schedule mentioned or referred to in the above written Indenture

Names of the Proprietors or Members of the South Australian Company on the 22nd day of January 1836 being the day on which the said Company was formed

| Names of Proprietors or Shareholders | Number of £25 Shares subscribed for | Names of Proprietors or Shareholders | Number of £25 Shares subscribed for |
|---|---|---|---|
| George Fife Angas | 1600 | C. A. Hlnatt | 12 |
| Charles Shindley | 100 | John Baber | 80 |
| James Hyde | 100 | Henry Baldwin | 10 |
| Henry Kingscote | 800 | R. Hillundell | 100 |
| John Pirie | 100 | Revd J. Burnett | 10 |
| John Rundle | 200 | Revd Thos Craig | 10 |
| Thos Smith (Ramsbury) | 800 | Philip Caine | 40 |
| Henry Waymouth | 120 | Thomas Carril | 20 |
| James Ruddell Todd | 100 | William Craven | 20 |
| Raikes Currie | 200 | J. Crowther | 20 |
| Daniel Gaston Johnson | 40 | R Cuerton | 140 |
| Wm Unwin Sims | 40 | J. G. Currie | 100 |
| John Abbot | 40 | Henry Currie | 60 |
| E. N. Alexander | 40 | Charles Davies | 10 |

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| Names of Proprietors or Shareholders | Number of £25 Shares subscribed for. — | Names of Proprietors or Shareholders | Number of £25 Shares subscribed for |
|---|---|---|---|
| A. C. Denistoun | 4 | J. Kingston | 10 |
| John Dixon | 16 | G. B Lennard | 10 |
| J. Edwards Jnr | 10 | H B. Lennard | 10 |
| Henry Emmett | 40 | J. J. G. B. Lennard | 10 |
| H. English | 50 | Joseph Leathwaite | 40 |
| H. Farr | 2 | John Melville | 60 |
| Harriet Farrar | 10 | George Miller | 20 |
| Thomas Farrar Jothers | 15 | H. McNaughton | 20 |
| George Fox | 10 | S. McNaughton | 20 |
| James Fyfeil | 400 | L. Newmerger | 20 |
| John Fyfeil | 400 | J. E. Norris | 40 |
| Thomas Fyfeil | 400 | E. Patchett | 10 |
| Thomas Gatland | 20 | J. T. Patchett | 100 |
| W. Glyde | 10 | Archibald Paul | 40 |
| George Gould | 24 | Thomas Rake | 40 |
| M. S. Green | 20 | C. Rawson | 100 |
| P. S. L. Grenfell | 200 | H. Reade | 40 |
| W. B. Gurney | 20 | John Reay | 10 |
| F. Hardcastle | 40 | Thomas Russell | 40 |
| J. Hellyar | 2 | George Sanderson | 20 |
| J. A. Hedges | 6 | John Hardy | 40 |
| Harry Hughlings | 20 | J. R. Stephens | 40 |
| John Hughlings | 20 | John Smith | 40 |
| J. Johnson | 50 | Samuel Smith | 200 |
| M. S. Kenny | 20 | Revd. J. Smith | 10 |
| A. Kingscote | 2 | Thomas Smith (Halifax) | 20 |

| Names of Proprietors or Shareholders | Number of £25 Shares subscribed for | Names of Proprietors or Shareholders | Number of 25 Shares subscribed for |
|---|---|---|---|
| Samuel Thwaite | 60 | Peter Walker | 12 |
| Thomas Timpson | 100 | Wells Allnatt & Co | 30 |
| Edward Wainhouse | 10 | E. Wells | 12 |
| Samuel Wainhouse | 10 | G. Wheeler | 40 |

Signed Sealed and Delivered by the Undermentioned parties in the presence of the Witnesses whose names are set opposite to their respective Signatures.

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed for |
|---|---|---|---|---|
| C. DeLacour | 1700 | George Fife Angas | | One Thousand seven hundred |
| C. DeLacour | 350 | John Lundle | | Two hundred one hundred & fifty |
| C. DeLacour | 628 | Henry Kingscote | | Six hundred & twenty eight |
| C. DeLacour | 556 | Thomas Smith | | Five hundred & fifty six |
| C. DeLacour | 100 | [illegible] | | One Hundred |
| C. DeLacour | 154 | Raikes Currie | | One hundred & fifty-four |
| C. DeLacour | 100 | John Pris | | One hundred Shares |
| C. DeLacour | 100 | J. Ruddell Todd | | One hundred Shares |
| C. DeLacour | 120 | H. Waymouth | | One hundred & twenty |
| Harry Hughlings | 400 | Christ. Rawson | | Four Hundred |
| Edmund J. Wheeler | 100 | Charles Hendley | | One hundred |
| C. DeLacour | 40 | W. U. Sims | | Forty |
| C. DeLacour | 60 | Daniel Tuston Johnson | | Forty Twenty |
| E. J. Wheeler | 50 | Wm Chippendale | | Fifty Shares |
| E. J. Wheeler | 50 | Charles Chippendale | | Fifty Shares |
| E. J. Wheeler | 100 | Thomas Timpson | | One Hundred Shares |

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed for |
|---|---|---|---|---|
| | 4607 | | | |
| E. J. Wheeler | 10 | s Thos Burnet Esq | | Five Shares and Five Shares |
| E. J. Wheeler | 20 | s Andrew Smith | | Twenty Shares |
| E. J. Wheeler | 100 | s John Bagley White | | One hundred Shares |
| E. J. Wheeler | 40 | s Dan Curling | | Forty Shares |
| C. Delacour | 150 | s S. G. Cunie 56 Nov | | One Hundred & Fifty Shares |
| C. Delacour | 25 | s Mary Jane Walsh Nov | | not original Twenty Five |
| E. J. Wheeler | 100 | s Thomas Reeks 60 Nov | | Forty Forty Shares |
| E. J. Wheeler | 20 | George Miller | | Twenty Shares |
| Wm W. Jeffrey | 20 | ~~Wm~~ Mary Sophia Green | | Twenty Shares |
| E. J. Wheeler | 48 | s Geo Cooper 8 Nov | | Forty and Eight |
| E. J. Wheeler | 50 | s John Jordan 26 Nov | | 24 original Fifty Shares |
| E. J. Wheeler | 40 | s Arch Paull | | Forty Shares |
| Wm W. Jeffrey | 80 | [illegible] 20 Nov | | 60 original Eighty Shares |
| C. Delacour | 4 | Josiah Hillyer 2 Nov | | Two original Four Shares |
| Wm W. Jeffrey | 20 | James Preston | | Twenty Shares |
| Harry Hughlings | 40 | John Abbott | | Forty Shares |
| Harry Hughlings | 20 | John Hughlings | | Twenty Shares |
| Harry Hughlings | 200 | Samuel Smith | | Two Hundred Shares |
| Harry Hughlings | 40 | ~~Rob~~ Edward M. Alexander | | Forty Shares |
| Harry Hughlings | 10 | Henry Baldwin | | Ten Shares |
| Harry Hughlings | 60 | Joseph Southwaite | | Fifty |
| Harry Hughlings | 10 | Edward Wainhouse | | Ten |
| Harry Hughlings | 20 | Thomas Smith | | Twenty |

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed for |
|---|---|---|---|---|
| Harry Hughlings | 5735 40 | John Smith | | 40 Forty |
| Harry Hughlings | 10 | Samuel Quinlan | | 10 Ten Shares |
| Harry Hughlings | 40 | James Edward Norris no Scrip | | Forty Shares |
| Harry Hughlings | 40 | Henry Gurnet | | Forty Shares |
| Harry Hughlings | 10 | Elizabeth Patchett | | Ten |
| Harry Hughlings | 40 | John Powelly | | Forty Shares |
| Harry Hughlings | 10 | Herbert Lowe | | Ten |
| Patchett | 30 | Harry Hughlings 10 Nov | | 20 original Thirty |
| Harry Hughlings | 40 | Frederick Hardcastle | | Forty |
| O. DeLacour | 20 | Thomas Craig 10 Nov | | 10 original Twenty |
| O. DeLacour | 60 | J. Melville | | Sixty |
| O. DeLacour | 10 | T. Farrar by his Attorney Edmund J. Wheeler | | Ten |
| O. DeLacour | 40 | Stansfeld Rawson by his Atty Edmund J. Wheeler | | Forty |
| O. DeLacour | 20 | Wm Craven by his Atty Edmund J. Wheeler | | Twenty |
| O. DeLacour | 40 | Henry Alcock by his Atty Edmund J. Wheeler | | Forty |
| Edmund J. Wheeler | 16 | A. C. Dennistoun 12 Nov | | 4 original Sixteen |
| Wm H. Jeffrey | 200 | Richd Blundell by his attorney 100 Nov E. Irving | | One hundred & one hundred |
| O. DeLacour | 50 | J. M. Strachan | | Fifty |
| O. DeLacour | 40 | Gervase Wheeler | | Forty |
| O. DeLacour | 100 | Margaret Ford New | | new One Hundred |
| Edmund J. Wheeler | 130 | John N. Baker 50 Nov | | 80 Shares old 50 Shares New |
| Edmund J. Wheeler | 50 | Charles Stanley by his attorney New E. Irving 50 Nov | | Fifty Shares New |
| O. DeLacour | 30 | George Long 10 Nov | | 24 Shares old 10 do New |
| O. DeLacour | 12 | for Miss A. Slingerton [illegible] | | Two Shares |

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed for. |
|---|---|---|---|---|
| O. Delacour | 2 | For Wm Springston by E. Springston | | Two Shares |
| O. Delacour | 40 | Philip Quinn by his Attorney Edmund J. Wheeler | | Forty shares |
| O. Delacour | 20 | Thomas Farrell by his Atty Edmund J. Wheeler | | Twenty shares |
| O. Delacour | 10 | Joseph Davis | | Ten shares |
| Edmund J. Wheeler | 20 | W. B. Gurney | | Twenty shares |
| O. Delacour | 10 | Nath. Hardcastle | | 10 Shares |
| Edmund J. Wheeler | 20 | John Smith 10 New | | Ten Shares and Ten Shares |
| Wm. W. Jeffrey | 30 | Thomas Mills | | Thirty shares |
| Wm. W. Jeffrey | 6 | Henry Farr by his Atty Edmund J. Wheeler 4 New | | Two Shares & Four Shares |
| Wm. W. Jeffrey | 150 | Edmund Palmer 100 New | | Fifty Shares and One hundred Shares |
| Wm. W. Jeffrey | 30 | Charles Bayly | | Thirty Shares |
| Edmund J. Wheeler | 20 | John Ellis Mullet | | Twenty Shares |
| Edmund J. Wheeler | 500 | James Rapple by his Attorney Jonathan Wells then 100 New | | Four hundred and one hundred |
| Edmund J. Wheeler | 800 | John Rapple by his Attorney Jonathan Wells then 200 New | | Eight hundred and Six hundred |
| Edmund J. Wheeler | 500 | Thomas Rapple by his Attorney Jonathan Wells then 100 New | | Four hundred and One hundred |
| Wm. W. Jeffrey | 10 | George Fox by his Attorney Edmund J. Wheeler | | Ten Shares |
| Wm. W. Jeffrey | 10 | Joseph Hengston by his Attorney Edmund J. Wheeler | | Ten Shares |
| Edmund J. Wheeler | 30 | Henry Pyper | | Thirty Shares |
| Edmund J. Wheeler | 10 | James Edwards Senr by his Attorney Saml Edwards Junior | | Ten Shares |
| Edmund J. Wheeler | 10 | William Clyde by his Attorney James Edwards Senr | | Ten Shares |
| Edmund J. Wheeler | 10 | Peter Walker by his Attorney Saml Edwards Junior | | Ten Shares |
| Wm. W. Jeffrey | 16 | Thomas Mills | | Sixteen Shares |
| Edmund J. Wheeler | 100 | Joseph Rapper Stephens | | One hundred Shares |
| Wm. W. Jeffrey | 12 | Edward Wells by his Attorney Richd Howe Grand | | Twelve shares |
| Wm. W. Jeffrey | 30 | Wells Allnatt & Co by their Atty Richd Howe Grand | | Thirty shares |
| Wm. W. Jeffrey | 16 | John Allnatt Manager by his Atty Richd Howe Grand | | Sixteen Shares |

# Second Schedule mentioned or referred to in the above written Indenture.

Names of Proprietors or Members of the South Australian Company who have become such Proprietors and Members since the 22d day of January 1836 and upon or before the day of the date of these Presents.

| Names of Proprietors or Shareholders | Number of shares subscribed for | Names of Proprietors or Shareholders | Number of Shares subscribed for |
|---|---|---|---|
| Edward Hill | 60 | John Fussell | 200 |
| J. B. White | 100 | James Fussell | 100 |
| J. Jortin | 24 | A. C. Dennistoun | 12 |
| George Cooper | 40 | George Long | 10 |
| D. Curling | 40 | Richard Blundell | 100 |
| George Long | 24 | J. Williams | 50 |
| W. Chippendale | 100 | D. T. Johnson | 20 |
| John Nesbitt | 50 | John Smith | 10 |
| A. Smith | 20 | Thomas Craig | 10 |
| G. F. Angas | 60 | B. F. Hopkins | 20 |
| Alcock | 40 | Daniel Pring | 5 |
| S. Rawson | 40 | Thomas Thorwell | 10 |
| C. Rawson | 100 | Ann Hughlings | 10 |
| Paul Fletcher | 20 | Sir John Kennaway | 100 |
| G. F. Angas | 20 | George Lawrie & A. M. Lawrie | 50 |
| S. Lewthwaite | 20 | Hon. & Revd. T. M. Rous | 640 |
| C. Rawson | 200 | George Cox | 20 |
| H. English | 25 | Algernon de Horsey | 1 |
| J. Baker | 50 | Paul Fletcher | 20 |
| F. Reader | 20 | Robert Fligg | 20 |
| Joseph Hillyer | 2 | T. Bake | 60 |
| George Cooper | 8 | George Payne | 5 |
| John Jortin | 16 | George Green | 100 |
| Benjamin Edgington | 10 | Hon. Henry John Rous | 100 |
| Thomas Fussell | 100 | | |

Signed Sealed and Delivered by the Undermentioned parties in the presence of the Witnesses whose Names are set opposite to their respective Signatures.

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed for |
|---|---|---|---|---|
| C. DeLacour | 9199 641 | Thomas Manners Rous | | Six hundred and forty one |
| C. DeLacour | 20 | Geo Cox | | Twenty shares |
| C. DeLacour E. J. Wheeler | 300 | George Lawrie Anna Maitland Lawrie | | Three hundred shares |
| C. DeLacour | 100 | Wm. Tatham | | One Hundred shares |
| E. J. Wheeler | 3 | Mary Ann Harvey | | Three Shares |
| Harry Hughlings | 10 10273 | Ann Hughlings | | Ten shares |

| Name of Witness | Name of Proprietor or Shareholder | Number of Shares subscribed for |
| --- | --- | --- |

| Name [redacted] Witness | | Number of Shares subscribed for | Name of Proprietor or Shareholder |
|---|---|---|---|
| | 10273 | | |
| George Clark | 2 | ~~J J Tattam~~ Two | J. J. Tattam |
| George Clark | 10 | Ten | Hewett C Watson |
| H Holford | 25 | Twenty five | Spencer Smith |
| George Clark | 4 | Four | J R Burchett Jun. |
| George Clark | 40 | Forty | H Weymouth |
| H Holford | 4 | Four | B Culverne |
| H Holford | 2 | Two | James Charles Guillet |
| George Clark | 36 | Thirty | J Mitchell |
| George Clark | 50 | Fifty | John [illegible] |
| George Clark | 24 | Twenty Four | Phot. Jno. Graham |
| George Clark | 10 | Ten | John C Whiteman |
| George Clark | 20 | Twenty | Thomas Timpson |
| George Clark | 4 | Four | J. G. Cume |
| George Clark | 15 | Fifteen | John Riggs |
| George Clark | 14 | Fourteen | H. C. Millett<br>J Hon Millett Attorney |
| George Clark | 10 | Ten | Solon Luxmoore<br>J Hon Millett Attorney |
| George Clark | 25 | Twenty Five | J. Cruikshank |
| H Holford [redacted] | 25 | Twenty five | [illegible] |
| George Clark [redacted] | 2 | Two | John Jackson |
| George Clark [redacted] | 4 | Four | Mary Ann Brewster |
| George Clark [redacted] | 8 | Eight | Marlen Eliz Brewster |
| George Clark [redacted] | 56 | Fifty six | Edmd Chalmer |
| H Holford | 4 | Four | Shepherd Ray |
| H Holford [redacted] | 4 | Four | Shepherd Ray for [illegible]<br>Wm Jarrold Ray & J C Hailes |
| | 10165 | | |

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed for |
|---|---|---|---|---|
| | 10665 | | | |
| Harry Hughlings | 10 | Thomas Cartwright | | |
| Harry Hughlings | 50 | Robert Sunderland | | Fifty |
| Harry Hughlings | 100 | John Hodgson | | One Hundred |
| Harry Hughlings | 30 | [illegible] | | Thirty |
| Harry Hughlings | 10 | George Sanderson | | Ten |
| Harry Hughlings | 20 | W. Gardiner | | Twenty |
| C. DeLacour | 20 | Sarah Golding | | Twenty |
| C. DeLacour | 20 | Anne Golding | | Twenty |
| C. DeLacour | 10 | John Hirst by his Atty Edmund J. Wheeler | | Ten |
| E. J. Wheeler | 100 | John Wheeler | | One Hundred |
| C. DeLacour | 10 | J. Wright | | Ten |
| C. DeLacour | 200 | Edward Hia | | Two Hundred |
| C. DeLacour | 19 | James Carver | | nineteen |
| C. DeLacour | 30 | J. Cruikshank | | Thirty |
| C. DeLacour | 20 | B. F. Hopkins | | Twenty |
| C. DeLacour | 1 | J. D. Trevanion | | One |
| C. DeLacour | 10 | Benj. Edgington | | Ten |
| F. C. Hopkins | 10 | R. W. Birch | | Ten |
| C. DeLacour | 16 | Frances A. J. Hotham | | Sixteen |
| C. DeLacour | 6 | W. W. Stanger | | Six |
| C. DeLacour | 4 | C. F. Tower | | Four |
| C. DeLacour | 50 | J. Withers | | Fifty |
| C. DeLacour | 300 | John Baron by his Attorney Edmund J. Wheeler | | Three Hundred |
| C. DeLacour | 20 | A. S. Heathcote | | Twenty |
| W. W. Jeffrey | 100 | Thomas Samuel by his Atty Edmund J. Wheeler | | One Hundred |
| W. W. Jeffrey | 2 | James Charles Quillet | | Two Shares |

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| Name of Witness | 11833 | Name of Proprietor or Shareholder | Number of Shares subscribed for |
|---|---|---|---|
| G. Clark | 60 | Harry Heighlings by Edmund J. Wheeler Atty | Sixty |
| George Clark | 4 | William F. Nicholson by Edmund J. Wheeler Atty | Four |
| George Clark | 4 | Abraham Jubb by Edmund J. Wheeler Atty | Four |
| George Clark | 4 | Mary Ann Sunderland by Edmund J. Wheeler Atty | Four |
| George Clark | 4 | Joshua Sutcliffe by Edmund J. Wheeler Atty | Four |
| George Clark | 20 | William Briggs by Edmund J. Wheeler Atty | Twenty |
| George Clark | 12 | R. Kershaw Jumb by Edmund J. Wheeler Atty | Twelve |
| George Clark | 20 | George Kershaw by Edmund J. Wheeler Atty | Twenty |
| George Clark | 2 | Ann Whyman by Edmund J. Wheeler Atty | Two |
| George Clark | 4 | George Thomas Pollard by Edmund J. Wheeler Atty | Four |
| George Clark | 8 | F. Hardcastle by Edmund J. Wheeler Atty | Eight |
| George Clark | 4 | Joseph Sutcliffe Junr by Edmund J. Wheeler Atty | Four |
| George Clark | 15 | T. S. Swate by Edmund J. Wheeler Atty | Fifteen |
| George Clark | 2 | Samuel Waterhouse Jr by Edmund J. Wheeler Atty | Two |
| George Clark | 4 | Caleb Stansfield by Edmund J. Wheeler Atty | Four |
| George Clark | 5 | John Sutcliffe by Edmund J. Wheeler Atty | Five |
| George Clark | 16 | E. N. Alexander by Edmund J. Wheeler Atty | Sixteen |
| H. Holford | 40 | John Hodgson by Edmund J. Wheeler Atty | Forty |
| George Clark | 20 | Samuel Thwaite by Edmund J. Wheeler Atty | Twenty |
| H. Holford | 16 | Willm Edleston by Edmund J. Wheeler Atty | Sixteen |
| George Clark | 4 | Edmund Eastwood by Edmund J. Wheeler Atty | Four |
| George Clark | 4 | James Bowman by Edmund J. Wheeler Atty | Four |
| George Clark | 56 | Robert Wainhouse by Edmund J. Wheeler Atty | Fifty Six |
| George Clark | 2 | George Eastwood by Edmund J. Wheeler Atty | Two |
| George Clark | 4 | Lawrence Bramley by Edmund J. Wheeler Atty | Four |
| George Clark | 8 | John Rawson by Edmund J. Wheeler Atty | Eight |

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed |
|---|---|---|---|---|
| Wm W Jeffrey | 12175 4 | Charles Harman | | Four Shares |
| Wm W Jeffrey | 40 | John Holmes by his Attorney Edmund J Wheeler | | Forty |
| Wm W Jeffrey | 100 | George Green by his Atty Edmund J Wheeler | | One Hundred |
| Wm W Jeffrey | 1 | John Henry Jackson Surgeon Wm Herbs | | One share |
| Wm W Jeffrey | 20 | Charles A Allnatt by Rev Thos Grant his Atty | | Twenty Shares |
| Wm W Jeffrey | 5 | Daniel Pring by Wm Dabbs his Attorney | | Five Shares |
| Edmund J Wheeler | 60 | Blade | | Fifty and Twenty Shares |
| Edmund J Wheeler | 50 | John Nesbitt | | Fifty Shares |
| Wm W Jeffrey | 3 | Wm Powell | | Three Shares |
| Wm W Jeffrey | 10 | Theo Mills | | Ten Shares |
| Wm W Jeffrey | 75 | Newd Ongley | | Fifty Shares Twenty five Shares |
| Wm W Jeffrey | 5 | Sarah Angas by her Attorney Edmund J Wheeler | | Five |
| Wm W Jeffrey | 1 | Ellen Bentham by her Atty Edmund J Wheeler | | One |
| Wm W Jeffrey | 10 | Richard Dingley by his Atty Edmund J Wheeler | | Ten |
| Wm W Jeffrey | 100 | John Kennaway by his Atty Edmund J Wheeler | | One Hundred |
| Wm W Jeffrey | 4 | Thomas Shearland by his Atty Edmund J Wheeler | | Four |
| Wm W Jeffrey | 5 | George Payne by his Attorney Edmund J Wheeler | | Five |
| Wm W Jeffrey | 100 | Richd Foster Jones | | One Hundred |
| Edmund J Wheeler | 40 | James Clifton | | Forty |
| Edmund J Wheeler | 30 | R. W. Birch | | Thirty |
| Wm W Jeffrey | 20 | Henry Blackburn | | Twenty |
| Wm W Jeffrey | 10 | John Nowchow | | Ten |
| Saml Gillett | 25 | Chris Dowson & Son | | Twenty five |
| Saml Gillett | 10 | C Dowson Dun | | Ten |
| Wm W Jeffrey | 10 | Thomas Gurney | | Ten |
| Wm W Jeffrey | 50 | Jno Brown | | Fifty |

12963

| Name of Witness | Name of Proprietor or Shareholder | Number of Shares subscribed for |
|---|---|---|
| [redacted] | 12963 | |
| Clark | 4 William Dawson by Edmund J Wheeler Atty | Four |
| George Clark | 4 Thomas Robertshaw by Edmund J Wheeler Atty | Four |
| George Clark | 16 George Whiteley by Edmund J Wheeler Atty | Sixteen |
| George Clark | 10 George Morphett by Edmund J Wheeler Atty | Ten |
| George Clark | 10 M. J. E. Trewen by Edmund J Wheeler Atty | Ten |
| George Clark | 4 R. Dingley by Edmund J Wheeler Atty | Four |
| George Clark | 60 Richard Foster Jones by Edmund J Wheeler Atty | Sixty |
| George Clark | 8 Elizabeth Hayman by Edmund J Wheeler Atty | Eight |
| George Clark | 80 Charles Stanley by Edmund J Wheeler Atty | Eighty |
| George Clark | 25 John Holmes by Edmund J Wheeler Atty | Twenty five |
| George Clark | 8 Edward Ripley by Edmund J Wheeler Atty | Eight |
| George Clark | 8 Henry William Ripley by Edmund J Wheeler Atty | Eight |
| George Clark | 10 John Smith by Edmund J Wheeler Atty | Ten |
| George Clark | 12 William Thurs Troyd by Edmund J Wheeler Atty | Twelve |
| George Clark | 8 E. W. Smith by Edmund J Wheeler Atty | Eight |
| George Clark | 4 E. J. Marshall by Edmund J Wheeler Atty | Four |
| George Clark | 10 Nehemiah Duck by Edmund J Wheeler Atty | Ten |
| George Clark | 10 Emma Davey by Edmund J Wheeler Atty | Ten |
| George Clark | 7 Elizabeth Davey by Edmund J Wheeler Atty | Seven |
| George Clark | 12 Edward Lowe by Edmund J Wheeler Atty | Twelve |
| George Clark | 8 Robert Morris by Edmund J Wheeler Atty | Eight |
| George Clark | 4 Samuel Treeby by Edmund J Wheeler Atty | Four |
| George Clark | 4 Elizabeth Clyde by Edmund J Wheeler Atty | Four |
| W. Purdy | 60 R. Kingsmith | Sixty |
| W. Purdy | 2 R. Kingsmith Rachel Clayton Sergt | Two |
| W. Purdy | 40 Rankin Currie | Forty |
| | 13391 | |

Received January 5th 1838 of Mr. Barlett &c. the sum of five pounds for making this Instrument with two Engravings for the Stamps & the sum of ten shillings for the Stamps for the Receipt of Stamps & Texas sponged

| Name of Witness | | Name of Proprietor or Shareholder | Number of Shares subscribed for |
|---|---|---|---|
| | 13391 | | |
| W. W. Jeffrey | 3 | James Charles Guillet | Three Shares |
| W. W. Jeffrey | 10 | W. Pettingell | Ten Shares |
| W. W. Jeffrey | 5 | Reuben Blackburn | Five Shares |
| W. W. Jeffrey | 10 | Alfred Tatham | Ten Shares |
| W. W. Jeffrey | 50 | Chas. M. Sullah | Fifty Shares |
| W. W. Jeffrey | 20 | John Baron by Edmund Wheeler Atty | Twenty |
| W. W. Jeffrey | 30 | Elizabeth Baron by Edmund Wheeler Atty | Thirty |
| W. W. Jeffrey | 40 | John Holmes by Edmund Wheeler Atty | Forty |
| W. W. Jeffrey | 50 | Morgan Yeatman by Edmund Wheeler Atty | Fifty |
| W. W. Jeffrey | 50 | Charles Stanley by Edmund Wheeler Atty | Fifty |
| W. W. Jeffrey | 40 | Elizabeth Ann Elliott by Edmund Wheeler Atty | Forty |
| W. W. Jeffrey | 40 | Sarah Elliott by Edmund Wheeler Atty | Forty |
| W. W. Jeffrey | 40 | Jane Jeffreys Elliott by Edmund Wheeler Atty | Forty |
| W. W. Jeffrey | 20 | Esther Jeffreys Elliott by Edmund Wheeler Atty | Twenty |
| W. W. Jeffrey | 20 | Richard Brittain by Edmund Wheeler Atty | Twenty |
| W. W. Jeffrey | 6 | George Long by Edmund Wheeler Atty | Six |
| W. W. Jeffrey | 6 | Isabella S. Barnard by Edmund Wheeler Atty | Six |
| W. W. Jeffrey | 100 | Robert Victor Jerraine by Edmund Wheeler Atty | One Hundred |
| W. W. Jeffrey | 25 | James Brunton by Edmund Wheeler Atty | Twenty five |
| W. W. Jeffrey | 4 | John Alleratt Bedes by Edmund Wheeler Atty | Four |
| W. W. Jeffrey | 10 | Charles Bedes by Edmund Wheeler Atty | Ten |
| Edmund Wheeler | 100 | William Richards | One Hundred |
| W. W. Jeffrey | 10 | W. Crowe | Ten |
| W. W. Jeffrey | 10 | John Powers Crowe | Ten |
| Edmund Wheeler | 100 | Thomas Williams | One Hundred. |
| W. W. Jeffrey | 5 | Peter Paterson | Five |

14195

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed for |
|---|---|---|---|---|
| | 14195 | | | |
| Saml Gillett | 10 | George Kidsdale by Edmund J Wheeler Atty | | Ten |
| Saml Gillett | 20 | John Watson by Edmund J Wheeler Atty | | Twenty |
| Saml Gillett | 21 | James Kidd by Edmund J Wheeler Atty | | Twenty One |
| Saml Gillett | 50 | Charles Stanley by Edmund J Wheeler Atty | | Fifty |
| Saml Gillett | 50 | Robert Victor Swaine by Edmund J Wheeler Atty | | Fifty |
| Saml Gillett | 25 | James Brunton by Edmund J Wheeler Atty | | Twenty five |
| Edd J Wheeler | 6 | Wm Powell | | Six |
| George Clark | 10 | S. K. Radford. | | Ten |
| George Clark | 4 | J. C. Hailes. | | Four |
| George Clark | 4 | Chas Roberts | | Four |
| George Clark | 40 | John Pirie. | | Forty |
| George Clark | 8 | W. J. Tilley | | Eight |
| George Clark | 5 | Jon Dabor | | Five |
| George Clark | 25 | Paul Curling | | Twenty five |
| H Holford | 16 | George Long | | Sixteen |
| George Clark | 15 | J. Brewster | | Fifteen |
| George Clark | 6 | R. H. Pike | | Six |
| George Clark | 80 | Thos Poynder | | Eighty |
| George Clark | 2 | Wm Powell | | Two |
| George Clark | 6 | Joseph Davies | | Six |
| H Holford | 4 | W Pettinsell | | Four |
| H Holford | 8 | Walter Hawkins | | Eight |
| George Clark | 8 | Henry Seymour | | Eight |
| George Clark | 4 | W. Crowe | | Four |
| George Clark | 8 | J. Williams | | Eight |
| George Clark | 10 | Wm Leedham | | Ten |

14640

| Name of Witness | | Name of Proprietor or Shareholder | Number of Shares subscribed for |
|---|---|---|---|
| [redacted] 257 | 14640 | | |
| [redacted] Jeffrey | 200 | Thos Poynder | 200 Shares |
| Saml Gillett | 100 | J. E. Douglas | 100 Shares |
| Edm J Wheeler | 100 | Edwd Dive W | One hundred Shares |
| Edmund J Wheeler | 100 | J W Buller | one hundred Shares |
| Saml Gillett | 10 | B Cullerne | Ten Shares |
| Saml Gillett | 5 | W. W. Stanger | Five shares |
| Wm W Jeffrey | 20 | Walter Hawkins | Twenty Shares |
| Saml Gillett | 10 | John Reay 10 original | Ten Shares |
| George Clark | 40 | John Patch | Forty Shares |
| Wm W Jeffrey | 20 | J W Thomson | Twenty Shares |
| George Clark | 20 | M. C. Chase | Twenty Shares |
| Wm W Jeffrey | 25 | Wm Leetham | Twenty Five Shares |
| George Clark | 10 | Richd Fell | Ten Shares |
| Saml Gillett | 15 | Mary Jane Walsh by Edmund J Wheeler Atty | Fifteen |
| Saml Gillett | 10 | Jane Wyn Yeatman by Edmund J Wheeler Atty | Ten |
| Saml Gillett | 200 | John Fussell by Edmund J Wheeler Atty | Two Hundred |
| Saml Gillett | 10 | John Smith by Edmund J Wheeler Atty | Ten |
| Saml Gillett | 20 | Edward William Smith by Edmund J Wheeler Atty | Twenty |
| Saml Gillett | 10 | Christopher Scott Machell by Edmund J Wheeler Atty | Ten |
| Saml Gillett | 40 | Robert Wardlaw by Edmund J Wheeler Atty | Forty |
| Saml Gillett | 10 | George Fox by Edmund J Wheeler Atty | Ten |
| Saml Gillett | 5 | Henry Seymour by Edmund J Wheeler Atty | Five |
| Saml Gillett | 20 | Edward Wells, Charles Atherton Allnatt & William Shaw Clarke, by Edmund J Wheeler Atty | Twenty |
| Saml Gillett | 10 | William Henry Tinkler by Edmund J Wheeler Atty | Ten |
| Saml Gillett | 50 | Silvanus Earp & Jeremiah Wynn by Edmund J Wheeler Atty | Fifty |
| Saml Gillett | 50 | Edward Hawker by Edmund J Wheeler Atty | Fifty |

LONDON 11 5.1.38

15750

| Name of Witness | 15/50 | Names of Proprietors or Shareholders | | Number of Shares subscribed for |
|---|---|---|---|---|
| George Clark | 40 | John Barker | | Forty |
| George Clark | 10 | George Miller | | Ten |
| George Clark | 8 | Geo Cox | | Eight |
| George Clark | 2 | William Palmer | | Two |
| George Clark | 8 | Jos Dennistoun Wood | | Eight |
| George Clark | 4 | Eleanora C. Fraser | | Four |
| Edmund J Wheeler | 57 | Henry Maynell | | Fifty two |
| George Clark | 6 | Geo N. Emmet | | Six |
| George Clark | 4 | Wm Pryor Reed | | Four |
| Edmund J Wheeler | 10 | Thomas Manners Rous | | Ten |
| George Clark | 400 | John Russell by Edmund J Wheeler atty | | Four Hundred |
| George Clark | 10 | George Gillman by Edmund J Wheeler atty | | Ten |
| George Clark | 10 | William Grant Jr by Edmund J Wheeler atty | | Ten |
| George Clark | 120 | George Laurie & Anna Maitland Laurie by Edmund J Wheeler atty | | One Hundred & Twenty |
| George Clark | 4 | Edward Wells by Edmund J Wheeler atty | | Four |
| George Clark | 4 | Charles Hedges by Edmund J Wheeler atty | | Four |
| George Clark | 8 | John A. Hedges by Edmund J Wheeler atty | | Eight |
| George Clark | 4 | W. St Tinkler by Edmund J Wheeler atty | | Four |
| George Clark | 16 | Richard Wm Birch by Edmund J Wheeler atty | | Sixteen |
| George Clark | 10 | R.B. Godwin by Edmund J Wheeler atty | | Ten |
| George Clark | 12 | Charles Jackson Skelton by Edmund J Wheeler atty | | Twelve |
| George Clark | 12 | John Windsor by Edmund J Wheeler atty | | Twelve |
| George Clark | 20 | Edward Hawker by Edmund J Wheeler atty | | Twenty |
| George Clark | 8 | George Fox by Edmund J Wheeler atty | | Eight |
| A Holford | 4 | J. Hingston by Edmund J Wheeler atty | | Four |
| George Clark | 10 | Charles Wallis by Edmund J Wheeler atty | | Ten |
| | 1526 | | | |

| Name of Witness | 16546 | Names of Proprietors or Shareholders | | Number of Shares subscribed for |
|---|---|---|---|---|
| George Clark | 8 | Lot Gardiner by Edmund J Wheeler Atty | | Eight |
| George Clark | 120 | John Rundle by Edmund J Wheeler Atty | | One Hundred & twenty |
| George Clark | 15 | William Forbes by Edmund J Wheeler Atty | | Fifteen |
| George Clark | 2 | John Murray by Edmund J Wheeler Atty | | Two |
| George Clark | 4 | James Edwards by Edmund J Wheeler Atty | | Four |
| George Clark | 6 | Richard James Entwisle by Edmund J Wheeler Atty | | Six |
| George Clark | 4 | Jane Lynn Gateman by Edmund J Wheeler Atty | | Four |
| George Clark | 2 | Richard Hooper by Edmund J Wheeler Atty | | Two |
| George Clark | 2 | Edward Smith Bryce by Edmund J Wheeler Atty | | Two |
| George Clark | 5 | J Arnould by Edmund J Wheeler Atty | | Five |
| George Clark | 60 | R V Jevaine by Edmund J Wheeler Atty | | Sixty |
| George Clark | 40 | James Brunton by Edmund J Wheeler Atty | | Forty |
| George Clark | 4 | W. J. Boulton | | Four |
| George Clark | 2 | J Reynolds | | Two |
| George Clark | 4 | J W Thomson | | Four |
| George Clark | 4 | William Dinsley | | Four |
| George Clark | 2 | Henry Warren | | Two |
| George Clark | 4 | Thos Williams by Thos Tweed Atty | | Four |
| George Clark | 4 | Charles Cartis by Edmund J Wheeler Atty | | Four |
| George Clark | 4 | Martha Cartis by Edmund J Wheeler Atty | | Four |
| George Clark | 15 | Thos Baldock by Edmund J Wheeler Atty | | Fifteen |
| George Clark | 8 | Richard Allott by Edmund J Wheeler Atty | | Eight |
| George Clark | 4 | M. Seymour by Edmund J Wheeler Atty | | Four |
| George Clark | 6 | John Hardwick by Edmund J Wheeler Atty | | Six |
| George Clark | 5 | Richard Ingham by Edmund J Wheeler Atty | | Five |
| George Clark | 2 | John Teake Jr by Edmund J Wheeler Atty | | Two |

16882

| Name of Witness | 16882 | Names of Proprietors or Shareholders | | Number of Shares subscribed for |
|---|---|---|---|---|
| George Clark | 8 | Mary Palmer by Edmund J Wheeler Atty | | Eight |
| George Clark | 4 | Thomas Kingscote Trustee to Georgina Kingscote by Edmund J Wheeler Atty | | Four |
| George Clark | 10 | Thomas Russell by Edmund J Wheeler Atty | | Ten |
| George Clark | 4 | Charles Leach | | Four |
| George Clark | 2 | Jeremiah Loveday | | Two |
| Wm H Jeffrey | 16 | John Page Reade | | Sixteen |
| George Clark | 10 | John Patch | | Ten |
| Wm H Jeffrey | 210 | George Tile Angus | | Two hundred and Ten |
| Wm H Jeffrey | 40 | Charles Hensley | | Forty |
| H Holford | 4 | Sarah Angus, by David McLaren Attorney | | Four |
| H Holford | 20 | William Alex Brown by David McLaren Attorney | | Twenty |
| H Holford | 4 | Mary Anne Brown Younger by David McLaren Attorney | | Four |
| H Holford | 4 | Jamy Maginnis, by David McLaren Attorney | | Four |
| H Holford | 5 | Andrew Gibson, by David McLaren Attorney | | Five |
| H Holford | 4 | William McClellan by David McLaren Attorney | | Four |
| J H Kershaw | 4 | Wm Gallibertson | | Four |
| Ant Miller | 20 | Wm Barthy | | Twenty |

Enrolled in Her Maty's High Court of Chancery the Eighth day of April in the year of our Lord 1856.

37 P.

Edward Younge

£14 11 0

| Name of Witness | | Name of Shareholder or Proprietor | | Number of Shares subscribed for |
|---|---|---|---|---|

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares subscribed for |
|---|---|---|---|---|
| | | | | |

| Name of Witness | | Name of Proprietor or Shareholder | | Number of Shares Subscribed for |
|---|---|---|---|---|
| | | | | |

| Name of Witness | | Name of Proprietor or shareholder | | Number of Shares subscribed for |
|---|---|---|---|---|
| | | | | |