



ANNO TRICESIMO TERTIO ET TRICESIMO QUARTO
VICTORIÆ REGINÆ.

A.D. 1870-71.

No. 14.

An Act to provide for the Water Supply of the Suburbs of the City of Adelaide.

[Assented to, 13th January, 1871.]

WHEREAS it is expedient that provision should be made for introducing a supply of pure water for the use of the inhabitants of the Suburbs of the City of Adelaide, and for raising the necessary funds for the said purpose in manner hereinafter mentioned: And whereas a plan, showing the Districts which it is proposed to supply, has been deposited in the office of the Surveyor-General—Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said Province, in this present Parliament assembled, as follows: Preamble.

1. This Act may be cited and referred to, for all purposes, as "The Adelaide Suburban Waterworks Act, 1870-71." Short title of Act.

2. Clause 73 of "The Adelaide Waterworks Act, 1863," and clause 14 of "The Waterworks Act, 1868," are hereby repealed. Repeal.

3. This Act and "The Adelaide Waterworks Act, 1863," shall be incorporated and read together as forming one Act. Incorporation.

4. In the construction of this Act and of the said "The Adelaide Waterworks Act, 1863," when not inconsistent with the context, the expression "The undertaking" shall, in addition to the meaning assigned thereto by the said "The Adelaide Waterworks Act, 1863," be taken to mean and include the Waterworks and the works connected Interpretation.

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and management of the said suburban waterworks, and other works connected therewith, for the supply of water to the districts delineated in the said plan so deposited in the office of the Surveyor-General, and described in the Schedule hereto marked A, and shall be by him paid to the said Commissioner, in such amount and manner as the Governor, by any warrant under his hand, may from time to time authorize and direct.

8. The said Treasurer shall, and is hereby required, in each and every year from the first raising of any sums of money under the authority hereof, until the whole of the amounts so raised, and all interest thereon, shall have been duly paid, to set apart such sum as shall suffice to pay the amount of bonds redeemable during such year, together with interest upon all bonds which shall then bear interest, and shall apply such sums in payment of such bonds and interest as aforesaid, in manner specified in such bonds.

Sums to be set apart annually for payment of principal and interest.

9. The Governor may, from time to time, by warrant under his hand, authorize the Treasurer to advance and pay to the said Commissioner, for the purposes of this Act, any sums of money not exceeding in the whole the sum herein authorized to be raised; and any sums of money so advanced and paid shall be retained by the Treasurer out of any moneys raised by him under authority hereof.

Governor may advance moneys, to be repaid.

10. The Commissioner shall in each year cause an account in abstract to be prepared of the whole receipt and expenditure of all moneys advanced to him, for the year preceding, under the several distinct heads of receipt and expenditure, with a statement of the balance of such account, duly audited and certified by the Auditor-General; and a copy of such account shall, on or before the thirty-first day of December, in each year following, be published in the *South Australian Government Gazette*.

Annual account to be made up by Commissioner, and published in *Gazette*.

11. A full and sufficient supply of water shall be afforded to the Corporation of the City of Adelaide, for the purpose of watering the streets of the said City and to all the buildings and establishments of the said Corporation free of charge.

Water for streets and Corporation buildings free of charge.

12. The said "The Adelaide Waterworks Act, 1863," shall be read as if the works hereby authorized to be constructed had been thereby authorized to be constructed, and all powers, authorities, and discretions thereby given to the Commissioner, or other person, shall extend to the works hereby authorized to be constructed.

Powers of Commissioner under Adelaide Waterworks Act to extend to this Act.

13. The Commissioner shall, on such days as shall be respectively fixed in that behalf, by notice in the *South Australian Government Gazette*, and every year thereafter, make and bring into force an assessment of any lands within the districts in the said Schedule hereto, marked A, described, not being the property of the Crown, according to the full, fair, and average estimated annual value of the same, clear of all outgoings, and the assessment shall be written in

Commissioner to make assessment.

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in a book, specifying in different columns the names of the respective occupiers and owners, or agents of owners, so far as the same can be ascertained, the estimated annual value of the several lands, and description of the same, showing which of the said lands are vacant lands, and all the provisions in the said "The Adelaide Waterworks Act, 1863," in relation to the assessment thereby authorized to be made, shall apply to the assessment hereby authorized to be made (so far as the same are applicable thereto), as fully and effectually as if the assessment hereby authorized to be made had been authorized to be made by the said Act.

Provisions as to rates in Adelaide Waterworks Act to apply to this Act.

14. All the provisions of the said "The Adelaide Waterworks Act, 1863," in reference to rates, procedure, accounts of receipt and expenditure, penalties, fire plugs, and all other provisions of the said Act (and the form in the Schedules to the said, altered as may be required) shall apply to the undertaking hereby authorized (so far as the same are applicable thereto) as fully and effectually as if the said undertaking had been authorized by the said Act.

Governor in Council may make by-laws.

15. For the better enforcing the observance of all or any of the provisions of this Act, or of "The Adelaide Waterworks Act, 1863," it shall be lawful for the Governor, with the advice and consent of the Executive Council, from time to time, to make by-laws, and from time to time to repeal or alter such by-laws; and every person offending against any such by-laws shall forfeit and pay for every such offence such sum, not exceeding Ten Pounds, as may be by any such by-laws imposed; and any such fine or penalty may be recovered in a summary way, by and before two Justices of the Peace for the said Province, in the same manner as if the same had been imposed by this Act or by "The Adelaide Waterworks Act, 1863."

Proof of by-laws.

16. The production of a printed paper, purporting to be a *South Australian Government Gazette*, shall be *prima facie* evidence that any such by-laws printed therein, purporting to be made under the provisions hereof, have been so made.

In the name and on behalf of the Queen I hereby assent to this Act.

JAMES FERGUSSON, Governor.

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SCHEDULE A.

Township of Payneham.

Bounded on the north, by portion of the southern boundary of Preliminary Section 305, Hundred of Adelaide; on the south, by the northern boundary of Section 264; on the east, by the western boundaries of Sections 265 and 2042; and on the west, by portion of the eastern boundary of Preliminary Section 279.

Township of Kensington.

Bounded on the north, by a line about sixteen chains south of and parallel to the north boundary of Preliminary Section 288, Hundred of Adelaide; on the south, by the northern boundary of Preliminary Section 290; on the east, by portion of the western boundary of Preliminary Section 301, and the western boundary of Preliminary Section 300; on the west, by portion of the western boundary of Preliminary Section 288, and western boundary of Preliminary Section 289.

Township of Norwood.

Bounded on the north, by the southern boundaries of Preliminary Sections 259 and 278, Hundred of Adelaide; on the south, by the northern boundaries of Preliminary Sections 262 and 275; on the east, by the western boundaries of Preliminary Sections 288 and 289; and on the west, by the eastern boundary of Kent Town; also including road dividing Preliminary Sections 278 and 279, from Sections 264, 2041, and Preliminary Section 287.

Township of Stepney.

Bounded on the north, by portion of the southern boundary of Preliminary Section 279; on the east, by the western boundary of Preliminary Section 278; on the south, by the northern boundary of the Township of Norwood; on the north-west, by the eastern side of the Main North-Eastern Road, being the whole of Preliminary Section 259, Hundred of Adelaide.

Kent Town.

Bounded on the south-west, west, and north-west, by the south-western and western boundaries of Preliminary Section 255, and south-eastern boundary of Preliminary Section 256, Hundred of Adelaide; and on the east, by the western boundaries of Preliminary Sections 260 and 261.

Township of Hackney.

Bounded on the north-east, by the south-western boundary of Preliminary Section 257, Hundred of Adelaide; on the south-east, by the north-western boundary of Kent Town; on the west, by the eastern side of road dividing Park Lands from Preliminary Section 256; and on the north-west by the River Torrens, being the whole of Preliminary Section 256.

Township of Walkerville.

Commencing at the north corner of Preliminary Section 476, Hundred of Yatala; thence south-easterly, along the north-eastern boundary of said Section to River Torrens; thence in a westerly and southerly direction, following the north side of said River to the eastern corner of Preliminary Section 475; thence north-westerly, along the north-eastern boundary of said Section and its production to the south-eastern side of road running through Preliminary Section 474; thence north-easterly, along the south-eastern side of said road to the north corner of Section 476, the point of commencement.

Township of Medindie.

Commencing at the south corner of the Township of Walkerville; thence in a north-westerly and southerly direction, following the north side of the River Torrens to the south corner of Preliminary Section 475, Hundred of Yatala; thence in a northerly and north-westerly direction along the western and south-western boundaries of Preliminary Sections 475 and 460, to the south-eastern boundary of Prospect

Village.

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Village; thence north-easterly, along said boundary to a point opposite the south-western corner of Section 2062; thence easterly, along the southern boundaries of Sections 2062 and 474, to the south-eastern side of road running through the latter Section; thence north-easterly, along south-eastern side of said road to the east corner of the Township of Walkerville; thence south-easterly, along south-western boundary of said Township to its south corner, the point of commencement.

Prospect Village.

Bounded on the north, by the southern boundaries of Sections 375, 371, and 350 Hundred of Yatala; on the east, by the eastern boundaries of Sections 349 and 348; on the south-east, by the south-eastern boundaries of Sections 348 and 2064; on the south, by the southern boundaries of Sections 2064 and 2065; on the south-west, by the south-western boundaries of Sections 2081, 2066, and 374; and on the west, by portion of the eastern boundary of Section 2067.

Township of Brompton.

Commencing at the south corner of Preliminary Section 355; thence north-easterly along the south-eastern boundary of said Section, and its production across the road to the south-western boundary of Section 2066; thence north-westerly, along said boundary to a point opposite the north corner of Preliminary Section 355; thence south-westerly and south-easterly along the north-western and south-western boundaries of said Section to its south corner, the point of commencement.

Township of Bowden.

Commencing at the south corner of Preliminary Section 354, Hundred of Yatala; thence north-easterly, along south-eastern boundary of said Section and its production to the south-western boundary of Section 2081; thence north-westerly, along south-western boundaries of Sections 2081 and 2066, to a point opposite the north corner of Preliminary Section 354; thence south-westerly and south-easterly, along north-western and south-western boundaries of said Section to its south corner, the point of commencement.

Township of Hindmarsh.

Commencing at the east corner of Preliminary Section 353; thence in a south-westerly direction, following the northern side of the River Torrens to the south-western corner of said Section; thence northerly along its western boundary to the Port Road; thence south-easterly along south-western side of Port Road to the east corner of Preliminary Section 253, the point of commencement.

Township of Thebarton.

Commencing at the north-east corner of Preliminary Section 2, Hundred of Adelaide; thence westerly, along the northern boundary of said Section to the south-eastern corner of Preliminary Section 46; thence northerly, along the eastern boundary of said Section 46 for about sixteen and a-half chains; thence easterly, at right angles from said boundary for about twenty-two and a-half chains; thence northerly, at right angles for about thirteen chains; thence easterly, at right angles, to the eastern boundary of Preliminary Section 1; thence southerly, along said boundary to the north-east corner of Preliminary Section 2, the point of commencement.

Township of Goodwood.

Bounded on the south by the north boundary of Preliminary Section 222; on the east by the west boundary of Preliminary Section 239; on the west by the east side of road joining the east boundary of Preliminary Section 6; and on the north by the south side of the road joining the south boundary of the Park Lands.

Goodwood Park.

Bounded on the north by the south boundary of Preliminary Section 221; on the east by the west boundary of Preliminary Section 238, and portion of the west boundary of Preliminary Section 237; on the south by the north side of the road, running parallel to and about seven chains from the north boundary of Preliminary Section 223; and on the west by the east side of road forming the east boundaries of Sections 7 and 8.

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Township of Unley.

Bounded on the north, by the southern boundary of Preliminary Section 239, Hundred of Adelaide; on the east, by the western boundaries of Preliminary Sections 241, 242, and 243; on the south, by the northern boundary of Preliminary Section 235; and on the west, by the eastern boundaries of Preliminary Sections 224, 223, and 222.

Township of Fullarton.

Bounded on the north, by the southern boundary of Preliminary Section 253, Hundred of Adelaide; on the south, by the northern boundary of Preliminary Section 251; on the east, by the western boundary of Preliminary Section 266; and on the west, by a line about five chains from and parallel to the eastern boundary of Preliminary Section 242, also including road dividing Preliminary Section 253 from Preliminary Section 265.

Township of Parkside.

Bounded on the north, by the northern boundary of Preliminary Section 240, Hundred of Adelaide; on the south, by the southern boundaries of Preliminary Sections 240 and 254; on the north-east, by the south-western side of the Glen Osmond Road, running through the latter Section; and on the west, by the eastern boundary of Preliminary Section 239.