



ANNO QUADRAGESIMO TERTIO ET QUADRAGESIMO
QUARTO

VICTORIÆ REGINÆ.

A.D. 1880.

No. 176.

An Act to authorise the construction of a Tank, Wells, and other Works for the purpose of supplying Teatree Gully and Modbury with water.

[Assented to, October 25th, 1880.]

WHEREAS it is desirable to authorise the construction of a tank, wells, and other works for the purpose of supplying the districts of Teatree Gully and Modbury, the boundaries whereof are described in the schedule hereto, with water: And whereas plans and sections showing the source of supply, and also the said tank, wells, and other works, and the direction of the main and branch pipes, and the streets and grounds through which they are to be laid, and also books of reference containing the names of owners or occupiers (so far as known) of any private lands on which the said tank, wells, and other works will pass, have been deposited in the office of the Surveyor-General at Adelaide—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. The Commissioner of Waterworks may construct, out of any moneys which may have been or may hereafter be voted by Parliament for such purpose, the said tank, wells, and other works in accordance with the plans and sections deposited as aforesaid in the office of the Surveyor-General at Adelaide.

Commissioner of Waterworks may construct tank, wells, and other works.

2. If any error, omission, misstatement, or wrong description shall have been made of any lands or streams, or of the owners or occupiers, or reputed owners or occupiers, of any lands or streams delineated

Errors and omissions, &c., may be corrected by Justices, &c.

Teatree Gully and Modbury Waterworks Act.—1880.

delineated or shown on the said plans or sections, or described in the books of reference deposited as aforesaid, the Commissioner of Waterworks, after giving ten days' notice to the owners or occupiers, or reputed owners or occupiers, of the lands and streams affected or likely to be affected by the correction of such error, omission, misstatement, or wrong description, may apply to any two Justices to correct the same; and if it shall appear to such Justices that it is expedient and not unjust to correct such error, omission, misstatement, or wrong description, they shall give the said Commissioner a certificate in such form as they shall think proper, and shall in such certificate state the particulars of any such error, omission, misstatement, or wrong description; and such certificate, with the documents to which it refers, shall be deposited with the other documents to which they refer, in the office of the Surveyor-General; and thereupon such plans, sections, or books of reference shall be deemed to be corrected according to such certificate; and the said Commissioner may make, complete, extend, and maintain the works hereby authorised in accordance with such certificate, as if such error, omission, misstatement, or wrong description had not been made.

Surveyor-General
to keep plans, &c.

3. The Surveyor-General shall keep the said plans and sections and books of reference, and all other documents deposited with him for the purposes of this Act, and shall allow all persons interested to inspect any of the documents aforesaid, and to make copies of and from the same.

Incorporation.

4. Except so far as the same are inconsistent with or altered by this Act, "The Adelaide City, Port, and Suburban Waterworks Act," the "Lands Clauses Consolidation Act," and an Act No. 26 of 1855-6, intituled "An Act to amend the "Lands Clauses Consolidation Act," shall be incorporated herewith, and for the purposes of this Act the expression "the promoters of the undertaking," whenever used in the Lands Clauses Consolidation Act, shall mean the Commissioner of Waterworks, and the words "Special Act" shall mean this Act.

Interpretation.

5. In the construction of and for the purposes of this Act, and "The Adelaide City, Port, and Suburban Waterworks Act," when not inconsistent with the context, the expression the "undertaking" shall, in addition to the meaning assigned thereto by the said "The Adelaide City, Port, and Suburban Waterworks Act," mean and include the tank, well, and all other works hereby authorised to be constructed; the expression "lands and streams" shall, in addition to the meaning assigned thereto by the said Act, mean and include the lands and streams hereby authorised to be taken or used for the purposes hereof; and the expression "water area" shall, in addition to the meaning assigned thereto by the said Act, mean and include the water area of Teatree Gully and Modbury according as the same is defined in the Schedule hereto.

. **6.** This

Teatree Gully and Modbury Waterworks Act.—1880.

6. This Act may be cited for all purposes as the “Teatree Short title.
Gully and Modbury Waterworks Act, 1880.”

In the name and on behalf of Her Majesty, I hereby assent to
this Bill.

WM. F. DRUMMOND JERVOIS, Governor.

SCHEDULE.

Teatree Gully and Modbury Water Areas.—Definition of boundaries.

No. 1. Comprising the whole of sections 838, 841, 842, 843, 1565, and 1575, Hundred of Yatala, and bounded on the north by the southern boundaries of sections 1574, 1581, and 1580; on the east by the western boundaries of sections 1576, 844, and 837; on the south by the northern boundaries of sections 836, 837, and 827; and on the west by the eastern boundaries of sections 839, 840, and 1574.

No. 2. Comprising the whole of sections 5484, 5485, 5500, the southern portion of section 51, and that portion of the Hundred of Yatala bounded as follows:—Commencing at the south-east corner of section 5486; thence northerly along the eastern boundaries of sections 5486 and 5487, across the road to the south-east corner of section 1592; thence easterly along the southern boundary of section 5480, and its production to the eastern side of road west of section 53; thence southerly along said side of road to the south-west corner of section 50; thence easterly at right angles for 620 links; thence south-easterly to the north-west corner of reserve on the western boundary of section 1559, and along its north-eastern boundary for 640 links to western boundary of section 1559; thence southerly along said boundary to the southern side of the main road; thence west-north-westerly along said side of road to the north-west corner of section 5630; thence southerly along its western boundary to the north-eastern side of road north-east of section 5629; thence north-westerly along said side of road, and west-south-westerly along northern side of road north of section 5628, to the point of commencement.