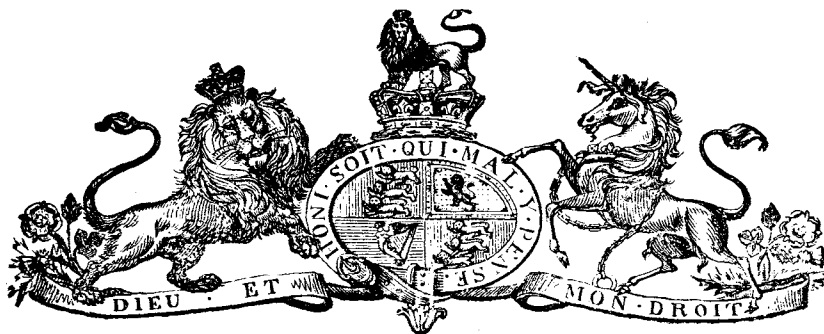


T A S M A N I A.



1903.

ANNO TERTIO

EDWARDI VII. REGIS,

No. 42.

AN ACT to provide for the Reinstatement of certain persons as Purchasers of certain Crown Lands, and for other purposes.

A.D. 1903.

[6 January, 1904.]

BE it enacted by His Excellency the Governor of the State of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

1 The Commissioner of Crown Lands may, with the consent of the Governor, reinstate the persons named in Schedule (1.) hereto as purchasers of the several areas set opposite to their names, subject to the provisions of "The Crown Lands Act, 1890," and thereupon such persons shall be liable to pay all instalments upon such lands at the date of forfeiture, and all instalments thereafter due thereon, together with the amount of fine and charges for the cost of advertising, as provided in Section Seventy-one of the said Act, and interest at the rate of Five Pounds per centum from the date when such instalments became due: Provided that no such reinstatement shall continue of any effect after the First day of *July*, One thousand nine hundred and four, unless all instalments now overdue, together with the amount of fines and charges and interest aforesaid, shall have been paid.

Certain persons whose lands have been forfeited may be reinstated as purchasers. Schedule (1.). 54 Vict. No. 8.

Purchasers of Crown Lands Reinstatement.

A.D. 1903.

Certain persons may be permitted to complete purchase of land. Schedule (2.).

2 It shall be lawful for the Governor to permit the persons named in the Schedule (2.) hereto, to complete the purchase of the several areas set opposite to their names, upon the following conditions:—

- i. That the purchaser or selector pays the prescribed expense of surveying such land :
- ii. That such land shall be selected in accordance with the Regulations under "The Crown Lands Act, 1890."

Provided that if any purchaser or selector fails to pay the prescribed expense of surveying such land within Six months of the passing of this Act, he shall not be permitted to avail himself of the privileges of this Section.

Purchase-money may be applied wholly towards payments for portion of land selected.

Schedule (2.).

3 In every case in which the purchaser or selector is permitted to avail himself of the provisions of the last preceding Section, it shall be lawful for the Commissioner of Crown Lands to apply the full amount of the money paid by such purchaser or selector upon all the land originally purchased by him in and towards the payment of the purchase-money due and owing upon the area set opposite to the name of such purchaser or selector in the said Schedule (2.) hereto, in accordance with the provisions of the said last preceding Section, notwithstanding that the whole or any portion of such land and all or any part of the money paid as instalments thereon have been declared forfeited to the Crown.

Commissioner may sell land to *J. H. Frampton*. Schedule (3.).

64 Vict. No. 21.

4 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *James Hingston Frampton* the land described in the Schedule (3.) hereto, at an upset price of Twenty Pounds, the purchase-money to be paid in accordance with the conditions of Section Seventeen of "The Crown Lands Amendment Act, 1900."

Commissioner may sell certain land to *Margaret Bennison*. Schedule (4.).

5 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *Margaret Bennison*, the land described in the Schedule (4.) hereto, for the Sum of One hundred and eighty Pounds, and upon payment of such sum of money into the Treasury it shall be lawful for the Governor in the name and on behalf of His Majesty the King, to alienate the said land to the said *Margaret Bennison* in fee simple or for any less estate or interest.

Commissioner may permit *Charles Jack* to complete purchase of certain land. 54 Vict. No. 8. 64 Vict. No. 21. Schedule (5.).

6 Notwithstanding anything to the contrary contained in Section Sixty-three of "The Crown Lands Act, 1890" and in Section Thirteen of "The Crown Lands Amendment Act, 1900," it shall be lawful for the Commissioner of Crown Lands to permit *Charles Jack* to complete the purchase of the land described in the Schedule (5.) hereto, and upon payment into the Treasury of the balance of purchase-money, the Governor is hereby authorised in the name and on behalf of His Majesty the King to convey and alienate the said land to the said *Charles Jack* in fee simple, or for any less estate or interest.

Commissioner may permit *Alice Westgarth* to

7 Notwithstanding anything to the contrary contained in Section Thirteen of "The Crown Lands Amendment Act, 1900," it shall be lawful for the Commissioner of Crown Lands to permit *Alice Westgarth*

Purchasers of Crown Lands Reinstatement.

to complete the purchase of the land described in the Schedule (6.) hereto, and, upon payment into the Treasury of the balance of purchase-money, the Governor is hereby authorised, in the name and on behalf of His Majesty the King, to convey and alienate the said land to the said *Alice Westgarth* or her assigns in fee simple or for any less estate or interest.

A.D. 1903.

complete purchase of certain land. 64 Vict. No. 21. Schedule (6.).

8 It shall be lawful for the Governor, in the name and on behalf of His Majesty the King, to convey and alienate the land described in Schedule (7.) hereto to *Michael Francis King* in fee simple or for any less estate or interest.

Governor may convey certain land to *Michael Francis King*. Schedule (7.).

9 Notwithstanding anything to the contrary contained in Section Sixty-three of "The Crown Lands Act, 1890," it shall be lawful for the Commissioner of Crown Lands to permit the persons whose names are included in the Schedule (8.) hereto to complete the purchase of the respective areas set opposite their several names; and upon payment of the balance of purchase-money into the Treasury, the Governor is hereby authorised, in the name and on behalf of His Majesty the King, to convey and alienate the said lands to the said persons or their assigns respectively, in fee simple or for any less estate or interest.

Certain persons may be permitted to complete purchase of land. 54 Vict. No. 8. Schedule (8.).

10 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *Edward Henry Butler* and *Charles William Butler* the lot of Crown Land described in the Schedule (9.) hereto for the sum of Five Pounds, and upon payment of such sum of money into the Treasury, the Governor is hereby authorised, in the name and on behalf of his Majesty the King, to convey and alienate the said land to the said *Edward Henry Butler* and *Charles William Butler*, in fee simple or for any less estate or interest.

Commissioner may sell certain land to *Edward Henry Butler* and *Charles William Butler*. Schedule (9.).

11 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *Charles James Barclay*, *William Crosby*, and *John Macfarlane*, Trustees for the time being of The *Hobart Savings Bank*, the land described in the Schedule (10.) hereto for the sum of One hundred and eighteen Pounds; and upon payment of such sum of money into the Treasury, it shall be lawful for the Governor, in the name and on behalf of His Majesty the King, to convey and alienate such land to the said *Charles James Barclay*, *William Crosby*, and *John Macfarlane*, in fee simple, or for any less estate or interest.

Commissioner may sell certain land to the Trustees of *Hobart Savings Bank*. Schedule (10.).

12 Notwithstanding anything to the contrary contained in Section Eighty-one of "The Crown Lands Act, 1890," it shall be lawful for the Commissioner of Crown Lands to lease by private contract the land described in the Schedule (11.) hereto for a period not exceeding Fourteen years from the date of this Act to *William Jones*, at an annual rental of One Shilling, if demanded.

Commissioner may lease land by private contract to *William Jones*. 54 Vict. No. 8. Schedule (11.).

13 Whereas it is deemed desirable that the land described in the Schedule (12.) hereto shall be vested in certain persons in trust for sale, and that the proceeds of such sale shall be applied for the benefit of a

Certain land may be granted to Trustees of

Purchasers of Crown Lands Reinstatement.

A.D. 1903.

Latrobe Cottage
Hospital upon
trust to sell same.
Schedule (12.).

certain institution known as "The Cottage Hospital," in the Town of *Latrobe* in *Tasmania* : it shall, therefore, be lawful for the Governor to grant the said land for an estate in fee simple to such persons, not being less than Three, as he shall think fit.

(1.) The said land shall be held by the grantees upon trust to sell and assure the same to the purchaser or purchasers thereof in such manner and at such time or times as the Governor shall by the said Grant direct, and the proceeds of such sale or sales shall, after payment of all costs and expenses attending such sale or sales and all other expenses to be incurred in the execution of the said trust for sale or relating thereto, be applied for the benefit of the said institution in the absolute discretion of the grantees or other person or persons acting in the beforementioned trust.

(2.) The said grant shall contain such provisions for the appointment of a new trustee or new trustees, and for the vesting of the said land in such new trustee or trustees either alone or jointly with the surviving or continuing trustee or trustees (but so that the number of trustees acting in the said trust shall not at any time be less than Three), and such other provisions as the Governor shall deem necessary for the purpose of giving full and complete effect to the purposes for which the said grant is hereby authorised to be issued.

Vesting certain
land in the
Parish of
Queenborough.

14 The land described in Schedule (13.) hereto, and now in the possession of *Margaret Featherstone*, of *Ridgeway*, is hereby vested in the said *Margaret Featherstone* in fee simple.

Vesting of
Franklin Island.

15 The Island known as *Franklin Island*, situate in *Storm Bay*, is hereby vested in "The Trustees of the *Tasmanian* Museum and Botanical Gardens" and their successors in fee simple.

Commissioner
may sell land to
persons named in
Schedule (14.).

16—(1.) It shall be lawful for the Commissioner of Crown Lands to sell by private contract to the persons named in the first column of the Schedule (14.) hereto, the lands set forth opposite their respective names in the said Schedule, for the respective sums of money set forth opposite the said lands in the said Schedule, such sums of money to be paid in cash or in accordance with the conditions of Section Seventeen of "The Crown Lands Amendment Act, 1900."

64 Vict. No. 21.

(2.) If the purchase money or the first instalment of the purchase money, as the case may be, of all or any of the said lands shall not be paid before the first day of *April* next, it shall be lawful for the Commissioner of Crown Lands to sell all or any of such lands by public auction, in accordance with the provisions of Part III. of "The Crown Lands Act, 1890."

54 Vict. No. 8.

Commissioner
may sell land at
Frankford on
certain conditions.
Schedule (15.).

17 It shall be lawful for the Commissioner of Crown Lands to sell by public auction the land described in the Schedule (15.) hereto, and to pay to the Trustees of the *Frankford* Recreation Ground the proceeds of such sale, upon the following conditions:—

- i. The said Trustees shall surrender to the Crown the piece of land containing Thirty acres or thereabouts purchased by the said Trustees as a recreation reserve, which land shall

Purchasers of Crown Lands Reinstatement.

be thereupon vested in such Trustees as a place for the recreation and amusement of the inhabitants of *Frankford*, in accordance with the provisions of "The Crown Lands Act, 1890." A.D. 1903.

- ii. The proceeds of the sale of the land described in the Schedule (15.) hereto, shall be expended by the said Trustees in and upon the maintenance and improvement of the said piece of land containing Thirty acres or thereabouts.

18 Notwithstanding anything to the contrary contained in "The Crown Lands Act, 1890," or any amendment thereof, it shall be lawful for the Commissioner of Crown Lands to sell by private contract to the "Mount *Lyell* Mining and Railway Company, Limited," the allotment of Crown land being Lot 2, Section U5, on the sale plan of the Town of *Strahan*, containing Ten acres or thereabouts, for the sum of Twenty Pounds, and upon payment of such sum of money into the Treasury within Six months of the passing of this Act, the Governor is hereby authorised in the name and on behalf of His Majesty the King, to convey and alienate such land to the said company in fee simple, or for any less estate or interest.

Commissioner may sell land to the "Mount *Lyell* Mining and Railway Company, Limited."

19 Notwithstanding anything to the contrary contained in Section Eighty-four of "The Crown Lands Act, 1890," it shall be lawful for the Commissioner of Crown lands to lease to *Jane* and *E. J. Harley* the Crown lands known as *Kangaroo* Island and *Chalky* Island, situate in *Bass* Straits, by private contract, for a term not exceeding Fourteen years from the First day of *October*, One thousand nine hundred and three, if they or either of them so long live, at an annual rental of Forty Pounds. The lease for such islands shall be subject to the provisions of Section Twenty-three of "The Crown Lands Amendment Act, 1900," provided that no lease shall issue as aforesaid until payment has been made into the Treasury of the sum of Twenty Pounds being arrears of rent owing on such islands aforesaid.

Commissioner may lease certain Islands to *Jane* and *E. J. Harley*. 54 Vict. No. 8.

64 Vict. No. 21.

20 It shall be lawful for the Commissioner of Crown Lands to exchange with *Robert Walter Hamilton* and *William Hamilton* the land described in the Schedule (16.) hereto for the land described in the Schedule (17.) hereto, together with such sum of money as shall be equivalent to the difference in value between the land described in the said Schedule (16.) and the land described in the said Schedule (17.), such value to be assessed by the Commissioner of Crown Lands, and upon payment of such sum of money into the Treasury, and upon the surrender to the Crown of the land described in the said Schedule (17.), it shall be lawful for the Governor, in the name and on behalf of His Majesty the King, to alienate the land described in the said Schedule (16.) to the said *Robert Walter Hamilton* and *William Hamilton* in fee simple or for any less estate or interest.

Commissioner may exchange certain land with Messrs. *Hamilton Bros.* Schedule (16.). Schedule (17.).

Purchasers of Crown Lands Reinstatement.

A.D. 1903.

SCHEDULE.

(1.)

Name of Purchaser.	Situation of Land.	No. and Area of Lot.
Barker, Arthur Rupert	Town of Queenstown	Lot 4, Section C4, 25p.
Bentley, William	Parish of Sutherland	46a. 0r. 10p.
Cope, Edward	„ Barrington	25a. 3r. 15p.
Danker, Mary	Town of Carnarvon	Lot 48, 2r. 29p.
Groom, Francis Arthur	Parish of Nietta	144a. 2r. 22p.
Holmyard, Hugh	„ Malling	27a. 0r. 27p.
Hepburn, Francis Charles	Town of Queenstown	Lot 2, Section L5, 14½p.
Hunter, Joseph Black	Ditto	Lot 5, Section Q1, 1r.
Owen, Frank	Parish of Bridgenorth	Lot 13,352, 49a. 3r. 23p.
Owen, Frank	Ditto	Lot 13,353, 56a. 3r. 6p.
Owen, Francis Joseph	Ditto	52a. 3r. 0p.
Rogers, Charles	Parish of Taranna	51a. 1r. 20p.
Smith, James, jun.	Parish of Mowbray	50a. 1r. 29p.

(2.)

Name of Purchaser.	Situation of Land.	Area to be granted.
Bentley, William	Parish of Sutherland	28½ acres
Cope, Edward	„ Barrington	13½ acres
Holmyard, Hugh	„ Malling	9¼ acres
Robertson, Alexander James	„ Winkleigh	103 acres
Lewis, Robert	„ Ponsonby	4¼ acres
Thow, James	„ Forrabury	27½ acres
Squire, Francklyn	„ Harford	28½ acres

(3.)

TOWN OF ULVERSTONE.

LOT 4A, SECTION F.

0a. 0r. 14⁶/₁₀p.

Bounded on the east by 1 chain and 99 links southerly along Lot 4 purchased by Charles Chilcott, now the property of J. H. Frampton, commencing at the north-west angle thereof; on the south by 92 links westerly along a reserved road; and thence on the north-west by 2 chains and 18 links north-easterly along the Main Road from Emu Bay to Ulverstone to the point of commencement.

Purchasers of Crown Lands Reinstatement.

A.D. 1903

(4.)

CITY OF HOBART.

0a. 0r. 34 $\frac{3}{4}$ p.

Bounded on the south-west by 4 chains 68 links and 1-10th of a link north-westerly along land belonging to Margaret Bennison, commencing at the east angle thereof on Cross-street; on the north by 49 links easterly along a roadway; on the north-east by 4 chains and 60 links south-easterly along Prince's Park to Cross-street aforesaid; and thence on the south-east by 45 links and 8-10ths of a link south-westerly along that street to the point of commencement.

(5.)

COUNTY OF MONTAGU.

PARISH OF MATONG.

50a. 0r. 16p.

Bounded on the north by 28 chains westerly along 24 acres 3 roods 13 perches formerly purchased by J. Dagg and along Crown Land commencing at the south-east angle of the aforesaid 24 acres 3 roods 13 perches on the reserve along the Strahan to Zeehan Railway; on the west by 15 chains and 88 links southerly along Crown Land; on the south by 35 chains and 27 links easterly also along Crown Land to the beforementioned reserve along the Strahan to Zeehan Railway; and thence on the north-east by 17 chains and 38 links north-westerly along that reserve to the point of commencement.

(6.)

COUNTY OF BUCKINGHAM.

PARISH OF LONGLEY.

47a. 1r. 0p.

Bounded on the west by 29 chains and 85 links northerly along land purchased by William Thomson and along Crown Land, commencing at a south-east angle of the aforesaid land, purchased by William Thomson (crossing a reserved road 1 chain wide); on the north by 16 chains and 84 links easterly along Crown Land (re-crossing portion of the beforementioned reserved road); on the east by 30 chains and 4 links southerly also along Crown Land (again crossing portion of the beforementioned reserved road); and thence on the south by 16 chains and 80 links westerly also along Crown Land to the point of commencement.

Purchasers of Crown Lands Reinstatement.

A.D 1903.

(7.)

CITY OF LAUNCESTON.

SECTION L4.

0a. 1r. 26p.

Bounded on the north-west by 3 chains and 49 links south-westerly along Basin-road, commencing at the angle of that road with Brougham-street; on the south-west by 2 chains 57½ links south-easterly along Granville-street to Brougham-street aforesaid; and thence on the south-east by 4 chains and 14 links north-easterly along that street to the point of commencement.

(8.)

Name.	Area.			Parish.
	A.	R.	P.	
Blyth, Thomas Bolivar	39	0	0	Apslawn
Blyth, John	25	0	8	Ditto
Blyth, Agnes Julia	20	0	2	Ditto

(9.)

TOWN OF MOUNT STUART.

0a. 3r. 19⁶/₁₀p.

Bounded on the north-east by 9 chains 21½ links north-westerly along land granted to John Dunn, commencing at the south angle thereof on Providence Valley Rivulet; on the south-west by 8 chains and 6 links south-easterly in three bearings along Mellifont-street to Providence Valley Rivulet aforesaid; and thence by that rivulet to the point of commencement.

(10.)

COUNTY OF SOMERSET.

PARISH OF LENNOX.

94a. 3r. 0p.

Bounded on the north-west by 52 chains and 14 links north-easterly along land located to James Reid and Adam Turnbull, commencing at the south angle thereof on the River Isis (crossing the road from Auburn to Cressy reserved one chain wide); on the north-east by 20 chains south-easterly along Lot 15 purchased by Andrew Gatenby; on the south-east by 47 chains and 94 links south-westerly along the lastmentioned lot to the River Isis aforesaid; and thence by that river (re-crossing the road from Cressy to Auburn) to the point of commencement.

Purchasers of Crown Lands Reinstatement.

(11.)

A.D. 1903.

TOWN OF BURNIE.

0 a. 0 r. 11 $\frac{1}{2}$ p.

Portion of 50,000 acres granted to the Van Diemen's Land Company. Bounded on the south-west by 1 chain 21 2-10ths links north-westerly along portion of land surrendered to the Crown, commencing at a point distant 1 chain 49 8-10ths links north-easterly from the west angle of 0 acres 1 rood 7 perches surrendered to the Crown for Marine Board purposes; on the north-west by 60 6-10ths links north-easterly along other portion of the firstmentioned land; on the north-east by 1 chain 21 2-10ths links south-easterly along other portion of that land; and thence on the south-east by 60 6-10ths links south-westerly to the point of commencement.

(12.)

TOWN OF LATROBE.

SECTION XX.

3a.

Bounded on the east by 6 chains 66 $\frac{1}{2}$ links northerly along a Recreation and Cricket Reserve, commencing at the south-west angle of that reserve on Gilbert-street; on the north by 4 chains and 50 links westerly along Crown Land; on the west by 6 chains 66 $\frac{1}{2}$ links southerly along a reserved road to Gilbert-street aforesaid; and thence on the south by 4 chains and 50 links easterly along that street to the point of commencement.

(13.)

COUNTY OF BUCKINGHAM.

PARISH OF QUEENBOROUGH.

10a.

All those 10 acres, more or less, of land situate and being in the Parish of Queenborough in the County of Buckingham, and bounded as follows, that is to say: on the south by 10 chains easterly along a roadway from its angle with Thomas-street; on the east by 10 chains northerly along Crown Land; on the north by 10 chains westerly along part of a grant to Robert Lathrop Murray to Thomas-street aforesaid; and thence on the west by 10 chains southerly along that street to the point of commencement.

(14.)

Name.	Lot.		Situation of Land.	Approximate Area.	Purchase Money.
	Section.	No.			
Dingwall, Alexander	X3	1	City of Hobart	perches. 8	£ 250
Harvey, Joseph	ditto	2	ditto	7	200
Kemsley, Lily B. C.	ditto	3	ditto	5	150
Dean, William	ditto	4	ditto	2 $\frac{1}{2}$	114
M'Gregor, Alexander, Trustees Estate of	ditto	5	ditto	2	50

Purchasers of Crown Lands Reinstatement.

A. D. 1903.

(15.)

TOWN OF FRANKFORD.

SECTION B.

9a. 3r. 34p.

Bounded on the south-east by 11 chains and 10 links south-westerly along Lot 5, purchased by Alfred Boucher Welch, commencing at the north angle thereof on the road to Beaconsfield; on the south-west by 9 chains and 93 links north-westerly along Lot 12,351, purchased by Sarah Jane Welch; on the north-west by 9 chains 76½ links north-easterly along a School Reserve to the road to Beaconsfield aforesaid; and thence on the north-east by 10 chains 11½ links south-easterly in three bearings along that road to the point of commencement.

(16.)

TOWN OF ALLISON.

LOTS 1 AND 2.

SECTION E.

10 acres.

Bounded on the east by 8 chains 66¾ links southerly along Crown land, commencing at a point on the esplanade along the River Leven, distant 48 chains and 20 links or thereabouts north-westerly from the west angle of 30a. 1r. 9p. purchased by A. Spencer; on the south by 5 chains and ½ link westerly along Crown land, again on the south by 1 chain and 42 links southerly also along Crown land, again on the south by 5 chains westerly also along Crown land; on the west by 8 chains and 56 links northerly also along Crown land to the esplanade along the River Leven aforesaid; on the north-west by 7 chains and 61 links north-easterly along that esplanade; and thence on the north-east by 4 chains 10½ links south-easterly also along that esplanade to the point of commencement.

(17.)

COUNTY OF DEVON.

PARISH OF ASHWATER.

5a. 1r. 25p.

Bounded on the south and south-east by 13 chains and 55 links westerly and south-westerly in three bearings along Lot 11,666 purchased by William John Morris, commencing at the north-east angle thereof on the Crown Reservation along the River Leven; on the west by 3 chains and 82 links northerly along portion of Lot 1976 purchased by Thomas Giblin; on the north by 13 chains 19½ links easterly along other portion of that lot; on the north-east by 2 chains and 87 links south-easterly also along other portion of that Lot to the Crown Reservation along the River Leven aforesaid; and thence on the south-east by 2 chains 49½ links south-westerly along that reservation to the point of commencement.