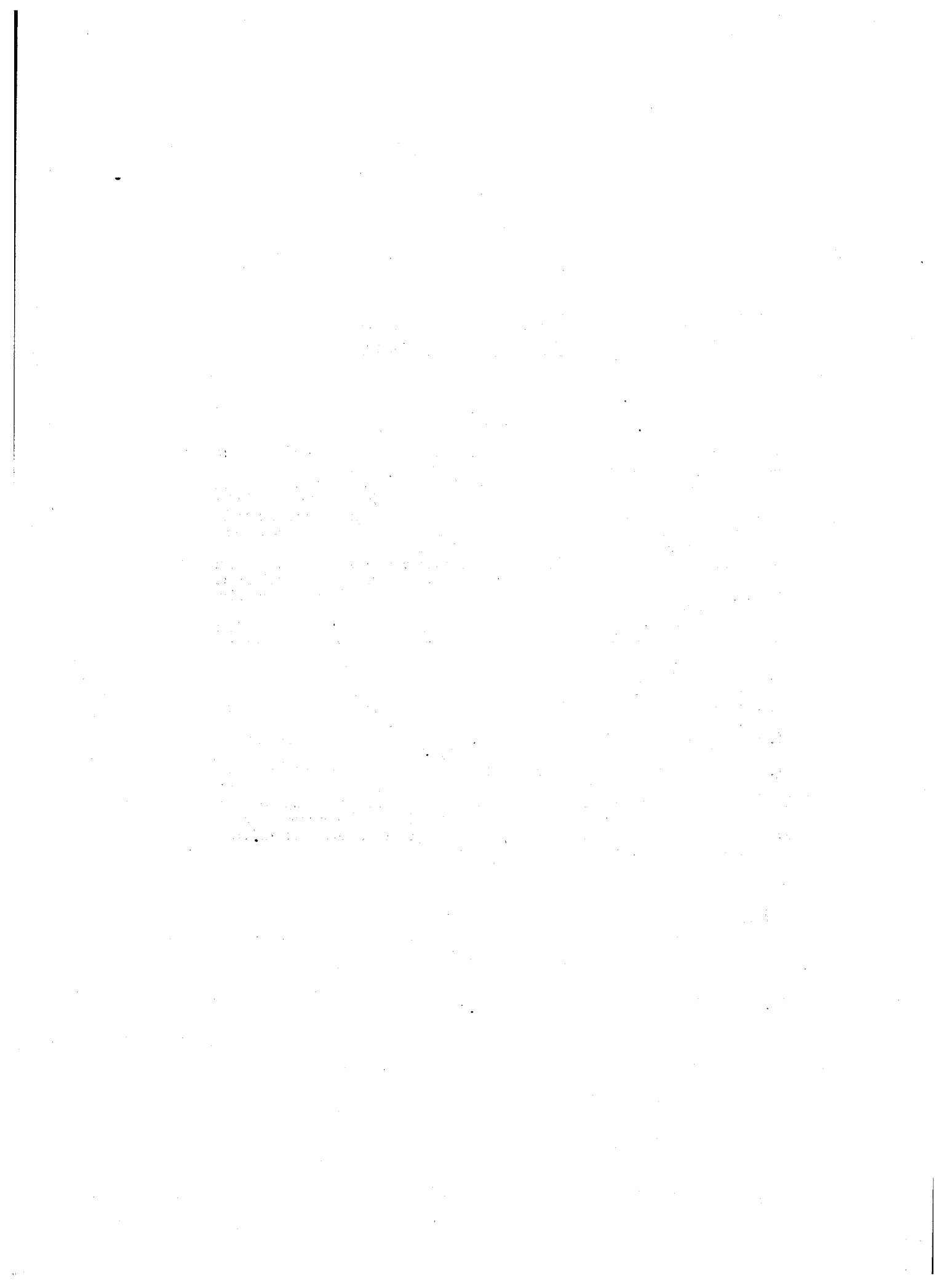


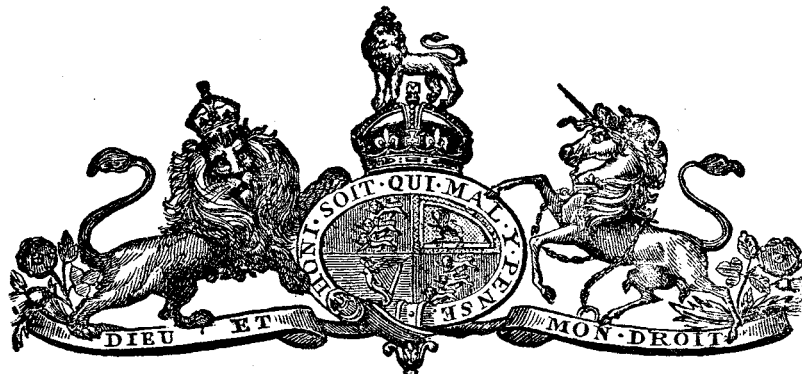
THE REINSTATEMENT OF CROWN LANDS PURCHASERS ACT, 1908.

ANALYSIS.

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16. Power to sell certain land in Hobart for cash, and to pay £900 of proceeds of sale to Hobart Corporation.
17. Power to convey certain land in Hobart to Davies Brothers, Limited.
18. Power to Leven Harbour Trust to reclaim land.
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20. Power to lease certain land between Smithton and Marawah for the purpose of removing the timber.



T A S M A N I A



1908.

ANNO OCTAVO

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. 1908.

[14 December, 1908.]

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 This Act may be cited as “The Reinstatement of Crown Lands Purchasers Act, 1908.” **Short title.**

2 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 lots or areas of land set opposite to their names, under the provisions of the Acts regulating the sale or disposition of Crown lands under which the purchases of such lots or areas were respectively made; 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 fines and charges for the cost of advertising, as provided in Section Ninety-six or Ninety-seven, as the case may be, of “The Crown Lands Act, 1903,” together with interest at the rate of Five Pounds per centum per annum from the date when such instalments became due.

Certain persons whose lands have been forfeited may be reinstated as purchasers. Schedule (1.).

Crown Lands Purchasers' Reinstatement.

A.D. 1908.

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

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

- i. The purchaser shall pay the prescribed expense of surveying the land to be retained by him and the grant fee of Fifteen Shillings :
- ii. The area of land to be retained shall be selected in accordance with the regulations under "The Crown Lands Act, 1903."

Provided that if any purchaser fails to pay the prescribed expense of surveying the area of land to be retained by him within Three 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.).

4 In every case in which the purchaser 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 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 in 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.

Certain persons named in Schedule (3.) to be permitted to complete their purchases.

5 Notwithstanding anything to the contrary contained in "The Crown Lands Act, 1890," "The Crown Lands Act, 1903." or "The Crown Lands Act, 1905," it shall be lawful for the Commissioner of Crown Lands to permit the persons named in Schedule (3.) hereto to complete the purchase of the several areas of land set opposite to their names ; and upon payment of the balance of purchase-money into the Treasury, together with a grant fee of Fifteen Shillings, 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 respectively, in fee simple, or for any less estate or interest.

Commissioner may sell certain land to J. & T. Gunn, Limited. Schedule (4.).

6 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *J. & T. Gunn, Limited*, the lots of Crown land described in Schedule (4.) hereto for the sum of Forty-four Pounds ; and upon payment of such sum of money into the Treasury, together with a grant fee of Fifteen Shillings, the Governor is hereby authorised, in the name and on behalf of His Majesty the King, to convey and alienate the said land to *J. & T. Gunn, Limited*, in fee simple, or for any less estate or interest.

Commissioner may sell certain land to Annie Evans. Schedule (5.).

7 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *Annie Evans* the surface of the lot of Crown land described in Schedule (5.) hereto for the sum of Ten Pounds,

Crown Lands Purchasers' Reinstatement.

upon the terms and subject to the provisions of Section One hundred and seventeen of "The Crown Lands Act, 1903," and subject also to the provisions of Part V. of that Act.

A.D. 1908.

8 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *Thomas Hooper* the surface of the lot of Crown land described in the Schedule (6.) hereto for the sum of Ten Pounds, upon the terms and subject to the provisions of Section One hundred and seventeen of "The Crown Lands Act, 1903," and subject also to the provisions of Part V. of that Act.

Commissioner
may sell certain
land to
Thomas Hooper.
Schedule (6.).

9 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *Charles James Parsons* the lot of Crown land described in Schedule (7.) hereto for the sum of One Pound; and upon payment of such sum of money, together with a grant fee of Fifteen Shillings, 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 *Charles James Parsons* in fee simple, or for any less estate or interest.

Commissioner
may sell certain
land to Charles
James Parsons
Schedule (7.).

10 It shall be lawful for the Commissioner of Crown Lands to sell by private contract to *Henry Heineken Marten* the Crown land described in Schedule (8.) hereto for the sum of One Pound; and upon payment of such sum of money into the Treasury, together with a grant fee of Fifteen Shillings, 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 *Henry Heineken Marten* in fee simple, or for any less estate or interest.

Commissioner
may sell certain
land to Henry
Heineken Marten.
Schedule (8.).

11 In consideration of all money paid by *George Duncan Gardner* on One hundred and fifty-nine acres Three roods and Fifteen perches of land in the parish of *Taroona, King Island*, it shall be lawful for the Governor, in the name and on behalf of His Majesty the King, to convey and alienate Fifty-three acres and One-quarter of an acre, being portion of the said lot, to the said *George Duncan Gardner* in fee simple, provided he pays the prescribed expense of surveying the same, together with a grant fee of Fifteen Shillings.

Power to convey
certain land to
George Duncan
Gardner.

12 In consideration of all money paid by *John Harper Gardner* on One hundred and fifty-eight acres One rood and Seven perches of land in the parish of *Taroona, King Island*, it shall be lawful for the Governor, in the name and on behalf of His Majesty the King, to convey and alienate Fifty-two acres and Three-quarters of an acre, being portion of the said lot, to the said *John Harper Gardner* in fee simple, provided he pays the prescribed expense of surveying the same, together with a grant fee of Fifteen Shillings.

Power to convey
certain land to
John Harper
Gardner.

13 In consideration of the sum of Twenty Pounds purchase-money paid by or on behalf of *Richard Pilling* in respect of the land described

Power to convey
certain land to
Sarah Pilling.

Crown Lands Purchasers' Reinstatement.

A.D. 1908.

in Schedule (9.) hereto it shall be lawful for the Governor, in the name and on behalf of His Majesty the King, to convey and alienate the said land to *Sarah Pilling*, the wife of the said *Richard Pilling*, in fee simple, or for any less estate or interest.

Power to convey Lot 9, Section B, town of Cheshunt, to Minister for Education; proceeds of sale to be credited to Closer Settlements Fund.

14 Notwithstanding anything to the contrary contained in "The Closer Settlement Act, 1906," it shall be lawful for the Minister of Lands and Works to sell to the Minister of Education for State school purposes, Lot 9, Section B, *Cheshunt* Township, described in the Schedule (10.) hereto, for the sum of Sixty-five Pounds; and upon payment of such sum of money, together with grant fee, Fifteen Shillings, 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 Minister of Education in fee simple, or for any less estate or interest; the proceeds of such sale to be placed to the credit of the Closer Settlements Fund.

Power to lease Lots 2 and 3, Section A, Cheshunt, to Committee of Meander Hall and Recreation Ground.

15 Notwithstanding anything to the contrary contained in "The Closer Settlement Act, 1906," Lots 2 and 3, Section A, *Cheshunt* Township, described in Schedule (11.) hereto, may be leased to the Committee of the *Meander* Hall and Recreation Ground for a term of Ninety-nine years at a rental of Four Pounds per annum; such sum to be placed to the credit of the Closer Settlements Fund.

Power to sell certain land in Hobart for cash, and to pay £900 of proceeds of sale to Hobart Corporation.

16 It shall be lawful for the Commissioner of Crown Lands to sell for cash, either in one lot or in allotments, all that piece of land described in Schedule (12.). The proceeds of such sale, not exceeding Nine hundred Pounds, shall be paid to the *Hobart* Municipal Council for the purpose of defraying portion of the cost of the Infectious Diseases Hospital, to be built in the city of *Hobart* by the said Council.

Notwithstanding anything contained in any Act to the contrary, subject to the payment of the said sum to the Municipal Council of *Hobart*, the proceeds of the sale shall be paid into and form part of the Consolidated Revenue.

Power to convey certain land in Hobart to Davies Brothers, Limited.

17 Upon Messrs. *Davies Brothers, Limited*, surrendering to His Majesty the King all their right, title, and interest in the roadway leading to the rear of their buildings known as the *Mercury* Office, it shall be lawful for the Commissioner of Crown Lands to sell by private contract for cash for the sum of One hundred Pounds to the said Messrs. *Davies Brothers, Limited*, all the piece of land described in Schedule (13.).

Upon payment of such purchase-money into the Treasury, together with a grant fee of Fifteen Shillings, the Governor is hereby authorised, in the name of and on behalf of His Majesty the King, to convey and alienate such land described in Schedule (13.), subject to such reservations and upon such terms and conditions as may be agreed upon between the parties interested.

Crown Lands Purchasers' Reinstatement.

18 It shall be lawful for the *Leven Harbour Trust* at any time, or from time to time, to fill up and raise, or cause to be filled up and raised, above the level of high water, and so to reclaim, such portion or portions of such area, dimensions, and shape as the Trust may determine of the Crown land now covered with water at high water, which is situated in the *Leven River* or adjacent thereto.

A.D. 1908.

Power to *Leven Harbour Trust* to reclaim land.

19 Whenever any of the said land shall be so reclaimed as aforesaid, such portions of Crown lands so reclaimed as the Commissioner of Crown Lands from time to time determines may be vested by the Governor absolutely in the *Leven Harbour Trust*, and shall be granted by the Crown to the Trust, their successors and assigns, in fee simple, free from all encumbrances, charges, claims, and demands whatsoever.

Land reclaimed to be vested in *Leven Harbour Trust*.

20 Notwithstanding anything contained in "The *Marrawah Tramway Act, 1906*," it shall be lawful for the Commissioner of Crown Lands to grant the lease authorised by Section Twelve of the lastmentioned Act of Five thousand acres of land upon the completion and opening for traffic for a length of Eight miles of the tramway therein authorised; but such lease shall contain a provision that the said company shall surrender to the Crown, without compensation, such area or areas of the leased land, being not less than Two hundred acres, in each year, as the Commissioner shall require.

Power to lease certain land between *Smithton* and *Marrawah* for the purpose of removing the timber.

SCHEDULES.

(1.)

Sect. 2.

Name of Purchaser.	Situation of Land.	No. and Area of Lot.
Andrews, W. J.	Town of Rosebery	Lot 1, Section Q1, 0a. 1r. 0p.
Brown, James	Parish of Woodsdale	49a. 1r. 35p.
Butler, Mabel	Town of Gormanston	Lot 1, Section W2, 0a. 0r. 36 $\frac{1}{2}$ p.
Bourke, Christiana	Parish of Gunn	315a. 1r. 10p.
Brown, D.	Town of Gormanston	Lot 4, Section T2, 0a. 0r. 31 $\frac{1}{2}$ p.
Bartels, Carl	Parish of Longley	109a. 3r. 0p.
Craw, Percy A.	Town of Gormanston	Lot 6, Section R, 0a. 1r. 0p.
Campbell, W. M.	Parish of Kamona	101a. 0r. 37p.
Craig, Agnes	Parish of Garrett	32a. 3r. 8p.
Close, Louisa	Town of Queenstown	Lot 1, Section H4, 0a. 0r. 25 $\frac{1}{2}$ p.
Cox, Thomas	Parish of Reekara	311a. 2r. 10p.
Cox, Daniel	Parish of Reekara	315a. 0r. 0p.
Dunn, James	Town of Strahan	Lot 6, Section J2, 0a. 0r. 36p.

Crown Lands Purchasers' Reinstatement.

A.D. 1908.	Name of Purchaser.	Situation of Land.	No. and Area of Lot.
	Dillon, Edmund J. Dillon, John J. Dillon, John	Parish of South Bruni Parish of South Bruni Town of Gormanston	49a. 2r. 24p. 320a., Lot 14250 Lot 7, Section S2, 0a. 0r. 30p.
	Etchells, Eliza Edwards, C. J.	Parish of Emmett Town of Strahan	200a. 0r. 0p. Lot 16, Section L4, 0a. 1r. 0p.
	Guy, Geo., the Younger	Town of Mathinna	Lot 2, Section M, 0a. 1r. 6p.
	Heathorn, John H. Hay, Mary Jane	Parish of Mowbray Town of Zeehan	49a. 3r. 32p. Lot 2, Section R, 0a. 1r. 0p.
	Heathorn, A. H. Heathorn, A. H. Keating, Wm. Kruger, Albert E. O. Morris, James Morris, Arthur H. Maher, James	Parish of Lottah Parish of Trowutta Parish of Bungaree Parish of Ford Parish of Oonah Parish of Oonah Town of Gormanston	50a. 0r. 11p. 100a. 0r. 0p. 99a. 0r. 17p. 99a. 3r. 25p. 52a. 3r. 4p. 48a. 1r. 26p. Lot 3, Section Q, 0a. 1r. 0p.
	Morris, Agnes Nothrop, Joseph	Parish of Staverton Town of Wivenhoe	54a. 1r. 0p. Lot 3, Section K, 0a. 2r. 2 $\frac{3}{4}$ p.
	Nothrop, Joseph	Town of Wivenhoe	Lot 10, Section K, 0a. 1r. 26p.
	Nothrop, Joseph	Town of Wivenhoe	Lot 13, Section K, 0a. 1r. 26p.
	Nothrop, Joseph	Town of Wivenhoe	Lot 9, Section L, 0a. 2r. 0 $\frac{1}{2}$ p.
	Pickett, J. F.	Town of Queenstown	Lot 4, Section E4, 0a. 0r. 25 $\frac{1}{2}$ p.
	Plapp, Philip C. Rhodes, J. T.	Parish of Lowana Town of Queenstown	49a. 1r. 16p. Lot 9, Section U, 0a. 1r. 13p.
	Rennahan, Michael Rafferty, Sarah A. R. Rafferty, Rupert A. Royle, James Wells, Geo. C. Woolley, E.	Parish of Pedder Parish of Tarremah Parish of Tarremah Parish of Gray Parish of Ford Town of Gormanston	25a. 0r. 0p. 99a. 3r. 33p. 99a. 3r. 31p. 28a. 2r. 24p. 25a. Lot 3, Section J, 0a. 1r. 0p.
	Young, E. G. Blair, Helen Whitton, Leslie M.	Parish of St. Michaels Parish of Gunn Parish of Bagot	80a. 0r. 22p. 50a. 0r. 0p. 99a. 3r. 6p.

Crown Lands Purchasers' Reinstatement.

(2.)

A. D. 1908.

Sections 3 and 4.

Name of Purchaser.	Situation of Land.	Area to be Granted.
Small, Wm.	Parish of Kellevie	20a. 2r. 18p.
McLachlan, John	Parish of Gibson	30a. 2r. 0p.
Robinson, J. R.	Parish of Lotta	19a. 3r. 0p.

(3.)

Sect. 5.

Name.	Situation of Land.	Area.
Ester, Wm.	Parish of Kay	10 acres
Ester, David	Parish of Kay	10 acres
Ester, Catherine	Parish of Kay	10 acres
Robertson, Robert	Parish of Kay	10 acres
Robertson, Christina	Parish of Kay	10 acres
Mulcahy, Edward	Parish of Zeehan	10 acres
Mulcahy, Edward	Parish of Zeehan	10 acres
Mulcahy, Edward	Parish of Zeehan	10 acres
De Salis, Ulric	Parish of Hartington	17a. 1r. 3p.
Wharmby, Moses	Town of New Town	0a. 1r. 0p.
Wharmby, Moses	Town of New Town	0a. 1r. 0p.

(4.)

Sect. 6.

COUNTY OF DEVON, PARISH OF STANLEY.

24a. 0r. 0p.

Bounded on the south-west and north-west by 61 chains or thereabouts north-westerly and north-easterly along land granted to John Griffiths (commencing at a point on the Crown reservation on the River Tamar distant 15 chains and 50 links or thereabouts north-westerly from the north-east angle of 50 acres of land granted to William Joynes) and thence for a distance of 60 chains or thereabouts south-westerly along the beforementioned Crown reservation to the point of commencement.

1a. 3r. 34p.

Bounded on the north-east by 3 chains 50 links south-easterly along part of land granted to John Griffiths commencing at the Crown reservation on the River Tamar on the south-east by 5 chains south-westerly also along part of that land on the south-west by 4 chains north-westerly also along part of that land on the north-west by 3 chains 56 links north-easterly also along part of that land and thence again on the north-west by 1 chain 53 links north-easterly along the Crown reservation aforesaid to the point of commencement.

4a. 0r. 26p.

A strip of land 50 links wide commencing at the east angle of the land above described and extending for a distance of 83 chains 40 links or thereabouts south-easterly and south-westerly through land of John Griffiths to the main road from Beaconsfield.

Crown Lands Purchasers' Reinstatement.

A.D. 1908.

Sect. 7.

(5.)

COUNTY OF DORSET, PARISH OF MOORINA.

0a. 1r. 38p.

Bounded on the north-east by 1 chain 98 links south-easterly along the main road from Moorina to Weldborough commencing at a point distant 1 chain $3\frac{6}{10}$ links south-easterly from a south-east angle of 6a. 1r. 30p. purchased by Stephen Simons on the south-east and south-west by 2 chains $91\frac{8}{10}$ links and 1 chain $29\frac{2}{10}$ links south-westerly and north-westerly along Crown land and thence on the north-west and north by 2 chains $5\frac{4}{10}$ links and 70 links north-easterly and easterly along a reserved road to the point of commencement.

Sect. 8.

(6.)

COUNTY OF CORNWALL, PARISH OF WOODFORD.

0a. 1r. 0p.

Bounded on the south-east by 1 chain south-westerly along Crown land commencing at a point distant 2 chains 90 links south-westerly from the west angle of Lot 1582-93c and thence on the south-west north-west and north-east by 2 chains 50 links 1 chain and 2 chains 50 links north-westerly north-easterly and south-easterly also along Crown land to the point of commencement.

Sect. 9.

(7.)

COUNTY OF BUCKINGHAM, PARISH OF THROCKMORTON.

0a. 1r. 35p.

Bounded on the east by 7 chains 33 links northerly along Lot 6013 purchased by Charles James Parsons commencing at the south-west angle thereof on the Mountain River on the north-west by 7 chains $65\frac{1}{2}$ links south-westerly along land surveyed for G. J. Moffatt to the Mountain River aforesaid and thence by that river north-easterly to the point of commencement.

Sect. 10.

(8.)

TOWN OF WOODBRIDGE.

0a. 0r. $8\frac{3}{10}$ p.

(Being portion of the Esplanade.)

Bounded on the south-west by 2 chains $3\frac{2}{10}$ links north-westerly along $9\frac{1}{4}$ acres purchased by George Wilson commencing at a point distant 5 chains $96\frac{3}{10}$ links north-westerly from the south-east angle thereof thence on the north-east by 1 chain $75\frac{4}{10}$ links and $61\frac{7}{10}$ links south-easterly along the Esplanade on D'Entrecasteaux Channel to the point of commencement.

Crown Lands Purchasers' Reinstatement.

(9.)

A.D. 1908.

COUNTY OF KENT, PARISH OF PRICE.

Sect. 13.

10a. 2r. 16p.

Bounded on the north-west by 11 chains 39 links south-westerly along land purchased by George Henry Tyler commencing at the east angle thereof on a reserved road on the south-west by 10 chains south-easterly along land purchased by Richard Henry Thompson the Younger crossing a reserved road 50 links wide on the south-east by 11 chains 61 links north-easterly along land purchased by Thomas Ratcliff again crossing the lastmentioned reserved road in two places and thence on the north-east by 7 chains 21 links 1 chain $22\frac{8}{10}$ links 1 chain $27\frac{3}{10}$ links and $52\frac{4}{10}$ links north-westerly along the firstmentioned reserved road (crossing and recrossing another reserved road 50 links wide) to the point of commencement.

(10.)

Sect. 14.

TOWN OF CHESHUNT.

Lot 9, Sec. B.

5a. 1r. 35p.

Bounded on the north-east by 11 chains $29\frac{3}{4}$ links south-easterly along Lot 8 purchased by Leslie John Sutton commencing at the west angle thereof on a reserved road on the south-east by 4 chains and 50 links south-westerly along Lot 52 on the south-west by 13 chains $3\frac{1}{4}$ links north-westerly along Lot 10 to the reserved road aforesaid and thence on the north-west by 4 chains 83 links north-easterly along that road to the point of commencement.

(11.)

Sect. 15.

TOWN OF CHESHUNT.

LOTS 2 AND 3, SEC. A.

12a. 2r. 26p.

Bounded on the east by 12 chains $66\frac{1}{2}$ links northerly along Lot 1 commencing at the south angle thereof on a reserved road on the north by 7 chains $58\frac{1}{2}$ links westerly along another reserved road on the north-west by 7 chains 16 links south-westerly along Lot 50 on the south-west by 14 chains 61 links south-easterly along Lot 4 purchased by F. J. Bowman and thence on the south-east by 3 chains 11 links north-westerly along the firstmentioned reserved road to the point of commencement.

(12.)

Sect. 16.

CITY OF HOBART.

3a. 3r. 25p.

Bounded on the north-east by 6 chains 20 links or thereabouts south-easterly along Wentworth-street commencing at a point distant 7 chains 10 links or thereabouts south-easterly from the angle of that street with Washington-street on the south-east by 5 chains 80 links or thereabouts south-westerly through 299 acres granted to Robert Lathrop Murray on the south-west by 6 chains 20 links or thereabouts north-westerly along Wellesley-street and thence on the north-west by 5 chains 80 links or thereabouts north-easterly through land granted to Robert Lathrop Murray aforesaid to the point of commencement.

Crown Lands Purchasers' Reinstatement.

A.D. 1908.

Sect. 17.

(13.)

CITY OF HOBART.

SECTION K.

Oa. Or. 3 $\frac{8}{10}$ p.

Bounded on the south-east by 35 $\frac{3}{10}$ links south-westerly along Oa. Or. 6 $\frac{3}{10}$ p. of land granted to Davies Brothers commencing at the north angle thereof on the south-west by 69 $\frac{1}{10}$ links north-westerly along a roadway and along Crown land on the north-west by 35 $\frac{1}{10}$ links north-easterly along part of land granted to David Lord and thence on the north-east by 65 $\frac{1}{2}$ links south-easterly along land granted to John Ingle to the point of commencement.