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VICTORIÆ REGINÆ.

A.D. 1885.

No. 340.

An Act to declare the Validity of certain Agreements made between the Commissioner of Crown Lands and certain Drainage Boards, and to amend "The Agricultural Crown Lands Act, 1884."

[Assented to, September 30th, 1885.]

WHEREAS it has been agreed between the Commissioner of Crown Lands and the Drainage Boards of Mount Muirhead, Mayurra, and Tantanoola that, in consideration of each of the said boards taking over and keeping in thorough repair the main drains within each of the districts of the said boards respectively, that the Government of the said province would set apart as common lands, for the use of the ratepayers within the respective districts, the respective lands described in the Schedule hereto, to enable horses, cattle, and other stock to be herded or shepherded and fed thereon; and that such lands should be under the control of the said respective boards, who should make such charges as they might think fit, in respect of the said horses, cattle, and other stock, and that such land should not be diverted from the said use, except at the request of the said boards respectively: And whereas it was further agreed that, in addition to the grant of the said common lands, the said Government should, from time to time, pay to the said respective boards the usual subsidy paid to district councils for works of a public nature, and that the said Government should make any alterations in the boundaries of the respective districts which the ratepayers thereof respectively might suggest: And whereas the said agreement further provided that the said drains should be kept clean and in thorough repair by the said boards respectively, to the satisfaction of the Commissioner

Preamble.

The Validity of Certain Agreements Act.—1885.

missioner of Crown Lands for the time being, at the cost of the said boards, and should any of the said boards neglect to keep any of the drains within the district of such board clean and in repair that the said Commissioner might cause the said drains to be cleaned and repairs performed, and might sue for and recover from the board or boards in default the amount of expense thereby incurred: And whereas the ratepayers of the said respective districts have suggested that the lands described in the Schedule hereto should be included in the districts of such boards respectively: And whereas doubts have arisen as to the validity of the said agreement by reason of the said lands being lands within the Schedule to "The Agricultural Crown Lands Amendment Act, 1884," and for other causes, and as to the authority of the Commissioner to so deal with the said lands as aforesaid, and to include the said lands in the said respective districts, and of the Commissioner or the said boards to have made the said agreement, and it is desirable to remove such doubts: Now 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:

Previous agreement
declared valid.

1. The said agreement between the said parties is hereby declared to be as above recited, and to be lawful and valid, and the said lands described in the said Schedule are hereby declared to be within the respective districts in connection with which they are by the said agreement to be used and enjoyed, and the said "The Agricultural Crown Lands Amendment Act, 1884," shall be read as if the said lands had been omitted from the Schedule thereto.

Commissioner may
determine agreement.

2. It shall be lawful for the Commissioner of Crown Lands for the time being to put an end to the said agreement, or to such part thereof as relates to any one or more of the said Boards, on the thirtieth day of June of any year: Providing he shall have given to the said Boards or Board at least six months' previous notice of his intention so to do; and the lands referred to in such notice shall thereupon be in the same position in all respects as if this Act had not been passed.

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

WM. C. F. ROBINSON, Governor.

SCHEDULE ABOVE REFERRED TO.

MOUNT MUIRHEAD DRAINAGE DISTRICT.

Comprising those portions of the Hundred of Mount Muirhead north-east of road north-east of sections 27, 92, and 165; north of road running easterly from the north-eastern corner of section 166 to the north-western corner of section 119; west of sections 14 and 13; south-west of sections 206, 207, 208, 221, and 220; and south-west of three-chain road south-west of sections 616 and 629; and that portion of the Hundred of Rivoli Bay south-west of three-chain road south-west of sections 1, 9, and 15; north of road north of sections 15 and 12, and park lands adjacent to the town of Rendelsham; south of that portion of the railway line between said park lands and the eastern side of Lake Frome; east and south of the eastern and southern sides of said lake and swamp; and east of a magnetic north and south line through the first milepost on the main road from Grey Town to Millicent.

MAYURRA DRAINAGE DISTRICT.

Comprising all that portion of the Hundred of Mayurra west of road from north-west corner of section 318, Hundred of Mayurra, to north-west corner of section 369; north-west and south-west of section 391; south-west of sections 390 and 389; west of section 388; and north and west of Lake Bonney.

TANTANOOLA DRAINAGE DISTRICT.

Comprising all that portion of the Hundred of Mayurra south-east of section 501; west of sections 516 and 517; south of sections 517, 518, and part of 519; west of drain 71; south-west, west, and south of drain 64B; west of sections 33 and 34; and east of Lake Bonney.