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SECUNDO

VICTORIÆ REGINÆ.

A.D. 1878.

No. 107.

An Act to authorise the Commissioner of Waterworks to take possession of certain lands for public purposes.

[Assented to, 30th November, 1878.]

WHEREAS it is desirable that the Commissioner of Waterworks Preamble.
take immediate possession of the lands hereinafter described
for public purposes: And whereas an Act of Parliament is necessary
to enable him so to do: And whereas plans of the said lands and
books of reference showing the names of the owners or occupiers,
or reputed owners or occupiers (so far as known) of the said lands
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:

1. The Commissioner of Waterworks may, subject to the provisions hereinafter contained, enter upon and take possession of all that rectangular piece or parcel of land portion of section number 827 in the Hundred of Yatala, and County of Adelaide, which piece or parcel of land contains nineteen acres and thirty-two poles, or thereabouts, and the southern side or boundary whereof, being portion of the southern side or boundary of the said section, commences at the south-eastern corner of the said section, and measures one thousand six hundred links; and the western side or boundary whereof being parallel to and distant from the eastern side or boundary of the said section one thousand six hundred links, measures one thousand two hundred links; and the northern side or boundary whereof being parallel to and distant from the southern side or boundary of the said section one thousand two hundred links,

Commissioner of Waterworks may take possession of certain lands.

Lands for Public Purposes Act.—1878.

links, measures one thousand ~~six hundred~~ links; and the eastern side or boundary whereof being portion of the eastern side or boundary of the said section, measures one thousand and two hundred links, commencing at the south-eastern corner of the said section according as the said piece or parcel of land is delineated on the plans hereinbefore referred to, and deposited in the office of the Surveyor-General, at Adelaide. And the said piece or parcel of land is hereby subject to the provisions hereof vested in the Commissioner of Waterworks, his successors and assigns, for ever.

Commissioner to pay compensation to owners of land.

2. The Commissioner of Waterworks shall, before entering upon or taking possession of the said piece or parcel of land, pay to the person or persons in whom the said piece or parcel of land was heretofore lawfully vested purchase-money or compensation for the same, and the amount of such purchase-money or compensation, and the manner of the payment thereof, shall be determined in the manner prescribed by the Lands clauses Consolidation Act, and an Act, No. 26 of 1855-6, intituled "An Act to amend the Lands Clauses Consolidation Act," which Acts for such purpose are hereby incorporated herewith, and for such purpose the expressions "The promoters of the undertaking" and "The special Act" shall, whenever used in the said Acts, or either of them, mean the Commissioner of Waterworks and this Act respectively.

Meaning of "undertaking" in the Adelaide City, Port, and Suburban Waterworks Act extended.

3. In the construction of, and for the purposes of, "The Adelaide City, Port, and Suburban Waterworks Act," except where such meaning would be inconsistent with the context, the word "undertaking" shall mean and include, in addition to the meaning assigned thereto by "The Adelaide City, Port, and Suburban Waterworks Act," the piece or parcel of land hereby authorised to be taken.

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

WM. F. DRUMMOND JERVOIS, Governor.