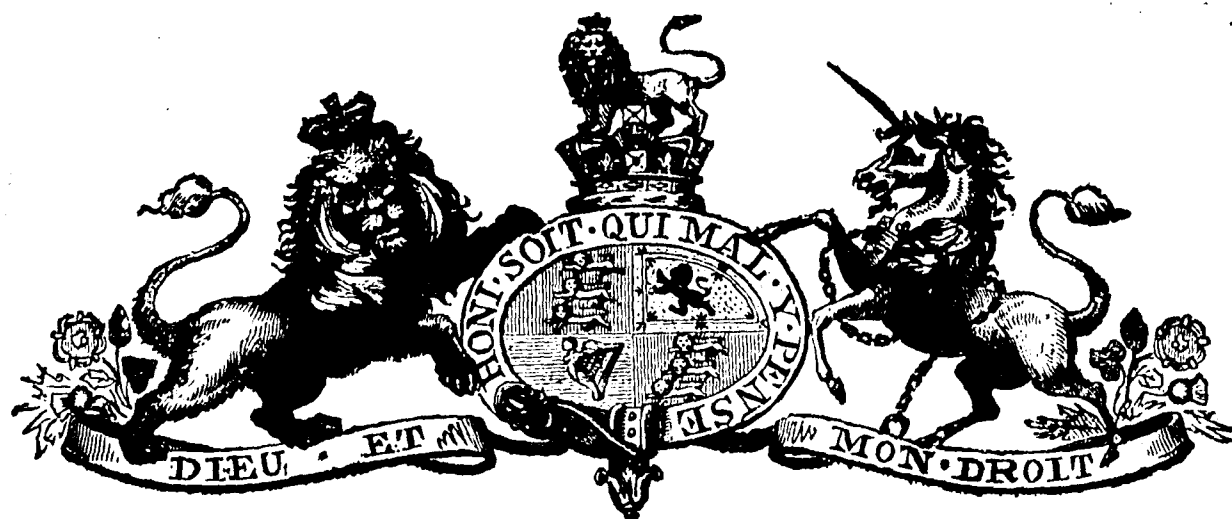


VICTORIA.



ANNO TERTIO

EDWARDI SEPTIMI REGIS.

\*\*\*\*\*

No. 1868.

An Act to provide for the Resumption by the Crown of certain Land in the County of Ripon, Town of Learmonth, and for other purposes.

[22nd December, 1903.]

WHEREAS by an Order in Council dated the ninth day of February One thousand eight hundred and seventy-four certain Crown land within the County of Ripon Town of Learmonth was reserved from sale permanently under the provisions of *The Land Act* 1869 as a site for the use of the society known as the Ballarat Agricultural and Pastoral Society: And whereas the land so reserved is not required for the purpose for which the same was reserved and it is expedient for His Majesty to resume possession thereof in order that the portion of such land described in the Second Schedule to this Act may be sold and the moneys arising from such sale may be applied to the purposes of the said society: Be it therefore enacted by the King's Most Excellent Majesty by and with the advice and consent of the Legislative Council and the Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say):—

Preamble.

*Government Gazette*,  
14th November,  
1873, p. 2004; and  
27th February,  
1874, p. 412.

1. This Act may be cited as the *Ballarat Agricultural and Pastoral Society's Land Act* 1903.

Short title.

2. The said recited Order in Council by which the land in county of Ripon town of Learmonth described in the First Schedule to this Act was reserved from sale permanently as a site for the use of the Ballarat Agricultural and Pastoral Society is hereby revoked.

Permanent  
reservation of  
certain land  
revoked.  
First Schedule.

3. The  
13021.

Portion of land reserved may be sold by public auction.

Second Schedule, Part I.

3. The Governor in Council may direct that the portion of such land described in the Second Schedule to this Act be sold in fee simple by public auction in such lots and at such upset price and subject to such covenants conditions exceptions and reservations as the Governor in Council may direct, and also that the moneys arising from such sale may upon such terms and subject to such trusts as the Governor in Council approves be paid to the trustees of the Ballarat Agricultural and Pastoral Society in trust for the purposes of the said society.

Provision as to misappropriation of proceeds.

4. If any appropriation not authorized by this Act be made of any moneys paid to or held in trust by the said trustees the trustees who have consented to the misappropriation of such moneys in addition to any criminal proceedings to which they may be liable in respect thereof shall be jointly and severally liable to refund the amount of such appropriation together with interest thereon, and the same may in any court of competent jurisdiction be recovered by the Board of Land and Works from such trustees or any of them as moneys lent to such trustees and may be sued for by any person appointed in that behalf by the said Board.

## SCHEDULES.

### FIRST SCHEDULE.

*Land permanently reserved by Order of the 9th February, 1874, as a site for the use of the Ballarat Agricultural and Pastoral Society, vide Government Gazette of 14th November, 1873, page 2004, and 27th February, 1874, page 412.*

Four acres twenty-four perches, county of Ripon, town of Learmonth, being allotment 1 of section J: Commencing at the intersection of the south-eastern side of McKay-street with the south-western side of High-street; bounded thence by the latter street bearing S. 57° 6' E. four chains; thence by allotment 2 bearing S. 32° 54' W. nine chains eight links; thence by the Public Park bearing west four chains seventy-seven links; and thence by McKay-street aforesaid bearing N. 32° 54' E. eleven chains sixty-seven links to the point of commencement.

### SECOND SCHEDULE.

*Portion proposed to be sold.*

One acre two roods, county of Ripon, town of Learmonth, being part of allotment 1 of section J: Commencing at the intersection of the south-east side of McKay-street and the south-west side of High-street; bounded thence by the last-named street bearing S. 57° 6' E. four chains; thence by allotment 2 bearing S. 32° 54' W. three chains seventy-five links; thence by the Railway Reserve bearing N. 57° 6' W. four chains; and thence by McKay-street aforesaid bearing N. 32° 54' E. three chains seventy-five links to the point of commencement.

MELBOURNE:

By Authority: ROBT. S. BRAIN, Government Printer.

Section 2.

Section 3.