

VICTORIA.



ANNO QUARTO

EDWARDI SEPTIMI REGIS.

No. 1919.

An Act to authorize the Sale of certain Land reserved as a Site for a Race-course at Numurkah and for other purposes.

[11th October, 1904.]

WHEREAS by Orders in Council bearing date the nineteenth day of February One thousand eight hundred and eighty-nine and the fifteenth day of January One thousand eight hundred and ninety-four respectively the land described in the Schedule to this Act was reserved from sale permanently as a Site for a Race-course : And whereas by a deed poll bearing date the thirteenth day of September One thousand eight hundred and eighty-nine and registered in the register book of the Office of Titles volume two thousand two hundred and fifteen, folio four hundred and forty-two thousand eight hundred and eight, the Governor in Council did grant unto Allan Kinnaird Charles Chamberlin, John House, John Davies, and Archibald Cuthbertson Armstrong a portion of the land described in the said Schedule comprising seventy-five acres two roods and nine perches as a Site for a Race-course : And whereas neither the land so permanently reserved nor the portion thereof granted as aforesaid is required for the purpose aforesaid and it is expedient for His Majesty to resume possession thereof in order that such land may be sold and that part of the proceeds of such sale be applied in payment of certain liabilities not exceeding Two hundred pounds incurred in promoting the objects for which such land was reserved

Preamble G.G. 25th January and 22nd February, 1889, pp. 256, 687 ; 22nd December, 1893, p. 5059 ; and 19th January, 1894, p. 213.

reserved: 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) :—

Short title. **1.** This Act may be cited as the *Numurkah Race-course Act* 1904.

Orders in Council
revoked. **2.** The Orders in Council bearing date the nineteenth day of February, One thousand eight hundred and eighty-nine, and the fifteenth day of January, One thousand eight hundred and ninety-four respectively, by which the land described in the Schedule to this Act was reserved from sale permanently as a Site for a Race-course, are hereby revoked.

Crown grant
revoked and land
revested in Crown,
Schedule. **3.** The Crown grant bearing date the thirteenth day of September One thousand eight hundred and eighty-nine of a portion of the land described in the said Schedule is hereby made void revoked and annulled and the Registrar of Titles is hereby authorized and directed to cancel the enrolment of record thereof in the Office of Titles, and the said land is hereby revested in His Majesty freed and discharged from all trusts limitations and restrictions whatsoever, and shall be deemed to be and may be dealt with as unoccupied Crown land.

Land described in
Schedule may be
sold by auction. **4.** Subject to such conditions exceptions and reservations as the Governor in Council may direct, the land described in the Schedule to this Act may be sold in fee simple by public auction at such upset price as the Governor in Council may direct.

Improvements to be
valued by Board of
Land and Works. **5.** Before the said land is sold the Board of Land and Works shall determine the value of all substantial and permanent improvements made erected or constructed on any portion of the said land.

Appropriation of
portion of
proceeds.
Comp. Nos. 1739,
1834, and 1839. **6.** When the said land is sold and the Board of Land and Works receives from the purchaser the amount of the value of the said land and the improvements thereon the Board shall apply a portion of the purchase money not exceeding Two hundred pounds in payment of the aforesaid liabilities incurred in promoting the objects for which the land described in the said Schedule was permanently reserved, and any balance of such purchase money remaining shall be paid into the Consolidated Revenue.

SCHEDULE.

SCHEDULE.

Section 3.

Land permanently reserved by Orders in Council of the 19th February, 1889, and the 15th January, 1894, as a Site for a Race-course, *vide Government Gazette*, dated the 25th January, 1889, page 256; the 22nd February, 1889, page 687; the 22nd December, 1893, page 5059; and the 19th January, 1894, page 213.

One hundred and thirty-three acres two roods twenty-seven perches, county of Moira, township of Numurkah :—Commencing at the south-east angle of the site, being a point bearing north one chain from the north-east angle of allotment 30; bounded thence by a road bearing west forty-seven chains eighty-three links; thence by a road bearing north twenty-three chains nineteen links; thence by lines bearing respectively S. 79° 9' E. three chains one link, N. 33° 11' E. four chains forty-six links, N. 68° 55' E. ten chains nineteen links, N. 36° 30' E. six chains seventy-three links, S. 38° 58' E. nine chains seventy-four links, S. 83° 18' E. fifteen chains ninety-seven links and a half, and N. 69° 37' E. seven chains forty links; and thence by a road bearing south twenty-eight chains fifty-seven links and a half to the point of commencement.

MELBOURNE:

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