

VICTORIA.



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No. 2205.

An Act to provide for the closing of portions of certain streets in the Borough of Castlemaine and to authorize the Permanent Reservation of such portions and the granting thereof as a Site for Public Recreation.

[22nd November, 1909.]

WHEREAS the land described in the First Schedule to this Act forms portion of a street situate in the Borough of Castlemaine and known as Caroline-street and the land described in the Second Schedule to this Act forms portion of a street situate in the said Borough and known as Gingell-street: And whereas the said streets are set out on Crown land but have not been proclaimed as public highways: And whereas the said portions of streets intersect certain other land permanently reserved from sale by Order in Council bearing date the thirtieth day of April One thousand eight hundred and ninety-five and granted by a Crown grant bearing date the third day of May One thousand eight hundred and ninety-five, registered in the Register Book of the Office of Titles, volume 2606, folio 521141, to the Board of Land and Works and the Mayor Councillors and Burgesses of the Borough of Castlemaine

Preamble.

First Schedule.

Second Schedule.

Government Gazette,  
1895, p. 1665.

Register Book,  
vol. 2606,  
fol. 521141.

No. 1893 s. 504,

*Government Gazette*  
5 Feby., 1908, p. 911.

Castlemaine and their successors as a site for public recreation: And whereas pursuant to the provisions of section five hundred and four of the *Local Government Act* 1903 the Council of the Borough of Castlemaine and the responsible Minister of the Crown for the time being administering the said section did on the twenty-first day of January One thousand nine hundred and eight under the common seal of the said borough and under the hand and seal of the said Minister decide that the said portions of streets were no longer required for public traffic, which decision was published in the *Government Gazette* and has not been revoked: And whereas the land described in the First and Second Schedules to this Act is no longer required for the purpose of forming portion of the said streets therein respectively mentioned: And whereas it is expedient that the said portions of the said streets should be closed and should be permanently reserved from sale as a site for public recreation and added to the land permanently reserved as aforesaid for the like purpose:

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 *Castlemaine Land Act* 1909.

Portion of Caroline-  
street and Gingell-  
street closed.  
First Schedule.  
Second Schedule.

2. The said recited streets to the extent mentioned in the First and Second Schedules respectively to this Act are hereby declared to be and the same shall be closed; and on the commencement of this Act the land described in the said Schedules shall cease to form part of the streets therein respectively mentioned; and as regards the said land all rights easements or privileges existing or claimed either in the public or by any body or person whatsoever or whomsoever as incident to any past dedication or supposed dedication thereof or by any past user thereof or by any fiction of law shall cease and determine; and the said land shall be deemed to be and may be dealt with as unalienated land of the Crown.

Power to grant the  
land as a site for  
public recreation.

3. After the said land has pursuant to the Land Acts been permanently reserved from sale the Governor in Council, subject to such conditions exceptions and reservations as he may think fit, may grant the same to the Board of Land and Works and the Mayor Councillors and Burgesses of the Borough of Castlemaine and their successors as a site for public recreation.

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SCHEDULES.

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SCHEDULES.

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## FIRST SCHEDULE.

Section 2.

*Portion of Caroline-street in the Borough of Castlemaine proposed to be Closed and Permanently Reserved as a Site for Public Recreation.*

County of Talbot, parish of Castlemaine, municipal district of Castlemaine : commencing at a point bearing east one chain five links from the south-east angle of allotment 19A of section 116 ; bounded thence by a line bearing east five chains twenty links and two-tenths ; thence by Gingell-street bearing south one chain fifty links ; thence by a line bearing west five chains ; and thence by a street bearing N.  $44^{\circ} 42'$  W. seventy-two links and a half, and N.  $16^{\circ} 36'$  E. one chain two links and six-tenths to the point of commencement.

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## SECOND SCHEDULE.

Section 2.

*Portion of Gingell-street in the Borough of Castlemaine proposed to be Closed and Permanently Reserved as a Site for Public Recreation.*

County of Talbot, parish of Castlemaine, municipal district of Castlemaine : Commencing at a point bearing north one chain fifty links from the north-east angle of section 118B ; bounded thence by lines bearing respectively north twelve chains eighty-four links and two-tenths, S.  $86^{\circ} 9'$  E. one chain forty-three links and seven-tenths, S.  $4^{\circ} 45'$  E. seventy-nine links and seven-tenths, and south twelve chains four links and four-tenths ; and thence by Forest-street bearing N.  $89^{\circ} 55'$  W. one chain fifty links to the point of commencement.

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MELBOURNE :

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