

VICTORIA.



ANNO PRIMO

GEORGII QUINTI REGIS.

No. 2259.

An Act to provide for the Exchange of certain
Land at Mont Park, Parish of Keel-
bundora, for Asylum purposes.

[15th November, 1910.]

WHEREAS the land described in the First Schedule to this Act and situate in the parish of Keelbundora was acquired under the provisions of the *Small Improved Holdings Act* 1906 for the purposes of small improved holdings before the commencement of the *Closer Settlement Act* 1909 (No. 2): And whereas by section sixty-four of the *Closer Settlement Act* 1909 (No. 2) it is provided that the power of the Lands Purchase and Management Board (hereinafter called "the said Board") under the *Closer Settlement Act* 1904 to dispose as therein provided of all land acquired for the purposes of closer settlement shall extend to and include power to dispose of any land reserved set apart or acquired for the purposes of small improved holdings before the commencement of the *Closer Settlement Act* 1909 (No. 2): And whereas by section sixty-five of the *Closer Settlement Act* 1909 (No. 2) it is provided *inter alia* that the said Board may for any public purpose whatsoever with the consent of the Governor in Council relinquish any land acquired for the purposes of closer settlement on the payment by the Crown into the Closer Settlements Fund of the value of the land so relinquished or on the transfer to the said Board by the Crown of land of equal value to the land so relinquished and thereupon the land so relinquished shall be

Preamble.
First Schedule.
No. 2053 s. 4.
No. 1962 s. 40.
No. 2229 s. 64.
Ib. s. 65.

Second Schedule.

Third Schedule.

Certificate of title
vol. 3321 folio
664092.

Short title.

Provision for
exchange of land.

No. 2229 s. 65.

First Schedule.
Second Schedule.
Third Schedule.Land described in
Third Schedule
when transferred
to the Crown to be
deemed to be
unalienated
Crown land.

be and be deemed to be unoccupied Crown land not subject to the Closer Settlement Acts: And whereas the said Board proposes pursuant to the said section sixty-five of the *Closer Settlement Act* 1909 (No. 2) to relinquish for a public purpose namely for the purpose of an asylum the land described in the Second Schedule to this Act being part of the land described in the said First Schedule to this Act: And whereas the land described in the Third Schedule to this Act is more suitable for the purposes of an asylum than the land described in the said Second Schedule: And whereas it is expedient to provide that the land described in the said Second Schedule after the same has been relinquished as aforesaid should be exchanged for the land described in the said Third Schedule: And whereas the land described in the said Third Schedule and also situate in the parish of Keelbundora forms a part of the land more particularly described in a certificate of title entered in the register-book of the Office of Titles volume Three thousand three hundred and twenty-one folio Six hundred and sixty-four thousand and ninety-two of which land Edith Jessie Macleod of Heidelberg is the registered proprietor: And whereas the said Edith Jessie Macleod has agreed to exchange the land described in the said Third Schedule for the land described in the said Second Schedule: Be it therefore enacted by the King's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

1. This Act may be cited as the *Mont Park Land Act* 1910.

2. When so much of the land described in the First Schedule to this Act as is described in the Second Schedule to this Act is relinquished by the Lands Purchase and Management Board pursuant to section sixty-five of the *Closer Settlement Act* 1909 (No. 2); and when after such land has been so relinquished the said Edith Jessie Macleod the registered proprietor of the land described in the Third Schedule to this Act transfers to His Majesty freed and discharged from all charges and incumbrances the land described in the said Third Schedule without further or other consideration than the exchange as provided for herein the Governor in Council may in the name and on behalf of His Majesty grant to the said Edith Jessie Macleod for an estate in fee-simple the land described in the Second Schedule to this Act.

3. Upon the transfer to His Majesty of the land described in the Third Schedule to this Act such land shall be deemed to be and may be dealt with as unalienated land of the Crown and may be reserved from sale in accordance with the Land Acts.

SCHEDULES.

SCHEDULES.

FIRST SCHEDULE.

Section 2.

Land acquired for the purposes of Small Improved Holdings.

Forty-five acres three roods nine perches, county of Bourke, parish of Keelbundora, being part of portion 9 : Commencing at a point on the west side of the Greensborough-road bearing S. $0^{\circ} 14'$ E. forty chains seventy-three links and S. $89^{\circ} 55'$ W. fifty links from the north-east angle of the said portion ; bounded thence by a line bearing S. $89^{\circ} 55'$ W. forty-six chains fifty-four and a half links ; thence by the Railway reserve bearing southerly five chains eighty-one links in an arc of a circle whose centre lies twenty-nine chains forty links easterly and S. $1^{\circ} 59\frac{1}{2}'$ E. three chains ninety-six links ; thence by a line bearing east forty-six chains eighty and a half links ; and thence by the Greensborough-road aforesaid bearing N. $0^{\circ} 8'$ E. eighty-nine links and N. $0^{\circ} 14'$ W. eight chains ninety-two links to the point of commencement.

Thirty-two acres fourteen perches, county of Bourke, parish of Keelbundora, being parts of portions 9 and 10 : Commencing at a point bearing S. $89^{\circ} 24\frac{1}{2}'$ W. one chain forty-four and six-tenths links and S. $0^{\circ} 5\frac{1}{2}'$ E. forty chains one and a half links from the north-east angle of portion 10 ; bounded thence by a line bearing N. $89^{\circ} 55'$ E. thirty-three chains twenty-nine links ; thence by the Railway reserve bearing southerly five chains eighty-five links in an arc of a circle whose centre lies thirty chains sixty links easterly and S. $1^{\circ} 59\frac{1}{2}'$ E. three chains ninety-two links ; and thence by lines bearing respectively west thirty-three chains five links and N. $0^{\circ} 5\frac{1}{2}'$ W. nine chains seventy and a half links to the point of commencement.

SECOND SCHEDULE.

Section 2.

Part of land described in the First Schedule to be exchanged for the land described in the Third Schedule.

Forty-five acres one rood nine perches, county of Bourke, parish of Keelbundora, being part of portion 9 : Commencing at a point on the west side of the Greensborough-road bearing S. $0^{\circ} 14'$ E. forty chains seventy-three links and S. $89^{\circ} 55'$ W. fifty links from the north-east angle of the said portion ; bounded thence by a line bearing S. $89^{\circ} 55'$ W. forty-six chains four links ; thence by a road bearing southerly five chains seventy-nine and a half links, in an arc of a circle whose centre lies twenty-eight chains ninety links easterly, and S. $1^{\circ} 59\frac{1}{2}'$ E. three chains ninety-seven and a half links ; thence by a line bearing east forty-six chains thirty and a half links ; and thence by the Greensborough-road aforesaid bearing N. $0^{\circ} 8'$ E. eighty-nine links and N. $0^{\circ} 14'$ W. eight chains ninety-two links to the point of commencement.

THIRD SCHEDULE.

Sections 2, 3.

Land of which Edith Jessie Macleod is the proprietor and to be exchanged by her for the land described in the Second Schedule.

Forty-five acres one rood nine perches, county of Bourke, parish of Keelbundora, being parts of portions 9 and 10 : Commencing at a point bearing S. $89^{\circ} 24\frac{1}{2}'$ W. one chain forty-four and six-tenths links from the north-east angle of portion 10 ; bounded thence by portions 15 and 16 bearing N. $89^{\circ} 24\frac{1}{2}'$ E. nine chains seventy-five and two-tenths links ; and thence by lines bearing respectively S. $0^{\circ} 5'$ E. twenty-six chains fifty-nine and six-tenths links, S. $34^{\circ} 29\frac{1}{2}'$ E. sixteen chains thirty-six and nine-tenths links, S. $89^{\circ} 55'$ W. nineteen chains, and N. $0^{\circ} 5\frac{1}{2}'$ W. forty chains one and five-tenths links to the point of commencement.

MELBOURNE :

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