

New Zealand.



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1924, No. 12.—*Local and Personal.*

AN ACT to enable the Wellington City Council to sell to the Lessees  
of the Mangahao Endowment, adjoining the Borough of Pahiatua,  
the Fee-simple of the Lands leased to each such Lessee.

[24th October, 1924.]

WHEREAS by virtue of an Order in Council dated the tenth day of July,  
eighteen hundred and seventy-nine, and published in the *Gazette* numbered  
seventy-four of the same date, an area of land adjoining the Borough  
of Pahiatua, and known as the Mangahao Endowment, was vested in the  
Mayor, Councillors, and Citizens of the City of Wellington as an endow-  
ment for municipal purposes: And whereas the Wellington City Council,  
acting under various powers and authorities, has from time to time  
leased such land, and at the present time the persons named in the  
Schedule hereto, or their executors or assigns, hold leases or rights to  
a lease over the portion or portions of the said endowment described  
in the Schedule opposite the names of each of the said persons respectively  
for a term of fourteen years, with a perpetual right of renewal for further  
terms of fourteen years at a rental based on the unimproved value of  
the land: And whereas the lessees, being dissatisfied with their existing  
leases, and being unable to obtain leases satisfactory to them from the  
point of view of the proper development of their farms, have requested  
the said Council to sell to them the fee-simple of the land comprised  
in their leases: And whereas the said Council has agreed to sell the  
land to the lessees at the prices set out in the Schedule, being prices  
arrived at by means of a valuation of the land, and it is desired to  
obtain authority to give effect to such agreement on the conditions  
hereinafter set out:

BE IT THEREFORE ENACTED by the General Assembly of New  
Zealand in Parliament assembled, and by the authority of the same,  
as follows:—

Short Title.

1. This Act may be cited as the Wellington City Mangahao Endowment Sale Empowering Act, 1924.

Interpretation.

2. In this Act, if not inconsistent with the context,—

“Assign” means any person (other than a lessee named in the Schedule hereto, or an executor or administrator) in whom is vested the leasehold estate described in the Schedule hereto of any lessee named in the Schedule hereto:

“Corporation” means the Mayor, Councillors, and Citizens of the City of Wellington:

“Council” means the Wellington City Council.

Corporation  
authorized to sell to  
lessees Mangahao  
Endowment.

3. (1.) The Council is hereby empowered and authorized to sell to each of the persons named in the first column of the Schedule hereto, or to the executors, administrators, or assigns of such person, for the price set opposite each respective name in the second column of the said Schedule, the freehold in fee-simple of the land a description of which is set opposite each such person's name in the third column of the said Schedule, subject in each case to any lease or right to a lease existing on the date of the passing of this Act, and subject to the following conditions:—

(a.) The purchases shall be completed on or before the thirtieth day of June, nineteen hundred and twenty-five.

(b.) No purchase shall be completed unless all the persons named in the Schedule, or their executors, administrators, or assigns, shall have elected, by notice in writing served on the Council before the thirty-first day of December, nineteen hundred and twenty-four, to purchase the land a description of which is set opposite the name of such person.

(c.) When all such notices have been given, the Council and all the persons giving such notices shall be bound to purchase and sell all the respective pieces of land affected by each election.

(d.) Rents shall be apportioned as at the date of purchase.

(2.) The fee-simple so acquired shall continue to be subject to any right, title, interest, or encumbrance existing or vested in any person other than the person completing the purchase of the land at the time of such completion.

Investment of  
proceeds of sale.

4. (1.) The purchase-moneys received by the Council under the provisions of this Act shall within five years be invested by the Council in the purchase of land, and such land shall be held by the Corporation as an endowment for municipal purposes.

(2.) The Council may lease the land so purchased under the provisions of the Municipal Corporations Act, 1920.

(3.) Pending the investment of such moneys in land as aforesaid the Council shall invest such moneys in the following manner, that is to say:—

(a.) In New Zealand Government securities:

(b.) On deposit in any bank carrying on business in New Zealand under the authority of an Act of the General Assembly or other lawful authority, and the interest on such investments shall be applied only as rents received from the lands sold under the provisions of this Act could have been applied.

## SCHEDULE.

Schedule.

Name.	Price.	Description of Land.
1. John Yatman Crawford, of Pahiatua, farmer	£ 754	That piece of land, containing 32 acres 2 roods 32 perches, being Lot 1 on the plan deposited in the Lands Registry Office at Wellington as number 298, being part of the land comprised in certificate of title, Volume 296, folio 79, Wellington Registry, being the whole of the land comprised in memorandum of lease, registered number 15091.
2. William Boyden, of Pahiatua, farmer	589	That piece of land, containing 26 acres 3 roods 28 perches, being Lot 2 on the said deposited plan, and being part of the land comprised in the said certificate of title, Volume 296, folio 79, and being the whole of the land comprised in memorandum of lease, registered number 15087.
3. Thomas Mexted, of Pahiatua, farmer	6,979	Those pieces of land, containing in the aggregate 391 acres and 13·5 perches, being Lots 3, 4, 16, 17, the lots marked Section 9 and Section 12, and part of the lot marked Section 11, all on the said deposited plan, being parts of the land comprised in certificates of title, Volume 296, folios 79 and 81, Wellington Registry, being the whole of the land comprised in memoranda of lease, registered numbers 15095, 15096, 15097, 15098, 15099, 15100.
4. Alice Kotlowski, wife of John Thomas Kotlowski, of Pahiatua, farmer	1,890	Those pieces of land, containing in the aggregate 77 acres 1 rood 11·8 perches, being Lots 5 and 6 and part Lot 7 on the said deposited plan, and part Lot 7A on plan deposited as aforesaid as number 1666, being part of the land comprised in the said certificate of title, Volume 296, folio 79, being the whole of the land comprised in memoranda of lease, registered numbers 15084, 15085, and 15086.
5. The trustees of the will of Timothy Cotter, late of Hastings, wine and spirit merchant, deceased	655	That piece of land, containing 24 acres 3 roods 29·9 perches, being Lot 8 on the said deposited plan number 298, and Lot 8A on the said deposited plan number 1666, being part of the land comprised in the said certificate of title, Volume 296, folio 79, being the whole of the land comprised in memorandum of lease, registered number 15120.
6. Albert Dellow Donald, of Pahiatua, motor-garage proprietor	640	That piece of land, containing 23 acres 1 rood 23·9 perches, being Lot 9 on the said deposited plan number 298, and Lot 9A on the said deposited plan number 1666, being part of the land comprised in the said certificate of title, Volume 296, folio 79, being the whole of the land comprised in memorandum of lease, registered number 15092.

SCHEDULE—*continued.*

Name.	Price.	Description of Land.
7. Richard James Bibby of Pahiatua, farmer	£ 1,327	That piece of land, containing 40 acres 2 roods 9 perches, being part of Lot 10 on the said deposited plan number 298, and the whole of Lot 10A on the said deposited plan number 1666, being part of the land comprised in the said certificate of title, Volume 296, folio 79, being the whole of the land comprised in memorandum of lease, registered number 15090.
8. James John Sutherland, Pahiatua, farmer	1,982	Those pieces of land, containing in the aggregate 73 acres 1 rood 30.5 perches, being Lot 12 and part Lot 11 on the said deposited plan number 298, and the whole of Lots 11A and 12A on the said deposited plan number 1666, being part of the land comprised in the said certificate of title, Volume 296, folio 79, being the whole of the land comprised in memoranda of lease, registered numbers 15093 and 15094.
9. Dominico Angelini, of Pahiatua, farmer	835	That piece of land, containing 33 acres 1 rood, being Lot 13 on the said deposited plan number 298, being part of the land comprised in the said certificate of title, Volume 296, folio 79, being the whole of the land comprised in memorandum of lease, registered number 15083.
10 Thomas Joseph James, of Pahiatua, farmer	343	That piece of land, containing 12 acres 3 roods, being Lot 14 on the said deposited plan number 298, being part of the land comprised in the said certificate of title, Volume 296, folio 79, being the whole of the land comprised in memorandum of lease, registered number 15082.
11 Bartholomew John Kelleher, of Pahiatua, butcher	480	That piece of land, containing 17 acres, being Lot 15 on the said deposited plan number 298, being part of the land comprised in the said certificate of title, Volume 296, folio 79, being the whole of the land comprised in memorandum of lease, registered number 15088.
12. Albert Ernest Judd, of Pahiatua, farmer	1,022	Those pieces of land, containing in the aggregate 58 acres 2 roods 26.9 perches, being Lot 18 and part of Lot 7 on the said deposited plan number 298, and part Lot 7A on the said deposited plan number 1666, being part of the land comprised in the said certificates of title, Volume 296, folios 79 and 81, being the whole of the land comprised in memorandum of lease, registered number 15089.
13. Edward Henry Lett, of Mangatainoka, farmer	1,240	That piece of land, containing 175 acres and 16 perches, being the lot marked Section 13 on the said deposited plan number 298, being part of the land comprised in the said certificate of title, Volume 296, folio 81, being the whole of the land comprised in memorandum of lease, registered number 14851.

SCHEDULE—*continued.*

Name.	Price.	Description of Land.
14. Edgar Leopold Harvey, of Pahiatua, farmer	£ 1,005	That piece of land, containing 183 acres 3 roods, being the section numbered 1 on the said deposited plan number 298, being part of the land comprised in the said certificate of title, Volume 296, folio 80, Wellington Registry, being the whole of the land comprised in memorandum of lease, registered number 9907.
15. Charles Lett, of Mangatainoka, farmer	1,390	Those pieces of land, containing in the aggregate 211 acres and 32 perches, being Lots 1 and 2 of Section 2 on the said deposited plan number 298, being part of the land comprised in the said certificate of title, Volume 296, folio 80, being the whole of the land comprised in memoranda of lease, registered numbers 9908 and 9236.
16. William Greenfield and Claude Ernest Greenfield, both of Mangatainoka, farmers	1,369	That piece of land, containing 209 acres 1 rood 32 perches, being the lot marked Section 3 on the said deposited plan number 298, and being part of the land comprised in the said certificate of title, Volume 296, folio 80, being the whole of the land comprised in memorandum of lease, registered number 9237.