

[AS REPORTED FROM THE LOCAL BILLS COMMITTEE.]

Mr. Garrick.

CHRISTCHURCH DRAINAGE BOARD RESERVES SALE AND EXCHANGE.

ANALYSIS.

Title.	5. Where lands abut upon land of different owners.
Preamble.	6. Release of easements, &c.
1. Short Title.	7. Conveyances, &c., subjected to existing mortgages.
2. Interpretation.	8. Application of proceeds.
3. Governor may give effect to sales and exchanges.	9. Issue of certificates of title for lands in Second Schedule when transferred.
4. Sale of lands in First Schedule to owners of adjoining lands.	Schedules.

A BILL INTITULED

AN ACT to authorize the Sale of certain Drainage Reserves in the City of Christchurch, and to authorize the carrying-out of certain proposed Exchanges of Land by the Christchurch Drainage Board. Title.

5 WHEREAS the land described in the *First* Schedule hereto was originally set apart and reserved for drainage purposes or was sold subject to an easement for drainage purposes: And whereas the said lands and the said easements are no longer required for drainage purposes: And whereas it is desirable that the said lands and the said easements as the case may be should be sold at a fair valuation to the owners of the adjoining property, care being taken to conserve the rights of mortgagees of such adjoining property: And whereas arrangements have been made by the Christchurch Drainage Board, Preamble.

15 by which the Board agreed to give certain reserves of land belonging to it to one Henry Slater, of Christchurch, solicitor, as trustee for Mrs. Cornelius Cuff, and certain other reserves belonging to it to one Edwin John Palmer, of Avonside, near Christchurch, farmer, in exchange for certain other lands to be conveyed to the Board by the

20 said Henry Slater and Edwin John Palmer respectively: And whereas it is desirable to give effect to such arrangements and exchanges:

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

1. The short title of this Act is "The Christchurch Drainage Board Reserves Sale and Exchange Act, 1887." Short Title.

## 2 Christchurch Drainage Board Reserves Sale and Exchange.

erpretation.	2. In this Act, if not inconsistent with the context,— The words “grant” or “issue a Crown grant” in relation to land subject to “The Land Transfer Act, 1885,” includes the issue of a warrant by the Governor under section twelve of the said Act to direct a District Land Registrar to issue a certificate of title under the said Act for such land; and in relation to any other land includes the issue of a Crown grant of such land or the making of any deed of conveyance or other instrument sufficient to assure the title to such land.	5
Governor may give effect to sales and exchanges.	3. The Governor may issue such Crown grants and do, execute, and perform the several acts, deeds, matters, and things necessary to give effect to the sales and exchanges authorized by this Act, and may antevest the legal estate in the grantee to such date as he thinks fit.	01
Sale of lands in First Schedule to owners of adjoining lands.	4. The Governor may sell the lands described in the <i>First</i> Schedule hereto to the owner or owners of the adjoining lands at prices to be determined by an appraiser appointed by the Christchurch Drainage Board.	15
Where lands abut upon land of different owners.	5. Where such last-mentioned lands abut upon the land of two or more different owners of adjoining land, the same may be sold partly to one adjoining owner and partly to another, or others, or wholly to one owner.	20
Release of easements, &c.	6. The Governor may release to the owner or owners of any of the lands mentioned and described in the <i>First</i> Schedule hereto any easement, right, or servitude to which the same may be subject at a price or prices to be determined by an appraiser appointed by the Christchurch Drainage Board.	25
Conveyances, &c., subjected to existing mortgages.	7. Such lands, easements, rights, or servitudes when conveyed, Crown-granted, or released, shall be subject to such mortgages, leases, and incumbrances as the adjoining lands of the person to whom they are conveyed, Crown-granted, or released, are subject.	30
Application of proceeds.	8. The moneys to be derived from the sale of the said lands and easements shall be paid to the Christchurch Drainage Board.	
Issue of certificates of title for lands in Second Schedule when transferred.	9. The Governor may authorize the District Land Registrar at Christchurch to register transfers from the Christchurch Drainage Board, and to issue certificates of title to the persons named in the <i>Second</i> Schedule hereto for the lands therein described and set against their respective names.	35

Schedules.

### SCHEDULES.

#### FIRST SCHEDULE.

*Struck out.*

ALL that parcel of land situate in the Borough of Christchurch, being part of the Town Reserves of Christchurch, commencing at a point being the north-west corner of Madras and Salisbury Streets; thence northerly along the western side of Madras Street a distance of 697 links or thereabouts to the southern side of Taylor's Lane; thence westerly along the southern side of Taylor's Lane a distance of 14 links; thence southerly in a straight line parallel to Madras Street a distance of 687

links or thereabouts; thence westerly in a straight line parallel to, and 10 links distant from, the north side of Salisbury Street a distance of 47 links; thence southerly by a line parallel to Madras Street a distance of 10 links; thence easterly along the north side of Salisbury Street a distance of 61 links to the starting-point.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point being the south-east corner of Lot No. 129, as shown on the Provincial Engineer's map of the late Province of Canterbury, which map is deposited in the office of the Chief Surveyor at Christchurch; thence easterly along the north side of Salisbury Street a distance of 93 links or thereabouts, and running back therefrom a distance of 10 links in a rectangular block.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point being the intersection of the north side of Taylor's Lane with the west side of Madras Street; thence northerly along the west side of Madras Street, and having a frontage of 850 1/4 links thereto, and running back therefrom a distance of 14 links in a rectangular block.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point being the south-west corner of Madras Street and the North Belt; thence southerly along the west side of Madras Street, and having a frontage of 175 links thereto, and running back therefrom in a westerly direction a distance of 14 links in a rectangular block.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point on the north side of Salisbury Street, being east of, and 71 3/8 links distant from, the north-east corner of Salisbury and Madras Streets; thence northerly at a right angle a distance of 18 links; thence easterly in a straight line parallel to Salisbury Street a distance of 476 1/4 links or thereabouts to the eastern boundary of Lot No. 149, shown on the said Provincial Engineer's map; thence northerly along the eastern boundaries of said Lots Nos. 149 and 161 a distance of 557 links; thence easterly at a right angle a distance of 18 links; thence southerly along the western boundaries of Lots Nos. 157 and 148, also shown on the said Engineer's map, a distance of 557 links; thence easterly along a straight line running parallel to, and 18 links distant from, the northern boundary of Salisbury Street a distance of 214 links or thereabouts; thence southerly at a right angle a distance of 18 links to the north side of Salisbury Street; thence westerly along the said north side of Salisbury Street a distance of 708 1/2 links to the starting-point.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point on the north side of Salisbury Street, being west of, and 200 links distant from, the north-west corner of Salisbury and Barbadoes Streets; thence westerly along the north side of Salisbury Street, and having a frontage of 98 links thereto, and running back therefrom in a northerly direction a distance of 18 links in a rectangular block.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point being the intersection of the south side of New Street with the eastern boundary of Lot No. 160, shown on the said Provincial Engineer's map; thence easterly along the said southern side of New Street a distance of 18 links; thence southerly along the western boundaries of Lots Nos. 158 and 157, shown on the said Provincial Engineer's map, a distance of 575 links or thereabouts; thence westerly at a right angle a distance of 18 links; thence northerly along the eastern boundaries of Lots Nos. 161 and 160, shown on the said Provincial Engineer's map, a distance of 575 links or thereabouts to the starting-point.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point being the intersection of the north side of New Street with the eastern boundary of Lot No. 160, shown on the said Provincial Engineer's map; thence northerly along the said eastern boundary of Lot No. 160 and a line in continuation thereof a distance of 250 links to the south side of North Street; thence easterly along the said south side of North Street a distance of 18 links; thence southerly at a right angle and in line with the western boundary of Lot No. 158 aforesaid a distance of 250 links to the north side of New Street; thence westerly along the said north side of New Street a distance of 18 links to the starting-point.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve; commencing at a point on the south side of the North Town Belt, being east of, and 548 links or thereabouts from, the south-east corner of the said North Belt and Madras Street; thence southerly at a right angle a distance of 250 links to the north side of North Street; thence easterly along the said north side of

#### 4 *Christchurch Drainage Board Reserves Sale and Exchange.*

North Street a distance of 18 links; thence northerly at a right angle a distance of 250 links to the said south side of the North Belt; thence westerly along the said south side of the North Belt a distance of 18 links to the starting-point.

Also all that parcel of land situate in the Borough of Christchurch, being part of the Town Reserve of Christchurch, commencing at a point on the eastern side of Barbadoes Street being north of, and 380 links distant from, the north-east corner of Barbadoes Street and the South Town Belt; thence easterly, at a bearing of  $89^{\circ} 49' 5''$ , a distance of 954.6 links; thence north-easterly, at a bearing of  $44^{\circ} 2'$ , a distance of 66.8 links; thence north-easterly, at a bearing of  $18^{\circ} 39' 26''$ , a distance of 594.2 links to the south-western boundary of Lower High Street; thence north-westerly along the said south-western boundary of Lower High Street a distance of 20 links; thence returning by lines parallel to, and 20 links distant from, the above-mentioned boundaries distances of 589.7, 53.8, and 946.1 links to the eastern boundary of Barbadoes Street; thence southerly along the said eastern boundary of Barbadoes Street a distance of 20 links to the starting-point.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point on the western side of Barbadoes Street, being north of, and 380 links distant from, the north-west corner of Barbadoes Street and the South Town Belt; thence westerly, at a bearing of  $269^{\circ} 49' 5''$ , a distance of  $555\frac{1}{2}$  links; thence southerly, at a bearing of  $179^{\circ} 49' 5''$ , a distance of 3 links; thence south-westerly, at a bearing of  $250^{\circ} 36'$ , a distance of 168.4 links, to the western boundary of Fyfe Street; thence northerly along the said western boundary of Fyfe Street, and bearing  $359^{\circ} 49' 5''$ , a distance of 21.1 links; thence returning, by lines bearing  $70^{\circ} 36'$  168.4 links,  $359^{\circ} 49' 5''$  1.9 links,  $89^{\circ} 49' 5''$   $555\frac{1}{2}$  links, to the western boundary of Barbadoes Street; thence southerly along the said western boundary of Barbadoes Street a distance of 20 links to the starting-point.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point on the eastern boundary of Madras Street north of, and  $183\frac{1}{2}$  links distant from, the north-east corner of the South Town Belt and Madras Street; thence northerly along the eastern side of Madras Street a further distance of 21.1 links; thence north-easterly, at a bearing of  $70^{\circ} 36'$ , a distance of 355.6 links to the western boundary of Fyfe Street; thence southerly by the said western boundary of Fyfe Street, at a bearing of  $79^{\circ} 49' 5''$ , a distance of 21.1 links; thence south-westerly in a straight line a distance of 355.6 links to the starting-point.

Also all that parcel of land situate in the said borough, and being part of the said Town Reserve, commencing at a point on the western side of Madras Street north of, and 190 links distant from, the north-western corner of the South Town Belt and Madras Street; thence northerly along the western boundary of Madras Street a further distance of 20 links; thence westerly, at a bearing of  $269^{\circ} 49' 5''$ , a distance of 1111 links to the eastern boundary of Manchester Street; thence southerly along the said eastern boundary of Manchester Street a distance of 20 links; thence easterly in a straight line to the starting-point.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point on the western side of Manchester Street north of, and 190 links distant from, the north-western corner of the South Town Belt and Manchester Street; thence northerly along the western boundary of Manchester Street a further distance of 20 links; thence westerly, at a bearing of  $269^{\circ} 49' 5''$ , a distance of 1111 links to the eastern boundary of Colombo Street; thence southerly along the said eastern boundary of Colombo Street a distance of 20 links; thence easterly in a straight line to the starting-point.

Also all that parcel of land situate in the said borough, and being part of the said Town Reserve, commencing at a point on the western side of Colombo Street north of, and 190 links distant from, the north-western corner of the South Town Belt and Colombo Street; thence northerly along the western boundary of Colombo Street a further distance of 20 links; thence westerly, at a bearing of  $269^{\circ} 49' 5''$ , a distance of 1110.3 links to the eastern boundary of Durham Street; thence southerly along the said eastern boundary of Durham Street a distance of 20 links; thence easterly in a straight line to the starting-point.

Also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point on the western side of Durham Street north of, and 190 links distant from, the north-western corner of the South Town Belt and Durham Street; thence northerly along the western boundary of Durham Street a further distance of 20 links; thence westerly, at a bearing of  $269^{\circ} 49' 5''$ , a distance of 1110.8 links, to the eastern boundary of Montreal Street; thence southerly along the said eastern boundary of Montreal Street a distance of 20 links; thence easterly in a straight line to the starting-point.

And also all that parcel of land situate in the same borough, and being part of the said Town Reserve, commencing at a point on the western side of Montreal Street north of, and 190 links distant from, the north-western corner of the South Town Belt and Montreal Street; thence northerly along the western boundary of Montreal Street a further distance of 20 links; thence westerly, at a bearing of 269° 49' 5", a distance of 531.6 links; thence southerly, at a bearing of 179° 49' 5", a distance of 20 links; thence easterly in a straight line to the starting-point.

As all the said parcels of land are shown and delineated on the said Provincial Engineer's map, and reserved for the purposes of drains.

*New First Schedule.*

ALL that area situated in the City of Christchurch, containing 3 roods 39 perches, more or less, being a strip of land 20 links wide, extending from Creyke Street to Madras Street, the nearest side of which is 190 links distant from and parallel to the north side of the South Town Belt, but not including any part of Montreal, Durham, Colombo, and Manchester Streets.

All that area situated in the City of Christchurch, containing 17 perches, more or less, being a strip of land 20 links wide, the southern boundary of which commences at a point on the east side of Madras Street, 183.5 links north of the South Town Belt, and which extends through Section No. 125 to Section No. 126, on a bearing of 70° 36' North-east, but not including any part of Fyfe Street.

All that area situated in the City of Christchurch, containing 1 rood 29 perches, more or less, being a strip of land 20 links wide, the south side of which commences at the western boundary of Section No. 126, and 380 links north of the South Town Belt, and runs parallel to the said South Town Belt for a distance of 555.5 links to Barbadoes Street, and from Barbadoes Street for a distance of 954.6 links; thence north-easterly, bearing North 44° 2' East for 66.8 links; thence bearing North 18° 39' 26" East for a distance of 594.2 links, to Lower High Street.

All that area situated in the City of Christchurch, containing 38 perches, more or less, being a strip of land 14 links wide, from Salisbury Street to the North Town Belt, parallel to and abutting on the west side of Madras Street, but not including any part of Taylor's Lane and the street through Section No. 164.

All that area situated in the City of Christchurch, containing 1 perch, more or less, being a strip of land 10 links wide, extending in a westerly direction for a distance of 47 links from the last-mentioned strip of land parallel to and abutting on Salisbury Street.

All that area in the City of Christchurch, containing 1½ perches, more or less, being a strip of land 10 links wide, parallel to and abutting on the north side of Salisbury Street, extending in an easterly direction 93 links from the eastern boundary of Section No. 129.

All that area situated in the City of Christchurch, containing 23 perches, more or less, being a strip of land 18 links wide parallel to and abutting on the north side of Salisbury Street, extending from a point 71½ links east of Madras Street to the cemetery, 200 links west of Barbadoes Street, but not including any part of the lane which intersects Section No. 157.

All that area situated in the City of Christchurch, containing 1 rood 7 perches more or less, being a strip of land 18 links wide, extending from the North Town Belt to the last-mentioned strip of land, parallel to and the west side of which is 548 links east of the east side of Madras Street, but not including any part of North Street, New Street, and a street in Section No 161.

As all the said parcels of land are shown and delineated on the Provincial Engineer's map of the late Province of Canterbury, and reserved for the purposes of drains.

SECOND SCHEDULE.

To Henry Slater, of the City of Christchurch, solicitor, a certificate of title to all that parcel of land situate in the District of Christchurch, containing by measurement 9 acres 3 roods 3 perches more or less, being a part of Drainage Reserve No. 2172, commencing the boundary of which commences at a point being the westernmost corner of said reserve; thence runs south-easterly along the south-western boundary thereof, a distance of 1676½ links; thence north-westerly, at a bearing of 356° 50' 28",

## 6 *Christchurch Drainage Board Reserves Sale and Exchange.*

---

a distance of 1651·7 links to the road forming the north-western boundary of said reserve; thence south-westerly along the said road a distance of 1270½ links to the starting-point.

To Edwin John Palmer, of Avonside, near the City of Christchurch, farmer, a certificate of title to all that parcel of land situate in the Christchurch Survey District, Provincial District of Canterbury, containing 2 acres more or less, being part of Drainage Reserve No. 2171, ~~commencing~~ *the boundary of which commences* at a point being the corner of the said reserve, opposite to the southernmost corner of Rural Section No. 7506; thence *runs* south-easterly along the road forming the north-eastern boundary of the said reserve, distances respectively of 272·9 links and 103·2 links; thence south-westerly, at a bearing of 262° 54', a distance of 400 links; thence north-westerly, a bearing of 352° 54', a distance of 469 links; thence north-easterly, at a bearing of 45° 52', a distance of 241·4 links, to the before-mentioned road; thence south-easterly along the said road to the starting-point, a distance of 300 links.