

New Parliament.

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and having this day passed as now printed is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

*House of Representatives,
5th November, 1879.*

Mr. Allwright.

**Lyttelton Harbour Board and the Corporation of the
Borough of Lyttelton Exchange Act.**

ANALYSIS.

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A BILL INTITULED

AN ACT to authorize the Lyttelton Harbour Board and the Lyttelton Borough Council to exchange certain Lands within the Borough of Lyttelton. Title.

WHEREAS the lands described in the First Schedule hereto, forming parts of roads or streets, are vested in the Corporation of the Borough of Lyttelton: And whereas the lands described in the Second Schedule hereto form part of lands vested in or belonging to the Lyttelton Harbour Board: And whereas it has been agreed by the said Corporation and the said Lyttelton Harbour Board that it would be for their mutual benefit if they could exchange the said parcel of land: Preamble.

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 Lyttelton Harbour Board and the Corporation of the Borough of Lyttelton Exchange Act, 1879.” Short Title.

2. It shall be lawful for the Corporation of the Borough of Lyttelton to convey and transfer to the Lyttelton Harbour Board, their successors and assigns, the parcels of land set out in the First Schedule hereto, in exchange for the parcels of land specified in the Second Schedule hereto; and, immediately on the execution of such conveyance and transfer, the said lands shall vest in and may be used and enjoyed by the said Lyttelton Harbour Board, their successors and assigns, in fee-simple, for the purposes of harbour works, as described in “The Harbours Act, 1878,” freed from all rights of roadway or otherwise whatsoever. Land conveyed to Lyttelton Harbour Board.

Land conveyed to Corporation of Borough of Lyttelton in exchange.

3. It shall be lawful for the said Lyttelton Harbour Board to convey and transfer to the said Corporation of the Borough of Lyttelton, their successors and assigns, the said parcels of land specified and set out in the Second Schedule hereto, in exchange for the parcels of land set out in the First Schedule hereto; and, immediately on the execution of such conveyance and transfer, the said lands shall vest in the said Corporation and their successors, for the purposes of roads or streets. 5

Compensation to any private person thereby injuriously affected

4. Should any claim for compensation be made by any private person having property to the westward of Section number two hundred and thirty-four of the Town of Lyttelton injuriously affected by the said conveyance to the said Board, the same shall be made and determined in the manner provided by Part III. of "The Public Works Act, 1876," and in any such proceeding the Board shall be deemed to be the respondent within the meaning of the said Public Works Act. 10 15

Schedules.

SCHEDULES.

FIRST SCHEDULE.

Lot 2.—All that parcel of land containing one rood and nineteen perches, more or less, and bounded as follows: Commencing at a point on the north-western boundary of Lyttelton Town Section numbered 313, the said point being distant ninety-four links and nine-tenths of a link south-westerly from the northernmost corner of the said section; thence south-westerly by a line bearing $216^{\circ} 24'$ (magnetic), five hundred and twenty-five links and four-tenths of a link; thence westerly by a line bearing $259^{\circ} 7'$ (magnetic), one hundred and eighty links; thence easterly and north-easterly along the base of the cliffs at high water, to the point thereon nearest to the south-western corner of the said Section numbered 313; thence northerly by a straight line drawn to the said south-western corner of Section numbered 313; and from thence returning north-easterly along the north-western boundary of the said section to the commencing point.

Lot 4.—All that parcel of land containing fourteen perches, more or less, bounded as follows: Commencing at the westernmost extremity of the parcel of land described as Lot 3 in the Second Schedule hereto; thence westerly by a line bearing $259^{\circ} 7'$ (magnetic), three hundred and twenty-five links; and from thence returning south-easterly and north-easterly along high-water mark to the commencing point.

Lot 6.—All that parcel of land containing three perches and seven-tenths of a perch, more or less, bounded as follows: Commencing at the westernmost extremity of the parcel of land described as Lot 5 in the Second Schedule hereto; thence westerly by a line bearing $259^{\circ} 7'$ (magnetic), sixty-six links; and from thence returning south-easterly and north-easterly along high-water mark to the commencing point.

Lot 8.—All that parcel of land containing ten perches, more or less, bounded as follows: Commencing at the westernmost extremity of the parcel of land described as Lot 7 in the Second Schedule hereto; thence westerly by a line bearing $259^{\circ} 7'$ (magnetic), eighty links; thence south-westerly by a line bearing $208^{\circ} 31'$ (magnetic), one hundred and thirty-six links; and from thence returning north-easterly along high-water mark to the commencing point.

Lot 10.—All that parcel of land containing ten perches and eight-tenths of a perch, more or less, bounded as follows: Commencing at the south-westernmost extremity of the parcel of land described as Lot 9 in the Second Schedule hereto; thence south-westerly by a line bearing $208^{\circ} 31'$ (magnetic), three hundred and thirty links; and from thence returning north-easterly along high-water mark to the commencing point.

Lot 12.—All that parcel of land containing two acres and two perches, more or less, bounded as follows: Commencing at the south-eastern corner of Lyttelton Town Section numbered 234; thence southerly and south-westerly along the said section and Section numbered 232, to the southernmost corner of the latter section; thence north-westerly along the last-mentioned section and Section numbered 231 to the westernmost corner of the latter section; thence south-westerly by a line in continuation of the north-western boundary of the last-mentioned section, one hundred and forty-two links and three-tenths of a link; thence north-easterly at an angle of $45^{\circ} 55'$, sixty links and eight-tenths of a link; thence south-easterly by a line parallel to the south-western boundary of the said Sections numbered 231 and 232, and one hundred links distant therefrom, to the southernmost boundary of Rural Section numbered 247; thence south-westerly along that boundary to the south-west corner of the said Rural Section; thence south-westerly by a line in continuation of the last-mentioned boundary, eight links; thence south-easterly by a line bearing $124^{\circ} 31'$ (magnetic), one hundred links; thence north-easterly along high-water mark to the north-western boundary of the Reserve numbered 70 at Naval Point; thence north-easterly along that boundary to its north-eastern extremity;

thence north-westerly along high-water mark to the southern extremity of the parcel of land described as Lot 11 in the Second Schedule hereto; and from thence returning westerly, one hundred links, to the commencing point.

SECOND SCHEDULE.

Lot 1.—All that parcel of land containing one perch and seventeen-hundredths of a perch, more or less, being part of Lyttelton Town Section numbered 313, and bounded as follows: Commencing at the northernmost corner of the said section; thence south-easterly along the north-eastern boundary of the said section, sixteen links and nine-tenths of a link; thence south-westerly by a line bearing $216^{\circ} 24'$ (magnetic), one hundred and two links and eight-tenths of a link; and from thence returning north-easterly along the north-western boundary of the said section, ninety-four links and nine-tenths of a link, to the commencing point.

Lot 3.—All that parcel of land containing one perch, more or less, bounded as follows: Commencing at the westernmost extremity of the parcel of land described as Lot 2 in the First Schedule hereto; thence westerly by a line bearing $259^{\circ} 7'$ (magnetic), one hundred and thirty-five links; and from thence returning north-easterly and easterly along high-water mark to the commencing point.

Lot 5.—All that parcel of land containing two perches, more or less, bounded as follows: Commencing at the westernmost extremity of the parcel of land described as Lot 4 in the First Schedule hereto; thence westerly by a line bearing $259^{\circ} 7'$ (magnetic), eighty-five links; and from thence returning north-easterly and south-easterly along high-water mark to the commencing point.

Lot 7.—All that parcel of land containing three perches and eight-tenths of a perch, more or less, bounded as follows: Commencing at the westernmost extremity of the parcel of land described as Lot 6 in the First Schedule hereto; thence westerly by a line bearing $259^{\circ} 7'$ (magnetic), one hundred and thirty links; and from thence returning north-easterly and south-easterly along high-water mark to the commencing point.

Lot 9.—All that parcel of land containing three perches and eight-tenths of a perch, more or less, bounded as follows: Commencing at the south-westernmost extremity of the parcel of land described as Lot 8 in the First Schedule hereto; thence south-westerly by a line bearing $208^{\circ} 31'$ (magnetic), one hundred and eighty-four links; and from thence returning north-easterly and easterly along high-water mark to the commencing point.

Lot 11.—All that parcel of land containing one rood and twenty-four perches, more or less, bounded as follows: Commencing at a point in line with the southern boundary of Lyttelton Town Section numbered 234, and distant one hundred links easterly from the south-eastern corner of the said section; thence northerly by a line parallel to the eastern boundary of the said section and Town Section numbered 235, one hundred and sixty links and four-tenths of a link; thence north-easterly by a line parallel to the south-eastern boundary of Town Sections numbered 236 and 237, two hundred and one links and half of a link; thence north-easterly by a line parallel to the south-eastern boundary of Town Sections numbered 238, 239, and 240, two hundred and twenty-five links and half of a link; thence north-easterly by a line parallel to the south-eastern boundary of Town Sections numbered 241, 242, 243, and 244, four hundred and fifty links and six-tenths of a link; thence north-easterly by a line bearing $28^{\circ} 31'$ (magnetic), one hundred and fifty-four links and one-fifth of a link to the south-western extremity of the parcel of land described as Lot 10 in the First Schedule hereto; and from thence returning westerly and south-westerly along high-water mark to the commencing point.