

Hon. Mr. Ormond.

NAPIER ATHENÆUM AND MECHANICS' INSTITUTE  
EMPOWERING.

[LOCAL BILL.]

ANALYSIS.

<p>Title. Preamble. 1. Short Title.</p>	<p>2. Power to convey land. Schedule.</p>
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A BILL INTITULED

AN ACT to enable the Napier Athenæum and Mechanics' Institute  
to vest in the Mayor, Councillors, and Burgesses of the Borough  
of Napier certain Land in the Town of Napier. Title.

5 WHEREAS by an Act of the General Assembly of New Zealand  
known as "The Napier Athenæum and Mechanics' Institute In-  
corporation Act, 1876," it was enacted that the persons therein  
described should be and they were thereby constituted a body  
10 Institute" (hereinafter referred to as "the said body corporate"),  
and by such name should have perpetual succession and a common  
seal, and by the said Act now in recital (hereinafter referred to as  
"the said Act") it was further enacted that the piece of land specified  
15 the Schedule hereto, with the buildings thereon, and all the  
appurtenances, and the whole legal and equitable estate and interest  
therein, should by virtue of the said Act be vested in the said body  
corporate, and certain powers of mortgaging the said piece of land  
20 in and conferred upon the said body corporate, in exercise of which  
powers the said body corporate has conveyed and assured the said  
piece of land, by way of first mortgage, to one James Fulton by  
deed of mortgage, registered in the Deeds Registry Office, Napier,  
as Number 18704, to secure one thousand three hundred pounds  
25 and interest, upon which the principal sum of one thousand pounds  
only is now owing, and by way of second mortgage to one Lina Eliza  
Fulton, by deed of mortgage registered as aforesaid, Number 22311, to  
secure one hundred and fifty pounds and interest, and has granted leases

of certain portions of the said piece of land to certain tenants : And whereas the said body corporate is desirous of vesting the said piece of land in the Mayor, Councillors, and Burgesses of the Borough of Napier (hereinafter called "the said Borough") for purposes coming within the purview of Part XXXII of "The Municipal Corporations Act, 1900," and the amendments thereof, or some one or more of such purposes, but subject to the said deeds of mortgage and all leases granted as aforesaid and now current, and the said Borough is desirous of acquiring the said piece of land in manner aforesaid :

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. The Short Title of this Act is "The Napier Athenæum and Mechanics' Institute Empowering Act, 1906."

Power to convey land.

2. It shall be lawful for the said body corporate to convey and assure the said piece of land, with the buildings thereon and all appurtenances thereto, unto the said Borough absolutely for all the estate and interest of the said body corporate therein as vested in it by the said Act, but subject to the said recited deeds of mortgage, registered Numbers 18704 and 22311 respectively, and to the principal sums of one thousand pounds and one hundred and fifty pounds now due thereon respectively, and to such further sums for current interest on the said mortgages respectively as may now be due or accruing due, and subject also to all current leases and tenancies of the said piece of land or parts thereof entered into by the said body corporate with any person or persons whomsoever, and to execute under the common seal of the said body corporate to or in favour of the said Borough such deeds of conveyance or other assurances as shall be necessary for vesting the said piece of land in the said Borough for the purposes and in manner aforesaid, but so that the said Borough shall in such deeds of conveyance or other assurances enter into a covenant to indemnify the said body corporate from and against all principal moneys and interest secured by the said deeds of mortgage respectively and all liabilities thereunder respectively.

#### SCHEDULE.

ALL that piece of land situate in the Town of Napier, in the Provincial District of Hawke's Bay, containing by admeasurement 1 rood more or less, being portion of a block of land granted to the Superintendent of the province aforesaid in trust for purposes of public utility included in the grant No. 959, dated the 14th day of April, 1862. Bounded towards the north-west by Browning Street, 100 links; towards the south-west by Hershell Street, 250 links; towards the south-east by other portion of the said block, 100 links; and towards the north-east by other portion of the said block, 250 links.