



# HIGH SCHOOL GROUNDS ORDINANCE 1870.

IN THE THIRTY-THIRD YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXVII. No. 314.

## ANALYSIS.

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| <p>Title.<br/>Preamble.<br/>1. Short Title.<br/>2. Superintendent authorized to exchange lands in third Schedule for lands in fourth Schedule.</p> | <p>3. Superintendent may purchase land in fourth Schedule.<br/>4. Superintendent may dedicate lands in first Schedule as a public road.<br/>5. Corporation may convey lands in second Schedule to Superintendent.<br/>Schedules.</p> |
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AN ORDINANCE *to enable the Superintendent of the Province of Otago to exchange parts of Sections twelve and thirteen Block XIII Dunedin for part of Smith street and part of Section eleven Block XIII Dunedin in order to complete the High School Grounds.* [13TH JUNE, 1870.]

WHEREAS the lands described in the first and third Schedules to this Ordinance annexed are vested in the Superintendent of the Province of Otago and his successors subject to the provisions of certain Acts passed by the General Assembly of New Zealand intituled "The Public Reserves Act 1854" and "The Public Reserves Act Amendment Act 1862" and whereas the management and control of the lands described in the second Schedule hereto are vested in the Corporation of the City of Dunedin and the said lands form part of a public street in the said City known as Smith street and whereas the lands described in the fourth Schedule hereto are held by the Reverend Delphin Victor Moreau of Dunedin Roman Catholic priest in fee simple and whereas in order to complete the grounds of the High School of Dunedin it is expedient that the Superintendent should be authorised to exchange the lands described in the said third Schedule hereto with the said Delphin Victor Moreau for the lands described in the said fourth Schedule hereto and also to dedicate the lands described in the said first Schedule hereto as a public street in lieu of the lands described in the said second Schedule hereto and to vest the management of the said lands described in the said first Schedule in the said Corporation of the City of Dunedin and that the said Corporation of the said City of Dunedin should be authorised to transfer to and vest in the said Superintendent in trust for the said High School all their right title and interest in the lands described in the said second Schedule hereto:

BE IT THEREFORE ENACTED by the Superintendent of the Province of Otago with the advice and consent of the Provincial Council thereof as follows:—

I. This Ordinance shall be intituled and may be cited and referred to as the "High School Grounds Ordinance 1870."

Superintendent authorized to exchange lands in third Schedule for lands in fourth Schedule.

II. The said Superintendent of the Province of Otago is hereby authorized to sell to the said Delphin Victor Moreau the lands described in the said third Schedule to this Ordinance with their appurtenances free from incumbrances in consideration of the lands described in the said fourth Schedule to this Ordinance and from time to time to execute and do all necessary acts deeds conveyances and assurances in the law for conveying and assuring the said parcel of land to the said Delphin Victor Moreau his heirs and assigns or as he or they may direct.

Superintendent may purchase lands in fourth Schedule.

III. If the said Superintendent shall be unable to arrange an exchange with the said Delphin Victor Moreau as mentioned in the last preceding section of this Ordinance it shall be lawful for the said Superintendent to purchase from the said Delphin Victor Moreau or other the owner or owners of the said lands the said lands described in the said fourth Schedule hereto.

Superintendent may dedicate lands in first Schedule as a public road.

IV. It shall be lawful for the Superintendent by proclamation in the *Government Gazette* of the Province of Otago to dedicate to the public as a public highway or street the lands described in the said first Schedule hereto and thereupon the fee simple of the said lands shall be vested in Her Majesty her heirs and successors for ever subject to the rights of the public to use the surface thereof as a public highway or street and to the powers conferred by law upon the said Corporation of the City of Dunedin with relation to the other streets in the said City of Dunedin.

Corporation may convey lands in second Schedule to Superintendent.

V. It shall be lawful for the said Corporation of the City of Dunedin by deed under their common seal to grant and convey to the said Superintendent of the Province of Otago and his successors all the estate right title and interest whatsoever of the said Corporation of the City of Dunedin in and to the said lands described in the said second Schedule hereto.

#### THE FIRST SCHEDULE :

All that area in the Province of Otago containing by admeasurement one (1) rood and eleven (11) poles more or less situate in the City of Dunedin being parts of sections numbered respectively twelve (12) and thirteen (13) block thirteen (XIII) on the Map of the said City : bounded towards the north-west by section numbered eleven (11) one hundred and ninety-one and five-tenths ( $191\frac{5}{10}$ ) links towards the north-east by Dowling street two hundred (200) links towards the south-east by the other parts of the said sections twelve (12) and thirteen (13) two hundred and forty (240) links towards the south-south-east by Smith street sixty (60) links and towards the south-west by section numbered eleven (11) ninety (90) links.

#### THE SECOND SCHEDULE :

All that area in the Province of Otago containing by admeasurement one (1) rood and sixteen (16) poles more or less situate in the City of Dunedin being part of Smith street on the Map of the said City : bounded towards the north-west by sections numbered respectively twelve (12) and thirteen (13) block thirteen (XIII) two hundred and ninety-one (291) links towards the north-east by Dowling street one hundred and twenty-nine (129) links towards the south-east by sections numbered respectively fifty (50) and fifty-one (51) block thirteen (XIII) three hundred and ninety (390) links and towards the west by other part of Smith street one hundred and twenty (120) links.

#### THE THIRD SCHEDULE :

All that area in the Province of Otago containing by admeasurement six (6) poles more or less situate in the City of Dunedin being part of section numbered twelve (12) block thirteen (XIII) on the map of the said City : bounded towards the north-west by section numbered eleven (11) one hundred and seventy (170) links towards the north-east by Dowling street twenty-three and five-tenths ( $23\frac{5}{10}$ ) links towards the south-east by other part of section numbered twelve (12) one hundred and ninety-one and five-tenths ( $191\frac{5}{10}$ ) links and towards the south-west by section numbered eleven (11) thirty (30) links.

#### THE FOURTH SCHEDULE :

All that area in the Province of Otago containing by admeasurement six (6) poles more or less situate in the City of Dunedin being part of section numbered eleven (11) block thirteen (XIII) on the map of the said City : bounded towards the north-west by other part of section numbered eleven (11) one hundred and twenty-seven (127) links towards the north-east by section numbered twelve (12) ninety (90) links and towards the south-east by Smith street ninety (90) links.

#### DUNEDIN NEW ZEALAND.