



LOCAL MUNICIPAL ESTATE ORDINANCE, 1857.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

No. 23.

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AN ORDINANCE *constituting as an Estate for purposes of public utility to the Town of Dunedin, the Local Municipal Estate, reserved by the New Zealand Company's Terms of Purchase.* Title.

WHEREAS by the Terms of Purchase of Land in the Settlement of Otago, issued by the New Zealand Company, it was stipulated that one hundred Properties or six thousand and twenty-five Acres of Land, each property consisting of sixty acres and one quarter, and divided into three allotments, viz.,—a Town allotment of one quarter of an acre, a Suburban allotment of ten acres, and a Rural allotment of fifty acres, should be appropriated for an Estate to be purchased by the Local Municipal Government: And whereas certain properties or allotments of land were so appropriated, but it is inexpedient to purchase or accept of the said properties upon the conditions stipulated in the said Company's Terms of Purchase: And whereas it is expedient nevertheless that the properties or allotments of land so appropriated should be constituted an Estate for purposes of public utility to the Town of Dunedin: Preamble.

BE IT THEREFORE ENACTED by the Superintendent of the Province of

Otago, with the advice and consent of the Provincial Council thereof, as follows:—

Certain Properties to be granted to the Superintendent of Otago.

1. It shall be lawful for the Governor of New Zealand, in the name and on the behalf of Her Majesty, to grant to the Superintendent of the Province of Otago, and his successors in office, upon trust, for the purposes and subject to the provisions after-mentioned, all such Estate and interest as Her Majesty now hath or may have in all or any of the lands specified and described in the Schedule hereunto annexed, forming part of the Demesne Lands of the Crown.

Who shall have perpetual succession.

2. For the purposes of this Ordinance the Superintendent of the Province of Otago and his successors in office shall, by that name, have perpetual succession, and shall be capable in law to do and to suffer whatsoever may be lawfully done and suffered by a Body Corporate.

Properties to be held for purposes of public utility to the Town of Dunedin.

3. Subject to the provisions of this Ordinance, the Superintendent of the Province of Otago and his successors in office shall hold the said lands upon trust, for purposes of public utility to the Town of Dunedin and its inhabitants, and it shall be lawful from time to time to specify, particularize, and prescribe, such purposes in any Ordinance of the Superintendent and Provincial Council duly passed in that behalf.

The management thereof by the Town Board to be regulated by Ordinance.

4. The management and administration of the said Lands shall be carried on and conducted by the Town Board of Dunedin, subject to the provisions of any Ordinance duly passed or to be passed from time to time in that behalf by the Superintendent and Provincial Council.

Powers to sell, lease, and dispose of the lands.

5. The said Lands, or any part thereof, shall not be alienated by way of sale, exchange, or mortgage, or by lease for any longer period than twenty-one years, except by the authority of some Ordinance of the Superintendent and Provincial Council in that behalf duly passed: Provided always that the money or proceeds arising from any such sale shall forthwith be applied in the purchase of other Lands to be vested in the Superintendent of the Province of Otago and his successors in office, upon trust, for the same purposes as the Lands sold were so vested.

Rents how to be applied.

6. All the rents, issues, profits, and proceeds arising from the aforesaid Lands, and from the disposal and occupation thereof shall be from time to time paid and accounted for to the Treasurer of the said Town Board; and shall be appropriated to the purposes aforesaid, subject to the provisions of this Ordinance, and any other Ordinance of the Superintendent and Provincial Council duly passed in that behalf.

Short Title.

7. This Ordinance shall be termed and may be cited and referred to as the "Local Municipal Estate Ordinance, 1857."

Passed the Provincial Council this 6th day of November, 1857.

JAMES MACANDREW,

Speaker.

ROBERT CHAPMAN,

Clerk of Council.

Dunedin, 16th November, 1857.—I hereby declare that I reserve this Bill for the signification of the Governor's pleasure thereon.

W. CARGILL,

Superintendent.

I hereby assent to this Ordinance, this eleventh day of February, in the year of Our Lord One Thousand Eight Hundred and Fifty-eight.

THOMAS GORE BROWNE,

Governor.

SCHEDULE.

TOWN ALLOTMENTS.

1. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 30, Block VI., of the Town of Dunedin, in the Province of Otago.
2. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 32, Block VI., of the Town of Dunedin aforesaid.
3. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 34, Block VI., of the Town of Dunedin aforesaid.
4. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 40, Block IX., of the Town of Dunedin aforesaid.
5. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 7, Block XV., of the Town of Dunedin aforesaid.
6. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 8, Block XV., of the Town of Dunedin aforesaid.
7. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 9, Block XV., of the Town of Dunedin aforesaid.
8. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 13, Block XV., of the Town of Dunedin aforesaid.
9. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 14, Block XV., of the Town of Dunedin aforesaid.
10. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 18, Block XV., of the Town of Dunedin aforesaid.
11. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 20, Block XV., of the Town of Dunedin aforesaid.
12. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 20, Block XIV., of the Town of Dunedin aforesaid.
13. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 56, Block XX., of the Town of Dunedin aforesaid.
14. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 16, Block XVI., of the Town of Dunedin aforesaid.
15. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 17, Block XVI., of the Town of Dunedin aforesaid.
16. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 18, Block XVI., of the Town of Dunedin aforesaid.
17. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 26, Block XVI., of the Town of Dunedin aforesaid.
18. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 33, Block XVII., of the Town of Dunedin aforesaid.
19. All that allotment or parcel of land containing one quarter of an acre, (more or less) being Section No. 49, Block XVII., of the Town of Dunedin aforesaid.

SUBURBAN ALLOTMENTS.

20. All that allotment or parcel of land containing ten acres (more or less) being Section No. 56, of the Upper Harbour District (East side) in the said Province.
21. All that allotment or parcel of land containing ten acres (more or less) being Section No. 57, of the Upper Harbour District (East side) aforesaid.
22. All that allotment or parcel of land containing ten acres, (more or less) being Section No. 58, of the Upper Harbour District (East side) aforesaid.
23. All that allotment or parcel of land containing ten acres (more or less) being Section No. 2, Block I., of the Lower Harbour District (West side) in the said Province.
24. All that allotment or parcel of land containing ten acres (more or less) being Section No. 3, Block I., of the Lower Harbour District (West side) aforesaid.
25. All that allotment or parcel of land containing ten acres (more or less) being Section No. 28, Sawyers' Bay District, in the said Province.
26. All that allotment or parcel of land containing ten acres (more or less) being Section No. 1, Block IV., of the Upper Kaikorai District, in the said Province.
27. All that allotment or parcel of land containing ten acres (more or less) being Section No. 2, Block IV., of the Upper Kaikorai District aforesaid.
28. All that allotment or parcel of land containing ten acres (more or less) being Section No. 8, of the Wakari District, in the said Province.
29. All that allotment or parcel of land containing ten acres (more or less) being Section No. 9, of the Wakari District aforesaid.
30. All that allotment or parcel of land containing ten acres (more or less) being Section No. 10, of the Wakari District aforesaid.
31. All that allotment or parcel of land containing ten acres (more or less) being Section No. 51, of the Wakari District aforesaid.
32. All that allotment or parcel of land containing ten acres (more or less) being Section No. 53, of the Wakari District aforesaid.
33. All that allotment or parcel of land containing ten acres (more or less) being Section No. 3, Block VI., of the Town District, in the said Province.
34. All that allotment or parcel of land containing ten acres (more or less) being Section No. 4, Block VI., of the Town District aforesaid.
35. All that allotment or parcel of land containing ten acres (more or less) being Section No. 6, Block VII., of the Town District aforesaid.
36. All that allotment or parcel of land containing ten acres (more or less) being Section No. 25, Block VII., of the Town District aforesaid.

RURAL ALLOTMENTS.

37. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 4, Block XIX., of the Waihola District, in the said Province.
38. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 5, Block XIX., of the Waihola District aforesaid.

39. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 6, Block XIX., of the Waihola District aforesaid.
40. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 3, Block XX., of the Waihola District aforesaid.
41. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 4, Block XX., of the Waihola District aforesaid.
42. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 5, Block XX., of the Waihola District aforesaid.
43. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 4, Block III., of the East Taieri District, in the said Province.
44. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 4, Block IV., of the East Taieri District aforesaid.
45. All that allotment or parcel of land containing fifty acres (more or less) being Irregular Section No. 15, of the East Taieri District aforesaid.
46. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 1, Block II., of the East Taieri District aforesaid.
47. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 2, Block II., of the East Taieri District aforesaid.
48. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 3, Block II., of the East Taieri District aforesaid.
49. All that allotment or parcel of land containing fifty acres, (more or less) being Section No. 7, Block II., of the East Taieri District aforesaid.
50. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 2, Block I., of the North Molyneux District, in the said Province.
51. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 3, Block I., of the North Molyneux District aforesaid.
52. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 4, Block I., of the North Molyneux District aforesaid.
53. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 1, Block I., of the North Molyneux District aforesaid.
54. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 2, Block III., of the North Molyneux District aforesaid.
55. All that allotment or parcel of land containing fifty acres (more or less) being Section No. 3, Block III., of the North Molyneux District aforesaid.