



TRIGONOMETRICAL STATION ORDINANCE, 1861.

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

SESSION XII.—No. 48.

ANALYSIS:

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AN ORDINANCE to provide for the security and preservation of ^{Title} Trigonometrical Stations and Boundary and Survey Marks in the Province of Otago.

WHEREAS it is requisite, in order to complete the General ^{Preamble.} Survey of the Province, and to preserve and ascertain the true and exact boundaries of all Surveyed Lands, that the Trigonometrical Stations and other Survey marks appertaining to the General Survey of the Province should be preserved and maintained; and whereas lands have been sold on which some of the said Stations are situate without reserving the site of such Stations, and some of such Stations have been destroyed by the owners of the lands on which

the same were situate, and front and ranging pegs have in many instances been wantonly removed ;

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

Trigonometrical Stations to vest in Superintendent, on payment or tender of £5.

1. That on payment or tender of the sum of £5 to the owner of any land in which any Trigonometrical Station is or has been situate, and which has not been reserved, the site of such Station, and the land around the same included in a circle, the radius of which is ten feet from the centre of such Station, and of a right of way to and from the same in, through, and over the land on which the same is situate, shall vest in the Superintendent and his successors in office, in trust for the use of the Province, and may be used by the Government Surveyors, or any other Surveyors, or any person or persons acting for and on behalf of the Government for any purpose relating to the survey of the Province, or of any part thereof.

How Tender to be made.

2. That a notice, published in the *Provincial Government Gazette*, by the authority of the Superintendent, in the form contained in the Schedule hereto annexed, notifying that the owner of the land in which any such Station shall be situate, may receive upon application to the Provincial Treasurer the sum of £5 as the purchase money for the site of such Station, and right of way to and from the same, shall be deemed for the purposes of this Ordinance a sufficient Tender of the said sum, and the Provincial Treasurer is hereby authorised and required to pay the said sum of £5 to every such owner who shall apply for the same.

Trigonometrical Stations on lands unsold to be reserved.

3. That whenever the land on which any such Station is situate has not already been sold, the site of such Station, together with a right of way to and from the same as aforesaid, shall be expressly reserved, and if not expressly reserved, shall be deemed and taken to be reserved from sale, and shall be excepted out of any grant of the land on which the same shall be situate.

Penalties for injuring Stations and Survey Marks.

4. That any person who shall injure or destroy any Trigonometrical Station, shall for such offence forfeit and pay any sum not exceeding £100. And any person who shall remove or destroy any Boundary or Survey Marks, or any Front or Ranging Pegs, made and fixed by the Government or Authorised Surveyors, shall for every such offence forfeit and pay any sum not exceeding £50 ; and such penalties may be recovered in a summary way before any Justice of the Peace.

Short Title.

5. This Ordinance shall be termed, and may be cited as the "Trigonometrical Station Ordinance, 1861."

SCHEDULE.

Schedule.

Notice is hereby given, pursuant to an Ordinance passed in the 25th year of the reign of Her Majesty Queen Victoria, intituled "An Ordinance to provide for the security and preservation of Trigonometrical Stations and Boundary and Survey

Marks in the Province of Otago," that the sum of £5 is hereby tendered to the owner, or (if his name be known) A.B., the owner of the land situate [here describe the land], for the purchase of the site of the Trigonometrical Station situate in the said land, and numbered on the Survey Map of the said Province, and the land around the same included in a circle, the radius of which is ten feet from the centre of such Station, together with a right of way to and from the same in, through, or over the said land, for the purposes in the said Ordinance mentioned: And that the said sum of £5 is in the hands of the Provincial Treasurer of the said Province, ready to be paid to the owner, or (if his name be known) to the said A. B., the owner of the said land, on his application for the same at the office of the Provincial Treasurer, at Dunedin.

Dated at Dunedin, this day of 186 .

By order of

Superintendent of the said Province.

Passed the Provincial Council this 28th day of June, 1861.

ROBT. CHAPMAN,

Clerk of Council.

T. B. GILLIES,

Speaker.

Assented to on behalf of the Governor, at Dunedin, this
Sixth day of July One Thousand Eight Hundred and
Sixty-one.

J. RICHARDSON,

Superintendent of the Province of Otago.