

No. XVI.

An Act to authorize the issue of a Grant of a certain portion of the Church and School Lands. [16th May, 1884.] WALSH'S GRANT.

WHEREAS part of the Church and School Lands being portion Preamble.
number one hundred and twenty-four situate in the parish of Botany and county of Cumberland and containing thirty acres two roods and twenty-eight perches or thereabouts was together with other lots of the said lands on or about the sixteenth day of March in the year one thousand eight hundred and seventy-seven advertised in the *Gazette* for sale by public auction at Sydney by direction of His Excellency Sir Hercules Robinson the then Governor of the Colony but was withdrawn from sale and subsequently again advertised for sale in like manner on the twenty-sixth day of May in the year one thousand eight hundred and eighty and was again withdrawn from sale but on or about the sixteenth day of December in the year one thousand eight hundred and eighty-one was finally put up for sale by public auction in Sydney and was purchased by John Walsh of Botany for the sum of Nine thousand two hundred and three pounds ten shillings which sum was by him duly paid into the Colonial Treasury pursuant to the conditions of sale And whereas subsequently to the aforesaid direction of Sir Hercules Robinson an Act was passed and after reservation for Her Majesty's assent became law on the nineteenth day of October one thousand eight hundred and eighty-one under the title of "*An Act to declare the entire management and control of the lands commonly known as the 'Church and School Lands' and the appropriation of the income derived therefrom vested in the Legislature of this Colony and that from and after the thirty-first day of December one thousand eight hundred and eighty-two all such lands and income shall be respectively held and applied for the purposes of Public Instruction only*" and by the said Act it is enacted that after the passing thereof no portion of the lands described in the Schedule thereto comprising the said portion number one hundred and twenty-four should be alienated but it is further by the said Act enacted that nothing therein contained shall be deemed to prejudice or affect any lease or agreement for a lease or other obligation affecting any of the unsold lands described in the said Schedule And whereas doubts have arisen whether the aforesaid direction of Sir Hercules Robinson constitutes an obligation affecting the said portion of land within the meaning of the fourth section of the said Act and it is expedient to remove such doubts by authorizing the issue of a grant of the said portion to the purchaser thereof the said John Walsh Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

1. It shall be lawful for the Governor to issue in the form and with the conditions and reservations which were customary on issuing grants of Church and School Lands at the date hereinafter mentioned a grant of portion one hundred and twenty-four of the Church and School Lands situate in the parish of Botany and county of Cumberland containing thirty acres two roods and twenty-eight perches or thereabout being the portion of the said lands purchased at public auction by the said John Walsh on the sixteenth day of December one thousand eight hundred and eighty-one and for which the said John Walsh subsequently paid the full amount of the purchase money as hereinbefore recited.

Grant of portion 124 Church and School Lands at Botany to be issued to the purchaser.

2. This Act shall be cited as "Walsh's Grant Act of 1884." Short title.