

## CANBERRA-STREET, CANTERBURY, DIVERSION ACT.

Act No. 42, 1916.

**An** Act to close a certain portion of a public street known as Canberra-street, in the Municipality of Canterbury, and to abolish all rights of way connected therewith; and to confer a title in fee simple in possession under the Real Property Act, 1900, in the lands comprising the same on the Intercolonial Investment, Land, and Building Company, Limited; and to dedicate to the public in lieu thereof and in exchange therefor a new street; and to divest all right, title, and interest in or to the lands comprised in the said last mentioned street from the said company. [Assented to, 29th September, 1916.]

George V,  
No. 42.

**W**HEREAS it is expedient to close a certain portion of Canberra-street in the municipality of Canterbury, more particularly described in the First Schedule to this Act, and to abolish all rights of way over the same and to vest the said lands for an estate in fee simple in possession under the Real Property Act, 1900, free from all rights of way existing therein, in the Intercolonial Investment, Land, and Building Company, Limited, to create and dedicate to the public in perpetuity in lieu of and in exchange for the said rights of way so to be abolished as aforesaid and in consideration thereof a public street of the uniform width of sixty-six feet over the lands described in the Second Schedule hereto (which said lands are the property of the said company, the same being vested in it for an estate in fee simple in possession) and to divest from the

Preamble.

**George V,** the said company all rights and title in or to all those  
**No. 42.** said lands described in the said Second Schedule hereto :  
 Be it therefore enacted by the King'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 :—

Part of  
 present street  
 abolished.

**1.** From and after the passing of this Act the street  
 over the lands described in the First Schedule to this  
 Act and all rights of way in, over, or appurtenant to the  
 same shall be and are hereby absolutely and for ever  
 abolished and extinguished.

Fee simple of  
 site of part of  
 present street  
 vested in the  
 Intercolonial  
 Investment,  
 Land, and  
 Building Co.,  
 Ltd., and  
 Certificate of  
 Title under  
 Real Pro-  
 perty Act,  
 1900, to issue  
 in respect  
 thereof.

**2.** From and after the passing of this Act the lands  
 described in the said First Schedule to this Act shall be  
 and the same are hereby vested in the Intercolonial  
 Investment, Land, and Building Company, Limited, for  
 an indefeasible estate in fee simple in possession, freed  
 and discharged from all rights of way and other rights,  
 easements, and privileges existing therein or in anywise  
 appurtenant or incidental thereto, and from all trusts,  
 obligations, and contracts, and from all claims of every  
 kind by any person whatsoever, and the Registrar-  
 General is hereby authorised and directed to register  
 the said company under the Real Property Act, 1900,  
 as the proprietor of an estate in fee simple in possession  
 of the said lands freed and discharged from all rights of  
 way and other rights, easements, and privileges existing  
 therein or in anywise appurtenant or incident thereto,  
 and from all trusts, obligations, and contracts, and from  
 all claims of every kind by any person whatsoever, and  
 to issue to the said company a certificate of title in  
 respect thereof under the said Real Property Act, 1900,  
 and for this purpose to make all necessary entries and  
 records in the register book kept under the said Act.

A new street  
 erected through  
 the lands of the  
 Intercolonial  
 Investment,  
 Land, and Build-  
 ing Company,  
 Limited.

**3.** From and after the passing of this Act a street of  
 the uniform width of sixty-six feet over the lands  
 described in the Second Schedule to this Act shall be  
 and the same is hereby created and dedicated to the  
 public as a public thoroughfare in perpetuity.

Fee simple of  
 site of new  
 street divested  
 from the Inter-  
 colonial Invest-  
 ment, Land, and  
 Building Com-  
 pany, Limited.

**4.** From and after the passing of this Act all the right,  
 title, estate, and interest of the said Intercolonial Invest-  
 ment, Land, and Building Company, Limited, of in or to  
 all these lands described in the said Second Schedule  
 hereto

hereto shall be and the same are hereby for ever divested from and out of the said company, and absolutely abrogated, annulled, and made void. George V,  
No. 42.

5. This Act may be cited as the "Canberra-street, Canterbury, Diversion Act, 1916." Short title

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## SCHEDULES.

### FIRST SCHEDULE.

ALL that piece or parcel of land situated in the municipality of Canterbury, in the parish of Petersham, county of Cumberland, and State of New South Wales, be the hereinafter mentioned several dimensions a little more or less, containing by admeasurement 2 roods  $5\frac{1}{2}$  perches, more or less, being the land comprising parts of Canberra-street, 66 feet wide: Commencing at the intersection of a north-eastern building line of Canberra-street with a south-eastern boundary of the Sydney to Bankstown railway land, and bounded thence on the north-west by part of that south-eastern boundary of the railway land aforesaid bearing 261 degrees 52 minutes 5 seconds for 169 feet 11 $\frac{1}{2}$  inches; thence on the south-west by a line crossing Canberra-street, 66 feet wide, bearing 171 degrees 51 minutes for 66 feet; thence on the south-east and on the south-west by parts of south-eastern and south-western building lines of Canberra-street, 66 feet and 49 feet 6 inches wide respectively, bearing successively 81 degrees 52 minutes 5 seconds for 197 feet 1 $\frac{3}{4}$  inches, and 105 degrees 34 minutes for 148 feet 5 inches; thence again on the south-east by a line crossing Canberra street, 49 feet 6 inches wide, bearing 78 degrees 48 minutes for 109 feet 11 inches; and thence on the north-east by part of the north eastern building line first mentioned of Canberra-street, bearing 285 degrees 34 minutes for 298 feet to the point of commencement.

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### SECOND SCHEDULE.

All that piece or parcel of land situated in the municipality of Canterbury, in the parish of Petersham, county of Cumberland, and State of New South Wales, be the hereinafter mentioned several dimensions a little more or less, containing by admeasurement 3 roods  $2\frac{9}{16}$  perches, more or less, being the land forming part of the land comprised in certificate of title, registered volume 2,186, folios 59 and 60. Commencing at a point on a south-eastern building line of Canberra-street, 66 feet wide, distant along that building line 261 degrees 52 minutes 5 seconds 197 feet 1 $\frac{3}{4}$  inches from the intersection of that south-eastern building line with the south-western building line of Canberra-street, 49 feet 6 inches wide; and bounded thence on the

**George V,**  
**No. 42.** the north-west by part of said south-eastern building line of Canberra-street, 66 feet wide, bearing 261 degrees 52 minutes 5 seconds for 66 feet; thence on the south-west and south-east by lines bearing successively 171 degrees 51 minutes for 45 feet  $10\frac{3}{4}$  inches, 148 degrees 35 minutes 15 seconds for 75 feet  $9\frac{1}{2}$  inches, 102 degrees 3 minutes 45 seconds for 75 feet  $9\frac{1}{4}$  inches, and 78 degrees 48 minutes for 396 feet  $2\frac{1}{4}$  inches; thence on the east by a line bearing 2 degrees 11 minutes for 16 feet  $11\frac{1}{2}$  inches to a south-western building line of Canberra-street, 49 feet 6 inches wide aforesaid; thence on the north-east by part of that south-western building line of Canberra-street bearing 285 degrees 34 minutes for 109 feet 11 inches, and thence on the north-west and north-east by lines parallel to and distant northerly and easterly 66 feet from the south-eastern and south-western boundaries hereinbefore described bearing successively 258 degrees 48 minutes for 288 feet  $4\frac{3}{4}$  inches, 282 degrees 3 minutes 45 seconds for 33 feet  $9\frac{3}{4}$  inches, 328 degrees 35 minutes 15 seconds for 33 feet 10 inches, and 351 degrees 51 minutes for 32 feet 4 inches, to the point of commencement.

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