

**CANBERRA-STREET, CANTER-
BURY, DIVERSION ACT.**

Act No. 42, 1916.

An Act to close a certain portion of a public street George V,
No. 42.
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 thercof 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.]

WHEREAS it is expedient to close a certain portion Preamble. 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

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.

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.

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

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

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.

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.

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.

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 **George V,**
from and out of the said company, and absolutely **No. 42.**
abrogated, annulled, and made void.

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

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.

SECOND SCHEDULE.

All that piece or parcel of land situated in the municipality of Carterbury, 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 $2\frac{9}{25}$ 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.
