

Act No. 40, 1898.

An Act to sanction the construction of a line of
Railway from The Rock to Green's Gunyah.
[24th December, 1898.]

THE ROCK
TO GREEN'S GUNYAH
RAILWAY.

WHEREAS, in accordance with the provisions of the Public Works Preamble.
Act of 1888, the Legislative Assembly did, by resolution, declare
that it was expedient to carry out a certain work, namely, the construction
of a line of railway from The Rock to Green's Gunyah: And whereas
the said resolution imposed a statutory duty on the Secretary for Public
Works to introduce a Bill into the said Assembly to sanction the carrying
out of the said work: 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. The carrying out of the said work (more particularly described Work sanctioned.
in the Schedule to this Act) is hereby sanctioned, and the Secretary for
Public Works, or the Member of the Executive Council for the time
being performing the duties of the said Secretary, is hereby authorised
to undertake and carry out the said work subject to the provisions of
this Act, and for that purpose shall be, and shall have the powers and
duties of, a Constructing Authority within the meaning of the Public
Works Act of 1888: Provided that the said works shall not be com-
menced to be constructed unless the private lands required for the
construction of the line (except town allotments) have been contracted
by instrument in writing to be conveyed by deed of gift, transfer, or
exchange from the owners to the Crown, or there has been paid to the
Constructing Authority a sum equal to or greater than the amount
estimated by the said Authority to be required for the resumption of
land for the said work: And the money so paid shall be applied for
the purpose of the said resumption.

2. (1) The Governor shall within three months after the com- Addition of rent to
mencement of this Act by proclamation in the Gazette declare the district
which in his opinion will be served by the said work, and upon the
publication of that proclamation every owner of land and every lessee
from the Crown of lands within that district shall in the year in which
the said work is completed and the line of railway opened for traffic,
and in every succeeding year up to and including the year in which the
amount of the receipts from the said line of railway equals or exceeds
the amount of the working expenses together with the amount of the
interest

The Rock to Green's Gunyah Railway.

interest payable on the cost of construction but no longer, pay in addition to any sum which he is liable under any Act relating to Crown lands to pay as rent for such land, one penny per acre within a distance of five miles on each side, one halfpenny per acre within a further distance of ten miles, and one farthing per acre within a radius of fifteen miles; but the land for a distance of five miles from the Rock Station on the main Junee-Albury Line to be excluded.

(2) The provisions of the Acts relating to Crown lands which apply to the payment and recovery of rent for such land shall apply to the payment and recovery of such additional rent, which, when paid, shall be forwarded by the Secretary for Lands to the Railway Commissioners.

Plan of work.

3. The plan of the said work is the plan marked "The Rock to Green's Gunyah Railway," signed by the Secretary for Public Works and countersigned by the Engineer-in-Chief for Railway Construction, and deposited in the public office of the said Secretary.

Cost, how to be defrayed.

4. The cost of carrying out the said work, estimated at sixty-five thousand nine hundred and thirty-nine pounds, may be defrayed from such Loan Votes as are now or may hereafter be applicable to that purpose, and shall not under any circumstances exceed the estimated cost by more than ten per centum.

Line may be constructed along a road.
Short title.

5. The said line of railway may be constructed on or along or by the side of any public road or highway.

6. This Act may be cited as "The Rock to Green's Gunyah Railway Act, 1898."

SCHEDULE.

The Rock to Green's Gunyah (now called Lockhart) Railway.

This line begins by a junction with the Southern Railway at the south end of The Rock station at three hundred and twenty-seven miles twenty-eight chains from Sydney, and follows a five-chain reserved road generally westerly to Bullenbung Creek at about three hundred and thirty-five miles. From here the line is from one to two miles north of the road, and, crossing the watershed of the Lachlan and Murrumbidgee Rivers at about three hundred and forty-three miles, ends parallel to and adjoining the southern boundary of the township of Green's Gunyah (now called Lockhart) at about three hundred and fifty-two miles twenty chains, being a total length of about twenty-four miles seventy-two chains, and subject to such deviations and modifications as may be considered desirable by the Constructing Authority.