

PETERSHAM AND BANKSTOWN
ROAD CLOSING ACT.

Act No. 35, 1916.

An Act to authorise the municipal councils of Petersham and Bankstown to close certain roads ; to provide for the disposal of the land in such roads ; and for purposes consequent thereon or incidental thereto. [Assented to, 5th September, 1916.]

George V,
No. 35.

BE it 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 :—

1. (1) This Act may be cited as the "Petersham and Bankstown Road Closing Act, 1916." Short title.

(2) This Act shall be read with the Local Government Act, 1906, and with any Acts amending that Act.

2. (1) That portion of the public road known as Horbury-terrace in the municipality of Petersham, which is described in Schedule I of this Act, is hereby closed, and the dedication thereof as a public road is hereby cancelled, and the site of such road is vested in the council of the municipality of Petersham for an estate in fee simple with full rights in the soil below and in the air above. Closing public road known as Horbury-terrace, Petersham.

(2) The Registrar-General is hereby authorised to make all necessary notifications in connection with such vesting in the register book and in any certificate of title comprising the land referred to, and to issue to the council of the municipality of Petersham a certificate of title under the Real Property Act, 1900, to the land described in the said Schedule I, free of all dedications, reservations, and encumbrances whatsoever. Issue of certificate of title to council.

(3)

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Power of sale.

(3) The said council is hereby authorised to sell the said land, and to apply the proceeds of such sale to the purchase of other land to be used for the extension, widening, straightening, deviation, or other improvement of Liberty-street, in the said Municipality, and to apply any balance of such proceeds for the purposes of the general fund, or to exchange such land for other land to be used for the above purposes: And the said council is hereby authorised to agree with the owner of any such other land so purchased or taken in exchange as aforesaid to remove and re-erect on the land, formerly known as Horbury-terrace, the stable-buildings and fencing now standing on such other land, or on land adjoining thereto; to remove the kerbing and guttering of the land formerly known as Horbury-terrace, and level such land; and to connect the drainage from the said owner's building situated on any land aforesaid with the water channel in the extension of Liberty-street aforesaid.

Closing portion of Marion-street, Bankstown.

3. (1) That portion of the public road known as Marion-street, in the Municipality of Bankstown, which is described in Schedule II of this Act, is hereby closed, and the dedication thereof as a public road is hereby cancelled, and the site of such road is vested in the council of the Municipality of Bankstown for an estate in fee simple with full rights in the soil below and in the air above.

Issue of certificate of title to council.

(2) The Registrar-General is hereby authorised to make all necessary notifications in connection with such vesting in the register book and in any certificate of title comprising the land referred to, and to issue to the council of the municipality of Bankstown a certificate of title under the Real Property Act, 1900, to the land described in the said Schedule II, free of all reservations, dedications, and encumbrances whatsoever.

Use of land by council.

(3) The said council is hereby authorised to use the said land for any of the purposes of the Local Government Act 1906, or of any Act amending that Act; and the provisions of those Acts relating to the use and sale of land shall apply in relation to the said land.

SCHEDULES.

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George V,
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SCHEDULE I.

ALL that piece or parcel of land situate, lying, and being in the parish of Petersham, in the county of Cumberland, in the State New South Wales, be the hereinafter mentioned several dimensions a little more or less, situated in the municipality of Petersham, and forming part of Thomas Rowley's 240 acres consolidated grant, dated 9th August, 1803. Commencing at a point at the intersection of the south-western building line of Railway-avenue with the south-eastern building line of Horbury-terrace; bounded thence on part of the south-east by part of the said building line of that terrace bearing 200 degrees 9 $\frac{1}{4}$ minutes and distant 119 $\frac{8\frac{1}{2}}{100}$ links to an angle formed therein; thence on part of the north-east by the north-eastern building line of the said Horbury-terrace bearing 112 degrees 1 $\frac{1}{2}$ minutes and distant 252 $\frac{8\frac{5}{100}}{100}$ links; thence again on the south-east by a line bearing 208 degrees 33 minutes, and distant 43 $\frac{9\frac{7}{100}}{100}$ links; thence on part of the south-west by the south-western side of Horbury-terrace, bearing 290 degrees 40 $\frac{1}{4}$ minutes and distant 316 $\frac{3\frac{8}{100}}{100}$ links to another angle formed in Horbury-terrace; thence on the north-west and the remainder of the south-west by the north-western and the remainder of the south-western building lines of the said terrace, bearing respectively 20 degrees 9 $\frac{1}{4}$ minutes, and distant 119 $\frac{6\frac{5}{100}}{100}$ links, and bearing 328 degrees 14 minutes, and distant 28 $\frac{3\frac{0}{100}}{100}$ links to the south-western building line of Railway-avenue aforesaid; and thence on the remainder of the north east by lines bearing 96 degrees 19 $\frac{1}{4}$ minutes, and distant 46 $\frac{5\frac{1}{100}}{100}$ links, and bearing 94 degrees 52 $\frac{3}{4}$ minutes and distant 79 $\frac{6\frac{0}{100}}{100}$ links, to the point of commencement.

SCHEDULE II.

All that piece or parcel of land situate in the municipality of Bankstown, parish of Bankstown, county of Cumberland, State of New South Wales, containing an area of 2 roods 7 $\frac{1}{2}$ perches, exclusive of road, and being part of Marion-street, be the hereinafter mentioned dimensions all a little more or less. Commencing at a point on a south-western side of North-terrace, being the western termination of the said North-terrace; and bounded thence on the south-east by the Railway Commissioners' land, being a line bearing 235 degrees 46 minutes 216 $\frac{8}{100}$ links; thence on the south-west by the Railway Commissioners' land, being a line partly fenced, and bearing 279 degrees 32 minutes 668 links; thence on the north-west by a line parallel to and distant rectangularly 100 links south-easterly from a north-western side of Marion-street, bearing 86 degrees 41 minutes 40 seconds 768 $\frac{5}{100}$ links to a point in line with the prolongation southerly of the western side of Chapel-road; and thence on the north-east by a line bearing 114 degrees 56 minutes 78 $\frac{3}{100}$ links to the point of commencement, and excluding therefrom a road 100 links wide, commencing at a point

George V, point on the south-western boundary of first described land 99 degrees
No 35. 32 minutes 368 links from the westernmost corner thereof : and bounded
thence on the south-west by part of said boundary, being a line bearing 99
degrees 32 minutes 100 links ; thence on the south-east by a line bearing
9 degrees 32 minutes $106\frac{7}{10}$ links ; thence on the north-west by part of
the north-western boundary of first described land, being a line bearing
266 degrees 41 minutes 40 seconds $102\frac{2}{5}$ links ; and thence on the
north-west by a line bearing 189 degrees 32 minutes $83\frac{9}{10}$ links, to the
point of commencement.

All bearings to the trigonometrical meridian.