



Western Australia.

ANNO SECUNDO

EDWARDI VII. REGIS.

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No. XLV.

AN ACT to authorise the Grant of a Special Lease to the Kalgoorlie Electric Power and Lighting Corporation, Limited.

[Assented to, 20th December, 1902.]

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 Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. THE Governor may grant to the Kalgoorlie Electric Power and Lighting Corporation, Limited, and its transferees (hereinafter referred to as the lessee), a special lease of the land described in the Schedule to this Act, for works for the production and supply of electric power and light, and for other purposes incidental thereto, for the term of ninety-nine years, at such rent and subject to such covenants and conditions as to the Governor may seem fit.

The Governor may grant lease.

2. THE lease shall be of the surface of the land and of the land below the surface to a depth of one hundred feet, but the Governor may authorise the lessee to sink for water on any part of the land to a depth greater than one hundred feet.

To be limited to a depth of 100 feet from surface.

2° EDWARDI VII., No. 45.

*Kalgoorlie Electric Power and Lighting Corporation.*

Water right.

3. THE lessee shall have the right, in priority to all other persons, at all times during the continuance of the lease authorised by this Act, to take water from the main shaft marked "A" on a plan of Gold Mining Lease 3863E deposited in the office of the Minister for Mines, for use in connection with the said electric power and light works, and for that purpose, and, subject to such conditions as the Minister for Mines may prescribe, may --

- (a.) At any time enter upon the said gold mining lease ;
- (b.) Construct pumping machinery and pipes in the said shaft ;
- (c.) Lay down pipes connecting the shaft with the boundary of the lease authorised by this Act ; and
- (d.) Maintain and keep the said shaft, machinery, and pipes in repair, and, if necessary, deepen the said shaft.

But in the exercise of such right the lessee shall not interfere with the lawful mining operations of any holder of the said gold mining lease, or other authorised holding of the land comprised therein, for the time being, or obstruct the use of the said shaft in connection therewith.

Supply of electric power or light to local authorities.

4. THE Council or Board of any municipality or road district situated within five miles of the land demised (hereinafter referred to as the "Local authority") may, by notice in writing, require the lessee to supply electric power or light at the lowest rates charged for the time being by the lessee to any consumer taking an equal supply under similar conditions.

On such notice being given, and an agreement being entered into by the local authority to take electric power or light, and to pay the cost of the installation, the lessee shall, within six months thereafter, or within such extended time as the Minister may allow, afford the required supply.

Settlement of disputes.

5. SHOULD any question or dispute arise between the lessee and any holder of the said gold mining lease, or other authorised holding of the land comprised therein, or between the lessee and any local authority, in relation to their mutual rights or obligations under this Act, the same shall be referred to and settled by the Minister for Mines, and not otherwise.

In the name and on behalf of the King I hereby assent to this Act.

E. A. STONE, Administrator,

THE SCHEDULE.

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The natural surface, and so much of the land as is below the natural surface to a depth of 100 feet, of all that piece or parcel of land containing 16 acres 1 rood or thereabouts, and being bounded by lines starting from the intersection of the South side of York Street with the East side of Lane Street, and extending 89° 58' 3 chains 99·7 links along the aforesaid South side of York Street; thence 140° 38' 18 chains 62½ links along part of the South-West boundary of G.M. Lease 1087 E; thence 229° 12' 5 chains 90 links passing through the North-West boundaries of Boulder Town Blocks 1141 and 1142; thence 269° 58' 8 chains 32 links; thence 50° 38' 4 chains 40 links; thence 320° 38' 1 chain; thence 230° 38' 4 chains 56·2 links; thence 359° 58' 11 chains 58 links; thence 269° 58' 2 chains 25 links; and thence 359° 58' 6 chains along the East side of Lane Street aforesaid to the starting point. All bearings being true or thereabouts, and the measurements more or less.