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Government Gazette
 OF
WESTERN AUSTRALIA.

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PERTH: FRIDAY, JANUARY 21.

[1910.]

The Land Act, 1898.

ORDERS IN COUNCIL.

At the Executive Council Chamber, at Perth, this
 19th day of January, 1910.

Present:

His Excellency the Governor.
 The Honourables--The Premier.
 The Colonial Secretary.
 The Attorney General.

3606/09.

WHEREAS by Section 42 of "The Land Act, 1898," it is made lawful for the Governor to direct that any Reserve shall vest in, and be held by any Municipality, Road Board, or other person or persons to be named in the order, in trust for any of the purposes set forth in Section 39 of the said Act, or for the like or other public purposes to be specified in such order: And whereas it is deemed expedient that Reserve 12229 should vest in and be held by The Minister for Railways, in trust for Railway Water Supply purposes: Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, doth hereby direct that the before-mentioned Reserve shall vest in and be held by The Minister for Railways, in trust as aforesaid.

BERNARD PARKER,
 Clerk of the Council.

1071/01.

WHEREAS by Section 42 of "The Land Act, 1898," it is made lawful for the Governor to direct that any Reserve shall vest in, and be held by any Municipality, Road Board, or other person or persons to be named in the order, in trust for any of the purposes set forth in Section 39 of the said Act, or for the like or other public purposes to be specified in such order: And whereas it is deemed expedient that Reserves A7659 and A10863 should vest in and be held by Charles John Efford and F. H. Stenike, in trust for Recreation: Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, doth hereby direct that the before-mentioned Reserves shall vest in and be held by Charles John Efford and F. H. Stenike, in trust as aforesaid, subject nevertheless to the powers reserved to me by Section 41 of the said Act.

BERNARD PARKER,
 Clerk of the Council.

ORDERS IN COUNCIL.

4355/04.

WHEREAS by Section 42 of "The Land Act, 1898," it is made lawful for the Governor to direct that any Reserve shall vest in, and be held by any Municipality, Road Board, or other person or persons to be named in the order, in trust for any of the purposes set forth in Section 39 of the said Act, or for the like or other public purposes to be specified in such order, and with power of leasing for any term not exceeding twenty-one years from the date of the lease: And whereas it is deemed expedient that Reserve 9303 should vest in and be held by the Municipality of Claremont, in trust for a Municipal Electric Light Station: Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, doth hereby direct that the before-mentioned Reserve shall vest in and be held by the Municipality of Claremont, in trust as aforesaid, with power to the said Municipality of Claremont to lease the whole or any portion of the said Reserve for any term not exceeding twenty-one years from the date of the lease.

BERNARD PARKER,
 Clerk of the Council.

13694/05.

WHEREAS by Section 42 of "The Land Act, 1898," it is made lawful for the Governor to direct that any Reserve shall vest in, and be held by any Municipality, Road Board, or other person or persons to be named in the order, in trust for any of the purposes set forth in Section 39 of the said Act, or for the like or other public purposes to be specified in such order: And whereas it is deemed expedient that Reserve 9955 should vest in and be held by the Upper Irwin Road Board, in trust for a Water and Gravel Reserve: Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, doth hereby direct that the before-mentioned Reserve shall vest in and be held by the Upper Irwin Road Board, in trust as aforesaid, subject nevertheless to the powers reserved to me by Section 41 of the said Act.

BERNARD PARKER,
 Clerk of the Council.

ORDER IN COUNCIL.

11307/09.

WHEREAS by Section 43 of "The Land Act, 1898," it is made lawful for the Governor, by Order in Council, without issuing any deed of grant to place any Reserve under the control of any Municipality, Roads Board, or other person or persons, as a Board of Management, and to empower such Board to make, repeal, and alter by-laws for the control and management of such Reserves, and prescribe fees for depasturing thereon, and for other purposes, such by-laws to be approved by the Governor and published in the *Government Gazette*: And whereas it is deemed expedient that Reserve 2575 for Water at Preston A.A. should be placed under the control of the Preston Road Board as a Board of Management: Now, therefore, His Excellency the Governor, by and with the advice and consent of the Executive Council, doth hereby place the before-mentioned Reserve under the control of the Preston Road Board as a Board of Management, and doth empower such Board to make, repeal, or alter by-laws for the control and management of the said Reserve, for prescribing fees for depasturing thereon, for directing the manner in which such fees shall be imposed, paid, collected, and disposed of, and to impose penalties not exceeding in any case £5 for any breach thereof, and £2 a day for a continuing breach, but not more than £20 in the aggregate.

BERNARD PARKER,
Clerk of the Council.

AMENDMENT OF AREA AND BOUNDARIES OF RESERVE.

Department of Lands and Surveys,
Perth, 21st January, 1910.

HIS Excellency the Governor in Executive Council has been pleased to approve of the Area and Boundaries of Reserve No. 9303 being amended as described in the Schedule below, for the purpose therein set forth; the Area and Boundaries previously published in the *Government Gazette* being hereby cancelled:—

4355/04.

SWAN (Claremont).—No. 9303 (Municipal—Electric Light Station).—Locations 2112 and 2511. (1 acre 1r. 14p.) (Diagram 17028.)

R. CECIL CLIFTON,
Under Secretary for Lands.

THE LAND ACT, 1898.

Department of Lands and Surveys,
Perth, 17th January, 1910.

HIS Excellency the Governor in Executive Council has been pleased to make the following Regulations under "The Land Act, 1898."

R. CECIL CLIFTON,
Under Secretary for Lands.

REGULATIONS.

1. The cost of survey of land not surveyed before selection shall be in accordance with the scale set out in the Schedule hereto.

2. Except as hereafter provided, the prescribed cost of survey of land selected under Part V. of "The Land Act, 1898," and not surveyed before selection shall be paid as follows:—

One-fourth thereof with the application, and the balance by equal half-yearly instalments with the instalments of purchase money for the land, and extending over the period during which such purchase money is payable, together with interest on the amount of such balance for the time being unpaid, at the rate of £5 per centum per annum, and subject in default of punctual payment to fines at the rate prescribed by Section 136 for default in payment of rent.

Provided that the prescribed cost of survey for such land purchased by direct payment under section fifty-seven of the said Act shall be paid as follows:—

One-fourth thereof with the application, and the balance with interest thereon at the rate of £5 per centum per annum by equal quarterly instalments with the balance of purchase money, and subject in default of punctual payment to fines at the rate prescribed by Section 136 for default in payment of rent.

3. The prescribed cost of the survey of land selected under Part VIII. of "The Land Act, 1898" (Homestead Farms), shall be paid as follows:—

One-fourth thereof with the application, and the balance in three equal half-yearly payments, the first payment to be made on the first day of March or the first day of September in the half-year next following that in which the approval is granted, and the subsequent payments to be made in each succeeding period of six months, with interest on the amount of such balance for the time being unpaid at the rate of £5 per centum per annum, and subject in default of punctual payment to fines at the rate prescribed by Section 136 for default in payment of rent.

4. (a.) Except as hereafter provided, no application for land under Part V., VI., or VIII. of "The Land Act, 1898," shall, after the 30th day of June, 1910, be approved if such land is not surveyed before selection, until the land applied for has been surveyed, classified, and valued.

(b.) If on such survey and classification the boundaries of the land differ materially from the boundaries of the land as applied for, or if the land is valued at a price exceeding ten shillings an acre for agricultural land or three shillings and ninepence an acre for grazing land, and the application is approved with altered boundaries or at such increased price, the applicant may at any time within thirty days, or such extended period as the Minister may allow, from the date of such approval, by notice in writing served on the Under Secretary for Lands, withdraw his application, and in such case he shall be entitled to a return of the deposit on account of purchase money or the Homestead Farm Office fee, as the case may be, but he shall not be entitled to a return of the instalment on account of the cost of survey.

Provided that if the application is not so withdrawn the applicant shall, at the expiration of such period of thirty days, or such extended period (if any), be deemed to have agreed to purchase the land applied for at the price fixed by the notice of approval.

(c.) The Minister may, in his discretion, approve of applications before survey, in special cases where the delay in survey and classification in view of the isolation of the land applied for, or other sufficient reason, would cause hardship or inconvenience to the applicant.

The Schedule.

	acres.	acres.	£	s.	d.
When area does not exceed 5 acres			2	5	0
When area exceeds 5 and does not exceed 10			2	15	0
" 10		20	3	15	0
" 20		50	4	15	0
" 50		100	6	5	0
" 100		160	7	15	0
" 160		200	8	15	0
" 200		300	9	15	0
" 300		400	11	5	0
" 400		500	12	5	0
" 500		600	13	10	0
" 600		700	14	10	0
" 700		800	15	10	0
" 800		900	16	10	0
" 900		1,000	17	10	0
" 1,000		1,200	19	0	0
" 1,200		1,400	20	10	0
" 1,400		1,600	22	5	0
" 1,600		1,800	23	15	0
" 1,800		2,000	24	15	0
" 2,000		2,500	28	0	0
" 2,500		3,000	31	0	0
" 3,000		3,500	33	5	0
" 3,500		4,000	35	5	0
" 4,000		4,500	37	15	0
" 4,500		5,000	39	15	0

Scale of payments for cost of Survey on Applications for Conditional Purchases under deferred payments extending over 20 years :—

Area.	Cost of Survey.	Scale of Payments.		
		Surveyed lots.	Unsurveyed lots.	
		Total payment including interest.	One fourth paid with deposit.	Balance payable in 40 instalments with purchase money.
Not exceeding 5 acres	£ s. d. 2 5 0	£ s. d. 3 16 3	£ s. d. 0 11 3	£ s. d. 2 12 6
Exceeding but not exceeding acres				
5 10	2 15 0	4 13 3	0 13 9	3 4 0
10 20	3 15 0	6 7 0	0 18 9	4 7 6
20 50	4 15 0	8 0 9	1 3 9	5 10 9
50 100	6 5 0	10 11 6	1 11 3	7 5 9
100 160	7 15 0	13 2 3	1 18 9	9 0 9
160 200	8 15 0	14 16 3	2 3 9	10 4 0
200 300	9 15 0	16 10 0	2 8 9	11 7 6
300 400	11 5 0	19 0 9	2 16 3	13 2 6
400 500	12 5 0	20 14 9	3 1 3	14 5 9
500 600	13 10 0	22 17 0	3 7 6	15 15 0
600 700	14 10 0	24 11 0	3 12 6	16 18 3
700 800	15 10 0	26 4 9	3 17 6	18 1 6
800 900	16 10 0	27 18 6	4 2 6	19 5 0
900 1,000	17 10 0	29 12 6	4 7 6	20 8 3
1,000 1,200	19 0 0	32 3 3	4 15 0	22 3 3
1,200 1,400	20 10 0	34 14 0	5 2 6	23 18 3
1,400 1,600	22 5 0	37 13 3	5 11 3	25 19 0
1,600 1,800	23 15 0	40 4 0	5 18 9	27 14 0
1,800 2,000	24 15 0	41 17 9	6 3 9	28 17 3
2,000 2,500	28 0 0	47 7 9	7 0 0	32 13 0
2,500 3,000	31 0 0	52 9 6	7 15 0	36 3 0
3,000 3,500	33 5 0	56 5 6	8 6 3	38 15 6
3,500 4,000	35 5 0	59 13 3	8 16 3	41 2 3
4,000 4,500	37 15 0	63 18 0	9 8 9	44 0 6
4,500 5,000	39 15 0	67 5 6	9 18 9	46 7 3

Note.—In the case of C.Ps. on surveyed blocks the charge for survey, as well as charge for improvements, is included in the price for the land, and where the land comprised within an area surveyed is granted under different tenures such as C.P. and H.F. or Grazing Lease and C.P. or H.F. the whole of the survey charge (where only the external boundaries have been marked) is charged against the holding covering the larger area. In the case of surveyed lots priced over 10s. per acre the deposit with application covers, besides the lease fee of 10s., only a half or quarter year's rent at the rate of 6d. per acre per annum, which rate is charged for the first three years, the balance being charged over

the remaining seventeen years. In the case of unsurveyed lots priced over 10s. per acre, the deposit must include rent at the rate of 6d. per acre per annum, one quarter of charge for survey, also first instalment (one-fortieth) of balance of cost of survey, with interest, and first instalment (one-fortieth) of any charge for improvements with interest. In the case of lands priced under 10s. per acre, the deposit in the case of surveyed lots shall be a half or quarter year's instalment of purchase money at the price per acre set out; and in the case of unsurveyed lots a similar payment plus charges for survey and improvements as set forth.

Scale of payment of Cost of Survey on Homestead Farm surveyed (where not portion of a larger surveyed location, in which case the survey fee is chargeable on the holding covering the larger area) or unsurveyed :—

Area.	Cost of Survey.	Repayments.	
		Quarter with deposit.	Balance with interest payable in three instalments.
Not exceeding 5 acres	£ s. d. 2 5 0	£ s. d. 0 11 3	£ s. d. 1 15 6
Exceeding but not exceeding acres			
5 10	2 15 0	0 13 9	2 3 6
10 20	3 15 0	0 18 9	2 19 3
20 50	4 15 0	1 3 9	3 15 9
50 100	6 5 0	1 11 3	4 18 9
100 160	7 15 0	1 18 9	6 2 3

NOTE.—Of the balance in three equal half-yearly instalments the first is payable on the rent day (1st March or 1st September) in the half year following that in which the application is approved.

Scale of payments of Cost of Survey on holdings under Section 60 :—

Area.	Survey fee.	Repayments.			
		Unsurveyed Lots.		Surveyed Lots.	
		One quarter with deposit.	Balance with interest in six half-yearly instalments.	One tenth with deposit.	Balance with interest in six half yearly instalments.
Not exceeding 5 acres	£ s. d. 2 5 0	£ s. d. 0 11 3	£ s. d. 1 16 9	£ s. d. 0 4 6	£ s. d. 2 4 0
Exceeding but not exceeding					
acres	acres				
5 10	2 15 0	0 13 9	2 5 0	0 5 6	2 14 0
10 20	3 15 0	0 18 0	3 1 3	0 7 6	3 13 6
20 50	4 15 0	1 3 9	3 17 6	0 9 6	4 13 3

NOTE.—On surveyed lots the charges as shown above are included in the price fixed for the sale of the land.

Scale of payments of Survey Fees on lands under Section 57 :—

Not exceeding 5 acres	2 5 0	0 11 3	1 14 9	0 4 6	2 1 9
Exceeding but not exceeding					
acres	acres				
5 10	2 15 0	0 13 9	2 2 6	0 5 6	2 11 0
10 20	3 15 0	0 18 9	2 18 0	0 7 6	3 9 9
20 50	4 15 0	1 3 9	3 13 6	0 9 6	4 8 3
50 100	6 5 0	1 11 3	4 16 9	0 12 6	5 16 0
100 160	7 15 0	1 18 9	6 0 0	0 15 6	7 3 9
160 200	8 15 0	2 3 9	6 15 6	0 17 6	8 2 6
200 300	9 15 0	2 8 9	7 10 9	0 19 6	9 1 0
300 400	11 5 0	2 16 3	8 14 0	1 2 6	10 8 9
400 500	12 5 0	3 1 3	9 9 6	1 4 6	11 7 6
500 600	13 10 0	3 7 6	10 8 9	1 7 0	12 10 9
600 700	14 10 0	3 12 6	11 4 3	1 9 0	13 9 3
700 800	15 10 0	3 17 6	11 19 9	1 11 0	14 7 9
800 900	16 10 0	4 2 6	12 15 3	1 13 0	15 6 3
900 1,000	17 10 0	4 7 6	13 10 9	1 15 0	16 5 0

IMPROVEMENTS.

Scale of payments of charge for Improvements on land selected before Survey.

On land selected under Conditional Purchase with deferred payments extending over 20 years the repayments, including interest, shall be at the rate of £3 17s. 9d. half-yearly per £100 of the amount fixed as the fair value of the improvements.

On lands selected under Section 57 the repayments for improvements shall be:—

10 per cent. deposit and the balance in four

quarterly instalments at the rate of £25 15s. 9d. per £100.

In the case of Section 60, the repayments on account of improvements shall be:—

10 per cent. deposit and the balance in six half-yearly payments at the rate of £18 3s. 1d. per £100.

On Homestead Farms (surveyed or unsurveyed) the charge for improvements is repayable in fourteen half-yearly instalments at the rate of £8 6s. 11d. per £100.

RESERVES.

Department of Lands and Surveys,
Perth, 21st January, 1910.

HIS Excellency the Governor in Executive Council has been pleased to set apart as Public Reserves the lands described in the Schedule below, for the purposes therein set forth.

3613/09.

AVON (near Grass Valley).—No. 10683 (Addition to E. Railway Reserve).—The closed road passing along the Northern side of the E.R. Reserve from the North-Western boundary of Avon Location 7006 to the South-East corner of Location 8445. (Plan 27/80.)

10494/09.

JAURDI (near Waverley).—No. 10760 (Rifle Range—Rifle Club).—Bounded by lines starting from a point situate South about 62 chains and West about 76 chains from Survey Mark NB3, and extending West-North-Westerly 23 chains; thence North-North-Easterly 91 chains, East-South-Easterly 6 chains 50 links, North-North-Easterly 46 chains, East-South-Easterly 10 chains,

thence South-South-Westerly 46 chains, East-South-Easterly 6 chains 50 links, and thence South-South-Westerly 91 chains to the starting point. (255 acres.) (Plan 34/300; Record L19.)

10205/08.

OLDFIELD (near Kundip).—No. 12141 (Sanitary Site).—Bounded on the North and East by lines starting from a point situate 22 chains 56 4/10 links East and 23 chains 86 2/10 links South from the South-East corner of G.L. 139, and extending West 5 chains and South 10 chains; the opposite boundaries being parallel and equal. (5 acres.) (Plan 421/80; Record L105; Diag. 34252.)

3606/09.

MT. BARKER.—No. 12229 (Railway Water Supply).—Bounded by lines starting from the South-East corner of Reserve 1789, and extending 270deg. 19min. 11 chains 75 links; thence 180deg. 14½min. about 11 chains; thence 90deg. 17min. about 11 chains 50 links, to the South-East boundary of Reserve 1790; thence North-Eastward along the latter to the Western side of the Perth-Albany Road, and along it 346deg. 5½min. 8 chains 64½ links to the starting point. (About 13½ acres.)

1145/09.

KOJONUP.—No. 12278 (Cemetery).—Bounded by lines starting from a point situate one chain South and 3 chains 93 6/10 links East from one of the South-West corners of Kojonup Location 1908, and extending 90deg. 3min. 9 chains 89 4/10 links; thence 180deg. 3min. 1 chain, 90deg. 3 chains 68 6/10 links, 180deg. 3min. 14 chains, 270deg. 3min. 13 chains 58 links, and thence 0deg. 3min. 15 chains to the starting point. (20 acres.) (Plan 416 C/40; Diag. 34895.)

10943/09.

AVON (near Babakine W.).—No. 12335 (Reservoir—Tank Site No. 2/McD.).—Bounded on the North and East by lines starting from a point situate North 10 chains and East 10 chains from Tank Site No. 2/McD., and extending West 25 chains and South 20 chains, the opposite boundaries being parallel and equal; said Tank site being situate about 80 chains North from the North boundary of Reserve 2494 (Babakine). (50 acres.) (Plan 344/80.)

12301/09.

AVON (Noondecutting Well).—No. 12478 (Water).—Bounded by lines starting from the South-West corner of Avon Location 13361, and extending 275deg. 43min. 10 chains 5 links; thence West 3 chains 10 4/10 links, North 9 chains 10 links, East 13 chains 10 links to a North-West corner of Avon Location 13361 aforesaid, and thence South to the starting point. (12 acres 1r. 20p.) (Plan 4/80; Diag. 34807.)

11321/09.

WILLIAMS (on Road No. 3698).—No. 12491 (Gravel).—Bounded by lines starting from the South-West corner of Williams Location 2162, and extending North about 11 chains along its West boundary; thence West to the North-East side of Road No. 3698, and thence along same South-Easterly to the starting point. (About 7 acres.) (Plan 385 B/40.)

12273/09.

FORREST (Kobalana New Well).—No. 12512 (Water—under Act 57 Vict., No. 20).—A square block of land having its boundaries in the meridian and at right angles thereto, with Kobalana New Well in centre; said well is situated on the Wodgina-Port Hedland Road, about 150 degrees 400 chains from Trig. Station No. 16. (50 acres.) (Plan 110/300.)

12236/09.

AVON (near Kudarin).—No. 12514 (Reservoir—Tank Site No. 6/McD.).—Bounded on the North and West by lines starting from a point situate North 10 chains and West 15 chains from centre of Tank marked T, and extending East 50 chains and South 30 chains; the opposite boundaries being parallel and equal. (150 acres.) (Plan 4/80.)

12238/09.

AVON (Kerkenin).—No. 12515 (Reservoir—Tank Site No. 5/McD.).—Bounded on the West and South by lines starting from the North-West corner of Avon Location 7784, and extending North 25 chains and East 40 chains, along the North boundary of Location 7784 aforesaid; the opposite boundaries being parallel and equal. (100 acres.) (Plan 4/80.)

11536/09.

THADUNA (Rabbit-proof Fence).—No. 12517 (Water).—Bounded by lines starting from the 420-mile post on the Rabbit-proof Fence survey, and extending West about 70 chains; thence South about 33 chains; thence East to the West side of said Rabbit-proof Fence survey, and thence North-Easterly along same to the starting point. (About 200 acres.) (Plan 71/300.)

R. CECIL CLIFTON,
Under Secretary for Lands.