

No. 311 of '84, Sched 4. No 321 of '84, Sec. 5
No. 422 of '87, S. 3.



ANNO TRICESIMO TERTIO

VICTORIÆ REGINÆ.

A.D. 1869-70.

No. 17.

An Act to amend the Laws relating to the Leasing, for Pastoral Purposes, of certain of the Waste Lands of the Crown, in the Province of South Australia, and for other purposes.

[Assented to, 23rd February, 1870.]

WHEREAS it is expedient to amend the laws relating to the Leasing, for pastoral purposes, of certain of the Waste Lands of the Crown, in the Province of South Australia; and it is also expedient to make further provision for enforcing the payment of rents and assessments due, or to accrue due, under any leases of the Waste Lands of the Crown, or belonging to, or vested in, the Government of the said Province, whether demised for pastoral, mineral, or other purposes, and also for enforcing the due observance of the covenants contained in any such leases—Be it therefore Enacted by the Governor of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said Province, in this present Parliament assembled, as follows:

Preamble.

*ie future
leasing*

1. This Act may be cited as the “Waste Lands Amendment and Procedure Act, 1869-70.”

PRELIMINARY.

Short title.

2. This Act shall be divided into parts as follows:—

PART I. Renewal of leases for pastoral purposes of certain waste lands of the Crown.

Division of Act.

PART II. Procedure for enforcing payment of rents reserved by, and observance of covenants contained in, leases for pastoral or other purposes.

Part I.—Renewal of leases for pastoral purposes of certain waste lands of the Crown.

PART I.

3. In

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PART I.

Construction of terms.

3. In the construction of Part I. of this Act, unless the same is inconsistent with the context or subject matter, the expression "Lessee" shall mean as well the lessee for pastoral purposes of any waste lands, and the assignee or personal representative of such lessee, as also the person who at the time of the passing hereof is beneficially entitled to any such lease. *See S. 20*

Valuation of leases to be made.

4. On the passing of this Act, the Commissioner of Crown Lands shall cause a valuation to be made of the estimated annual value per square mile, on a lease for ten years, of the waste lands comprised in the leases more particularly specified in the First Schedule hereto, and shall also cause a like valuation to be made of the estimated annual value per square mile, on a lease for fourteen years, of the waste lands comprised in the leases more particularly specified in the Second Schedule hereto.

Valuation to be published.

5. Every valuation made as aforesaid shall be published in the *Government Gazette* for general information.

Lessee may appeal against valuation.

6. Any lessee of waste lands that have been valued as aforesaid may, within *twenty-one* days from the publication of the valuation in the *Government Gazette* as aforesaid, lodge with the Commissioner of Crown Lands an appeal against such valuation; and such lessee shall, at the time of lodging such appeal, deposit with the said Commissioner the sum of Twenty-five Pounds; and any excess of that sum over the costs of such appeal shall be returned to the appellant.

Constitution of tribunal.

7. A person to be appointed by the Governor with the advice and consent of the Executive Council, another person to be appointed by the appellant, and a third person to be appointed by the persons so appointed by the Governor and appellant, shall constitute a tribunal to be called "The Valuation Tribunal," and such tribunal shall, subject to the provisions of this Act, have full power to hear and determine any appeals which may be lodged by such appellant against such valuation: Provided that if the appellant shall consent thereto in writing, then the person so appointed by the Governor shall constitute the "Valuation Tribunal."

Commissioner of Crown Lands to cause tribunal to be summoned.

8. On receipt of any appeal, the Commissioner of Crown Lands and Immigration shall cause the Valuation Tribunal to be summoned at some convenient time and place in Adelaide, there to take such evidence as may be produced and hear the appeal.

Tribunal to fix amount of valuation.

9. The said tribunal shall, after hearing such evidence, fix the amount of valuation at which the waste lands, the valuation of which is appealed against, shall be valued, whether the amount so fixed may be higher or lower than the amount fixed in the valuation appealed against; and their decision shall, in every case, within twenty-eight days of the day of the first meeting of such tribunal be reported to the Commissioner of Crown Lands, and on being confirmed by the Governor in Executive Council, be published in the *Government Gazette*, and shall be the valuation for the purposes of this Act.

10. The

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10. The said Tribunal may, on the hearing of the appeal, award any reasonable expenses against the appellant, and such expenses may be recovered by the said Commissioner by his title of office in any Court of competent jurisdiction from such appellant, on production of the certificate in writing of the said tribunal, or any two members thereof, as and for liquidated damages.

PART I.

Tribunal to award expenses.

11. The appellant shall pay all costs incurred in hearing and determining his appeal.

Costs.

12. If any person shall, after giving notice of such appeal, fail to appear or to prosecute the appeal at the time and place appointed, without reasonable excuse, to the satisfaction of the said tribunal, such person shall forfeit all right of appeal, together with the sum deposited in the hands of the said Commissioner.

Failure to prosecute appeal.

13. Each Member of the said Tribunal shall be paid the sum of Three Pounds Three Shillings per day for each appeal heard before such tribunal, and the amount thereof shall form a portion of the costs of such appeal.

Fees to Members of Tribunal.

14. The Commissioner of Crown Lands may, by writing under his hand, appoint some person to appear before the said tribunal, to support the valuation appealed against.

Commissioner may appoint a person to support valuation.

15. The said Commissioner shall, on request of any appellant, or of any person appointed to support the appeal as aforesaid, issue a summons to any person in the form set forth in the Eighth Schedule to this Act, to appear and give evidence before the said tribunal; and on the service of such summons, such person shall appear before such tribunal and then and there give evidence on oath, and shall thereupon be entitled to receive such reasonable expenses incurred by him, as the said tribunal may award, such expenses to be added to the costs of the appeal.

Commissioner of Crown Lands and Immigration to summon witnesses.

16. The said Tribunal shall have all the powers and authorities vested in Local Courts for compelling the attendance of witnesses, enforcing any order made by such Tribunal, and compelling witnesses to answer on oath; and any wilful false statement, made on oath before such Tribunal, shall be deemed and punished as perjury.

Powers of Tribunal.

17. Such of the lessees under any of the said leases as may be desirous of surrendering their present leases, and obtaining new leases at the annual rent fixed by the said valuation, and upon the terms and conditions hereinafter mentioned, shall, within twenty-eight days from the first publication thereof in the *Government Gazette*, forward to the Commissioner of Crown Lands a notice of such their desire, in the form or to the effect following, that is to say:—

see S. 4
Lessees may surrender leases and procure new leases by giving notice.

This must be limited to the leases in Sched 1 and 2: S. 4, 18

To the Commissioner of Crown Lands and Immigration,

Sir—I, [name at full length], of [place of abode], being the lessee of

of

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PART I.

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of that portion of the Waste Lands of the Crown included in lease [*or leases*] numbered _____ do hereby give you notice that it is my desire to surrender such lease [*or leases*], and to obtain a fresh lease [*or leases*] under "The Waste Lands Amendment and Procedure Act, 1869," and at the rent fixed by the valuation published by the *Government Gazette* of the _____ day of _____ 18 ____.

Dated this _____ day of _____ 18 ____.

And at the expiration of one calendar month from the receipt of such notice by the Commissioner of Crown Lands, the lease or leases specified in any such notice, and the term by such lease or leases mentioned shall cease and determine.

New leases may be granted.

18. Upon the receipt of such notice within the period aforesaid, it shall be lawful for the Governor to demise to the said lessee the waste lands included in the lease or leases mentioned in the notice, if such lease is included in the First Schedule, for a term of ten years, and the unexpired term of the old lease as specified in such Schedule; and if such lease is included in the Second Schedule, for a term of fourteen years, and half the unexpired term of the old lease as specified in such Schedule, the whole of such new leases to be dated from the first day of July, one thousand eight hundred and seventy, and to be granted at the rent mentioned in such valuation, and under such covenants and upon such conditions and clauses of forfeiture and of resumption and other necessary matters as may be prescribed by any regulations to be made under the provisions of this part of the Act under the power in that behalf hereinafter contained, and especially all such leases shall contain a covenant by the lessee, his executors, administrators, and assignees, to keep in good repair all buildings and improvements then erected on such lands, or thereafter to be erected, and also to insure and keep insured all such buildings as are constructed of stone or brick, roofed with slate, iron, shingle, or paling, and of a value of not less than One Hundred Pounds, against loss or damage by fire, such insurance to be effected for the full value of such buildings, and to be in the joint names of such lessee and the Commissioner of Crown Lands: Provided that, in respect to the leases set forth in the First Schedule hereto, the rents at present payable shall continue to be the rent payable until the first day of July, one thousand eight hundred and seventy.

New lease not to be granted, if lessee in arrear for rent, &c.

See S. 3

19. Notwithstanding anything herein contained, no lessee of any waste lands shall be entitled to claim a new lease under the provisions of this Act, unless he shall, within *thirty* days from forwarding the notice as hereinbefore provided, have paid up all arrears of rent or rent and assessment, which may be due by him, in respect of such lands.

Construction of Act No. 20 of 1858 as to renewals of leases.

20. Nothing contained in an Act No. 20 of 1858, intituled "An Act for an assessment on stock and for other purposes therein mentioned," shall be held or construed to confer upon or entitle the person beneficially interested in any lease as therein mentioned to the right to more than one renewed lease of the lands comprised therein for one term of five years.

21. If

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21. If any of the lessees of any of the waste lands comprised in the leases specified in the said First Schedule hereto, shall neglect to forward the notice signifying their desire to avail themselves of the benefit of this Act, as is hereinbefore provided, the Commissioner of Crown Lands shall cause a lease or leases of such lands to be offered for sale at public auction, at the upset price mentioned in the said valuation, as hereinbefore provided, such auction to be held from time to time, and at such times and places as to the said Commissioner may seem most advisable; and the person to whom such lease shall be granted, shall be the person who at such auction shall offer the highest sum, at per square mile, for the yearly rent of the lands to be included in such lease: Provided that if there shall be no bid at the price fixed by the said valuation, the said lease may be again offered for sale at public auction at such interval as may be prescribed by the regulations to be made as hereinafter mentioned, a reduction of ten per centum being made on the upset price, as fixed by the said valuation, and if no bid is made at such reduced price, the same shall be offered again and again, at such intervals as may be fixed as aforesaid, a like reduction being made in the upset price on each occasion on which the same is offered, until such lease is sold: Provided always, that no such lease shall be offered or sold at a less annual rent than ten shillings per square mile per annum.

If lessees in First Schedule neglect to avail themselves of Act, leases to be offered at auction.

22. The purchaser at any such auction shall be entitled to a lease of such waste lands at the rent bid by him thereat, such lease to commence from the date of the expiration of the present lease of such lands, and to be for a term of ten years; and all such leases shall be under the provisions of this Act, and contain the like covenants, conditions, and clauses as are hereinbefore mentioned in reference to leases to be granted to lessees upon their giving notice as hereinbefore provided.

Purchaser at auction entitled to lease.

23. If any of the lessees of any of the waste lands comprised in the leases specified in the Second Schedule hereto, shall neglect to forward the notice signifying their desire to avail themselves of the benefit of this Act, as is hereinbefore provided, the Commissioner of Crown Lands may cause a lease or leases of such lands to be offered for sale at public auction, at the upset price mentioned in the said valuation, as hereinbefore provided, such auction to be held from time to time, and at such times and places as to the said Commissioner may seem most advisable; and the person to whom such lease shall be granted shall be the person who at such auction shall offer the highest sum, at per square mile, for the yearly rent of the lands to be included in such lease; Provided that if there shall be no bid at the price fixed by the said valuation, the said lease may be again offered for sale at public auction at such interval as may be prescribed by the regulations to be made as hereinafter mentioned, a reduction of ten per centum being made on the upset price, as fixed by the said valuation, and if no bid is made at such reduced price, the same shall be offered again and again, at such intervals as may

If lessees in Second Schedule neglect to avail themselves of Act, leases to be offered at auction.

be

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be fixed as aforesaid, a like reduction being made in the upset price on each occasion on which the same is offered, until such lease is sold: Provided always, that no such lease shall be offered or sold at a less annual rent than Ten Shillings per square mile per annum.

Purchaser at auction
entitled to lease.

24. The purchaser at any auction of the lands comprised in the Second Schedule hereto, shall be entitled to a lease of them at the rent bid by him thereat, such lease to commence from the date of the expiration of the present lease of such lands, and to be for a term of fourteen years; and all such leases shall be under the provisions of this Act, and contain the like covenants, conditions, and clauses as are hereinbefore mentioned in reference to leases to be granted to lessees upon their giving notice, as hereinbefore provided.

Lands in Second
Schedule not sold
may be revalued.

25. If any of the lands comprised in the Second Schedule hereto be not offered at auction, and sold within nine calendar months from the passing of this Act, the lease of such lands may be offered for sale at such time or times, and place, at such upset price, not being less than Ten Shillings per square mile, as may be determined by the Governor in Executive Council, and subject in all other respects to the laws in force relating to the leasing of waste lands for pastoral purposes, in the same manner as if this Act had not been passed.

Leases in Second
Schedule that have
expired.

26. Leases of waste lands comprised in the Second Schedule to this Act, and which may have expired prior to the coming into operation of this Act, shall, for the purposes of this Act, be deemed to be subsisting at the time of the coming into operation of this Act.

Certain improvements
to be paid for.

27. At the termination of any lease of pastoral lands, not within Hundreds, the person beneficially interested in such lease shall be paid out of the General Revenue for any wells, dams, and reservoirs which may have been made during the term of such lease, and which may be of a permanent character, and increase the carrying capabilities of the lands comprised in such lease, and the value of such improvements shall be decided in the same manner as the value of improvements on the resumption of pastoral lands is decided, and the regulations in force having reference to payments for improvements on pastoral lands on resumption thereof, shall apply to payments for improvements under this Act: Provided that such person shall not be entitled to demand or receive any compensation in respect of any such improvement so long as such person or any person claiming through him shall be a lessee of such land.

Leases of lands in
Hundreds.

28. Leases of waste lands within Hundreds shall be dealt with in the same manner in all respects as hereinbefore prescribed in reference to other leases, except that the term of such leases shall be for one year only, but any such lease may be renewed from year to year, for the period of seven years, at the same rent, and subject to the same covenants and conditions as contained in the first lease: Provided that every such annual lease shall be subject to the rights of com-

monage

* Baker says all leases of lands in
schedules 1 & 2 are outside Hundreds

See S. 32
S. 3
No. 102 and 107, S. 3
San Ramon 194, 170
1/18 the same
Q2 120000 16 1/22 Jan
on the 120000
no use outside unit
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monage of purchasers of land within such Hundred as the same now exist, or as may from time to time be duly declared.

PART I.

29. The Governor, with the advice of the Executive Council, may, within a time to be limited for that purpose by the said Governor, accept from the lessees, under the annual leases specified in the Third Schedule hereto, such a portion of the rent now due, in respect of such leases as the said Governor, with the advice aforesaid, may deem expedient; and payment by such lessees of such portion of the rent so due, within the time so to be limited as aforesaid, shall exonerate and discharge such lessees from all liability in respect of the rent due in respect of such leases.

Governor may compound for rent of certain annual leases.

30. The Governor may, by Proclamation in the *Government Gazette*, declare that any of the Hundreds mentioned in the Fourth Schedule hereto shall cease to be Hundreds, and thereupon the waste lands comprised therein may be dealt with in all respects in like manner as other waste lands not within Hundreds.

Governor may abolish certain Hundreds.

31. The Schedule to this Act numbered Five shall be deemed to be substituted for the First Schedule to the Act No. 21 of 1867, intituled "An Act to amend the Laws relating to the Leasing for Pastoral Purposes of certain Waste Lands of the Crown, in the Province of South Australia," and the Governor may issue such leases as may be necessary in consequence of such substitution to such lessees as may apply for the same, in the manner provided by clause 3 of the said Act, within two calendar months of the passing of this Act, and in all matters may act as if the said Fifth Schedule had been originally inserted in the said Act No. 21 of 1867.

Fifth Schedule to this Act substituted for First Schedule to Act 21 of 1867.

No. 24 of 1872
No. 32 of 1874
Sec. 5

32. The estimated value of all substantial improvements effected after the first day of July, one thousand eight hundred and seventy, by any lessee of Waste Lands of the Crown, under this Act, and not being within any Hundred, shall be added to the upset price of the land when sold, if resumed and sold during the currency of the lease, and compensation to the extent of such value shall be made to the lessee.

Compensation for substantial improvements. S. 18.

S. 27

33. Any lessee of lands comprised in District C, as described in the Fifth Schedule to this Act, who shall fence in, or enclose with a good and substantial wall, or post and wire fence, any portion of such lands of which he shall for the time being be lessee, in any block or blocks of not less than twenty-five square miles each, may, upon the completion of such fence or wall, give notice thereof, and of the cost thereof, to the Commissioner of Crown Lands for the time being, accompanied by a statutory declaration, setting forth the completion of such fence or wall, and specifying the cost, and precise locality thereof; and thereupon such lessee shall, for the period of five years ensuing the delivery of such notice and statutory declaration, be entitled to deduct and retain from the annual rent of such lands so fenced in or enclosed as aforesaid, all amounts of rent or assessment chargeable on such lands so fenced in or enclosed, in

Compensation for fencing in District C.

excess

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PART I.

S. 7 excess of the minimum rent as fixed by Act No. 21, of 1867: Provided that, if the Commissioner of Crown Lands for the time being shall, on the receipt of such notice and statutory declaration as aforesaid, give notice to such lessee that he requires further evidence of the fact of such fencing in or enclosure, or of the nature and cost of such fencing in or enclosure, and the locality thereof, such rebate as aforesaid shall not commence until the Commissioner of Crown Lands for the time being is satisfied, by such further evidence as he may require, of the matters aforesaid: Provided also that the said fence or wall be kept in good repair by the lessee, and on the expiry of the lease, be given up to the Government in a serviceable and tenantable condition.

Governor to make regulations.

34. The Governor, with the advice of the Executive Council, may, from time to time, make, alter, and vary regulations respecting the terms, covenants, and conditions upon which leases of waste lands under the provisions of this Act shall be granted for pastoral purposes, and for regulating the forms of such leases, for imposing penalties for the non-payment of rent, and generally for giving effect to the provisions of this part of the Act; and all such regulations, when published in the *Government Gazette*, shall have the force of law: Provided that a copy of all such regulations shall be laid before Parliament within fourteen days from the publication thereof, if Parliament shall be then sitting; and if Parliament shall not be then sitting, within fourteen days from its next sitting for the dispatch of business.

PART II.

PART II.—Procedure for enforcing payment of rents reserved by, and observance of covenants contained in leases for pastoral or other purposes:

Construction of terms. *Waste Lands*

35. In the construction of this part of the Act, unless the same is inconsistent with the context or subject matter, the expression "Waste Lands" shall be held to comprise all lands within the said Province, the fee simple of which may from time to time be vested in Her Majesty, Her heirs and successors, or in the Government of the said Province.

Commissioner may sue for rent in arrear.

36. If any lessee or other person liable to pay the same, shall be in arrear in payment of any rent or rent and assessment due under any lease of any waste lands, a writ may be issued out of the Supreme Court, at the suit of the Commissioner of Crown Lands for the time being, by his title of office, against such lessee or person, for the recovery of such rent or rent and assessment, which writ shall be in the form in the Sixth Schedule hereto or to the like effect.

Commissioner may issue writ for recovery of possession.

37. If any person shall be in unlawful possession or occupation of any waste lands, whether such person claims possession of or to occupy the same under any lease or otherwise, a writ may be issued out of the Supreme Court, at the suit of the Commissioner of Crown Lands for the time being, by his title of office, against such person, for

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for the purpose of recovering the possession of such waste lands, which writ shall be in the form in the Seventh Schedule hereto or to the like effect.

PART II.

38. The defendant named in any writ issued under the two last preceding Sections shall not be allowed to appear thereto without the leave of a Judge of the said Court, to be obtained as hereinafter mentioned.

Defendant not to appear without leave of Judge.

39. Any such defendant wishing to appear shall apply to a Judge by summons for leave to do so, and such summons shall set forth the grounds upon which the defendant claims to be allowed to appear, and shall be supported by the affidavit of the defendant or some person cognizant of the facts of the case, and a copy of such affidavit shall be furnished to the solicitor for the said Commissioner at the time of the service of the summons.

Application to be by summons.

40. Upon the hearing of such summons, if the affidavit discloses facts which give the defendant a legal or equitable defence, the Judge may make an order giving the defendant leave to appear and defend the action upon grounds to be specifically stated in such order; and the Judge may also impose such terms as to payment of money into Court, or as to security for costs or otherwise, as to such Judge may seem fit.

Order may be made in which grounds of defence to be stated.

41. On the trial of any such action, the defendant shall not be allowed to set up any ground of defence not stated in the order giving him leave to appear.

No grounds of defence allowed unless stated in order.

42. Except as herein, or in the Rules and Regulations hereinafter mentioned, otherwise provided, the proceedings in any action to be commenced under the preceding provisions, both before and after judgment, shall be conducted in like manner as is now or may hereafter be prescribed by the practice of the said Court for the conduct of the proceedings in personal actions and actions of ejectment respectively.

Proceedings in such actions.

43. The party obtaining judgment in any such action shall be entitled to full cost of suit as between party and party, which may be enforced or recovered in the like manner as in ordinary actions in the said Court.

Party obtaining judgment entitled to costs.

44. Nothing herein contained shall be construed to take away or affect the right of the said Commissioner, or the Government of the said Province, to distrain for any rent, or rent and assessment, which may at any time be in arrear, or to take any other proceeding for enforcing the payment of such rent, or rent and assessment, or for the recovery of the possession of any Waste Lands; and it shall be lawful for the Commissioner of Crown Lands for the time being to distrain for any rent, or rent and assessment, which may at any time be in arrear, the distress warrant being signed by the said Commissioner

Not to affect other remedies.

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PART II.

sioner with his own name ; and no such distress warrant shall be impeached or held bad in any Court by reason only of any defect in matter of form.

Judges to make rules.

45. The Judges of the Supreme Court, or any two of them, may from time to time make, alter, and vary rules and regulations for prescribing the mode of procedure and forms of proceedings in cases where the general rules of the said Court are not applicable or convenient, and generally for defining the practice of the Court for the purpose of carrying out the objects of this part of the Act ; and all such rules and regulations, when published in the *Government Gazette*, shall have the force of law : Provided that a copy of all such rules and regulations shall be laid before Parliament, within fourteen days from the publication thereof, if Parliament shall then be sitting, and if Parliament shall not be then sitting, within fourteen days from its next sitting for the dispatch of business.

Judge may give directions as to practice in particular cases.

46. Until such rules and regulations shall be made as aforesaid, or if any case shall arise which shall not be provided for by such rules and regulations, or by this Act, any Judge may, from time to time, upon an *ex parte* application, give directions as to the practice, and may prescribe the form of any proceedings to be adopted in any particular case, and such practice and forms of proceedings shall, as to such case, be valid for all purposes.

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

JAMES FERGUSON, Governor.

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THE FIRST SCHEDULE.

No. of Lease.	Situation.	Area.	Rent.	Date of Expiration of Lease.
		Miles.	£ s. d.	
16	Cygnnet River, Kangaroo Island	12	17 0 0	June 30, 1870
18	Gum Flat, Yorke's Peninsula	160	1,030 0 0	"
21	Oyster Bay, Yorke's Peninsula	52	353 16 0	"
34	Penton Vale, Yorke's Peninsula	21	232 4 6	"
37	Butaloo, Crystal Brook	57	399 0 0	"
38	On the Rocky River	131	1,834 0 0	"
48	South-east of Mount Remarkable ..	86	756 0 0	"
49	South-east of Mount Remarkable ..	89	867 15 0	"
58	Broughton and Rocky Rivers	14	168 0 0	"
60	Coorong	4	15 0 0	"
61	East of Mount Lock Range	98	1,078 0 0	"
62	Yorke Valley, Yorke's Peninsula ..	65	290 18 6	"
63	Corney Point, Yorke's Peninsula ..	33	36 12 0	"
64	North of Koorunga	25	187 10 0	"
65	Maria Creek, South-East	5	18 15 0	"
67	Kangaroo Island	6	8 10 0	"
71	Oyster Bay, Yorke's Peninsula	19	160 13 4	"
80	Pekina	164	1,435 0 0	"
107	Browne's Hill	10	140 0 0	"
108	Crystal Brook	137	1,644 0 0	"
115	Bundaleer	101	2,323 0 0	"
124	Hummocks	13	209 6 0	"
129	South of Browne's Hill, Canowie ..	50	1,100 0 0	"
148	Tatiara	64	966 0 0	"
149	Tatiara	70	812 12 0	"
150	Tatiara	37	412 12 0	"
151	Nalang, Tatiara	53	863 0 0	"
152	Nalang East, Tatiara	68	1,135 8 0	"
153	Swede's Flat, South-Eastern District	23	105 8 0	"
156	Padthaway, South-Eastern District..	34	301 12 0	"
157	Padthaway, South-Eastern District..	50	885 0 0	"
158	Lake Roy, South-Eastern District ..	16	119 6 10	"
159	Morambro, South-Eastern District ..	11	152 11 7	"
159A	Tatiara	14	110 15 3	"
160	Conkar, Tatiara	82	512 10 0	"
161	Cadnite, South-Eastern District	34	430 0 0	"
162	Binnun Binnun, South-Eastern } District	31	15 10 0	"
164	Tatiara	6	3 0 0	"
168	Moy Hall, South-Eastern District ..	17	130 11 4	"
171	Killanoola, South-Eastern District ..	30	141 8 8	"
174	West of Hundred of Killanoola	17	85 0 0	"
175	West of Hundred of Killanoola	4	16 0 0	"
183	West of Hundred of Grey	23	217 0 0	"
194	Mayura, South-Eastern District	7	38 19 11	"
195	Near Rivoli Bay	6	21 18 6	"
196	Mount Benson, South-Eastern District	47	268 12 0	"
197	Woolmit, South-Eastern District ..	56	274 16 0	"
198	Murrabina, Lacepede Bay	47	130 12 0	"
199	Tilley's Swamp	50	138 0 0	"
200	Avenue Range, South-Eastern District	83	270 10 0	"
201	Callendale, South-Eastern District ..	36	18 0 0	"
202	Mount Scab, South-Eastern District	36	93 16 0	"
203	Cairn Bank, Lacepede Bay	80	40 0 0	"

*Waste Lands Amendment and Procedure Act.—1869-70.*THE FIRST SCHEDULE (*continued*).

No. of Lease.	Situation.	Area.	Rent.			Date of Expiration of Lease.
		Miles.	£	s.	d.	
211	Mount Muirhead, South-Eastern District	61	333	13	10	June 30, 1870
212	Wattle Range, South-Eastern District	25	38	16	0	"
213	Sheaoak Range, South-Eastern District	31	144	8	0	"
214	Johnson's Coast, Lake George	15	64	8	0	"
215	Lake Hawden, South-Eastern District	13	82	4	0	"
215A	Lake Hawden, South-Eastern District	37	70	0	0	"
216	Reedy Creek, East of Robe Town	39	226	0	0	"
217	Crower, South-Eastern District	88	193	8	0	"
218	Avenue Flat, South-Eastern District	46	86	0	0	"
218A	View Bank, South-Eastern District	42	88	0	0	"
218B	St. Helena, South-Eastern District	26	70	12	0	"
219	Biscuit Flat, South-Eastern District	17	8	10	0	"
219A	Conmurra, South-Eastern District	17	102	0	0	"
220	Conmerry, South-Eastern District	25	58	0	0	"
221	Bowaka, South-Eastern District	55	27	10	0	"
222	Blackford, South-Eastern District	36	147	0	0	"
223	Baker's Range, South-Eastern District	40	150	10	0	"
224	Monster North Block, South-Eastern District	27	138	0	0	"
225	Monster South Block, South-Eastern District	10	44	0	0	"
226	Parnka, Coorong	7	15	0	0	"
226A	Coorong	6	5	0	0	"
226B	Coorong	5	14	0	0	"
226C	Coolatoo, Coorong	1	5	0	0	"
354	Mount Bruce, South-Eastern District	96	558	16	0	"
355	South of Reedy Creek, South-Eastern District	26	49	8	0	"
355A	North of Reedy Creek, South-Eastern District	47½	245	15	3	"
356	Konnetta, South-Eastern District	55	254	0	0	"
356A	Gillap, South-Eastern District	79	345	8	0	"
357	North Woakwine, Rivoli Bay	37	137	16	0	"
357A	South Woakwine, Rivoli Bay	62	214	8	0	"
358	Lake St. Clair, South-Eastern District	11	5	10	0	"
358A	Lake St. Clair, South-Eastern District	3	12	12	0	"
358B	Lake St. Clair, South-Eastern District	9	37	16	0	"
232	Yorke's Peninsula	21	10	5	0	Dec. 31, 1870
257	Port Davenport, Yorke's Peninsula	18	9	0	0	June 30, 1872
261	Yorke's Peninsula	3	4	2	6	"
262A	Mannanarie, North	3½	14	16	8	"
288	Yongala, north of Koorunga	11	84	14	11	Dec. 31, 1872
296	South of Hundred of Tipara	40	149	7	4	"
302	Charlton, south-east of Mount Remarkable	24	39	1	3	"
314	Yorke's Peninsula	17	8	10	0	"
329	Yorke's Peninsula	33	28	5	0	June 30, 1873
294	East of Hundred of Dutton	5	12	0	0	Dec. 31, 1872
284	East of Robe Town	38	30	4	0	June 30, 1872
385	St. Vincent's Bay, Yorke's Peninsula	18	22	10	0	Dec. 31, 1873
346	East of Mount Benson, South-Eastern District	3	5	0	0	June 30, 1873
292	Near Guichen Bay	26	49	9	4	Dec. 31, 1872
320	East of Robe Town	30	40	6	0	"

Waste Lands Amendment and Procedure Act.—1869-70.

THE SECOND SCHEDULE.

No. of Lease.	Situation.	Area.	Rent.			Assessment.			Date of Expiration of Lease.
			£	s.	d.	£	s.	d.	
406	East of Robe Town	33	16	10	0	66	0	0	Dec. 31, 1869
410	Port Davenport	14	7	0	0	12	16	8	"
412	Cape Spencer	39	19	10	0	38	5	0	"
423	Corney Point	34	17	0	0	22	13	4	"
450	East of Guichen Bay.....	18	9	0	0	24	15	0	"
461	East of Guichen Bay.....	12	6	0	0	20	0	0	June 30, 1870
479	Lake Frome	8	4	0	0	8	0	0	"
484	East of Guichen Bay.....	25	12	10	0	45	16	8	"
493	North of Tilley's	27	13	10	0	32	12	6	Dec. 31, 1870
539	Clay Lakes, east of Lacepede Bay	15	7	10	0	30	0	0	"
542	Hog Bay, Kangaroo Island .	9	4	10	0	9	15	0	June 30, 1871
561	Kangaroo Island.....	10	5	0	0	8	6	8	Dec. 31, 1871
574	North of Monster Mount ..	10	5	0	0	9	3	4	Mar. 31, 1871
578	East of Guichen Bay.....	17	8	10	0	17	0	0	Sept. 30, 1871
589	Kangaroo Island.....	10	5	0	0	8	6	8	Dec. 31, 1871
660	Kangaroo Island.....	10	5	0	0	6	13	4	"
661	Kangaroo Island.....	10	5	0	0	8	6	8	Mar. 31, 1872
719	South-Eastern District	2	1	5	0	1	13	4	June 30, 1873
720	South-Eastern District	2½	1	11	3	2	1	8	"
737	Kangaroo Island.....	10	5	5	0	5	0	0	Sept. 30, 1871
771	Kangaroo Island.....	11	5	10	0	4	11	8	Dec. 31, 1873
772	Kangaroo Island.....	10	5	0	0	5	0	0	Sept. 30, 1874
778	North of Tilley's, South-Eastern District	29	14	10	0	6	0	10	Dec. 31, 1875
805	Kangaroo Island.....	22	11	0	0	9	3	4	Dec. 31, 1873
811	Kangaroo Island.....	10	5	0	0	3	15	0	Mar. 31, 1874
824	Tatiara	6	5	0	0	7	0	0	June 30, 1874
845	Near Maria Creek	7	5	0	0	2	18	4	"
860	Kangaroo Island.....	10	5	0	0	5	0	0	Mar. 31, 1875
868	South of Hundred of Tipara	7	5	0	0	3	10	0	Dec. 31, 1874
872	Tatiara.....	14	7	0	0	7	0	0	June 30, 1874
874	Tatiara.....	7	5	0	0	3	10	0	Sept. 30, 1874
913	Mosquito Plains	18	9	0	0	9	0	0	June 30, 1874
915	Mosquito Plains	13	6	10	0	7	11	8	"
959	Kangaroo Island.....	14	13	2	6	5	16	8	Dec. 31, 1873
962	South-Eastern District	22	35	0	0	13	15	0	Dec. 31, 1874
963	Near Tilley's Swamp.....	15	61	0	0	7	10	0	Mar. 31, 1875
964	Near Tilley's Swamp.....	43	78	10	0	21	10	0	"
965	Wauraltee Island	8	5	5	0	5	6	8	"
981	West of Killanoola.....	7	5	0	0	4	1	8	June 30, 1874
986	Near Mosquito Plains	10	5	0	0	5	16	8	"
989	South by east of Tilley's ..	12	6	0	0	7	0	0	"
991	Tatiara.....	9	5	0	0	6	10	0	"
1004	South-Eastern District	11	5	10	0	5	10	0	Sept. 30, 1874
1006	North-east of Guichen Bay	3	5	0	0	1	15	0	"
1007	West of Monbulla	4	5	0	0	2	6	8	Mar. 31, 1875
1013	Yorke's Peninsula	13	6	10	0	6	10	0	"
1014	Coorong	10	5	0	0	3	6	8	"
1015	Coorong	8	5	0	0	2	13	4	"
1041	South of Hundred of Bonney	3	5	0	0	0	10	0	"
1042	Yorke's Peninsula	23	11	10	0	11	10	0	Sept. 30, 1875
1063	South of Hundred of Tipara	10	5	0	0	2	18	4	Dec. 31, 1875
1064	Kangaroo Island.....	1	5	0	0	0	6	8	"
1072	Lake Hawden.....	4	5	0	0	1	6	8	Sept. 30, 1877

*Waste Lands Amendment and Procedure Act.—1869-70.*THE SECOND SCHEDULE (*continued*).

No. of Lease.	Situation.	Area.	Rent.	Assessment.	Date of Expiration of Lease.
		Miles.	£ s. d.	£ s. d.	
1083	North-east of Point Victoria, Yorke's Peninsula	24	12 0 0	6 0 0	June 30, 1876
1084	East of Point Victoria, Yorke's Peninsula	9	5 0 0	3 15 0	"
1085	Yorke's Peninsula	18	9 0 0	3 0 0	"
1095	Coorong	4	5 0 0	2 10 0	Sept. 30, 1876
1107	South of Robe Town	2	5 0 0	0 8 4	Dec. 31, 1876
1108	East of Cygnet, Kangaroo Island	12	6 0 0	4 0 0	"
1118	Near Corney Point, Yorke's Peninsula	5	5 0 0	1 0 10	Mar. 31, 1877
1123	Near Point Victoria, Yorke's Peninsula	12	6 0 0	6 0 0	Sept. 30, 1877
1126	Near Hardwick Bay	15	7 10 0	5 0 0	"
1127	Near Hardwick Bay	13	6 10 0	3 15 10	"
1139	East of Cygnet, Kangaroo Island	12	6 0 0	4 0 0	Dec. 31, 1876
1146	South of Hundred of Tipara	12	6 0 0	*—	June 30, 1878
1147	South of Hundred of Tipara	14	7 0 0	*—	"
1155	Smith's Bay, Kangaroo Island	12	6 0 0	4 0 0	Mar. 31, 1877
1158	Smith's Bay, Kangaroo Island	10	5 0 0	3 6 8	"
1162	Near Cape Spencer, Yorke's Peninsula	20	10 0 0	4 3 4	Dec. 31, 1874
1163	Corney Point, Yorke's Pen- insula	11	5 10 0	2 5 10	"
1167	Western Cove, Kangaroo Island	20	10 0 0	2 10 0	Dec. 31, 1877
1251	North of Mount Monster ..	8	14 0 0	—	June 30, 1870

* Assessment due, but leases not yet assessed.

THE THIRD SCHEDULE.

List of Annual Leases on which rent is in arrear.

Number.	Locality.
11 (part)	Hundreds of Younghusband and Burdett
12	Hundreds of Ridley and Finnis.
13 (part)	Hundred of Ridley
14	Hundred of Ridley.
15 (part)	Hundreds of Cadell, Randell, and Paisley.
16 (part)	Hundreds of Giles, Morphett, and Younghusband.
17 (part)	Hundreds of Skurray, Fisher, Ridley, Giles, Cooper, and Paisley.
18 (part)	Hundreds of Stuart, Eba, and Hay.
19	Hundred of Murray.
20	Hundred of Murray.
21	Hundred of Murray.
22	Hundred of Murray.
23	Hundred of Murray.
24	Hundred of Murray.
25	Hundred of Murray.

List

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*Waste Lands Amendment and Procedure Act.—1869-70.**List of Annual Leases on which rent is in arrear—(continued).*

Number.	Locality.
39	Hundred of Murray.
44 (part)	Hundred of Seymour.
45	Hundreds of Bagot and Angas.
48	Hundred of Murray.
51	Hundreds of Angas and Ridley.
54	Hundred of Anna.
63	Hundreds of Angas, Finniss, and Mobilong.
72 (part)	Hundreds of Wallaroo and Tipara.
84	Hundreds of Fisher and Ridley.
111	Hundreds of Tiparra and Clinton.
117 (part)	Hundred of Tiparra.
118 (part)	Hundred of Tiparra.
	Part of original Lease 65, Hundred of Duffield.
	Part of original Lease 226c, Hundred of Duffield.

THE FOURTH SCHEDULE.

List of Hundreds.

The Hundreds of Murray, Randall, Cooper, Giles, and Morphett.

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THE FIFTH SCHEDULE.

DISTRICT A.

District A includes the following lands, viz.:—

First.—Bounded by a line commencing at the north-west corner of the Hundred of Hay, and running thence north 42° (true) west for fifteen miles; thence north 25° west for seven and a-half miles; thence north 22° west for sixteen and a-half miles, to east boundary of pastoral lease No. 1546; thence north, to north-east corner of said lease; thence east and north, along boundaries of lease 1535 to its north-east corner; thence west, one mile; thence northerly and westerly, along boundaries of lease 1677, to east boundary of Hundred of Hallett, one and a-quarter miles from its north-east corner; thence south, along eastern boundaries of Hundreds of Hallett, Kingston, Koorunga, and Apoinga, to south-east corner of said Hundred of Apoinga; thence east and south, along boundaries of Hundred of English, to its south-east corner; thence east, to north-east corner of Hundred of Neales; thence south, to north-west corner of Hundred of Anna; thence east and north, along north and west boundaries of Hundreds of Anna and Hay, to north-west corner of said Hundred of Hay, the point of commencement.

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Second.—Bounded by a line commencing at the north-east corner of pastoral lease, No. 262A (about thirteen and a-half miles north 9½° east of Brown's Hill; thence west-north-westerly, along north boundaries of leases 262A and 61, to north-west corner of the latter; thence northerly, along boundary of lease No. 80, to a point three-quarters of a mile east of Pekina Hill; thence west of Pekina Hill; thence south-south-westerly, along boundary of said lease 80, to south-east corner of lease 1563; thence south and west by boundaries of lease 1688, to east boundary of Hundred of Wongyarra, about one mile from its south-east corner; thence north, to the north-east corner of Hundred of Gregory; thence west and south, south-easterly along boundaries of Hundred of Gregory, to its south-west corner; thence west and south by boundaries of Hundred of Wongyarra, to a point one mile thirty-two chains north of its south-west corner; thence west, about one mile thirty-two chains, to north-west corner of lease 49; thence southerly along western boundaries of leases 49, 37, and 108, to north boundary of the Hundred of Redhill; thence west, to north-

west

Waste Lands Amendment and Procedure Act.—1869-70.

west corner of said Hundred; thence south, to south-west corner of Hundred of Cameron; thence west, to north-west corner of Hundred of Kulpara; thence north, to north-east corner of Hundred of Kadina; thence west, to the sea-coast; thence northerly, along the sea-coast, to the north-west corner of lease 1636 (about sixteen miles west of Mount Gullet); thence easterly, along north boundary of leases 1636 and 1521, to Mount Gullet; thence north-north-easterly to south-west corner of lease 1665; thence northerly and easterly along boundaries of leases 1665 and 1628, to the southernmost corner of lease 1630, about nine miles seventy-two chains north, 29° west of Coomooroo Hill; thence south, 59½° east for nineteen miles, forty-eight chains; thence east, three miles, forty-eight chains; thence, south 7½° east for nineteen miles thirty-two chains, to north-east corner of lease 262A, the point of commencement.

DISTRICT B.

District B includes the following lands:—

First—Bounded by a line commencing at the north-west corner of the Hundred of Hay, and running thence north-westerly and northerly along the boundary of District A to the eastern boundary of Hundred of Hallett; thence north to north-east corner of said Hundred; thence west about two and a-quarter miles to south-east corner of pastoral lease 64; thence north and north-westerly along boundaries of said lease to eastern boundary of Hundred of Whyte, about six miles from its south-east corner; thence to north-east corner of said Hundred; thence west about seven miles; thence northerly along eastern boundaries of leases 288, 61, and 262A, to north-east corner of said lease 262A; thence northerly, westerly, and southerly, along boundary of District A to eastern shore of Spencer's Gulf, about six miles west of Mount Gullet; thence northerly along said shore to south-west corner of Hundred of Davenport; thence east, north, and west by boundaries of said Hundred of Davenport to its north-west corner; thence north along estuary, or Salt Creek, at head of Spencer's Gulf to south boundary of lease 1574; thence easterly along southern boundaries of leases 1574, 1526, 1631, 1528, 1701, and 1635, to eastern corner of said lease 1635, about four miles north-east by north of Waroonie Hill; thence east-south-easterly for seven miles along boundary of lease 1694; thence southerly along western boundaries of leases 1694, 1724, 1749, 1602, 1750, and 1601, to south-west corner of said lease 1601, about four and a quarter miles south-west by south of Pualco West Hill; thence south to south-west corner of lease 1549, and thence to north-west corner of Hundred of Eba; thence south to south-west corner of Hundred of Eba, and thence west to north-west corner of Hundred of Hay, the point of commencement.

Second—Bounded by a line commencing at a point on the western shore of Spencer's Gulf due east of Darke's Peak, and running thence south-westerly along the sea-coast to the north-east corner of the Hundred of Hutchison; thence west along the northern boundaries of the Hundreds Hutchison and Koppio to the north-west corner of the latter Hundred; thence south along western boundaries of Hundreds of Koppio and Louth to the south-west corner of the latter Hundred; thence west to the north-west corner of the Hundred of Lincoln; thence south along the west boundary of said Hundred to its south-west corner; thence east along south boundary of said Hundred to the sea-coast; thence easterly, southerly, westerly, northerly, and south-easterly along the sea-coast, to a point on the sea-coast, about three and a-half miles west by north of the north-west corner of lease 1061; thence south one and a-half miles; thence east eight miles; thence north ten miles; thence west two and a-half miles to the south-east corner of the Hundred of Warrow; thence north and west along boundaries of said Hundred to the sea-coast; thence northerly along the sea-coast to a point about half a mile west of the north-west corner of lease 507; thence east to north-east corner of said lease; thence north to north-west corner of lease 363; thence east along northern boundary of said lease to its north-east corner; thence along the northern boundary of lease 430 to its north-east corner; thence along the southern boundaries of leases 1596, 1733, 1652, to the northern angle of lease 1240; thence south-easterly to Tooligie; thence east by south to a point true south of Darke's Peak and true west of Mount Priscilla; thence north to Darke's Peak; thence true east to the coast, the point of commencement; also, including Taylor's, Grindal, Thistle, Little, Lewis, Smith's, Williams, Hopkins, Liguanea, and Wedge Islands, the Gambier Isles, Sir Joseph Banks's Group, Flinders, and St. Peter's Islands.

DISTRICT C.

District C includes all lands (except those portions hereinafter excepted) bounded by a line commencing on the sea coast near Eucla, at the western boundary of the Province, and

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and running thence easterly and southerly along the sea coast to the north-west corner of the second portion of District B; thence easterly by boundary of said district to a point on the western shore of Spencer's Gulf, due east of Darke's Peake; thence northerly along the western shore of Spencer's Gulf to the head of the gulf; thence north along estuary or Salt Creek at head of Spencer's Gulf to the south boundary of lease 1574; thence easterly and southerly along the north and east boundaries of District B, to the north-west corner of Hundred of Eba; thence east, to north-east corner of Hundred of Eba; thence north, east, and south, by boundaries of Hundred of Stuart, to its south-east corner; thence south and west by boundaries of Hundred of Cadell, to north-east corner of Hundred of Randell; thence south, to south-east corner of Hundred of Morphet; thence west, to north-east corner of Hundred of Younghusband; thence south and west, by Hundred boundaries, to north-east corner of Hundred of Burdett; thence south, east, south, west, and south, along Hundred boundaries, to south-east corner of Hundred of Bonney; thence south-easterly, to north-east corner of Hundred of Santo; thence along Hundred boundary to north-west boundary of pastoral lease 493; thence to north-east corner of said lease 493; thence south-easterly, along eastern boundaries of leases 493, 1246, 199, 963, 200, to south-east corner of lease 200; thence west-south-west one and a-half miles; thence south-south-easterly, by boundary of lease 203, to a point eight chains from its south-east corner; thence to north-east corner of lease 223; thence to north-west corner of lease 284; and thence to its northernmost corner; thence north-north-westerly by boundaries of leases 168 and 159A, to south boundary of Hundred of Lochaber; thence west and north by boundaries of said hundred to a point three and a-half miles south of its north-west corner; thence by west and north boundaries of lease 539 to west boundary of lease 156; thence north-westerly and northerly by western boundaries of leases 156, 991, 913, 824 to northernmost corner of lease 824; thence south-easterly by boundaries of leases 824, 913, 874, 872 to north boundary of lease 160; thence easterly by the northern boundaries of leases 160 and 161, to the north-east corner of the latter lease; thence true north to the south-eastern corner of lease 152; thence westerly by the southern boundaries of leases 152 and 151 to the north-east corner of lease 1238; thence south-westerly and north-westerly along boundaries of lease 1238 to angle of lease 148, west of Granite Rock; thence to angle of said lease 148, north of Granite Rock; thence northerly along lease boundaries to north-west corner of lease 962; thence easterly along northern and western boundaries of leases 962, 1250, 1175, and 1174 to the north-east corner of lease 1174; thence north along eastern boundary of the Province to latitude 26° south; thence west to western boundary of Province; thence south along western boundary of Province to point of commencement. The portions of land excepted being pastoral lease 153, at Swedes Flat, South-East District; and leases 224, 225, 574, and 1251, north of Mount Monster, South-East District.

THE SIXTH SCHEDULE.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith, to _____ of _____ in the Province of South Australia, We warn you, that, unless within twelve days after the service of this writ on you, inclusive of the day of such service, you obtain an order from one of the Judges of the Supreme Court of our said Province, giving you leave to appear, and do within that time appear in our said Supreme Court in an action at the suit of the Commissioner of Crown Lands of the Province of South Australia, the said Commissioner of Crown Lands may proceed to judgment and execution.

Witness—His Honor _____ Chief Justice of our said Supreme Court,
at Adelaide, in the said Province, the _____ day of _____ in the
year of our Lord one thousand eight hundred and _____

By the Court,

Chief Clerk.

[Memorandum to be subscribed on writ.]

N.B.—This writ is to be served within six calendar months from the date hereof, or if renewed from the date of such renewal, including the day of such date, and not afterwards.

[Endorsement

Waste Lands Amendment and Procedure Act.—1869-70.

[Endorsement to be made on writ before service thereof.]
 This writ was issued by _____ of _____ attorney for the
 plaintiff.

[Endorsement.]
 The plaintiff claims _____ [Here set forth the particulars of the claim.]
 And if the amount thereof with _____ for costs to be paid to the plaintiff
 or his attorney within eight days from the service hereof further proceedings will be
 stayed.

NOTICE.

N.B.—Take notice, that if the defendant do not obtain an order from one of the
 Judges of the said Supreme Court within twelve days after having been served with
 this writ, inclusive of the day of such service, giving him leave to appear thereto,
 and do not within such time, cause an appearance to be entered for _____ in
 the said Court, the plaintiff will be at liberty any time after the expiration of such
 twelve days to sign final judgment for any sum not exceeding the sum above claimed,
 the sum of _____ for costs, and issue execution for the same.

Leave to appear may be obtained on an application by summons at the Judges'
 Chambers, Supreme Court House, Victoria-square, Adelaide, supported by affidavit,
 showing that there is a defence to the action on the merits, or that it is reasonable
 that the defendant should be allowed to appear in the action.

[Endorsement to be made on the writ after service thereof.]
 This writ was served by _____ on _____ on _____ the
 day of _____ one thousand eight hundred and _____

THE SEVENTH SCHEDULE.

VICTORIA, by the grace of God, of the United Kingdom of Great Britain and Ire-
 land, Queen, Defender of the Faith, to _____ and
 all persons entitled to defend the possession of _____ to the possession
 whereof the Commissioner of Crown Lands of the Province of South Australia
 claims to have been on and since the _____ day of _____
 in the year of our Lord one thousand eight hundred and _____ entitled, and
 to eject all other persons therefrom. We warn you, or such of you as deny the
 alleged title, that, unless within sixteen days after the service of this writ on you,
 inclusive of the day of such service, you obtain an order from one of the Judges of
 the Supreme Court of our said Province, giving you leave to appear and do appear
 in our said Supreme Court to defend your right to the occupation or possession of
 the said waste lands, the said Commissioner of Crown Lands may proceed to judg-
 ment and execution, and you will be turned out of possession.

Witness—His Honor _____ Chief Justice of our said Supreme
 Court, at Adelaide, in the said Province, the _____ day of _____ in the
 year of our Lord one thousand eight hundred and _____

By the Court,

[Endorsement to be made on writ before serving.]
 This writ is issued by _____ of _____ attorney for the said
 plaintiff.

NOTICE.

N.B.—Take notice, that if the defendant do not obtain leave from one of the
 Judges of the said Supreme Court within sixteen days after having been served with
 this writ, inclusive of the day of such service, giving him leave to appear thereto,
 and do not within such time cause an appearance to be entered for _____ in
 the said Court, the plaintiff will be at liberty at any time after the expiration of such
 sixteen days to sign final judgment for recovering possession of the waste lands
 within mentioned, and to issue execution, whereupon the defendant will be turned
 out of possession.

Leave

Waste Lands Amendment and Procedure Act.—1869-70.

Leave to appear may be obtained on an application by summons at the Judges' Chambers, Supreme Court House, Victoria-square, Adelaide, supported by affidavit, showing that there is a defence to the action on the merits, or that it is reasonable that the defendant should be allowed to appear in the action.

[Endorsement to be made on the writ after service thereof.]

This writ was served by on on the
day of one thousand eight hundred and

THE EIGHTH SCHEDULE.

To A.B., , of , take notice, you are required to appear and give evidence on , the day of , 18 , at o'clock, before the Valuation Tribunal, at , in Adelaide, in the matter of the appeal of C.D. against the valuation of the Waste Lands of the Crown leased to the said C.D.

E.F., Commissioner of Crown Lands
and Immigration.