

New Zealand.



ANALYSIS.

Title.
Preamble.
1. Short Title.

2. Rectification of deed of conveyance.
3. Private Act.

1935, No. 2.—*Private.*

AN ACT to rectify a Deed of Conveyance bearing Date the Ninth Day of October, Nineteen hundred and twenty-eight, and expressed to be made between Joseph Herbert Cecil Hewetson of the First Part, Godfrey Harley of the Second Part, and Edna May Gifford of the Third Part, by vesting the Wills's Road Hall and the Site thereof, situated at the Moutere, in Edna Mabel Gifford, of Okiawa, Spinster, absolutely. Title.

[25th October, 1935.]

WHEREAS by the said deed of conveyance bearing date the ninth day of October, nineteen hundred and twenty-eight, and made between Joseph Herbert Cecil Hewetson, of Upper Moutere, in the Provincial District of Nelson, farmer, of the first part, Godfrey Harley, of Lower Moutere, in the said Provincial District, farmer, of the second part, and Edna Mabel Gifford (erroneously called Edna May Gifford in the said deed of conveyance), of Okiawa, in the Provincial District of Taranaki, spinster, of the third part, all that piece of land situate in the district of Moutere, in the Land District of Preamble.

Nelson, containing two roods, more or less, being part of Section Number 164 on the plan of the said district of Moutere, bounded on the northward, two hundred and thirty-one feet, by a public road, on the eastward, ninety-three feet, by other part of the said Section Number 164, on the southward, two hundred and thirty-one feet, by other part of the said Section Number 164, and on the westward, ninety-three feet, by a public road, was in error conveyed to the said Edna Mabel Gifford (erroneously called Edna May Gifford) upon trust as a public hall: And whereas it was the intention of the parties to the said deed of conveyance that the said piece of land should be conveyed to the said Edna Mabel Gifford absolutely for her own use and benefit: And whereas the object of this Act which is to rectify such error is not attainable otherwise than by legislation:

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

Short Title.

1. This Act may be cited as the Wills's Road Hall Act, 1935.

Rectification
of deed of
conveyance.

2. The deed of conveyance mentioned in the Preamble to this Act shall be and the same is hereby rectified by deleting therefrom the words—

“ Upon trust nevertheless that the said premises shall form the site for and that there shall forthwith be erected thereon a public hall And it is hereby agreed and declared that the said Edna May Gifford shall have the entire and absolute control of the said land and buildings for the time being thereon and the management regulation repair and care thereof with power nevertheless in her discretion to delegate the said management regulation repair and care or any of them to such persons or bodies of persons as she shall think fit And further that the said Edna May Gifford or the persons to whom the powers vested in her may have been from time to time delegated as aforesaid shall permit the said buildings to be used for mission or church services lectures concerts dramatic performances and other public or private entertainments and for meetings classes and other assemblies connected with parliamentary or municipal or other elections or with religious philanthropic or other societies or purposes upon such terms and conditions as to payment

and otherwise as she or they shall from time to time think expedient And further that all moneys from time to time received as payments for the use of the said buildings or otherwise in the execution of the trusts hereof shall be applied in the first place to maintain repair insure alter improve or rebuild the said buildings as shall from time to time be thought expedient and in the next place to pay all expenses in respect of the custody or care of the said premises and finally to apply the surplus (if any) of such moneys to such charitable purposes as the said Edna May Gifford shall think fit with power however to accumulate such moneys or any part thereof for such period as the said Edna May Gifford shall think fit and to apply such accumulation to any of the purposes before described And it is hereby declared that in the event of the death of the said Edna May Gifford or her retirement from the trusts hereof a new trustee or trustees shall be appointed under the power conferred by the Trustee Act, 1908, and its amendments",— with the intent and purpose that the hereditaments conveyed thereby shall vest in Edna Mabel Gifford, of Okiawa, in the Provincial District of Taranaki, spinster, absolutely for her own use and benefit.

3. This Act is hereby declared a private Act.

Private Act.