

CHAPTER 136.

HOBABOE CREEK (DIVERSION).

[No. XVII of 1902.]

[31st May, 1902.]

Short title. 1. This Ordinance may be cited as the Hobaboe Creek (Diversion) Ordinance.

Demerara Company authorised to construct canal. 2. The Demerara Company, Limited, is hereby empowered to dig, construct, maintain, and use a canal leading from the Hobaboe creek into the Demerara river, and between the respective side lines of plantations Potosi and Vive la Force, and to divert the flow of the water of the Hobaboe creek into that canal and through its whole length.

Company authorised to place dams. 3. The Company is hereby further empowered to place across the Hobaboe creek in its then disused channel between De Jonge Rachael, part of plantation Wales on the north, and Patientia, part of plantation Vriesland on the south, of the said creek, two dams for the purpose of connecting the navigation canals of the two last mentioned plantations.

Width and depth of canal and raising of dams. 4. The canal shall be of a uniform width of twenty feet at the top, and a uniform depth of four feet, the slopes varying according to the nature of the soil, and the dams on either side of the canal shall be raised to the level of the back dams of plantations Vive la Force and Potosi.

Company to construct bridge across canal : 5. The Company shall further, at its own expense, construct across the canal on the line of the public road, and maintain so long as the existing bridge over the Hobaboe creek continues to be maintained as a bridge at the expense of the colony, a carriage bridge in accordance with the provisions of sections thirty-six and thirty-eight of the Roads Ordinance, ⁽¹⁾ having a span across the canal approved by the Director of Public Works :

Chapter 113 :
Proviso. Provided that when the existing bridge ceases to exist, the work of making a permanent roadway in place thereof,

⁽¹⁾ Sections omitted from the Roads Ordinance; see Railways Purchase and colonial Transport Ordinance, c. 112.

together with the construction of any culvert found necessary there, shall be performed by the Company to the satisfaction of the Director of Public Works.

6. The Company shall at their own expense place at the waterside of the canal a sluice koker with concrete sides and wings and a greenheart lifting door of a width of fifteen feet, and shall thereafter at all times at the like expense maintain the koker in good and sufficient repair. The koker shall be constructed and maintained to the satisfaction of the polder authority.

Company
to make
sluice koker.

7. The polder authority, as constituted by the Polder Ordinance, shall have the general supervision and control of the canal and sluice, but the opening and shutting of the sluice shall be provided for by the Company, its successors or assigns, who shall also bear and pay all the expenses of the construction and upkeep of the canal.

Control and
upkeep of
canal and
sluice.

Chapter 174.

8. If at any time hereafter the bed of the Hobaboe creek, between the present stop-off in the canal known as the southern boundary canal and the new canal, is not available for relief purposes, and the polder authority would be therefore, in the opinion of that authority, but for the provisions of this section compelled to continue and complete the digging of the southern boundary canal, the Company shall at its own expense, dig, construct, and maintain a canal of the same dimensions as the canal by section two of this Ordinance authorised to be constructed, from the stop-off in the southern boundary canal to the canal by section two of this Ordinance authorised to be constructed, the course of the canal in this section provided for to be determined by the Company. If the canal provided for in this section is constructed, it shall be subject to the same control, upkeep, and maintenance as is provided for in section seven of this Ordinance in regard to the canal by section three of this Ordinance authorised to be constructed.

Company
to construct
another canal
in certain
events.

9. Any existing rights of plantation Wales to a supply of water conserved in the western boundary canals of the polder shall cease from the commencement of this Ordinance:

Rights of
plantation
Wales:

Provided that if in the future, either from the placing of a stop-off in the Bonesica creek or from any other cause, water is conserved at a higher level than it now is in times of drought, then, in that case, those rights shall revive.

Proviso.