

---

*All Saints' Parramatta Mortgage 1927.*

---

4

AN ORDINANCE to authorise the mortgage of certain land situated in the Town of Parramatta North Parish of Field of Mars County of Cumberland and to provide for the application of the proceeds thereof.

WHEREAS by Indenture of Conveyance dated the third day of November One thousand eight hundred and seventy three Registered No. 611 Book 140 made between Anne Hassall (therein described) of the first part Sir Charles Cowper (therein described) of the second part George Fairfowl Macarthur (therein described) of the third part Reverend John Roe Blomfield Patrick McKay and William Goodin (all therein described and thereafter called Trustees) of the fourth part the land described in the First Schedule hereto was for the consideration therein mentioned appointed granted bargained sold aliened released and confirmed unto the said Trustees their heirs and assigns to hold the said land hereditaments and premises thereby appointed released and assured or intended so to be unto the said Trustees and the survivors and survivor of them their heirs and assigns upon trust to hold the same for the site of a dwelling house with a garden and other appurtenances thereto and suffer such dwelling house and premises to be erected and built thereon for the use occupation and benefit of the Minister for the time being duly licensed by the Bishop of Sydney in the Church called and known as the Church of All Saints at Parramatta And upon the trusts and subject to the provisions of the Acts of the Governor and Legislative Council of New South Wales Eighth William the Fourth Number Five AND WHEREAS by Commission dated 25th May 1888 under the hand and seal of the Lord Bishop of Sydney in accordance with the Act Eight William Fourth Edwin Godson of Parramatta and Frederick Allen Shepherd Bowden of Newlands Parramatta were appointed Trustees of the lands in the lastly before recited Indenture of Conveyance in the place and stead of the said Patrick McKay who had resigned from the said trusts and the said William Goodin who had died AND WHEREAS by Deed of Appointment of the 25th September 1894 under the hand and seal of the Archbishop of Sydney Thomas Moxham of Parramatta was appointed a Trustee of the lands

comprised in the said Conveyance in the place and stead of the Reverend John Roe Blomfield who had died AND WHEREAS on the 10th day of June 1902 George Henry Horwood of Parramatta North Coach Builder was appointed a Trustee of the lands comprised in the said Conveyance in the place and stead of the said Frederick Allen Shepherd Bowden who had died AND WHEREAS the said Edwin Godson died on the twenty fourth day of May 1919 and the said Thomas Moxham died on the eleventh day of January 1916 so that the said lands are now vested in the said George Henry Horwood now of Pennant Hills Road Parramatta as surviving Trustee AND WHEREAS a Parish Hall has been erected on part of the land described in the Second Schedule hereto AND WHEREAS by reason of circumstances subsequent to the creation of the aforesaid trusts it is expedient to mortgage the land described in the Second Schedule hereto being part of the land described in the First Schedule hereto Now the Standing Committee of the Synod of the Diocese of Sydney in pursuance of the powers in that behalf conferred upon it by the Church of England Trust Property Act 1917 and by the Land Ordinance Procedure and Delegation of Powers Ordinance 1926 and in pursuance of the powers vested in the said Synod by the Constitutions for the management and good government of the Church of England within the State of New South Wales or otherwise in the name and in the place of the said Synod declares directs and rules as follows:—

1. By reason of circumstances subsequent to the creation of the trusts it is expedient to mortgage the land described in the Second Schedule hereto.

2. The land described in the Second Schedule hereto may from time to time be mortgaged to secure the repayment of a sum not exceeding One thousand seven hundred pounds (£1700) together with interest on such moneys and all costs charges and expenses of and incidental to borrowing such moneys and this Ordinance Provided that after the expiration of five years from the passing of this Ordinance no mortgage given under the authority thereof shall be valid to a greater extent than Five hundred pounds (£500) and thereafter the principal sum shall be reduced at the rate of not less than One hundred pounds (£100) a year.

3. The amount or amounts so to be from time to time obtained after deducting the costs charges and expenses aforesaid shall be paid by the Trustee to the Churchwardens for the time being of the Church of All Saints' Parramatta (whose receipt shall be a sufficient discharge) and shall be by them applied for or towards the payment of the costs charges and expenses already incurred and to be incurred in connection with the erection of the Parish Hall hereinbefore mentioned.

4. This Ordinance may be cited as "All Saints' Parramatta Mortgage Ordinance 1927."

THE FIRST SCHEDULE HEREINBEFORE REFERRED TO.

All that allotment or parcel of land situate in the Parish of Field of Mars in the County of Cumberland in the Territory of New South Wales being Lot 6 of the Newlands Estate containing Two acres two roods ten perches more or less bounded on the East by Elizabeth Street Commencing on the South East corner of an allotment now appropriated for a Church at a point Three hundred and seventeen and three quarter links from Pennant Street bearing South three degrees fifteen minutes West Two hundred and ninety and one quarter links to Lot 7 purchased by Mr. Robert Campbell on the South by that Lot bearing West Three degrees fifteen minutes North six hundred and seventy eight links to the Creek on the West by that Creek to the South West corner of Lot 1 purchased by Mr. Charles Marsden and on the North by Lots 1, 2, 3, 4, 5, and the aforesaid Church allotment bearing East three degrees fifteen minutes South nine chains seventy three links to the point of commencement which said hereditaments are part of 112 acres of land granted to Samuel Marsden by Letters Patent dated the first day of November 1822.

THE SECOND SCHEDULE HEREINBEFORE  
REFERRED TO.

All that piece or parcel of land situate lying and being in the Municipality of Parramatta North Parish of Field of Mars County of Cumberland and State of New South Wales being part of Lot 6 of the Newlands Estate Commencing at a point on the

Western side of Elizabeth Street being the South Eastern corner of the said Lot 6 and bounded thence on the South by part of the Southern boundary of the aforesaid Lot 6 being a fenced line bearing Westerly for One hundred and ninety six feet four inches thence on the West by a fenced line bearing Northerly for seventy one feet three inches thence on the North by a fenced line bearing Easterly for one hundred and ninety six feet two inches to the aforesaid Elizabeth Street and thence on the East by the aforesaid Elizabeth Street bearing Southerly for sixty nine feet nine inches to the point of commencement.

I certify that the Ordinance as printed is in accordance with the Ordinance as reported.

W. J. G. MANN,

Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this fifth day of September, 1927.

C. R. WALSH,

Secretary.

I assent to this Ordinance.

GERARD D'ARCY-IRVINE,

Bishop Coadjutor, Commissary.

7th September, 1927.