
Castle Hill Land Sale.

11193

AN ORDINANCE to authorise the sale of certain land situate at Castle Hill, near Parramatta, in the Parish of Castle Hill and County of Cumberland in the Colony of New South Wales and to apply the proceeds of such sale in the purchase of other lands situate in the same Parish and also to provide for the application of any balance of such proceeds.

(Assented to 15 August, 1893).

WHEREAS by Deed Poll or Grant from the Crown bearing date the ninth day of May one thousand eight hundred and forty-two the land described in the Schedule hereto was granted unto the Lord Bishop of Australia his heirs and assigns for ever upon trust for the appropriation thereof as the Glebe annexed to the Church of the United Church of England and Ireland as by law established erected at Castle Hill and known as St Paul's in the Grant described as Saint Simon and it has ever since been held by the Incumbent of that Church for the time being as a Glebe for the said Church And whereas by reason of circumstances which have occurred since the creation of the trust set out in the said Grant it has become inexpedient to carry out or observe the particular purposes for which the said land described in the said Schedule thereto is by such trust devoted And whereas it is expedient that the said land should be sold and that the proceeds thereof should be applied in the purchase of other lands in the said Parish and that any balance should be applied in the manner hereinafter provided. The Synod of the Diocese of Sydney in pursuance of the powers in that behalf conferred upon it by the Constitutions for the management and good government of the United Church of England and Ireland within the Colony of New South Wales and of all powers vested in the said Synod by "The Sydney Bishopric and Church Property Act of 1887" and "The Church of England

Castle Hill Land Sale.

Property Act of 1889" or otherwise ordains declares enacts directs and rules as follows:—

1. By reason of circumstances which have occurred since the issue of the said Grant and the creation of the said express trust upon which the land described in the Schedule hereto is held as aforesaid it has become inexpedient to carry out or observe the particular purpose to which the said land is by the said trust devoted.

2. The said land shall and may therefore be sold by public auction or by private contract and either in one lot or in several lots and for such price or prices and upon such terms and conditions as the Bishop of Sydney for the time being may deem expedient freed from such trust as aforesaid and with power to buy in and resell any lot or to vary any contract for sale.

(3.) The proceeds arising from such sale or sales shall be paid to the said Bishop of Sydney and the said Bishop of Sydney is hereby authorised to receive the same and to give effectual discharges therefor and to execute all necessary deeds to carry out any such sale.

(4.) The said proceeds arising from the said sale or sales shall be applied (after payment thereof of all proper expenses of and incidental to this ordinance and the said sale or sales and the transfers of the said land in pursuance thereof) in the purchase of lots fourteen and fifteen of section seven of the Baulkham Hills Estate being other lands situate in the same Parish such land to be vested in the "Church of England Property Trust Diocese of Sydney" and to be held by the said Trust as a Glebe annexed to the Church of St. Paul at Castle Hill aforesaid and if there be more than sufficient for this purpose then the balance shall be applied in the purchase of other lands situate in the same Parish to be vested in the said "Church of England Property Trust Diocese of Sydney" upon trust for Church purposes in

Castle Hill 4 and Sale.

the said Parish and any balance of the said proceeds not immediately required to be applied as aforesaid shall be deposited by the said Bishop of Sydney in the names of the Most Reverend William Saumarez Smith, Bishop of Sydney, The Reverend Hulton Smyth King, and the Honorable Edward Knox, Thomas Allwright Dibbs, and the Honorable Septimus Alfred Stephen, Esquires, or any two of them at interest with any Joint Stock Company carrying on the business of Bankers in Sydney and the interest arising from such deposit shall be dealt with and applied in the manner hereinbefore prescribed with regard to the proceeds of the sale of the said land.

5. This Ordinance shall be styled and cited as "The Castle Hill Glebe Sale Ordinance of 1893."

THE SCHEDULE

HEREINBEFORE REFERRED TO.

All that piece or parcel of land in our said Territory containing by admeasurement forty acres be the same more or less situated in the County of Cumberland and Parish of Castle Hill bounded North Easterly by a line commencing at a marked fence where the South West Boundary of Hankinson's two hundred acres crosses a small creek bearing East twenty-five degrees South eighteen chains twenty links Easterly by a line dividing it from the Road from Parramatta to Wiseman's South five and a half degrees West six chains twenty links Southerly by a line West six degrees South thirty three chains South Westerly by a line West thirty seven degrees North six chains fifty links to a small creek and North Westerly by that creek to the marked fence aforesaid advertised as No. 3 in the Government notice dated 8th February 1842.