
Christ Church Blacktown Land Sale Ordinance 1963

No. 1, 1963

AN ORDINANCE to authorise the sale of certain land in Flushcombe Road Blacktown in the Municipality of Blacktown and to provide for the application of the proceeds thereof.

WHEREAS by Conveyance dated 24th March 1875 made between Honoral McDermott of the one part and Walter Lamb, Robert Crawford and Alfred Branch Campbell (Trustees for the purposes thereafter mentioned and thereafter designated Trustees) of the other part Registered Number 933 Book 157 the land described in the First Schedule hereto was conveyed unto the said Trustees their heirs and assigns upon trust as a site for the erection and maintenance of a Church of England School and Church and Minister's residence and all or any of those purposes AND WHEREAS by Christ Church Blacktown Vesting and Mortgage Ordinance 1956 (No. 21, 1956) the said land was inter alia vested in Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) which Ordinance is registered in the Deeds Registry of the Registrar General's Office as No. 723 Book 2381 AND WHEREAS there is now erected upon the said land a brick church (formerly known as Christ Church) and a weatherboard and fibro-cement hall AND WHEREAS the said land is church trust property held for the sole benefit of the Parish of Christ Church Blacktown with Prospect, Bungarabee and Doonside AND WHEREAS the Council of the Municipality of Blacktown has negotiated for the purchase of that part of the said land described in the second schedule hereto in lieu of resuming the same for the purpose of a car park and access AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the second schedule is held it is inexpedient to carry out and observe the same and it is expedient that such land be sold NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of such Synod HEREBY ORDAINS AND DIRECTS as follows:-

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the land described in the second schedule is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold.

2. The Corporate Trustee is hereby empowered to sell the said land by public auction or private contract at such time and upon such terms and conditions as the Corporate Trustee may think fit

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freed from the Trusts to which it is now subject and also to dedicate for road widening purposes a strip of land 8 feet wide along and within the frontage of the land described in the first schedule.

3. The Proceeds of sale shall after paying thereout the costs and expenses of and incidental to this Ordinance and the subdivision and sale of the land (except in so far as the same or some part thereof may be paid by the purchaser) shall be paid to the Churchwardens for the time being of Christ Church Blacktown and be applied by them towards the costs of enlarging and extending the hall now erected on the remainder of the land in the first schedule.

4. This Ordinance may be cited as "Christ Church Blacktown Land Sale Ordinance 1963."

FIRST SCHEDULE

All that piece or parcel of land situate in the Parish of Prospect County of Cumberland and Colony of New South Wales containing by admeasurement two roods and being part of portion of Lot five of the subdivision of the Flushcombe Estate purchased by the said Honorah McDermott of Thomas Patrick Fitzsimmons bounded on the east by the road leading from Blacktown Station to the Western Road one chain on the north by a line westerly five chains dividing it from Fitzsimmons land on the West by a line southerly one chain dividing it from Mrs. McDermott's land and on the south by a line easterly 5 chains dividing it from Mrs. McDermott's land to the road before mentioned be the said several bearings and dimensions respectively a little more or less.

SECOND SCHEDULE

All that piece or parcel of land being part of the land comprised in Conveyance No. 933 Book 157 being Lot 1 in a plan of subdivision by Mr. Surveyor Claderwood dated the 1st of March 1962 situate at Flushcombe Road Blacktown in the Municipality of Blacktown Parish of Prospect County of Cumberland and State of New South Wales COMMENCING at a point bearing and distant $269^{\circ} 53' 8'' 0\frac{1}{2}''$ from the south eastern corner of the land in Conveyance No. 933 Book 157 bounded thence by that remaining part of the southern boundary of the said land in Conveyance No. 933 Book 157 bearing and distant $269^{\circ} 53' 32\frac{1}{2}' 3\frac{1}{2}''$ to the south western corner of the land in the said Conveyance bounded thence on the

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west by the western boundary of the land in the said Conveyance bearing and distant $357^{\circ} 14' 63\frac{1}{2}''$ to the north western most corner of the land in the said Conveyance bounded thence towards the north by part of the northern boundary of the land in the said Conveyance bearing and distant $90^{\circ} 02' 97' 11\frac{1}{2}''$ to the north western corner of Lot 2 in the aforementioned subdivision by Mr. Calderwood, Surveyor, bounded thence by successive lines being the common boundaries of Lots 1 and 2 bearing and distant $177^{\circ} 11' 53' 33''$ $89^{\circ} 53' 21\frac{1}{4}''$ $43^{\circ} 32' 13' 9\frac{1}{2}''$ bounded thence by a line being the common boundary between Lot 1 and a strip of land 8 feet wide intended to be dedicated for the widening of Flushcombe Road bearing and distant $177^{\circ} 11' 20' 0\frac{1}{4}''$ to the point of commencement the said several dimensions being a little more or less and containing an area of $31\frac{1}{4}$ perches.

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

ATHOL RICHARDSON,

Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of Synod of the Diocese of Sydney on the Twenty-fifth day of February 1963.

W. L. J. HUTCHISON,

Secretary.

I, assent to this Ordinance.

HUGH SYDNEY,

Archbishop of Sydney.

25/2/1963.