

APPENDIX No. 42.

ORDINANCE. DULWICH HILL.

5/19/14 (As Passed.)

AN ORDINANCE to authorise the mortgage of certain lands situate at Dulwich Hill Parish of Petersham County of Cumberland State of New South Wales and to provide for the application of the proceeds thereof.

WHEREAS by Certificates of Title dated respectively the 18th August 1891 and the 15th March 1900 Volumes 1025 and 1310 respectively Folios 236 and 127 respectively the parcels of land respectively described in the First and Second Schedules hereto are vested in the Church of England Property Trust Diocese of Sydney (hereinafter called the Corporation) and its assigns to hold unto the Corporation and its assigns for ever AND WHEREAS by Deeds Poll executed under its corporate seal dated the twenty-fifth day of September 1914 the Corporation declared that the said land had been and should be held by it upon trust for the erection and maintenance thereon or on part thereof of a Church or Churches for the celebration of Divine Service according to the rites of the Church of England and the erection and maintenance thereon of a School Hall and Rectory and such other building or buildings as should be requisite or necessary to be used in connection with the said Church or Churches or otherwise for the purposes of the Church of England in the Parish of Holy Trinity Dulwich Hill AND WHEREAS it is considered desirable to erect a Church upon the said piece of land described in the Second Schedule hereto in addition to the building already erected on the land described in the First Schedule hereto known as Holy Trinity Church Dulwich Hill and which has been duly licensed for Divine Service and is now used for that purpose and which it is intended after the erection of the Church as aforesaid to use as a School Hall in connection with the said Parish AND it is also considered desirable to erect or purchase a Rectory in connection with the said Parish AND WHEREAS in order to enable the Rector of the Parish of Holy Trinity Church Dulwich Hill and the Churchwardens of the said Holy Trinity Church Dulwich Hill one of the Churches in the said Parish to erect the said Church and to erect or purchase a Rectory as aforesaid it may be necessary that sufficient money should be raised for the purpose aforesaid by mortgage over the said piece of land described in the First

Schedule hereto and the buildings erected and to be erected thereon to secure the repayment of any money so borrowed as aforesaid with interest thereon AND WHEREAS the said Rector and the majority of the Churchwardens of the said Parish of Holy Trinity Church Dulwich Hill have in writing consented to this Ordinance AND WHEREAS it is expedient that an advance of money not exceeding the sum of one thousand pounds should be obtained upon the security of the said piece of land described in the First Schedule hereto and the said buildings for the purpose of building the said Church or the erection or purchase of a Rectory as aforesaid THE SYNOD OF THE DIOCESE OF SYDNEY in pursuance of the powers in that behalf conferred upon it by the Constitution for the management and good government of the Church of England within the State of New South Wales and of all powers vested in the said Synod by the Church of England Property Act 1889 ordains declares and directs as follows:—

1. That for the purpose of carrying out and giving effect to such trusts it is expedient to obtain an advance or advances of money not exceeding one thousand pounds which sum is hereby authorised to be obtained on the security of the said piece of land described in the First Schedule hereto and the buildings erected and to be erected thereon.

2. That the said piece of land described in the First Schedule hereto and the buildings erected and to be erected thereon as aforesaid and the appurtenances may be mortgaged to secure the repayment of the money so to be borrowed as aforesaid.

3. That the amount so to be raised shall be paid to the Corporation and shall be by it applied for or towards the building of the said Church upon the said piece of land described in the Second Schedule hereto or the erection or purchase of a Rectory in connection with the said parish.

4. That the said piece of land mentioned in the First Schedule hereto may be mortgaged from time to time for the purpose of raising any sum not exceeding one thousand pounds with which to discharge or to renew the mortgage now authorised or any mortgage or mortgages raised in substitution for the purpose of discharging same and any interest accrued in respect thereof.

5. This Ordinance may be styled and cited as the "Holy Trinity Church Dulwich Hill Land Mortgage Ordinance of 1914."

THE FIRST SCHEDULE REFERRED TO.

All that parcel of land situate in the Municipality of Marrickville Parish of Petersham County of Cumberland in the State of New South Wales containing twenty-six and a half perches or thereabouts being lot nine and part of lot ten of section two on a plan deposited in the Lands Titles Office Sydney Numbered 676 having a frontage fifty-five feet to Herbert Street Dulwich Hill by a depth of one hundred and thirty-one feet six inches being the whole of the land comprised in Certificate of Title dated the eighteenth day of August one thousand eight hundred and ninety-one Registered Volume 1026 Folio 236.

THE SECOND SCHEDULE REFERRED TO.

All that parcel of land situate as aforesaid containing one rood nine perches or thereabouts being lot twenty-three and part of lot twenty-four of section four on the said plan having a frontage of eighty feet to Herbert Street Dulwich Hill by depths of one hundred and fifty feet five inches and one hundred and eighty-two feet and being the whole of the land comprised in Certificate of Title dated the fifteenth day of March one thousand nine hundred Registered Volume 1310 Folio 127.

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

E. W. MOLESWORTH,

Chairman of Committees.

We certify that this Ordinance was passed on 30th September, 1914.

E. CLAYDON	} <i>Secretaries of</i>
W. R. BEAVER	

I assent to this Ordinance.

JOHN CHARLES SYDNEY.

6th October, 1914.