
St. Michael's, Surry Hills, Land Mortgage.

311902

AN ORDINANCE to authorise the mortgage of certain lands situate in Albion and Church Streets Surry Hills, in the State of New South Wales, and to provide for the application of the proceeds thereof.

(Assented to 23 September, 1902.)

WHEREAS by "The St. Michael's Surry Hills School Land Sale Ordinance of 1890," it was ordained and directed that certain lands therein described should be sold with the approval of the Church of England Property Trust Diocese of Sydney, and the proceeds arising therefrom should (after payment thereof of the expenses of and incidental to the said Ordinance and the said sale and the conveyance of the said lands in pursuance thereof) be applied in or towards the payment of the purchase money of a site for a School House in Albion Street, Surry Hills foresaid adjoining St. Michael's Church of England Church and Parsonage, Surry Hills, aforesaid (such lands when so purchased to be vested in the Church of England Property Trust Diocese of Sydney), and in and towards the payment of all legal and other expenses connected with such purchase, and that the residue (if any) of the said proceeds should be applied in and toward the erection on the said site of a School House in connection with St. Michael's Church of England Church, Surry Hills aforesaid. And whereas in pursuance of such Ordinance the lands therein directed to be sold have, with the approval of the Church of England Property Trust Diocese of Sydney, been sold, and the site of a School House therein mentioned (being the lands described in the Schedule annexed hereto) has been purchased out of the moneys arising from such sale and the sum of five hundred and fifty pounds now remains in the hands of the Corporate Body of Trustees appointed for the Diocese of Sydney to be applied towards the erection on the said site of the said School

St. Michael's, Surry Hills, Land Mortgage.

House as provided by the said Ordinance. And whereas in accordance with the provisions of the said Ordinance by Memorandum of Transfer and Indenture of Conveyance, both bearing date the eleventh day of July, one thousand nine hundred and two, the said site (being the said lands described in the Schedule annexed hereto) has been vested in the Church of England Property Trust Diocese of Sydney. And whereas the said sum of five hundred and fifty pounds not being sufficient for the erection upon the said site of a suitable School House, it is expedient in the interests of the Church of England in this Diocese that an advance of money should be obtained upon the security of the same, and that the proceeds thereof should be applied in 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 State of New South Wales, and of all powers vested in the said Synod by the "Church of England Property Act of 1889" ordains, declares, directs, and rules as follows:—

1. That it is expedient to obtain an advance of money upon the security of the lands described in the Schedule hereto annexed for the purpose of carrying out and giving effect to the trusts or purposes attached to the same.

2. That the said lands may be mortgaged for a sum not exceeding five hundred pounds, which sum is hereby authorised to be obtained by way of advance on the security of the same.

3. That the sum so to be raised as aforesaid shall be paid to the "Church of England Property Trust Diocese of Sydney," and shall be applied (after the payment thereof of the costs, charges and expenses of and inci-

St. Michael's, Surry Hills, Land Mortgage.

dental to this Ordinance, and the mortgage of the said lands in pursuance thereof) in or towards the erection on the said lands of a School House in connection with St. Michael's Church of England Church, Surry Hills aforesaid, and the payment of all costs and charges in connection therewith or incidental thereto.

4. That the said lands may be mortgaged from time to time for the purpose of raising any sum or sums of money which shall be applied in the discharge or renewal of the first-mentioned mortgage, or any mortgage or mortgages raised in substitution for the purpose of discharging the same and of any interest accrued thereon.

5. This Ordinance shall be styled and cited as "The St. Michael's Surry Hills School Land Mortgage Ordinance of 1902."

SCHEDULE.

1. All that piece and parcel of land containing by admeasurement nineteen and a-quarter perches, situated at Sydney in the Parish of Alexandria County of Cumberland, and State of New South Wales, commencing at the intersection of the Northern side of Albion Street with the Eastern side of Church Street, and bounded thence towards the South by Albion Street aforesaid bearing Easterly thirty-nine feet nine inches thence towards the South East by a line bearing North Easterly eighty-nine feet eleven inches thence towards the North East by a line bearing North Westerly sixty-one feet two and three quarter inches to the South Eastern side of Church Street aforesaid, thence towards the North West by the South Eastern side of Church Street aforesaid, being lines bearing South Westerly thirty-eight feet two and a quarter inches and seventy-two feet ten and a quarter inches to the point of commencement and being the land comprised in Certificate of Title registered volume 1014, folio 38.

St. Michael's, Surry Hills, Land Mortgage.

2. Also all that piece or parcel of land situated as aforesaid being a part of Block E seven of the Riley Estate Surry Hills commencing at the intersection of the Eastern side of Church Street with the Southern side of Flood's Lane and bounded thence towards the North West by that lane bearing North Easterly fifty-nine feet seven and three-quarter inches thence towards the South East by a line bearing South Westerly fifty-three feet four inches thence towards the South West by a line bearing North Westerly sixty-one feet two and three-quarter inches to Church Street aforesaid and towards the North West by that Street bearing North Easterly eight feet four inches to the point of commencement.
