
St. Paul's Church, Lithgow, Mortgaging, 1924.

AN ORDINANCE authorising the mortgaging of certain lands situate in Railway Parade Lithgow in the County of Cook such land being more particularly described in the Schedule hereto and to provide for the application of the proceeds thereof.

WHEREAS by Certificate of Title under the provisions of the Real Property Act 1900 dated the Third day of August One thousand nine hundred and five Volume 1626 Folio 27 the Archbishop of Sydney (hereinafter designated the said Archbishop) is the Registered Proprietor of the whole of the land described in such Certificate being the land described in the Schedule hereto AND WHEREAS by Declaration of Trust dated the Twentieth day of March One thousand nine hundred and five Registered Number 5933 the then Registered Proprietors of the land Horace Edward Seymour Bracey, Herbert Joseph Gripper and George Frederick Taylor Declared that they stood seised of the said land upon trust to permit to be erected upon the said land any or all of the buildings following that is to say a Church or Clergyman's residence a School or other building or buildings and be subject to the regulations (so far as they might be applicable) contained in the Sydney Church Ordinance or any other Ordinance to be passed by the Synod of the Diocese of Sydney altering or modifying the first mentioned Ordinance AND WHEREAS by a further Declaration of Trust bearing date the Fifteenth day of December One thousand nine hundred and eleven Registered Number 8183 the said Archbishop declared that he stood seised of and interested in the said land so transferred to him upon trust to permit to be erected upon the said land any or all of the buildings following—that is to say—a Church or Clergyman's residence a School or other building or buildings and to be subject to the regulations (so far as they might be applicable) contained in the "Sydney Church Ordinance" or any other Ordinance to be passed by the Synod of the Diocese of Sydney altering or modifying the first mentioned Ordinance AND WHEREAS it is considered desirable to erect a new Church at Lithgow upon portion of the said land but in order to pay for the same it is necessary that monies should be raised over the said land as more particularly described in the Schedule hereto and the buildings erected and

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to be erected thereon to secure the repayment of any moneys so borrowed as aforesaid with interest thereon AND WHEREAS it is expedient that any advance or advances of money not exceeding in the aggregate the sum of Two thousand pounds should be obtained upon the security of the said land and buildings for the purposes aforesaid AND WHEREAS by reason of circumstances subsequent to the creation of the aforesaid trusts it is expedient to mortgage the said land 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 Ordinances of the Synod passed in the years 1918 and 1921 appointing the Standing Committee for the purposes of exercising during the recess of the Synod the powers and functions in the said Ordinances referred to 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 said recited trusts it is expedient to obtain from time to time an advance or advances of money not exceeding in the aggregate Two thousand pounds on the security of the said land more particularly comprised in the Schedule hereto and the buildings erected and to be erected thereon.

2. That the said piece of land described in the Schedule hereto and the buildings erected and to be erected as aforesaid and the appurtenances may be from time to time mortgaged to secure the repayment of the moneys so authorised to be borrowed as aforesaid.

3. That the amount or amounts so to be from time to time raised (after deducting costs of and incidental to this Ordinance and any Mortgage or Mortgages executed in pursuance of the powers hereby conferred) shall be paid by the said Archbishop to the Churchwardens for the time being of the Church of St. Paul Lithgow (whose receipt shall be a sufficient discharge) and shall be by them applied in or towards the payment of the cost of the erection of a new Church on a portion of the said land for the Parish of Lithgow.

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4. That the said piece of land and all buildings thereon may be mortgaged from time to time for the purpose of raising any sum or sums of money not exceeding in the aggregate Two thousand pounds with which to discharge or renew the mortgage or mortgages now authorised or any mortgage or mortgages substituted therefor and any interest accrued due in respect thereof Provided however that after the expiration of ten years from the passing of this Ordinance no renewal of any mortgage shall be valid for a larger sum than One thousand five hundred pounds and thereafter the principal sum shall be reduced at the rate of not less than Fifty pounds per year.

5. This Ordinance shall be styled and cited as the "St Paul's Church Lithgow Mortgaging Ordinance of 1924."

THE SCHEDULE REFERRED TO,

All that piece or parcel of land in area Two roods sixteen and three quarters perches or thereabouts situate at Lithgow Parish of Lett County of Cook State of New South Wales and being the whole of the land comprised in Certificate of Title under the provisions of the Real Property Act 1900 da. 1 the Third day of August One thousand nine hundred and five Volume 1626 Folio 27.

I hereby certify that this Ordinance was passed in Committee

A. J. GOULD,
Chairman of Committee.

28th July, 1924.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this Twenty-eighth day of July, 1924.

C. R. WALSH,
Secretary.

I assent to this Ordinance.

GERARD D'ARCY-IRVINE,
V.G. Commissary.

29th July, 1924.