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*St. Paul's Wentworthville Vesting and Variation of Trust  
Ordinance, 1959.*

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**No. 27, 1959**

AN ORDINANCE to vest certain land in the Church Property Trust and to declare and vary certain trusts.

WHEREAS by Certificate of Title Registered Volume 2694

Folio 96 Ernest Ogilvie Harris Thomas Freestone Blackwall and Tristrum Mark Paull are the Registered Proprietors of an estate in fee simple in the land more particularly described in the schedule hereto.

AND WHEREAS by Declaration of Trust dated the 20th July, 1928, the said Ernest Ogilvie Harris Thomas Freestone Blackwell and Tristrum Mark Paull inter alia declared that they held the said land upon trust to permit the said land to be used for a Church Parsonage or Parish Hall or partly for one and partly for another or others of such purposes in connection with St. Paul's Church Wentworthville.

AND WHEREAS the said land is now situate within the Parish of St. Paul Wentworthville.

AND WHEREAS all the said Registered Proprietors are now dead and it is expedient to vest the said land in the Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") and to redeclare the trusts upon which the said land is held.

AND WHEREAS the Parishioners of the said Parish have collected the sum of approximately £4,306 (hereinafter called "the Fund") for the purpose of erecting upon part of the said land a new Church.

AND WHEREAS it is expedient to erect a new Rectory for the said Parish upon part of the said land.

AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said fund is held it is inexpedient to carry out and observe the same in their entirety and it is expedient to vary the said Trusts as hereinafter set out.

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NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains and declares as follows:—

1. The Standing Committee hereby consents to the said land comprised in the Schedule hereto being vested and the same is vested accordingly in the Corporate Trustee.

2. That the Corporate Trustee shall hold the said land upon trust to permit the same to be used for a Church Rectory and Parish Hall or partly for one and partly for another or others of such purposes in connection with the Church of England in the Parish of St. Paul Wentworthville.

3. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the fund is held it is inexpedient to carry out and observe such trusts in their entirety and it is expedient that the same be varied to the extent hereinafter set out.

4. The Churchwardens as Trustees of the said fund shall hold the sum of £3,000 (Three thousand pounds) part of the said amount of £4,306 (Four thousand three hundred and six pounds) upon trust to pay the same to the Churchwardens for the time being of the said Parish to be applied by them in or towards the erection of a Rectory upon part of the land described in the Schedule hereto which said amount of £3,000 (Three thousand pounds) shall be repaid by the Churchwardens to the said fund within the period of five years from the date of the passing of this Ordinance by consecutive half yearly payments of £300 (Three hundred pounds) at the least together with interest at the rate of  $5\frac{1}{2}\%$  (five pounds ten shillings per centum) per annum payable annually calculated from the date of payment on half yearly rests the first of such payments of principal and interest to be made six months after the date of payment of the said sum of £3,000 to the said Churchwardens.

5. The Churchwardens for the time being of the said Parish shall within seven days of the date of holding the Annual Vestry Meeting during such time as any money is owing to the Trustees of the said fund pursuant to this Ordinance cause an account to be forwarded to the Diocesan Secretary giving details of the original amount borrowed the amounts paid off and the balance owing.

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6. This Ordinance shall be styled and cited as the "St. Paul's Wentworthville Vesting and Variation of Trust Ordinance 1959."

THE SCHEDULE.

All that piece or parcel of land situate in the Municipality of Holroyd (formerly Prospect and Sherwood) Parish of Prospect and County of Cumberland containing 1 rood 14 perches being Lots 52, 53 and 54 of Section 17 Deposited Plan No. 963 having a frontage of 99 feet to Pritchard Street by a depth along Garfield Street of 150 feet and being the whole of the land comprised in Certificate of Title Registered Volume 2694 Folio 96.

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

W. G. HILLIARD, Bishop,  
Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 9th day of December, 1959.

W. L. J. HUTCHISON,  
Secretary.

I assent to this Ordinance.

HUGH SYDNEY,  
Archbishop of Sydney.

9/12/1959.