

*Strathfield Land Sale.*

31891

AN ORDINANCE to authorise the sale of certain Church Land situate in Brunswick Avenue and Vernon Street, in the Parish of St. Anne's in the Municipality of Strathfield (late Redmyre), and County of Cumberland, in the Colony of New South Wales, and to provide for the application of the proceeds thereof.

(Assented to 7 August, 1891)

*Preamble.*

WHEREAS by Certificate of Title from John Booth Jones, bearing date twenty-seventh July, 1885, Vol. 752, Fol. 246, the land described in the Schedule hereto was granted unto John Booth Jones, Edward Richard Deas-Thomson and Cornelius Frederick Edwards, to their heirs and assigns, for the erection thereon of a Church in connection with the United Church of England and Ireland. And whereas the said land has been transferred to John Booth Jones, Edward Richard Deas-Thomson, and Cornelius Frederick Edwards, and is now vested in them as Trustees by the said Trustees' Declaration of Trust dated twenty-seventh April, 1885, whereby it was declared that they held the land described in the Schedule hereto upon trust for the erection, maintenance and repair of a Church in connection with the United Church of England and Ireland, or if the said Trustees consider desirable, for the erection of a Parish School, and whereby it was further declared that the provision of the Church Act, 8 William IV. No. 5, as to the appointment of Trustee and Churchwardens, and every Ordinance of Synod modifying the said Act as to Churchwardens, should apply. And whereas by reason of circumstances which have occurred since the creation of the said trust, it has become inexpedient to carry out or observe the particular

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purposes for which the said land described in the said Schedule hereto and the building thereon is by such trust devoted. And whereas it is expedient that the said last mentioned land and building thereon shall be sold, and that the proceeds thereof should be applied in the 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 Colony of New South Wales, and of all powers vested in the Synod by the "Church of England Property Act of 1889," or otherwise ordains, declares, directs and rules as follows.—

1. By reason of circumstances which have occurred since the creation of the said recited express trust, upon which the said land and building in the Schedule hereto described are held as aforesaid, it has become inexpedient to continue to carry out or observe the particular purpose to which the said land and building are by the said trust devoted.

2. The said land and building thereon may be sold by public auction or by private contract, either in one lot or in several lots, and for such price or prices and upon such terms and conditions as the Incumbent, the Churchwardens for the time being of the said Parish, and William Beaumont and James Moir, both of Strathfield, or any four of them, the Incumbent being one of such four, may deem expedient, freed from such trust as aforesaid.

3. The proceeds arising from the said sale shall be paid to the said Incumbent the said Churchwardens for the time being of the said Parish and the said William Beaumont and the said James Moir both of Strathfield or any four of them, the Incumbent being one of such four as aforesaid, who are hereby authorised to receive the same and give effectual discharge therefor.

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4. The said proceeds arising from the said sale or sales shall be applied (after payment thereof of all proper expenses of and incidental to this Ordinance and the said sale or sales, and the transfer of the said land in pursuance thereof) in or towards the purchase of a new site for the said Church, or for the erection of a new Church on the said new site for the Parish of St. Anne's, Strathfield, aforesaid.

5. The Ordinance shall be styled and cited as "The St. Anne's Strathfield, Church Lands Sale, Ordinance."

*Schedule.*

One rood thirty-three and a quarter perches, Lot seven, Mount Vernon Estate, at corner of Vernon Street and Redmyre Street (now Brunswick Avenue.)

All that piece or parcel of land situate in the Parish of Concord, in the County of Cumberland, in the Colony of New South Wales, and containing by admeasurement one rood thirty-three and one quarter perches. Commencing at the south-west intersection of Redmyre Street (now Brunswick Avenue) and Vernon Street and bounded thence on the north by Redmyre Street (now Brunswick Avenue) being a line bearing West two hundred feet to the North-East corner of Lot eight, thence on the East by part of the East boundary of Lot seven, being a line bearing South one hundred feet to the North-West corner of Lot six thence on the South by the North boundary of that lot, being a line bearing East two hundred feet to Vernon Street, and on the East by Vernon Street, being a line bearing North one hundred feet to the point of commencement.