
"Narellan Exchange Ordinance of 1936."

No. 14, 1936.

AN ORDINANCE to authorise the exchange of certain land situated in the Village of Elderslie in the Parish of Narellan and County of Cumberland and more particularly described in the first Schedule hereto for certain other land situate in the Village of Elderslie aforesaid and more particularly described in the second and third Schedules hereto.

WHEREAS by Indenture of Conveyance made the third day of August One thousand eight hundred and seventy-four between The Honourable Charles Campbell M.L.C. of the one part and The Bishop of Sydney of the other part registered No. 918 Book 143 the land described in the first Schedule hereto was granted bargained sold and released unto The Bishop of Sydney and his successors unto and to the use of The Bishop of Sydney and his successors forever upon trust to permit the same to be used as a Glebe in connection with Saint Paul's Church Narellan in the Colony of New South Wales and for the benefit of the Clergyman for the time being licensed to officiate in such Church but subject nevertheless to the provisions of an Act of the Governor and Legislative Council of the Colony aforesaid passed in the eighth year of the reign of His late Majesty King William IV Number 5 AND WHEREAS by Indenture of Conveyance made the first day of June One thousand nine hundred and five between Walter Charles Furner and Charles Augustus Thompson of the one part and John Bruchhauser (therein called "Bruckhauser") of the other part Registered No. 575 Book 732 part of the land described in the Second Schedule hereto was (inter alia) granted aliened released and conveyed unto the said John Bruchhauser and his heirs AND WHEREAS title to the remaining part of such land was acquired by the said John Bruchhauser by possession which completes the Second Schedule AND WHEREAS by Indenture of Conveyance made the seventh day of September One thousand nine hundred and twenty-six between Charlie Low Wah (therein called "War") of the one part and John Bruchhauser (therein called "Bruckhauser") of the other part Registered No. 392 Book 1442 the land in the Third Schedule hereto was conveyed unto the said John Bruchhauser AND WHEREAS the acquisition of the land in the Second Schedule hereto will provide access to a block of about fourteen acres being part of the land comprised in Certificate of Title

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Volume 4596 Folio 73 standing in the name of the Church of England Property Trust Diocese of Sydney and which block has at present no means of access to it and it is impossible to lease it AND WHEREAS on the land in the Second Schedule hereto being acquired such block may be leased AND WHEREAS to make the exchange of land between the said Archbishop of Sydney and the said John Bruchhauser of equal value the said John Bruchhauser agreed to give the land in the Third Schedule hereto in addition to the land in the Second Schedule hereto AND WHEREAS it is considered that the land in the First Schedule hereto is of equal value with the land in the Second and Third Schedules hereto AND WHEREAS by agreement dated the third day of September One thousand nine hundred and thirty-four between the Archbishop of Sydney of the one part and the said John Bruchhauser of the other part it was agreed that the land in the First Schedule hereto should be exchanged for the land in the Second and Third Schedules hereto subject to the approval of the Synod of the Diocese of Sydney or the Standing Committee thereof AND WHEREAS by reason of the aforesaid circumstances it is expedient to exchange the land described in the First Schedule hereto for the land described in the Second and Third Schedules hereto 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. It is expedient to exchange the land described in the First Schedule hereto for the land described in the Second and Third Schedules hereto.

2. The land in the First Schedule hereto be and the same is hereby vested in the Church of England Property Trust Diocese of Sydney.

3. The Church of England Property Trust Diocese of Sydney (hereinafter called "the Trust") is hereby directed to execute the Deed or Deeds or other instrument or instruments and to do all acts measures and things necessary for the purpose of carrying into effect the said exchange and the title to the land in the Second and Third Schedules hereto shall be conveyed to the said Trust.

4. The land referred to in the Second and Third Schedules hereto shall be held by the said Trust upon the same trusts as are referred to in the hereinbefore mentioned Conveyance of the third day of August One thousand eight hundred and seventy-four Registered No. 918 Book 143 and hereinbefore recited.

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5. This Ordinance shall be called the "Narellan Exchange Ordinance of 1936."

THE FIRST SCHEDULE REFERRED TO.

ALL THAT parcel of land containing by admeasurement 2 acres and 19 perches situated at Elderslie in the Parish of Narellan and County of Cumberland and being Lots Nos. 25 26 and 27 of the Village of Elderslie bounded on the South by a line bearing East thirty-six degrees twenty minutes South seven chains thirty-seven links on the East by Harrington Street bearing North thirty-six degrees twenty minutes East three chains on the North by the South boundary of Lot No. 28 bearing West thirty-six degrees twenty minutes North six chains eighty links and on the West by the South Road bearing South forty-six degrees thirty minutes West three chains five and a quarter links or thereabouts but which by more modern survey is as follows:—

ALL THAT piece or parcel of land containing by admeasurement 2 acres 0 roods 11 $\frac{3}{4}$ perches or thereabouts situated at Narellan in the Parish of Narellan County of Cumberland and State of New South Wales be the hereinafter several dimensions a little more or less being Lots 25, 26 and 27 Village of Elderslie and being part of John Oxley's grant of 820 acres ex road Por. 9 Ph.

Commencing at a point on the South-Eastern side of the Hume Highway being the Westernmost corner of Lot 28 of the Elderslie Estate aforesaid said point being distant from the intersection of that side of that Highway with the South-Western side of Hilder Street by lines bearing respectively 226 degrees 58 min. 541.7 links and 237 deg. 2 min. 30 sec. 544.5 links and bounded thence on the North-East by the South-Western boundary of Lot 28 Village of Elderslie aforesaid bearing 135 deg. 15 min. 660 links to the North-Western side of Harrington Road thence on the South-East by that side of that road bearing 225 deg. 15 min. 300 links thence on the South-West by the North-Eastern boundary of Lot 24 Village of Elderslie aforesaid bearing 315 deg. 15 min. 722.6 links to the South-Eastern side of Hume Highway aforesaid and thence on the North-West by that side of that Highway bearing 57 deg. 2 min. 30 sec. 306.4 links to the point of commencement.

Subject to a reservation 2 chains wide along the South-Eastern side of the Hume Highway.

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THE SECOND SCHEDULE REFERRED TO.

ALL THAT piece or parcel of land containing by admeasurement 0 acres 3 roods 20 $\frac{1}{2}$ perches or thereabouts situated at Narellan in the Parish of Narellan County of Cumberland and State of New South Wales be the hereinafter several dimensions a little more or less being part of Lot 56 of John Oxley's grant of 820 acres.

Commencing at a point on the Eastern side of Macarthur Road said point being bearing and distant from the intersections of the Northern and Eastern boundaries produced of Lot 11 dep. plan 11410 96 degrees 50 minutes 101 links and bounded thence on the South by a fenced line bearing 90 degrees 20 minutes 887.9 links thence on the North-East by part of the South-West boundary of land in Certificate of Title Volume 4596 Folio 73 bearing 349 degrees 55 minutes 101.7 links thence on the North by a line bearing 270 degrees 20 minutes 872.4 links to the Eastern side of Macarthur Road aforesaid and thence on the West by that side of that road bearing 178 degrees 41 minutes 30 seconds 100 links to the point of commencement*.

THE THIRD SCHEDULE REFERRED TO.

ALL THAT parcel of land situate in County of Cumberland and Parish of Narellan and being Lot 24 of Charles Campbell's subdivision of Elderslie Grant of Eight hundred and twenty acres bounded on the North by Lot 25 of said subdivision on the East by Harrington Street and on the South by Lot 23 and on the West by Great Goulburn Road; but which by more modern survey is as follows:—

ALL THAT piece or parcel of land containing by admeasurement 2 roods 37 $\frac{1}{2}$ perches or thereabouts situated at Narellan in the Parish of Narellan County of Cumberland and State of New South Wales be the hereinafter several dimensions a little more or less being Lot 24 of the Village of Ellerslie and being part of John Oxley's grant of 820 acres ex road Por. 9 Ph.

Commencing at a point on the South-Eastern side of the Hume Highway being the Westernmost corner of Lot 25 Village of Ellerslie said point being distant from the intersection of that side of that Highway with the South-Western side of Hilder Street by lines bearing respectively 226 deg. 58 min. 541.7 links and 237 deg. 2 min. 30 sec. 850.9 links and bounded thence on

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the North-East by the South-Western boundary of Lot 25 Village of Ellerslie aforesaid bearing 135 deg. 15 min. 722.6 links to the North-Western side of Harrington Road thence on the South-East by that side of that road bearing 225 deg. 15 min. 100 links thence on the South-West by the North-Eastern boundary of Lot 23 Village of Ellerslie aforesaid bearing 315 deg. 15 min. 743.5 links to the South-Eastern side of Hume Highway aforesaid and thence on the North-West by that side of that Highway bearing 57 deg. 2 min. 30 sec. 102.1 links to the point of commencement.

Subject to a reservation of 2 chains wide along the South-Eastern side of the Hume Highway.

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

(Signed) W. J. G. MANN,

Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this Twelfth day of November, 1936.

(Signed) H. V. ARCHINAL,

Diocesan Secretary.

I assent to this Ordinance.

(Signed) HOWARD SYDNEY.

November 12th, 1936.