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*St. Alban's Five Dock Sale Ordinance 1950*

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No. 33, 1950.

AN ORDINANCE to authorise the sale of certain land situate in the Parish of Five Dock and to provide for the application of the proceeds thereof.

WHEREAS:—

- (a) By the St. Alban's Five Dock Sale Ordinance 1939 the land described in the First Schedule thereto comprised in Conveyance dated the Fifteenth day of May, 1866 (Registered No. 614 Book 99) from William Wright to the Bishop of Sydney to be held on the trusts mentioned therein and recited in the said Ordinance was vested in the Church of England Property Trust Diocese of Sydney (in the said Ordinance and herein called "the Corporate Trustees") and the Corporate Trustees were authorised to sell the land described in the Second Schedule to the said Ordinance to the Commonwealth Bank of Australia (herein called "the Bank").
- (b) The Bank has offered to buy a further portion of the said land being the land described in the Schedule hereto.
- (c) It is expedient that such land be sold, and the purchase money applied as hereinafter provided.

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. By reason of circumstances subsequent to the acquisition of the said land and the creation of the trusts thereof

- (a) it has become expedient to sell the land described in the Schedule hereto and
- (b) it has become inexpedient to apply the purchase money in accordance with such trusts to the extent to which the same are hereby varied.

2. The Corporate Trustees are hereby authorised to sell to the Bank the land described in the Schedule hereto at a price to be fixed by the Corporate Trustees.

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3. The proceeds of the said sale shall stand charged with the payment of the costs charges and expenses of and incidental to this Ordinance and the said sale in so far as the same are not paid by the Bank and subject thereto shall be applied

- (a) as to one hundred pounds, in paying Registry and Synod Assessments owing by the Parish of St. Alban Five Dock and
- (b) as to the balance in carrying out repairs and renovations to the Church of St. Alban Five Dock.

4. This Ordinance may be cited as the "St. Alban's Five Dock Sale Ordinance 1950."

THE SCHEDULE.

All that piece or parcel of land containing three quarters of a perch or thereabouts situated at Five Dock in the Municipality of Drummoyne Parish of Concord County of Cumberland State of New South Wales being part of Lot A as shown in a plan registered at the Land Titles Office Sydney as Miscellaneous Plan of Subdivision (O.S.) Registered No. 4584. Commencing at the south western corner of Lot C as shown on the said plan of subdivision being a point on the northern boundary of the land comprised in Certificate of Title Volume 3067 Folio 39 bearing 270 degrees 40 minutes and distant 50 feet from Great North Road and bounded thence on the south by part of the said northern boundary of the land in Certificate of Title Volume 3067 Folio 39 aforesaid being a line bearing 270 degrees 40 minutes for 21 feet on the west by a line bearing 1 degree 09 minutes for 11 feet on the north by a line bearing 90 degrees 40 minutes for 21 feet and on the east by the western boundary of Lot C aforesaid being a line bearing 181 degrees 09 minutes for 11 feet to the point of commencement.

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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 15th day of December, 1950.

H. V. ARCHINAL,

Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY.

20/12/1950.