
*St. James' Pitt Town (St. Mark's Maroota) Land Sale
Ordinance 1971*

No. 1, 1971

AN ORDINANCE to authorise the sale of certain land situate at Maroota and to provide for the application of the proceeds.

WHEREAS by Deed of Conveyance dated the 25th day of July 1940 Registered No. 766 Book 1877 between Irene Madeline Sutton of the one part and the Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") of the other part the land and hereditaments described in the First Part of the Schedule hereto were conveyed unto the Corporate Trustee in fee simple UPON TRUST to permit the same and the building or buildings to be erected thereon to be used for a church parsonage or parish hall or partly for the one or partly for the others of such purposes in connection with the Church of England at Maroota in the Parish of Pitt Town AND WHEREAS such land is church trust property held upon the trusts as aforesaid AND WHEREAS there is erected on the said land described in the First Part of the Schedule the Church known as St. Mark's Maroota AND WHEREAS no evidence of the consecration of the said Church has been found AND WHEREAS by reason of the decrease of the number of members of the Church of England in Australia residing in the neighbourhood of the said Church and other circumstances which have occurred it has become inexpedient to continue to use the said land for a Church of the Church of England in Australia AND WHEREAS it is expedient that the land described in the First Part of the Schedule be sold and the proceeds applied as hereinafter set forth AND WHEREAS by Deed of Conveyance dated the 11th day of February 1952 Registered No. 697 Book 2207 between the said Irene Madeline Sutton of the one part and the Corporate Trustee of the other part the land and hereditaments described in the Second Part of the Schedule hereto were conveyed unto the Corporate Trustee in fee simple AND WHEREAS the land described in the Second Part of the Schedule hereto is church trust property held for the sole benefit of the Parish of St. James Pitt Town but no trusts in writing have been declared concerning the same AND WHEREAS by reason of the situation of the said land and by reason of circumstances which have arisen subsequent to the creation of the trusts upon which the said land is held it is inexpedient to carry out and observe the same and it is expedient that the said land be sold and the proceeds applied as hereinafter set forth NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and

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place of the said Synod HEREBY ORDAINS DECLARES DIRECTS AND RULES as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the lands described in the Schedule hereto and the Church of St. Mark Maroota are held it is inexpedient to carry out and observe the same and it is expedient that the said lands be sold.

2. The Corporate Trustee is hereby empowered to sell the lands described in the Schedule hereto by public or private auction or private contract at such time or times and at such price and upon such terms and conditions as the Corporate Trustee determines freed from the trusts upon which they are now held.

3. The proceeds arising from the sale or sales of the said lands after paying thereout the costs of and incidental to this Ordinance and of the sale or sales and transfer in pursuance thereof and all outgoings to which the said lands may be subject shall be paid to the Churchwardens of St. James' Church Pitt Town and applied towards the cost of erection of a new Parish Hall within the said Parish.

4. This Ordinance may be cited as "St. James' Pitt Town (St. Mark's Maroota) Land Sale Ordinance 1971".

SCHEDULE

FIRST PART

ALL THAT piece or parcel of land situate at Maroota in the Parish of Maroota County of Cumberland State of New South Wales being part of Daniel Cooper's 200 acres grant Portion 30 of Parish containing by admeasurement 2 roods 2 perches more or less commencing at a point on the North-Western side of the road leading to Sackville Reach shown on a plan lodged in the Department of Lands and catalogued R.3290, 1603 bearing South-Westerly and distant 160 feet from its intersection with the Wiseman's Ferry Road and bounded thence on the South-East by the North-Western side of the first mentioned road being a line bearing South-Westerly 100 feet thence on the South-West by a line at right angles bearing North-Westerly 266 feet 9 inches thence on part of the North-East by an old fenced line bearing South-Easterly 131 feet 5 inches and thence on the remainder of the North-East by a line at right angles to the first mentioned road bearing South-Easterly 181 feet 5 inches to the point of commencement be the said area and dimensions all a little more or less.

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SECOND PART

ALL THAT piece or parcel of land situate at Maroota in the Parish of Maroota County of Cumberland State of New South Wales Shire of Baulkham Hills being part of Daniel Cooper's 200 acre grant Portion 30 Parish containing by admeasurement 1 rood 29 perches and being Lot C shown on Miscellaneous Plan of Sub-division (OS) Registered No. 4890 commencing at the intersection of the North-Western side of Sackville Reach Road with the North-Western side of Wiseman's Ferry Road and bounded thence on the South-East by the said side of Sackville Reach Road bearing 263 degrees 35 minutes 30 seconds for 180 feet thence towards the West by the North-Eastern boundary of Lot B shown on the aforesaid Miscellaneous Plan (OS) No. 4890 bearing 353 degrees 35 minutes 30 seconds for 183 feet 3 inches thence on the North-East by a line bearing 124 degrees 11 minutes for 237 feet 9 inches to the North-Western side of Wiseman's Ferry Road aforesaid and thence on the South-East by that side of that Road bearing 209 degrees 23 minutes for 35 feet 2 inches to the point of commencement be the said area and dimensions all a little more or less.

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

ATHOL RICHARDSON,

Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 1st day of March, 1971.

W. L. J. HUTCHISON,

Secretary.

I ASSENT to this Ordinance.

MARCUS LOANE,

Archbishop of Sydney.

1/3/1971.