

---

*St. Mary's Land Sale Ordinance 1958.*

---

No. 11, 1958

AN ORDINANCE to authorise the sale of certain lands situated in the District of St. Mary's and to authorise the application of the proceeds of such sale and for purposes incidental thereto.

WHEREAS:

A. The land described in the First Schedule hereto was acquired by the Church of England Property Trust Diocese of Sydney (hereinafter called "the Corporate Trustee") by a Conveyance dated the 8th November, 1888, No. 147, Book 406, as a site for a Parsonage in the Parish of St. Mary's and is Church Trust property held for the benefit of such Parish.

B. The land described in the Second Schedule hereto was acquired by the said Corporate Trustee by a Conveyance dated the 16th July 1957 Registered Number 819 Book 2417 for the purpose of sub-dividing and selling the same in conjunction with the land described in the First Schedule hereto and is also Church Trust property held for the sole benefit of such Parish.

C. It is now proposed to purchase the land described in the Third Schedule hereto and to erect thereon a Rectory and it is expedient to sell the land described in the First and Second Schedules hereto and to apply the net proceeds of such sale for the said purchase and reinvestment as hereinafter authorised.

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

1. This Ordinance may be cited as the "St. Mary's Land Sale Ordinance, 1958."

2. By reason of circumstances subsequent to the creation of the trusts upon which the land described in the First Schedule hereto is held it is inexpedient to carry out and observe the same and it is expedient that the said land together with the land described in the Second Schedule hereto be sold.

3. The Corporate Trustee is hereby authorised to sell the land by private contract or public auction in one or more parcels at such time or times for such price or prices and upon such

---

*St. Mary's Land Sale Ordinance 1958.*

---

terms and conditions as it may think fit freed from the trusts aforesaid and for the purposes aforesaid to subdivide construct and dedicate roads and footpaths and grant or reserve easements as may be necessary in connection with such sub-division.

4. The proceeds of such sale shall be applied in payment of all costs charges and expenses of and incidental to this Ordinance and the sub-division and sale of the land described in the First and Second Schedules and of any conveyance or conveyances in pursuance thereof and all outgoings to which the same is subject and any sum owing to the Sydney Church of England Finance and Loans Board in respect of the purchase of the land described in the said Second Schedule and for the purchase of the land described in the Third Schedule hereto or such other site as may be approved by the Archbishop. The balance shall be invested in income-producing real estate or otherwise as may be approved by the Standing Committee and the net income therefrom shall be paid to the Churchwardens of the Church of St. Mary Magdalene in the said Parish from time to time for general Parochial purposes.

---

FIRST SCHEDULE.

All that piece of land situate at St. Mary's in the Parish of Rooty Hill and County of Cumberland containing by admeasurement two acres more or less commencing at a point on the east side of Gidley Street which is distant four chains bearing southerly from Chappel Street and bounded on the West by Gidley Street bearing southerly two chains on the south by a line bearing easterly ten chains to Lethbridge Street on the East by that street bearing northerly two chains and on the North by a line bearing westerly ten chains to Gidley Street and the point of commencement.

---

SECOND SCHEDULE.

All that piece or parcel of land situated at St. Mary's in the Municipality of Penrith Parish of Rooty Hill County of Cumberland and State of New South Wales being Lot B2 in Misc. Plan Regd. No. 12080 of a Sub-division of Lot B in Miscellaneous Plan of Sub-division (O.S.) Registered Number 8920 which is a sub-division of Lot B in Miscellaneous Plan of Sub-division (O.S.) Registered Number 2826 and which is also a sub-division of parts

---

*St. Mary's Land Sale Ordinance 1958.*

---

of Lot 8 and Lot 2 of Block 4 of the St. Mary's Township Estate Commencing at a point on the Southern side of Lot 8 of Block 4 of the St. Mary's Township Estate bearing and distant 279 degrees 37 minutes 40 seconds 140 feet 0 inches from the intersection of the Southern side of Lot 8 with the Western side of Lethbridge Street and bounded thence on the South by part of the Northern boundary of the Glebe land being a line bearing 279 degrees 37 minutes 40 seconds for 305 feet 9½ inches thence on the West by a line bearing 10 degrees 30 minutes 40 seconds for 131 feet 11½ inches to a point on the Southern side of Lot C of Miscellaneous plan of Sub-division (O.S. 5053) thence on the North by part of the Southern side of Lot C and part of the southern boundary of Registered Plan Number 987 being a line bearing 99 degrees 37 minutes 40 seconds for 298 feet 11 inches on the North Western corner of Lot A thence on the East by the Western boundaries of Lots A and B1 being a line bearing 187 degrees 32 minutes 40 seconds for 132 feet 0 inches to the point of commencement be the hereinmentioned dimensions all a little more or less and the whole containing by admeasurement 3 roods 26½ perches.

---

THIRD SCHEDULE.

All that piece of land situated at St. Mary's in the Parish of Rooty Hill and County of Cumberland having a frontage of about 100 feet to King Street and being Lots 12, 13, 14, 15 and part of 16 of Mrs. Richard's sub-division.

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 on the 25th day of August, 1958.

W. L. J. HUTCHISON,  
Secretary.

I assent to this Ordinance.

HOWARD SYDNEY,  
Archbishop of Sydney.

25/8/1958.