

*Auburn Land Sale.***311898**

AN ORDINANCE to authorise the sale of certain lands situated at Auburn, in the Parish of Liberty Plains and County of Cumberland, in the Colony of New South Wales, and to provide for the application of the proceeds thereof, and of the sum of one hundred pounds subscribed towards the erection of a Parsonage upon the said lands.

(Assented to 23 September, 1898.)

WHEREAS by a Certificate of Title under the Real Property Act bearing date the twenty-first day of July, in the year of our Lord one thousand eight hundred and eighty-seven, and Registered Volume 844, Folio 89; the piece or parcel of land described in the first Schedule hereto annexed became vested in John Curr, Thomas Baker and John Buchanan, all of Auburn aforesaid, as joint tenants. And whereas by another Certificate of Title under the said Act bearing date the twenty-first day of October, in the year of our Lord one thousand eight hundred and eighty nine, and Registered Volume 946, Folio 28; the piece or parcel of land described in the second Schedule hereto annexed became vested in William Makin Thomas, William Henry Ward, and Samuel Oliver, all of Auburn aforesaid as joint tenants. And whereas the piece or parcel of land described in the first Schedule hereto annexed was purchased, and the piece or parcel of land described in the second Schedule hereto annexed was gratuitously granted by William Mathew Hutchinson Gibbons, Esquire, to the intent that the said lands should be used as the site of a Parsonage, to be used, occupied, and enjoyed by the Minister licensed to officiate in the Parish of Rookwood and Auburn. And whereas the aforesaid William Mathew Hutchinson Gibbons also subscribed the sum of one hundred pounds towards the cost of building a Parsonage upon the said lands. And whereas it was deemed inexpedient to erect a parsonage upon

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the said lands, and another portion of land at Auburn aforesaid was purchased and a Parsonage has been erected upon the said lastmentioned land, and is now used, occupied and enjoyed by the Minister duly licensed to officiate in the said Parish of Rookwood and Auburn. And whereas a debt of eight hundred pounds now exists in connection with the erection of the said Parsonage, and it is expedient that the lands described in the Schedules hereto annexed should be sold, and the proceeds of such sale, together with the said sum of one hundred pounds, should be applied towards the liquidation of the said debt. And whereas the said William Mathew Hutchinson Gibbons, has departed this life, and the consent of his lawful personal representatives has been obtained to the sale of the land gratuitously granted by him, and to the appropriation of the proceeds of such sale, and of the said sum of one hundred pounds, towards the liquidation of the said debt. 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 said Synod by the "Church of England Property Act of 1889," ordains, declares, directs, and rules as follows.—

1. By reason of circumstances which have occurred since the creation of the express trusts upon which the lands described in the Schedules hereto annexed, and the money hereinafter mentioned, are held, it has become inexpedient to carry out or observe the particular purpose or purposes to which the said lands and money are by the said trusts devoted.

2. The said lands shall be sold by public auction or private contract and either in one lot or in several lots and at such price or prices and upon such terms and conditions as the Archbishop of Sydney for the time

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being may deem expedient freed from such trust as aforesaid.

3. The proceeds arising from the said sale shall be paid to the Reverend Frederick Charles Williams, Charles Burt, John Marshall, and George Lewis, all of Auburn aforesaid, and shall be by them applied (after the payment thereof of the costs charges and expenses of and incidental to this Ordinance, and the sale and conveyance of the said land in pursuance thereof) in and towards the liquidation of the debt now existing in connection with the erection of the Parsonage at Auburn aforesaid, and the said sum of one hundred pounds shall in like manner be applied towards the liquidation of the said debt.

4. This Ordinance shall be styled and cited as the "Auburn Parsonage Ordinance of 1898."

FIRST SCHEDULE.

All that piece of land situated at Auburn in the Parish of Liberty Plains and County of Cumberland containing one rood seven and three quarter perches or thereabouts, being lot thirty-five of Section one on a plan deposited in the Land Titles Office, Sydney, numbered 995 and part of fifty acres, delineated in the public map of the said Parish deposited in the office of the Surveyor General originally granted to Thomas Francis by Crown Grant dated the first day of January. 1806.

SECOND SCHEDULE.

All that piece of land situated at Auburn in the Parish of Liberty Plains and County of Cumberland containing thirty four and three quarter perches or thereabouts being lot thirty four of Section one on a plan deposited in the Land Titles Office, Sydney, numbered 995 and part of fifty acres delineated on the public map of the said Parish deposited in the office of the Surveyor General originally granted to Thomas Francis by Crown Grant dated the first day of January 1806.