

NAREMBURN (SALE OF RECTORY) ORDINANCE 1985

NO 7 1985

AN ORDINANCE to authorise the sale of certain property known as No. 28 Rhodes Avenue, Naremburn and to provide for the application of the proceeds of sale thereof.

WHEREAS

A. Anglican Church Property Trust Diocese of Sydney (previously known as Church of England Property Trust Diocese of Sydney) (hereinafter called "the Corporate Trustee") is the registered owner of the land described in the Schedule hereto upon which is erected improvements known as No. 28 Rhodes Avenue, Naremburn (which said property is hereinafter called "the said property").

B. The said property is held by the Corporate Trustee upon trust to permit the same to be used for a church parsonage, a parish hall or partly for one and partly for another or others of such purposes in connection with the Church of England in the Parish at St. Cuthbert's, Naremburn.

C. By reason of circumstances which have arisen subsequent to the creation of the trusts on which the said property is held it is inexpedient to carry out and observe the same and it is expedient that the said property be sold and the proceeds be applied as hereinafter set forth.

NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DECLARES ORDAINS DIRECTS AND RULES as follows:

1. This Ordinance may be cited as "Naremburn (Sale of Rectory) Ordinance 1985".

2. By reason of circumstances which have arisen subsequent to the creation of the Trusts on which the said property is held it is inexpedient to carry out and observe the same and it is expedient that the said property be sold freed from all trusts.

3. The Corporate Trustee is hereby empowered and authorised to sell the said property within three years after the date of

assent to this Ordinance and thereafter only with the consent of the Standing Committee by public auction or private agreement in 30 one or more lots and for such price or prices and on and subject to such terms and conditions as, to the Corporate Trustee, may seem appropriate.

4. The proceeds from the sale of the said property shall be applied firstly in meeting all costs of and incidental to this 35 Ordinance and to the sale of the said property and then the balance shall be applied as follows:-


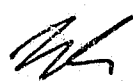
- (a) First in repayment of various unsecured parish loans to various parishioners of the said Parish such loans totalling \$18,000.00. 40
- (b) Secondly in payment for the construction of the extensions to and reconstruction of and alterations to the existing Church building of St. Cuthbert's, Naremburn and the rearrangement, refurnishing and refurbishing of all furnishings, fixtures and fittings and other equipment therein and all ancillary 45 and associated costs, fees and expenses in relation thereto.
- (c) Thirdly the net balance shall be applied for such purposes within or without or partially within and partially without the parish of Naremburn with Cammeray as the Standing Committee at the written request of a majority of the parish 50 council of the said parish may by resolution from time to time determine provided that in default of agreement either party may refer the question of the application to the Synod for determination.

SCHEDULE

All that piece or parcel of land situate at Willoughby in the Parish of Willoughby County of Cumberland and State of New South Wales containing by admeasurement twelve and a half perches being the eastern moiety of Lot Twelve of Section Two of a subdivision of Thomas Ryan's fourteen acres at Willoughby commencing at a point on the Southern side of Rhodes Avenue bearing Easterly and

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distant five hundred and seventy eight feet from the Eastern building line of Willoughby Road and bounded thence towards the north by the Southern side of Rhodes Avenue bearing Easterly twenty four feet thence towards the East by the Western boundary of Lot Thirteen of said Section Two being a line bearing Southerly one hundred and forty four feet seven and a quarter inches to the Northern building line of Dodds Street thence towards the South of that building line of that Street bearing westerly for twenty four feet thence towards the west by other part of said Lot Twelve being a line bearing Northerly one hundred and forty four feet six and a quarter inches to the point of commencement be the said area and several dimensions all a little more or less AND ALSO ALL THAT piece or parcel of land situate in the Parish of Willoughby County of Cumberland State of New South Wales and being Lot Thirteen of Section Two of a subdivision of Thomas Ryan's fourteen acres at Willoughby and containing Twenty five and one half perches commencing at a point on the south building line of Rhodes Avenue bearing south eighty nine degrees twelve minutes thirty seconds east six hundred and two feet from the east building line of Willoughby Road and bounded thence on the north by the south building line of Rhodes Avenue bearing South eighty nine degrees twelve minutes thirty seconds East forty eight feet thence on the east by the west boundary of Lot Fourteen bearing south forty minutes thirty seconds west one hundred and forty four feet nine and one half inches to the north building line of Dodds Street thence on the South by that building line of that street bearing north eighty nine degrees thirty second west forty eight feet thence on the west by the east boundary of Lot twelve bearing north forty minutes thirty seconds east one hundred and forty four feet seven and one quarter inches to the point of commencement.



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

Oscar...
.....
Chairman of the Committee

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the ~~29th~~ day of *April* 1985.

[Signature]
.....
Secretary.

I ASSENT to this Ordinance.

Stanley Purinton
.....
Archbishop of Sydney.
29/4/1985

[Handwritten mark]

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