
Golden Grove Land Sale.

AN ORDINANCE to enable the sale of certain Church land, situate in Golden Grove, Darlington, near Sydney, and to provide for the application of the proceeds thereof.

21 1888

(Assented to 13 April, 1888.)

WHEREAS by Indenture bearing date the fifteenth day of March, 1883, and made between Andrew Hardie McCulloch, of the one part, and Joseph Barnier, Clerk in Holy Orders, Thomas Warren, Philip Coleman Williams, John Barnett, Alexander Graham, and Charles Doust, (herein and hereinafter called the Trustees) of the other part, the land described in the Schedule hereto was for valuable consideration, more than two hundred pounds of which was advanced and paid by the said Trustees conveyed unto and to the use of the said Trustees and their heirs upon trust to permit and suffer a Church or building to be erected on the said land to be set apart for the celebration of Divine worship according to the usage of the Church of England. And whereas no such Church as aforesaid was erected. And whereas since the date of the said Indenture a Church known as the St. Barnabas Mission Church (which answers all the purposes of the trust created by the said Indenture) has recently been erected in Abercrombie-street, Darlington, but the cost of building the same and of purchasing the site thereof remains to a large extent unpaid, And whereas by reason of the aforesaid circumstances it has become inexpedient to carry out or observe the particular purposes to which the land described in the Schedule hereto is by the said trust devoted, And whereas it is expedient that such last mentioned land should be sold and that the proceeds thereof should be applied in manner hereafter provided. The Synod of the Diocese of Sydney, in pursuance of the powers in that behalf, conferred upon it by the Con-

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stitutions for the management and good government of the United Church of England and Ireland within the Colony of New South Wales and of all the powers vested in the said Synod by the "Sydney Bishopric and Church Property Act, 1887" ordains, declares, directs, and rules as follows:—

1. By reason of circumstances which have occurred since the creation of the said recited trust, it has become inexpedient to carry out or observe the particular purpose or purposes to which the land described in the Schedule hereto is by the said trust devoted.

2. The said land shall be sold by public auction or private contract and either in one lot or in several lots and for such price or prices and upon such terms and conditions as the Bishop of Sydney or his Commissary for the time being may deem expedient freed from such trust as aforesaid.

3. The proceeds arising from the said sale shall be applied (after paying thereout of the expenses of and incidental to this Ordinance and the said sale and the conveyance of the said land in pursuance thereof) in the first place in payment of the said sum of two hundred pounds to the said Trustees and in the next place in or towards the liquidation of the amount remaining due in respect of the purchase of the site of the said Mission Church and the residue (if any) of the said proceeds shall be applied in or towards liquidation of the amount accrued or to accrue due in respect of the said Mission Church.

4. Any part of the said proceeds not immediately required to be applied as aforesaid shall be deposited in the names of Joseph Barnier, Francis Bertie Boyce, Freeman Pepper, and John Barnett, all of Sydney or any two of them (who or any two of them are hereby appointed to receive the said proceeds from the purchaser or purchasers of the said land) at interest with any Joint Stock Company carrying on the business of Bankers in Sydney,

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and the interest arising from such deposit shall be dealt with in the manner hereinbefore prescribed with regard to the said proceeds.

SCHEDULE.

All that piece or parcel of land situate lying and being in the Parish of Alexandria in the County of Cumberland Colony of New South Wales be the hereinafter mentioned several dimensions a little more or less being lots three to eight of section seven of the Golden Grove Estate as per plan prepared by Mr. Licensed Surveyor F. H. Reuss Junior in September one thousand eight hundred and eighty commencing at a point on the South East side of Calder Road forty-six feet seven and a half inches South Westerly from lane at rear of Ivy Street and bounded on the North West by Calder Road bearing South Westerly one hundred and twenty feet on the South West by lot nine bearing South Easterly one hundred feet on the South East by a lane bearing North Easterly one hundred and twenty feet and on the North East by lot two bearing North Westerly one hundred feet to the point of commencement.
