
St. Anne's (Ryde) Glebe Leased Lands Sale, 1927.

8

AN ORDINANCE to authorise the sale of certain lands situated at Ryde in the County of Cumberland (being those portions of St. Anne's (Ryde) Glebe Lands which are subject to Leases) and to provide for the application of the moneys arising therefrom AND to amend "The St. Anne's (Ryde) Glebe Land Sale Ordinance 1918" in a certain particular.

WHEREAS the Church of England Property Trust Diocese of Sydney (hereinafter called "The said Property Trust") is the Registered Proprietor (inter alia) of the lands described in the Schedule hereto by virtue of Certificates of Title under the provisions of the Real Property Act Registered Volume 2817 Folio 132 and Volume 3732 Folio 128 which lands are commonly known as St. Anne's (Ryde) Glebe Lands AND WHEREAS the said lands were by an Indenture of Conveyance bearing date the sixth day of September One thousand eight hundred and forty-three made between John Small and Elizabeth Small his wife of the one part and the Right Reverend William Grant Broughton Bishop of Australia Thomas Foster Edmund Lockyer William Rutledge and James Devlin the elder of the other part released and conveyed to the said William Grant Broughton Bishop of Australia Thomas Foster Edmund Lockyer William Rutledge and James Devlin the elder UPON TRUST for the maintenance of a Church or Chapel and for the provision out of the revenue belonging to or arising from the use of the said Church or Chapel in such manner as should be lawfully appointed of all things necessary for the celebration of Divine Worship of the United Church of England and Ireland with the appurtenances thereto belonging and also to permit the same or a part thereof to be used as a burial ground of the said United Church of England and Ireland and to stand possessed of the said lands Church or Chapel and burial ground upon the trusts and to and for the ends intents and purposes and with under and subject to the powers provisoes declarations and agreements expressed and declared in and by the Act of the Governor and Legislative Council of the Colony of New South Wales made and passed in the seventh year of the reign of his

late Majesty King William IV. intituled "An Act to promote the building of Churches and Chapels and to provide for the maintenance of Ministers of Religion in New South Wales" and of another Act of the Governor and Legislative Council of the said Colony made and passed in the eighth year of the reign of his late Majesty King William IV. intituled "An Act to regulate the temporal affairs of Churches and Chapels of the United Church of England and Ireland in New South Wales" and in and by any other Act of the Governor and Legislative Council of the said Colony then or thereafter to be made which should in any way affect or regulate the temporal affairs of Churches and Chapels of the United Church of England and Ireland in New South Wales AND WHEREAS a sufficient area of land has been set aside within the said Parish for the use and purpose of a burial ground Church Rectory and School House AND WHEREAS the several parcels of land described in the Schedule hereto forming part of the St. Anne's (Ryde) Glebe are subject to Leases for long terms at ground rents AND WHEREAS by reason of circumstances subsequent to the creation of the trusts of the said lands described in the Schedule hereto it has become inexpedient to carry out or observe in their entirety the particular purposes to which the said lands described in the Schedule hereto are devoted and it is expedient that the said lands should be sold and that the proceeds thereof should be applied in manner hereinafter provided Now the Synod of the Diocese of Sydney in pursuance of the powers in that behalf conferred upon it by the Church of England Trust Property Act 1917 and in pursuance of the powers vested in the said Synod by the Constitutions for the management and good government of the Church of England within the State of New South Wales or otherwise declares ordains directs and rules as follows:—

1. By reason of circumstances subsequent to the creation of the trusts to which the lands referred to in the Schedule hereto are subject it has become inexpedient to carry out or observe such trusts in their entirety and it is expedient that the lands described in the Schedule hereto should be sold.

2. The said lands described in the Schedule hereto or any portion or portions thereof may at any time hereafter be absolutely sold and disposed of subject to the respective Leases

affecting the same but freed from any of the trusts existing in respect of the same either by Public Auction or by Private Contract and either in one lot or in several lots and at such price or prices and subject to such stipulations terms or conditions as the said Property Trust may deem proper with power to the said Property Trust to buy in at any sale by auction or otherwise and to rescind or vary any Contract for Sale and to enter into new Contracts for Sale of the said lands or any portion or portions thereof And also with power to the said Property Trust either prior to or at the time of or subsequent to such sale to purchase any outstanding interest of any lessee sub-lessee or other person in the said lands or any part or parts thereof And also with power to the said Property Trust to lay out and dedicate any part or parts of the said lands for roads or lanes upon and through the said lands or any part thereof and for all or any of the purposes aforesaid to execute and do all such contracts transfers assurances dedications and things as the said Property Trust shall think fit.

3. The net proceeds arising from the sale or sales of the said lands shall be paid to the said Property Trust and shall be applied by the said Property Trust as follows:--

- (a) To pay the costs of and incidental to this Ordinance and any sales and transfers in pursuance thereof.
- (b) To pay five per cent. of the net proceeds of sale of the said lands as the same shall from time to time be received to the Treasurers of the Church Buildings Loan Fund and of The Home Mission Fund in equal shares for the benefit of the said respective Funds.
- (c) To invest the residue of the net proceeds of sale of the said lands as the same shall from time to time be received and out of the annual income of such investments to pay annually to the Church Wardens of the Church of St. Anne's Ryde such amount as will with the annual rents of the unsold portions of the said Glebe lands make up the sum of One hundred and eighty-three pounds (£183) (being the amount stated to be at present derived annually from the rents of the unsold portions of the said Glebe lands) and to accumulate the residue (if any) of the income of such investments

4. *St. Anne's (Ryde) Glebe Leased Lands Sale, 1927.*

by investing the same and the resulting income thereof to the intent that such accumulations be added to the principal from which the same have proceeded until such principal and accumulations shall amount to the sum of Twenty thousand six hundred pounds (£20,600) (being the estimated present value of the unsold portions of the said Glebe Lands in fee simple in possession) or until otherwise determined by Synod.

4. Section 4 sub-section (c) of St. Anne's (Ryde) Glebe Lands Sale Ordinance 1918 is amended by omitting the word "annually."

5. This Ordinance shall be styled and cited as "St. Anne's (Ryde) Glebe Leased Lands Sale Ordinance 1927."

THE SCHEDULE HEREINBEFORE REFERRED TO.

All that piece or parcel of land situate in the Parish of Hunter's Hill in the County of Cumberland State of New South Wales be the hereinafter mentioned several dimensions a little more or less commencing at a point on the North-eastern building line of Glebe Street bearing South-easterly and distant 350 feet $4\frac{1}{2}$ inches from the South-eastern building line of Little Church Street and bounded thence on the South-west by Glebe Street aforesaid bearing South-easterly 55 feet $2\frac{1}{2}$ inches thence on the South-east by Glebe Street bearing North-easterly 14 feet $2\frac{1}{2}$ inches thence again on the South-east by a line bearing North-easterly 86 feet 1 inch thence on the North-east by a line bearing North-westerly 65 feet and $\frac{1}{2}$ inch thence on the North-west by a line bearing South-westerly 97 feet $1\frac{1}{2}$ inches to the point of commencement and being Lot 89 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated in the Parish County and State aforesaid commencing at a point on the South-western building line of St. Anne's Street bearing South-easterly and distant 350 feet 9 inches from the South-eastern building line of Little Church Street and bounded thence on the North-east by St. Anne's Street aforesaid bearing South-easterly 65 feet and $\frac{1}{2}$ inch thence on the South-east by a line bearing South-westerly 97 feet $1\frac{1}{2}$ inches thence on the South-west by a line

bearing North-westerly 65 feet and $\frac{1}{2}$ inch thence on the North-west by a line bearing North-easterly 97 feet $1\frac{1}{4}$ inches to the point of commencement and being Lot 81 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point at the intersection of the South-western building line of George Street with the North-eastern building line of William Street and bounded thence on the North-east by George Street aforesaid bearing North-westerly 115 feet $7\frac{1}{4}$ inches thence on the North-west by a line bearing South-westerly 248 feet 9 inches to the North-eastern building line of St. Anne's Street thence on the South-west by St. Anne's Street bearing South-easterly 115 feet 3 inches to the North-western building line of William Street aforesaid thence on the South-east by William Street aforesaid bearing North-easterly 259 feet to the point of commencement and being Lots 64, 65, 72 and 73 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-western building line of George Street bearing South-easterly and distant 110 feet $5\frac{1}{4}$ inches from the South-eastern building line of Little Church Street and bounded thence on the North-east by George street aforesaid bearing South-easterly 150 feet thence on the South-east by a line bearing South-westerly 248 feet 9 inches to the North-eastern building line of St. Anne's Street thence on the South-west by St. Anne's Street aforesaid bearing North-westerly 150 feet thence on the North-west by a line bearing North-easterly 235 feet $4\frac{1}{4}$ inches to the point of commencement and being Lots 61 to 63 inclusive and 69 to 71 inclusive of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point at the intersection of the South-eastern building line of Church Street with the South-western building line of George Street and bounded thence on the North-east by George Street aforesaid bearing South-easterly 194 feet 5 inches to the North-western building line of Little Church Street thence on the South-east by Little Church Street bearing South-westerly 144 feet 6 inches thence on the South-west by a line bearing North-westerly 195 feet 9 inches to the South-eastern building line of Church Street aforesaid thence on the North-west by Church Street bear-

ing North-easterly 162 feet 5 inches to the point of commencement.

Also all that piece of land situated as aforesaid commencing at a point at the intersection of the North-eastern building line of George Street and the South-eastern building line of Church Street and bounded thence on the North-west by Church Street bearing North-easterly 100 feet thence on the North-east by a line bearing South-easterly 145 feet thence on the South-east by a line bearing South-westerly 100 feet to George Street aforesaid thence on the South-west by George Street bearing North-westerly 145 feet to the point of commencement and being Lot 30 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-eastern building line of Church Street bearing North-easterly and distant 100 feet from the North-eastern building line of George Street and bounded thence on the North-west by Church Street aforesaid bearing North-easterly 48 feet 6 inches thence on the North-east by a line bearing South-easterly 145 feet thence on the South-east by a line bearing South-westerly 48 feet 6 inches thence on the South-west by a line bearing North-westerly 145 feet to the point of commencement and being Lot 28 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the North-eastern building line of Church Street bearing North-easterly and distant 194 feet 7½ inches from the North-eastern building line of George Street and bounded thence on the North-west by Church Street aforesaid bearing North-easterly 48 feet 6 inches thence on the North-east by a line bearing South-easterly 145 feet thence on the South-east by a line bearing South-westerly 48 feet 6 inches thence on the South-west by a line bearing North-westerly 145 feet to the point of commencement and being Lot 24 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-eastern building line of Church Street bearing South-westerly and distant 158 feet from the South-western building line of Great North Road and bounded thence on the North-west by Church Street aforesaid bearing South-westerly 97 feet thence on the South-west by a line bearing South-easterly 284 feet to the North-western side of Edward

Street and thence on the South-east by Edward Street bearing North-easterly 97 feet thence on the North-east by a line bearing North-westerly 283 feet 9½ inches to the point of commencement being Lots 20 to 23 inclusive of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-eastern building line of Church Street bearing South-westerly and distant 100 feet from the South-western building line of Great North Road and bounded thence on the North-west by Church Street aforesaid bearing South-westerly 58 feet thence on the South-west by a line bearing South-easterly 145 feet thence on the South-east by a line bearing North-easterly 58 feet thence on the North-east by a line bearing North-westerly 145 feet to the point of commencement and being Lot 18 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-western building line of Great North Road bearing South-easterly and distant 70 feet 0¾ inches from the intersection of the South-western building line of Great North Road and the South-eastern building line of Church Street and bounded thence on the North-east by Great North Road aforesaid bearing South-easterly 74 feet 5¾ inches thence on the South-east by a line bearing South-westerly 100 feet thence on the South-west by a line bearing North-westerly 95 feet thence on the North-west by a line bearing North-easterly 96 feet 5½ inches thence on the North by a curved line bearing generally North-easterly 20 feet 10½ inches to the point of commencement and being Lot 14 and part of Lot 13 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-eastern building line of Church Street bearing South-westerly and distant 50 feet from the intersection of the South-western building line of Great North Road and the South-eastern building line of Church Street and bounded on the North-west by Church Street aforesaid bearing South-westerly 50 feet thence on the South-west by Lot 18 bearing South-easterly 50 feet thence on the South-east by a line bearing North-easterly 96 feet 5½ inches to Great North Road aforesaid and thence on the North by a curved line bearing generally South-westerly 71 feet 3¾ inches to the point of commencement and being parts

of Lots 12 and 13 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point at the intersection of the North-western side of Tucker Street with the North-eastern building line of Great North Road and bounded thence on the South-west by Great North Road aforesaid bearing North-westerly 248 feet 4 inches thence on the North-west by a line bearing North-easterly 353 feet 10½ inches thence again on the South-west by a line bearing North-westerly 125 feet 2¼ inches thence again on the North-west by a line bearing North-easterly 444 feet 5 inches to the South-western side of Pope Street thence on the North-east by Pope Street bearing South-easterly 380 feet 11 inches to the North-western side of Tucker Street thence on the South-east by Tucker Street aforesaid bearing South-westerly 874 feet 5½ inches to the point of commencement and being Lots 2 to 5 inclusive and Lot 11 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the North-eastern building line of Great North Road bearing North-westerly and distant 248 feet 4 inches from the North-western side of Tucker Street and bounded thence on the South-west by Great North Road aforesaid bearing North-westerly 126 feet 5 inches thence on the North-west by a line bearing North-easterly 352 feet 3½ inches thence on the North-east by a line bearing South-easterly 125 feet 2¼ inches thence on the South-east by a line bearing South-westerly 353 feet 10½ inches to the point of commencement and being Lot 10 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the North-eastern building line of Great North Road bearing North-westerly and distant 374 feet 9 inches from the North-western side of Tucker Street and bounded thence on the South-west by parts of Great North Road aforesaid being lines bearing North-westerly 179 feet 6 inches 77 feet 4½ inches 146 feet 11 inches thence on the North-west by the South-western building line of Great North Road bearing North-easterly 122 feet 1½ inches thence on the North-east by a line bearing South-easterly 306 feet 9 inches thence on the South-east by a line bearing South-westerly 307 feet 6 inches to the point of commencement and being Lots 8 and 9 of a sub-division of St. Anne's Glebe Lands Ryde.

St. Anne's (Ryde) Glebe Leased Lands Sale, 1927. 9

Also all that piece of land situated as aforesaid commencing at a point on the South-eastern building line of Great North Road bearing South-westerly and distant 373 feet $2\frac{1}{2}$ inches from the South-western side of Pope Street and bounded thence on the North-west by Great North Road aforesaid bearing South-westerly 60 feet thence on the South-west by a line bearing South-easterly 306 feet 9 inches thence on the South-east by a line bearing North-easterly 60 feet thence on the North-east by a line bearing North-westerly 306 feet 6 inches to the point of commencement and being Lot 1 of a re-subdivision of Lots 1, 6 and 7 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-eastern building line of Great North Road bearing South-westerly and distant 313 feet $2\frac{1}{2}$ inches from the South-western side of Pope Street and bounded thence on the North-west by Great North Road aforesaid bearing South-westerly 60 feet thence on the South-west by a line bearing South-easterly 306 feet 6 inches thence on the South-east by a line bearing North-easterly 60 feet thence on the North-east by a line bearing North-westerly 306 feet 3 inches to the point of commencement and being Lot 2 of a re-subdivision of Lots 1 6 and 7 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-eastern building line of Great North Road bearing South-westerly and distant 138 feet $2\frac{1}{2}$ inches from the South-western side of Pope Street and bounded thence on the North-west by Great North Road aforesaid bearing South-westerly 60 feet thence on the South-west by a line bearing South-easterly 305 feet $6\frac{1}{2}$ inches thence on the South-east by a line bearing North-easterly 60 feet thence on the North-east by a line bearing North-westerly 305 feet $3\frac{1}{2}$ inches to the point of commencement and being Lot 5 of a re-subdivision of Lots 1 6 and 7 of a sub-division of St. Anne's Glebe Lands Ryde.

Also all that piece of land situated as aforesaid commencing at a point on the South-western side of Pope Street bearing South-easterly and distant 182 feet $1\frac{1}{2}$ inches from the South-eastern building line of Great North Road and bounded thence on the North-east by Pope Street aforesaid bearing South-easterly 62 feet $4\frac{1}{2}$ inches thence on the South-east by a line bearing South-westerly 180 feet thence on the South-west by a line bearing

10 *St. Anne's (Ryde) Glebe Leased Lands Sale, 1927.*

North-westerly 58 feet and $\frac{1}{4}$ inch thence on the North-west by a line bearing North-easterly 166 feet $7\frac{1}{4}$ inches to the point of commencement and being Lot 9 of a re-subdivision of Lots 1, 6 and 7 of a sub-division of St. Anne's Glebe Lands Ryde.

And also all that piece of land situated as aforesaid commencing at a point on the South-western side of Pope Street bearing South-easterly and distant 244 feet 6 inches from the South-eastern building line of Great North Road and bounded thence on the North-east by Pope Street aforesaid bearing South-easterly 65 feet thence on the South-east by a line bearing South-westerly 100 feet 6 inches thence on the South-west by a line bearing North-westerly 65 feet thence on the North-west by a line bearing North-easterly 180 feet to the point of commencement and being Lot 10 of a re-subdivision of Lots 1, 6 and 7 of a sub-division of St. Anne's Glebe Lands Ryde.

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

A. J. GOULD,
Chairman of Committees.

We certify that this Ordinance was passed this eleventh day of October, 1927.

E. CLAYDON
HARRINGTON B. COWPER } Secretaries of
the Synod.

I assent to this Ordinance,

GERARD D'ARCY-IRVINE,
Bishop Coadjutor, Commissary.

18th October, 1927.