
St. Catherine's School Waverley (Mortgaging) Ordinance
1971

No. 11, 1971

AN ORDINANCE to authorise the mortgaging of all lands now held for the use benefit and purposes of St. Catherine's School Waverley, to repeal The Council of St. Catherine's School Waverley (Mortgaging) Ordinance 1957 (as amended) and for purposes incidental thereto.

WHEREAS the several pieces of land described in the First Second and Third Schedules hereto are vested in the Council of St. Catherine's School Waverley, a Body Corporate under the Church of England (Bodies Corporate) Act 1938 (hereinafter called "the Council") in trust for the purposes of the said School AND WHEREAS the lands described in the First and Second Schedules hereto have been mortgaged by the Council under The Council of St. Catherine's School Waverley (Mortgaging) Ordinance 1957 (as amended) AND WHEREAS it is expedient by reason of circumstances subsequent to the creation of the trusts to which the lands described in the Schedules hereto are subject that such lands should be mortgaged as hereinafter provided AND WHEREAS it is expedient to incorporate in one Ordinance the lands authorised to be mortgaged by this Ordinance and by The Council of St. Catherine's School Waverley (Mortgaging) Ordinance 1957 (as amended) NOW the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DIRECTS ORDAINS AND DECLARES as follows:—

1. It is expedient to incorporate in one Ordinance the lands authorised to be mortgaged by this Ordinance and by The Council of St. Catherine's School Waverley (Mortgaging) Ordinance 1957 (as amended) and accordingly The Council of St. Catherine's School Waverley (Mortgaging) Ordinance 1957 (as amended) is hereby repealed but without prejudice to anything done under or pursuant to that Ordinance.

2. By reason of circumstances subsequent to the creation of the trusts to which the lands described in the Schedules hereto are subject it is expedient that the lands described in the Schedules hereto or any part thereof should be mortgaged from time to time in such manner and to raise or secure the repayment of such monies as the Council shall from time to time determine and accordingly such mortgaging is hereby authorised.

3. The monies so raised as aforesaid shall be applied for the use benefit and purposes of the said School in such manner as the

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1971*

Council shall from time to time determine including the repayment of any monies now borrowed on the security of the said lands or any part thereof and the payment of all costs charges and expenses of and incidental to this Ordinance and anything done in pursuance hereof.

4. This Ordinance may be cited as "St. Catherine's School Waverley (Mortgaging) Ordinance 1971".

FIRST SCHEDULE

ALL THAT piece or parcel of land in the State of New South Wales containing by admeasurement three acres two roods and three perches situate in the County of Cumberland Parish of Alexandria near Waverley commencing at the South-west corner of J. McLeries' three acres three roods and twenty-four perches on the South-east side of Frenchman's Road and bounded on the North-west by Frenchman's Road bearing South thirty-one degrees West five chains and forty-five links to its junction with Nelson Road; on the South by Nelson Road bearing East eight chains and ninety-three links to the South-west corner of the Church of England Parsonage allotment; on the East by the Western boundary lines of that allotment and of the Church allotment bearing North in all four chains and sixty-eight links; and on the North by part of the Southern boundary line of J. McLeries' three acres three roods and twenty-four perches aforesaid bearing West six chains and thirteen links to the corner of commencement on Frenchman's Road aforesaid BUT EXCLUDING THEREOUT the following resumed land namely ALL THAT piece of land situated as aforesaid containing an area of 1¼ perches commencing at the North-western corner of Lot 13 Deposited Plan No. 2049 such corner being the intersection of the Western and Southern sides of a lane 20 feet wide leading from Leichhardt Street and bounded thence on the South by a line bearing 281 degrees 33 minutes 25 seconds for 26 feet on the West by a line bearing 11 degrees 33 minutes 25 seconds for 20 feet on the North by a line bearing 101 degrees 33 minutes 25 seconds for 26 feet and thence on the East by part of the Western side of the lane 20 feet wide aforesaid bearing 191 degrees 35 minutes 25 seconds for 20 feet to the point of commencement.

SECOND SCHEDULE

ALL THAT piece or parcel of land situated as aforesaid having a frontage of 130 feet 3¼ inches to Albion Street by a depth on one side of 282 feet 3¼ inches and on the other side of 240 feet 1¼

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1971*

inches and a rear measurement of 126 feet 0 $\frac{1}{4}$ inches (be the said measurements all a little more or less) being Lots 14 and 15 and part of Lot 16 of Maxwell's subdivision in Application No. 30046 and being the whole of the land comprised in Certificate of Title Registered Volume 4341 Folio 130.

THIRD SCHEDULE

ALL THAT parcel of land situated as aforesaid having a frontage of 125 feet 9 $\frac{1}{2}$ inches to Leichhardt Street by a depth of 240 feet 4 $\frac{1}{4}$ inches on the one side and 299 feet 2 inches on the other side with a rear line of 50 feet 8 $\frac{1}{2}$ inches being Lot C in Plan annexed to Transfer B535065 and being the whole of the land comprised in Certificate of Title Registered Volume 4624 Folio 134.

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

ATHOL RICHARDSON,
Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 31st day of May, 1971.

W. L. J. HUTCHISON,
Secretary.

I ASSENT to this Ordinance.

F. O. HULME-MOIR,
Commissary.

31/5/1971.