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*"The St. Hilda's Katoomba Sale Ordinance, 1934."*

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No. 11, 1934.

AN ORDINANCE to authorise the Sale of certain land situated in the Parish of St. Hilda Katoomba and to provide for the application of the proceeds thereof and for other purposes.

WHEREAS the lands described in Certificates of Title registered Volume 1039 Folio 157 and Volume 1084 Folio 108 were respectively acquired in the years One thousand eight hundred and ninety-one and One thousand eight hundred and ninety-three in the name of the Most Reverend the Lord Bishop of Sydney for the use of the Parish of St. Hilda Katoomba AND WHEREAS by the Katoomba Parsonage Land Ordinance of 1896 it was recited that the said lands were purchased by the said Bishop of Sydney to the intent that the same should be used as the site of a Church and of a Minister's dwelling AND WHEREAS in fact there has been erected upon the said lands not only a Church and Minister's dwelling but also a Parish Hall AND WHEREAS it is expedient that the said lands should be vested in the Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustees) and that the trusts of the said lands should be declared AND WHEREAS the Bank of New South Wales (hereinafter called the said Bank) are the registered proprietors of certain land adjoining part of the northern boundary of the land described in Certificate of Title Volume 1039 Folio 157 and have agreed to buy that portion of the last mentioned land which is described in the Schedule hereto for the sum of Three hundred and fifty pounds and to grant the Church for a period of five years the use of so much of the last mentioned land as is occupied by that portion of the said Parish Hall which is erected thereon AND WHEREAS it is desirable to sell to the said Bank the land described in the said Schedule AND WHEREAS by reason of circumstances subsequent to the acquisition of the lands described in the said Certificates of Title and the creation of the Trusts thereof it is expedient to vary the said Trusts in manner herein after appearing.

Now the Standing Committee of the Diocese of Sydney in the name and place of the said Synod ORDAINS and DECLARES as follows:—

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1. The Standing Committee HEREBY CONSENTS to the lands comprised in the said Certificates of Title being vested and the same are vested accordingly in the Corporate Trustees.

2. By reason of circumstances subsequent to the acquisition of the said last mentioned lands and the creation of the Trusts thereof it has become inexpedient to carry out and observe such Trusts in so far as such Trusts are hereby varied.

3. The said last mentioned lands shall be held upon Trust to permit the same to be used for a Church Parsonage or Parish Hall or partly for one and partly for another, or others of the said purposes in connection with the Church of England in the Parish of St. Hilda Katoomba.

4. The Corporate Trustees are hereby authorised to sell the land described in the Schedule hereto to the Bank of New South Wales at the price of Three hundred and fifty pounds.

5. The proceeds of the said sale shall stand charged with the payment of the costs charges and expenses of and incidental to this Ordinance and the said Sale in so far as the same shall not be paid by the said Bank and subject thereto such proceeds shall be applied in paying off so far as such proceeds will permit the debts of the said parish in respect of the church tower and organ.

6. This Ordinance may be cited as "The St. Hilda's Katoomba Sale Ordinance 1934."

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SCHEDULE.

Land in the Municipality of Katoomba being part of Lot 8 Section 1 on Deposited Plan No. 692 containing 2  $\frac{3}{5}$ ths perches commencing at the North West corner of Lot 8 Section 1 D.P. 692 thence bounded on the West by the Eastern side of Katoomba Street bearing South four feet six inches thence on the South by a line bearing East one hundred and sixty feet eight and a half inches thence on the East by a line bearing North four feet six inches thence on the North by part of the Northern boundary of Lot 8 Section 1 D.P. 692 bounded by a fence and southern part of a Brick building bearing West one hundred and sixty feet eight and a half inches to the point of commencement.

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

HENRY W. F. ROGERS,

Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this Twenty-fourth day of September, 1934.

C. R. WALSH,

Secretary.

I assent to this Ordinance.

HOWARD SYDNEY.

25th September, 1934.