

*St. John's Maroubra Land Sale Ordinance 1939.*

No. 3, 1939.

AN ORDINANCE authorising the sale of certain land situate at Maroubra in the County of Cumberland Parish of Botany and State of New South Wales and providing for the application of the proceeds thereof

WHEREAS by Crown Grant dated 29th January 1918 Registered Volume 2821 Folio 201 the Church of England Property Trust Diocese of Sydney (hereinafter called the Property Trust) is registered as the proprietor of an estate in fee simple in the land described in the First Schedule hereto AND WHEREAS the said land is Church Trust Property and erected thereon are the Church of St. John of the Provisional District of Maroubra a School Hall and the Rectory for such District AND WHEREAS the land hereinbefore referred to is subject to a Mortgage to Australian Mutual Provident Society under which there is now owing to the said Society the sum of One thousand nine hundred and fifty pounds (£1950) for principal moneys AND WHEREAS the whole of the land comprised in the said Crown Grant is not necessary for the purposes of the Church of England of the said District and it is desirable and expedient to sell part of such land such part being the land described in the Second Schedule hereto and to apply the net proceeds arising from such sale in reduction of the amount owing under the said Mortgage Now Therefore the Standing Committee of the Synod of the Diocese of Sydney in pursuance of the powers conferred upon it by the Church of England Trust Property Act 1917 and the "Land Ordinance Procedure and Delegation of Powers Ordinance 1926" and in pursuance of the powers in that behalf conferred upon the said Synod by the constitutions for the management and good government of the Church of England within the State of New South Wales and of all other powers thereunto enabling it ordains declares determines directs and rules as follows:—

1. By reason of circumstances subsequent to the creation of the trusts of the land described in the First Schedule hereto it is expedient to sell part of such land such part being the land described in the Second Schedule hereto and the Property Trust is hereby authorised to sell the land described in the Second Schedule hereto together or in lots for cash or on credit and for such price and subject to and upon such terms and conditions as the Property Trust shall determine.

2. The moneys to arise from the sale of the land described in the Second Schedule hereto or any part or parts thereof shall be applied firstly in payment of the costs and fees of and inci-

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dental to this Ordinance and of and incidental to any sale or sales of the said land or any part thereof hereby authorised and the balance of such moneys shall be paid to the Australian Mutual Provident Society or other the Mortgagee for the time being of the land described in the First Schedule hereto in reduction of the principal moneys owing under the Mortgage of such land.

3. This Ordinance shall be styled and cited as the "St. John's Maroubra Land Sale Ordinance 1939."

THE FIRST SCHEDULE HEREINBEFORE REFERRED TO.

ALL THAT piece or parcel of land situate in the County of Cumberland Parish of Botany having frontage to Maroubra Bay Road and Haig Street Maroubra of about Six hundred and twenty-seven and three-tenth links by varying depths and containing an area of about one acre and ten perches (1a. Or. 10ps.) being Portion 1116 and being the whole of the land comprised in Crown Grant dated 29th January 1918 Registered Volume 2821 Folio 201.

THE SECOND SCHEDULE HEREINBEFORE REFERRED TO.

ALL THAT piece or parcel of land situate in the County of Cumberland Parish of Botany being part of the land comprised in Crown Grant dated 29th January 1918 Registered Volume 2821 Folio 201 having a frontage of about Eighty-five feet one inch (85ft. 1in.) to Maroubra Bay Road by a depth along one side of about Twenty-six feet four and three-quarter inches (26ft. 4 $\frac{1}{4}$ ins.) and along the other side of about Sixty-seven feet two and one-half inches (67ft. 2 $\frac{1}{2}$ ins.) the rear line measuring about Ninety-four feet four and one-quarter inches (94ft. 4 $\frac{1}{4}$ ins.) being the land shown as Lot "A" on Miscellaneous Plan of Subdivision (R.P.) No. 38612.

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

W. J. G. MANN,  
Acting 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 April, 1939.

H. V. ARCHINAL,  
Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY.

27th April, 1939.