
*Parish of Narellan Vesting, Land Sale and Amendment
Ordinance 1970*

No. 33, 1970

AN ORDINANCE to vest certain land at Narellan and Elderslie in the Municipality of Camden in Church of England Property Trust Diocese of Sydney, to authorise the sale of such land and of certain other land situated as aforesaid and to provide for application of the proceeds, and to amend Narellan Land Sale Ordinance No. 46 of 1962.

WHEREAS by Crown Grant dated 7th September 1874 Volume 468 Folio 194 all that parcel of land more particularly described in the First Part of the First Schedule hereto was granted to Edward Lummas Moore, William Moore and Charles Nott upon trust for a Glebe AND WHEREAS the said land is incorrectly described and it now appears by survey that additional land of approximately 2 roods 36½ perches is available being the land described in the Second Part of the First Schedule hereto AND WHEREAS the said lands are vacant and are situated in the Parish of Narellan AND WHEREAS it is expedient that such lands be vested in Church of England Property Trust Diocese of Sydney (hereinafter called the "Corporate Trustee") AND WHEREAS the Corporate Trustee is registered as proprietor of the land comprised in Crown Grant Volume 3376 Folio 114 which is contiguous to the lands hereinbefore firstly described and is more fully described in the Second Schedule hereto but no trusts in writing have been declared concerning the same AND WHEREAS it is now uneconomic to hold the said lands which are unproductive of rents and profits and are subject to rating and it is proposed to sell the same and invest the proceeds and apply the same and the income arising therefrom as hereinafter set out AND WHEREAS by reason of circumstances which have arisen subsequent to the creation of the trusts upon which all the said lands are held it is inexpedient to carry out and observe the same and it is expedient that the said lands be sold AND WHEREAS by Narellan Land Sale Ordinance No. 46 of 1962 (hereinafter called the "Principal Ordinance") the Corporate Trustee was empowered (inter alia) to sell the land described in the Schedule to the said Ordinance and to apply the proceeds of such sales in the manner set out in Clause 5 of such Ordinance AND WHEREAS by reason of circumstances which have arisen subsequent to the passing of the Principal Ordinance it is inexpedient to carry out and observe the trusts of such proceeds to the extent that the same are hereby varied AND WHEREAS it is expedient that the Principal Ordinance be amended as hereinafter set out NGW the Standing

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Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod HEREBY DIRECTS DECLARES ORDAINS AND RULES as follows:—

1. That the lands described in the First Part of the First Schedule hereto be and the same are hereby vested in the Corporate Trustee.

2. Subject to title being obtained to the land comprised in the Second Part of the First Schedule the same is hereby vested in the Corporate Trustee.

3. That by reason of circumstances which have arisen subsequent to the creation of the respective trusts upon which all the lands described in the Schedules hereto are held it is inexpedient to carry out and observe the same and it is expedient that such lands be sold.

4. The Corporate Trustee is hereby authorised and empowered to sell all the said lands by public auction or private contract together or in parcels at such time or times for such price or prices and upon such terms and conditions as it shall think fit freed from the trusts upon which such parcels are held.

5. The proceeds arising from the sale of the said lands after paying thereout any outgoings to which they may be subject and the costs of and incidental to this Ordinance and all transfers or conveyances pursuant thereto shall be invested by the Corporate Trustee and the income arising therefrom be paid as to eighty per centum per annum thereof to the Churchwardens of St. Paul's Church Narellan for general parochial purposes and the stipend of the Incumbent of the Parish of Narellan and as to twenty per centum per annum thereof to be capitalised and reinvested and the income applied in the same manner as hereinbefore provided.

6. Clause 5 of the Principal Ordinance is amended by omitting all of the words following the words "income arising therefrom paid" and inserting in lieu thereof the following words "as to eighty per centum per annum thereof to the Churchwardens of St. Paul's Church Narellan for general parochial purposes and the stipend of the Incumbent of the Parish of Narellan and as to twenty per centum per annum thereof to be capitalised and reinvested and the income applied in the same manner as hereinbefore provided."

7. The Principal Ordinance as amended by this Ordinance may be cited as "Narellan Land Sale Ordinance 1962-1970".

8. This Ordinance may be cited as "Parish of Narellan Vesting, Land Sale and Amendment Ordinance 1970".

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FIRST SCHEDULE

FIRST PART

ALL THAT piece or parcel of land situated at Narellan in the Municipality of Camden Parish of Narellan County of Cumberland containing 13 acres 2 roods 3¼ perches or thereabouts comprising two parcels one having a frontage of 484 links to Oxley Street by depths of 560 links along Elyard Street and the other having a frontage of 2,066 links to Oxley Street (such parcel being separated from the first parcel by the land described in the Second Schedule hereto) and both of which parcels comprise the whole of the land in Crown Grant Volume 468 Folio 194.

SECOND PART

ALL THAT piece or parcel of land situated fronting Elyard Street distant 589 feet 7¼ inches from the South-western intersection of Elyard Street and Richardson Road bounded thence on the East by a line bearing 153 degrees 50 minutes 20 seconds 355 feet 2¼ inches, bounded thence on the South by a line bearing 238 degrees 28 minutes 00 seconds 13 feet 7½ inches, bounded thence on the West by a line bearing 334 degrees 01 minutes 00 seconds 356 feet 4½ inches to the Southern alignment of Elyard Street, bounded thence by the aforesaid bearing 63 degrees 50 minutes 20 seconds 12 feet 5½ inches to the point of commencement.

Also including the land distant 1,716 feet 0 inches from the South-western intersection of Elyard Street and Richardson Road, bounded by the aforesaid bearing 153 degrees 50 minutes 20 seconds 3 feet 11 inches, bounded thence on the South by a line bearing 241 degrees 49 minutes 25 seconds 388 feet 2¼ inches, bounded thence on the West by a line bearing 334 degrees 01 minutes 00 seconds 1,212 feet 9 inches, bounded thence on the North by a line bearing 64 degrees 00 minutes 00 seconds 14 feet 10½ inches, bounded thence on the East by a line bearing 153 degrees 50 minutes 20 seconds 1,208 feet 3 inches, bounded again on the North by a line bearing 61 degrees 49 minutes 25 seconds 369 feet 7¼ inches to the point of commencement.

SECOND SCHEDULE

ALL THAT piece or parcel of land situated as aforesaid having a frontage of 50 links to Oxley Street by irregular other dimensions containing 1 acre being Portions 71 and 72 Parish of Narellan and

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the whole of the land comprised in Crown Grant Volume 3376
Folio 114.

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

H. G. S. BEGBIE,
Deputy Chairman of Committees.

I CERTIFY that this Ordinance was passed by the Standing Com-
mittee of the Synod of the Diocese of Sydney on the 31st day of
August, 1970.

W. L. J. HUTCHISON,
Secretary.

I ASSENT to this Ordinance.

MARCUS LOANE,
Archbishop of Sydney.

31/8/1970.