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*St. Catherine's Clergy Daughters' School (Mortgaging)*  
*Ordinance 1936.*

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No. 9, 1936.

AN ORDINANCE authorising the mortgaging of certain lands situate in Waverley in the County of Cumberland such land being more particularly described hereinafter and providing for the application of the proceeds thereof.

WHEREAS by the St. Catherine's Clergy Daughters' School Ordinance 1922 the land described in the First Schedule hereto being Crown Grant dated September 15 1857 was vested in the Church of England Property Trust Diocese of Sydney (hereinafter referred to as the said Trust) subject to the trusts to which the said property was then subject.

AND WHEREAS part of the land described in the First Schedule hereto being the land described in the Second Schedule hereto was resumed by the Municipal Council of Sydney for the purpose of an electricity sub-station and the balance thereof (hereinafter designated the said land) is still subject to the same trusts.

AND WHEREAS it is expedient to make certain additions to the said School and in order to pay for the said additions it is necessary that money should be raised on the security of the said land to secure the repayment of any money so borrowed as aforesaid with interest thereon.

AND WHEREAS it is expedient that an advance of money not exceeding in the aggregate the sum of £3000 should be obtained upon the security of the said land.

AND WHEREAS by reason of circumstances subsequent to the creation of the aforesaid trusts it is expedient to mortgage the said land Now the Standing Committee of the Synod of the Diocese of Sydney in the name and place of the said Synod ordains and declares as follows:—

1. By reason of circumstances subsequent to the creation of the trusts as aforesaid it is expedient to mortgage the said land.

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2. (i) The said Trust is hereby empowered to mortgage from time to time the whole or any part of the said land for the purpose of borrowing the sums following:—

(a) When the power is first exercised a sum not exceeding three thousand pounds.

(b) When the power is subsequently exercised such sum as the Standing Committee shall by resolution determine but pending such resolution the sum of at least three hundred pounds shall be paid each year in respect of principal and interest as from the First day of January One thousand nine hundred and thirty-seven.

(ii) Any renewal of a mortgage shall be deemed to be a subsequent exercise of the said power.

(iii) A document purporting to be certified by the Archbishop or Registrar of the said Diocese as a copy of any such resolution of the Standing Committee shall in favour of a mortgagee or any person or corporation claiming thereunder be conclusive evidence that such resolution was duly passed.

3. The proceeds of any mortgage hereby authorised shall be applied by the said Trust as follows:—

(a) In payment of the costs, charges and expenses of and incidental to this Ordinance and such mortgage or any mortgages secured in pursuance of this Ordinance.

(b) In payment of the balance to the Council of St. Catherine's Clergy Daughters' School (the receipt of the Secretary and Treasurer being a sufficient discharge therefor) for the purposes of this Ordinance.

4. This Ordinance shall be styled and cited as "St. Catherine's Clergy Daughters' School (Mortgaging) Ordinance 1936."

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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

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on the South-East side of the Frenchman's Road and bounded on the North-West by the 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 the Frenchman's Road aforesaid.

SECOND SCHEDULE.

All that piece of land situated in the Municipality of Waverley parish of Alexandria county of Cumberland State of New South Wales and containing an area of  $1\frac{3}{4}$  perches commencing at the North-Western corner of Lot 13 deposited plan No. 2,049 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.

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

R. C. ATKINSON,  
 Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this Seventeenth day of August, 1936.

H. V. ARCHINAL,  
 Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY.

19th August, 1936.