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*St. John's Penshurst Exchange Ordinance of 1950.*

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No. 26, 1950.

AN ORDINANCE to authorise the exchange of certain land situated in Shenstone Road Municipality of Hurstville for certain land situated in Littleton Street in the same Municipality.

WHEREAS by Certificate of Title registered Volume 5792 Folio 78 the Church of England Property Trust Diocese of Sydney (herein referred to as "the Corporate Trustees") is registered under the provisions of the Real Property Act 1900 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 but no trusts have been declared in respect of the said land. AND WHEREAS the said land is held for the sole benefit of the Parish of Penshurst with Peakhurst with Hurstville Grove and Beverley Hills. AND WHEREAS the said land is at present vacant and was acquired by the said Parish for the erection thereon of a Church and or other parochial buildings. AND WHEREAS the said land is not the most suitable site for a Church and or other parochial buildings. AND WHEREAS Francis William Vass is registered under the provisions of the Real Property Act 1900 as the proprietor of an estate in fee simple in the land described in the Second Schedule hereto. AND WHEREAS the last mentioned land is a more suitable site for the erection thereon of a Church or other parochial buildings. AND WHEREAS by reason of circumstances subsequent to the creation of the said trust it is expedient for the Corporate Trustees to transfer the land comprised in the First Schedule hereto to the said Francis William Vass in exchange for the land referred to in the Second Schedule hereto. 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. It is expedient to exchange the said land comprised in the First Schedule hereto freed and discharged from all trusts thereon for the said land described in the Second Schedule hereto.

2. The said Corporate Trustees are hereby directed to execute the transfer or transfers or other instrument or instruments and to do all acts measures and things necessary for the purpose of carrying into effect the said exchange.

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3. The Synod hereby declares that the said land described in the Second Schedule hereto shall when transferred be held upon Trust to permit the same to be used for a Church Parsonage or Parish Hall or partly for one or partly for another or others of such purposes in connection with the Church of England in the Parish of Penshurst with Peakhurst with Hurstville Grove and Beverley Hills.

4. This Ordinance shall be called the "St. John's Penshurst Exchange Ordinance of 1950."

THE FIRST SCHEDULE.

All that piece or parcel of land situated in Shenstone Road in the Municipality of Hurstville Parish of St. George County of Cumberland containing 34 perches or thereabouts being Lots 28 and 29 in Deposited Plan No. 16738 and the whole of the land comprised in Certificate of Title Registered Volume 5792 Folio 78.

THE SECOND SCHEDULE.

All that piece or parcel of land in Littleton Street in the Municipality of Hurstville Parish St. George County of Cumberland containing 32½ perches or thereabouts being Lot 25 Deposited Plan No. 21049 and the whole of the land comprised in Certificate of Title Registered Volume 5886 Folio 53.

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

W. G. HILLIARD, Bishop,

Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney this 30th day of October, 1950.

H. V. ARCHINAL,

Diocesan Secretary.

I assent to this Ordinance.

HOWARD SYDNEY,

2/11/1950