
A BILL

To enable the Trustees of certain Lands, at Chippendale, granted upon Trust for the erection thereon of a Church Parsonage and School House in connection with the Church of England, to sell a portion of the said Lands and to apply the proceeds in or towards the erection of a Parsonage on other portion of the said Land.

WHEREAS by three several grants dated respectively the Preamble.
Twenty-eighth day of August One thousand eight hundred and fifty-seven the pieces of land described respectively in Schedules A, B and C hereto were granted by the Crown in fee to Robert Tooth George James Armytage and William Horatio Walsh Upon Trust in manner therein respectively mentioned—as to the land in Schedule “A” for the erection thereon of a Church of the United Church of England and Ireland as by law established—as to the land in Schedule “B” for the erection thereon of a School House in connection with the same United Church—and as to the land in Schedule “C” for the appropriation thereof as the site of a Dwelling House Garden and other appurtenances for the Clergyman duly appointed to officiate in the Church hereinafter mentioned And whereas a Church of the said United Church called Saint Paul’s has been already erected on a portion of the said lands comprised in the Schedule “A” hereto and a School House has been erected on the said lands comprised in Schedule “B” hereto And whereas the land included in Schedule

“C” is now ineligible as a Site for the said Dwelling House and appurtenances and it is considered advisable to sell such last mentioned land and to devote the proceeds of the sale thereof to the purposes hereinafter mentioned Be it therefore enacted by His Excellency the Governor of New South Wales by and with the 5 advice and consent of the Legislative Council and Legislative Assembly of New South Wales and by the authority of the same as follows :—

Power to sell and convey.

I. It shall be lawful for the said Robert Tooth George James Armytage and William Horatio Walsh or the Survivors or Survivor of them (hereinafter styled “The Trustees”) to sell and 10 dispose of the land comprised in Schedule “C” or any part thereof by public auction or private contract in one or more lots and subject to any conditions or stipulations as to title or otherwise with full power to the Trustees to buy in any lot at any auction and to rescind or vary any contract for sale and to 15 resell the land so bought in or comprised in any such contract without being answerable for any difference or loss thereby occasioned and to convey the land so sold to the purchaser thereof or as he shall direct And upon the execution of any such Conveyance the land and hereditaments therein comprised 20 with their appurtenances shall vest absolutely according to the limitations therein expressed freed and discharged from the trusts now subsisting.

Proceeds of sale to be paid to Colonial Treasurer.

II. All purchase money to arise from any such sale shall be paid to the Colonial Treasurer to the credit of the Trustees 25 and every receipt given by the Colonial Treasurer to any purchaser in respect of his purchase money shall be a sufficient discharge for the amount therein specified and shall exonerate

such purchaser from all liability as to the application thereof.

III. It shall be lawful for the Trustees to appropriate the Mode of appropriating proceeds. net proceeds of any and every such sale in or towards the erection of a Dwelling house garden and other appurtenances for
5 the Clergyman duly appointed to officiate in the said Church on the land comprised in Schedule "D" hereto such land being a portion of the land granted to the said Trustees for the erection thereon of a Church And it shall be lawful for the Trustees to defray out of any such purchase moneys all reasonable expenses
10 of and about the obtaining of this Act and the execution of the trusts And the drafts of the Trustees or any two of them purporting to be for any such purpose shall be a sufficient discharge to the Colonial Treasurer for every sum therein respectively mentioned and paid by him in pursuance thereof respectively
15 and the Colonial Treasurer shall not be responsible in respect of the application of any money so paid by him upon any such draft.

SCHEDULE A.

All that piece or parcel of land in the Territory of New South Wales, situated in the County of Cumberland, and Parish of Saint Lawrence, at Chippendale, commencing at the South East corner of the School allotment, and bounded on the South by the building line of Cleveland Street Easterly two chains fifty-six links and one half link ; on the East by a line at right angles to Cleveland Street Northerly three chains ninety-two links ; on the North by a line at right angles to the East boundary Westerly two chains fifty-six links and one half link to the North East corner of the Parsonage allotment ; and on the West by a line dividing it from that allotment and the School allotment aforesaid at right angles to the North boundary Southerly three chains ninety-two links to the commencing corner.

SCHEDULE B.

All that piece or parcel of land in the Territory of New South Wales, situated in the County of Cumberland, and Parish of Saint Lawrence, at Chippendale, commencing at the intersection of George Street with Cleveland Street, and bounded on the South by the building line of Cleveland Street two chains ninety-seven links Easterly; on the East by a line dividing it from part of the Church allotment at right angles to Cleveland Street Northerly one chain eighty links; on the North by a line dividing it from the Parsonage allotment at right angles to the East boundary Westerly two chains fifty-eight links to George Street; and on the West by the building line of that Street Southerly, one chain eighty-three links to Cleveland Street aforesaid.

SCHEDULE C.

All that piece or parcel of land in the Territory of New South Wales, situated in the County of Cumberland and Parish of St. Lawrence, at Chippendale, commencing on the building line of George Street, at the North West corner of the School allotment, and bounded on the South by the North boundary line of that allotment Easterly parallel to Cleveland Street, two chains fifty-eight links; on the East by a line dividing it from part of the Church allotment at right angles to the South boundary Northerly two chains twelve links; on the North by a line at right angles to the East boundary Westerly two chains twelve links and one half link to George Street; and on the West by the building line of that street Southerly two chains eighteen links to the commencing corner.

SCHEDULE D.

All that piece or parcel of land in the Territory of New South Wales, situated in the County of Cumberland and Parish of St. Lawrence, at Chippendale, commencing at the North East corner of the Parsonage allotment, and bearing Easterly two chains fifty-six links and one half link to Randle Street; on the East by Randle Street bearing Southerly one chain fifty-four links; then on the South by a line Westerly two chains fifty-six links and one-half link; and on the West by a line bearing Northerly one chain fifty-four links to the point of commencement.

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Trust in manner therein respectively mentioned—as to the land
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United Church of England and Ireland as by law established—
as to the land in Schedule “B” for the erection thereon of a
10 School House in connection with the same United Church—and
as to the land in Schedule “C” for the appropriation thereof as
the site of a Dwelling House Garden and other appurtenances
for the Clergyman duly appointed to officiate in the Church
hereinafter mentioned And whereas a Church of the said United
15 Church called Saint Paul’s has been already erected on a portion
of the said lands comprised in the Schedule “A” hereto and a
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