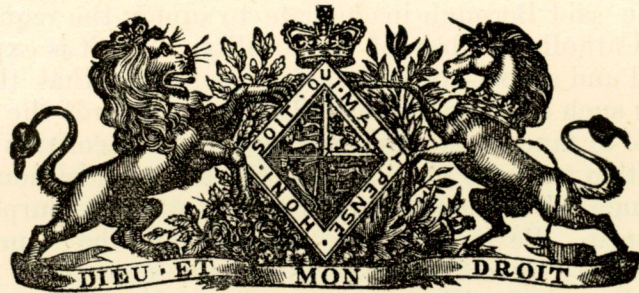


New South Wales.



ANNO QUADRAGESIMO TERTIO

VICTORIÆ REGINÆ.

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An Act to enable the Most Reverend Roger Bede Vaughan the Reverend Joseph Dalton and the Reverend James Kennedy as Trustees of certain Land situated in the Borough of St. Leonards to sell the said Land and to provide for the appropriation of the proceeds thereof. [Assented to, 29th January, 1880.]

**W**HEREAS by a conveyance bearing date the seventeenth day of Preamble.  
May in the year of our Lord one thousand eight hundred and sixty-five and made between Thomas John Fisher of the one part and the Most Reverend John Bede Polding the Very Reverend Peter Powell and Thomas Cooper Makinson of the other part the land specified in the Schedule hereto was conveyed and assured unto the said John Bede Polding Peter Powell and Thomas Cooper Makinson their heirs and assigns upon trust for the erection thereon of a school for the education of Roman Catholic children And by the said indenture it was declared that if the said trustees or any of them or any trustee or trustees to be appointed as thereafter was mentioned should die or desire to be discharged or refuse or become incapable to act then and in every such case and so often the surviving or continuing trustees or trustee or the acting executors or administrators of the last surviving trustee might appoint any other person or persons to be a trustee or trustees in the stead of the trustee or trustees so dying or desiring to be discharged or refusing



*St. Leonards Roman Catholic School Land Sale.*

refusing or becoming incapable to act And whereas the said Most Reverend John Bede Polding and the said Very Reverend Peter Powell have since both departed this life And whereas afterwards the said Thomas Cooper Makinson being desirous of being discharged from the trusts of the said indenture of the seventeenth day of May one thousand eight hundred and sixty-five by deed of appointment bearing date the ninth day of January in the year of our Lord one thousand eight hundred and seventy-nine did in exercise of the said power appoint the Most Reverend Roger Bede Vaughan Roman Catholic Archbishop of Sydney and the Reverend Joseph Dalton and the Reverend James Kennedy Clerks in Holy Orders trustees of the said indenture of the seventeenth day of May one thousand eight hundred and sixty-five and did convey and assure the said land to the said Roger Bede Vaughan Joseph Dalton and James Kennedy and their heirs upon the trusts declared in and by the said indenture And whereas a school has been built on the said land but the said land and the said school thereon are by reason of insufficient size and the increase of population in the said Borough inadequate to supply the requirements of the Roman Catholic children of the locality And it is expedient that the said land and school-house should be sold and that the proceeds to arise from such sale should be applied in or towards the purchase of another piece of land in the said Borough of St. Leonards in a more suitable position as a site for a Roman Catholic school-house and the erection of such school-house thereon and for other the purposes hereinafter mentioned Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

Trustees authorized to sell.

1. After the passing of this Act it shall be lawful for the said Roger Bede Vaughan Joseph Dalton and James Kennedy hereinafter styled trustees their heirs or assigns or other the trustees for the time being of the said indenture of the seventeenth day of May one thousand eight hundred and sixty-five to sell and dispose of the said land specified in the Schedule hereto by public auction or private contract and either in one lot or in several lots as they shall deem most expedient for such price or prices as can be had or obtained for the same and when sold to convey the same or any part or parts thereof to the purchaser or purchasers in fee simple freed and discharged from the said trusts affecting the same and the receipt in writing of the said trustees their heirs or assigns shall absolutely discharge the purchaser or purchasers of the said land or any part or parts thereof from the purchase money payable by him or them respectively and shall exonerate him or them from seeing to the application of the said purchase money and from all liability as to the misapplication or non-application thereof.

Application of proceeds.

2. The said trustees their heirs or assigns shall stand possessed of all moneys arising from any and every such sale or sales as aforesaid upon trust to apply the proceeds of such sale in or towards the purchase of another piece of land in the said Borough of St. Leonards as a site for the erection of a Roman Catholic school-house thereon and to apply the remainder of the said moneys if any which shall not be required for the purposes aforesaid in or towards the erection of a Roman Catholic school-house upon the land to be purchased as aforesaid And the receipts of any person or persons to whom any moneys shall be paid under the provisions of this Act shall be a valid and complete discharge to the said trustees their heirs or assigns for such moneys.

SCHEDULE.



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*St. Leonards Roman Catholic School Land Sale.*

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## SCHEDULE.

ALL that parcel of land containing by admeasurement one rood and six perches more or less being portion of allotment number five of section number four of the town of St. Leonards in the parish of Willoughby in the county of Cumberland and Colony of New South Wales commencing on the south side of Mount-street at the north-east corner of the land now described and bounded on the east by a line southerly at right angles to Mount-street one hundred and thirty-two feet on the south by a line westerly at right angles to the eastern boundary ninety-five feet to the east side of William-street on the west by one hundred and thirty-two feet of that street bearing northerly to its junction with Mount-street and on the north by that street bearing easterly ninety-five feet to the point of commencement.

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By Authority: THOMAS RICHARDS, Government Printer, Sydney, 1880.

[3d.]



