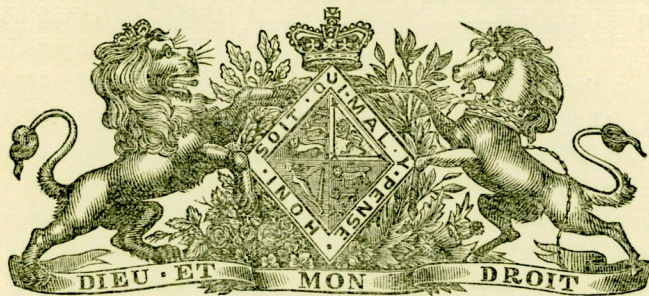


New South Wales.



ANNO SEXAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to enable the Principal and Councillors of Saint Andrew's College to mortgage certain lands and premises situate at Coerwull, in the county of Cook, and known as the Coerwull Academy; to provide for the application of moneys borrowed on mortgage; and for other purposes incidental thereto. [Assented to, 5th December, 1900.]

WHEREAS by a Private Act of Parliament, made and passed in Preamble.
this Colony in the thirty-first year of the reign of Her present Majesty, intituled *An Act to incorporate Saint Andrew's College as a College within the University of Sydney*, the principal and councillors of the said college were constituted a body politic and corporate by the name of the "principal and councillors of Saint Andrew's College," by which name they might take and hold to them and to their successors lands, buildings, and hereditaments, and the same

Cooerwull Academy Loan.

same or any part thereof might alien or otherwise dispose of: And whereas by an indenture made the eighteenth day of April, one thousand eight hundred and eighty-three, between Andrew Brown, of Cooerwull, of the one part, and the corporation of the principal and councillors of Saint Andrew's College, thereafter called the said corporation, of the other part, after reciting that the said Andrew Brown being seised in fee of and in the lands and hereditaments thereafter described and intended to be thereby assured had some time since resolved to dedicate the same with the schoolhouse thereon erected by him to the purposes of education in the manner thereafter mentioned and referred to, and had requested the said corporation to accept the trusts thereafter declared, which they had agreed to do, the said Andrew Brown conveyed and assured unto the said corporation, their successors, and assigns for ever a certain piece or parcel of land at Cooerwull, in the county of Cook, and in the Schedule hereto more particularly described, together with the capital messuage thereon erected and called the Cooerwull Academy, and all other buildings thereon erected, and all rights, ways, and privileges to the said parcel of land belonging or appertaining, and in the said indenture now in statement more particularly specified, upon trust (inter alia) to permit and suffer the said parcel of land, messuages, and premises, thereafter styled the Cooerwull Academy, to be used as a day and boarding school, self-supporting, for boys, and a residence of the masters thereof, under the control of a committee to be elected, as in the said indenture was provided, and upon the basis, and subject to the provisions in the schedule to the said indenture declared: And whereas since the making of the said indenture the principal and councillors of Saint Andrew's College have permitted and suffered the said land, messuages, and premises to be used as a school as provided in the said indenture, and have otherwise observed the trusts thereby created, and the said land, messuages, and premises are now being used as such school as aforesaid: And whereas in connection with the said school and for the proper and efficient carrying on of the same the principal and councillors of Saint Andrew's College have been obliged to expend moneys for the purpose of effecting certain necessary improvements and alterations in and to the school buildings and property, and of suitably equipping and furnishing the said school, and a debt of one thousand six hundred pounds or thereabouts has been incurred by reason of such expenditure: And whereas further improvements and alterations are or will shortly be necessary in and to the school buildings: And whereas the principal and councillors of Saint Andrew's College have no funds and no means of raising funds with which to satisfy and discharge the said debt, or to effect and carry out such further improvements and alterations as aforesaid: And whereas

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Cooerwull Academy Loan.

it is desirable in the interests of the said school, and in order that the same may be usefully and advantageously carried on, that a sufficient sum should be raised by mortgage of the said land, messuages, and premises for the purpose of satisfying and discharging such debt, and also of effecting and carrying out the aforesaid alterations and improvements; but the principal and councillors of Saint Andrew's College have no power to mortgage the said land, messuages, and premises, or any of them: 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:—

1. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to borrow and raise at interest upon the security of the lands comprised in the Schedule hereto, or any part thereof, and all rights, ways, and privileges belonging or appertaining thereto, any sum or sums of money that may be sufficient for the following purposes, that is to say:—

- (1) For the purpose of paying and discharging an existing debt of one thousand six hundred pounds, or thereabouts, incurred by the principal and councillors of St. Andrew's College in connection with the carrying on, management, and improvement of the school and school property known as the Cooerwull Academy.
- (2) For the purpose of making such further alterations and improvements in and to the school buildings and property as, in the opinion of the principal and councillors of St. Andrew's College, may be necessary.
- (3) For the purpose of paying all costs, charges, and expenses of and incidental to the said borrowing, and of and to the obtaining of this Act.
- (4) For the purpose of from time to time paying off any mortgage or mortgages given in pursuance of the powers in this Act contained.

2. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to execute any mortgage or mortgages with or without power of sale and with all other usual powers, provisions, and covenants for securing payment of the sum or sums so borrowed, and to give effectual receipts and discharges for the moneys advanced by any mortgagee, and to do all such other acts as may be necessary or expedient for the purpose of effectuating such mortgage or mortgages.

3. No mortgagee advancing money upon the security of any mortgage purporting to be made under the authority of this Act shall be bound or concerned to inquire whether such money is required for the purposes aforesaid or any of them, or otherwise to inquire as to the propriety

Power to borrow.

Power to execute mortgages.

Clause for the protection of mortgagees.

Coerwull Academy Loan.

propriety of such mortgage, or in any way concerned to see to the application of such money when so advanced, or be liable for the loss, non-application, or misapplication thereof, or of any part thereof.

Short title.

4. This Act may be cited as the "Coerwull Academy Loan Act of 1900."

SCHEDULE.

All that parcel of land situate in the parish of Cook, in the county of Cook, in the said Colony, being portion of the said Andrew Brown's six hundred and eighty acres purchase at Coerwull: Commencing at the south-east corner of the said six hundred and eighty acres of land; and bounded on the east by that section-line north eleven chains thirty-nine links; on the north by a line west fifteen chains seventy-one links to the Mudgee and Bowenfels Road; on the west by that road south to Moore's purchased portion of one hundred and fifteen acres; and on the south by that portion fifteen chains forty-one links, to the point of commencement,—be the said several dimensions respectively a little more or less, and which said parcel of land contains by admeasurement sixteen acres two roods and twenty-two perches, more or less.

[3d.]

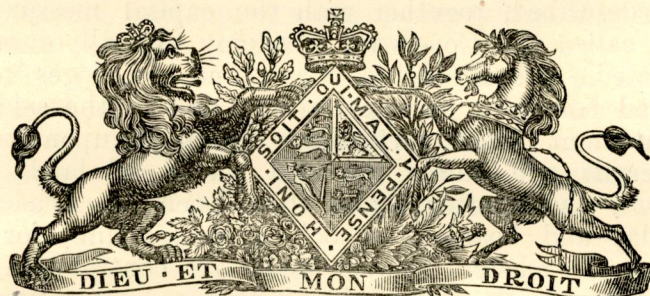
By Authority: WILLIAM APPELATE GULLICK, Government Printer, Sydney, 1900.

I Certify that this PRIVATE BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Legislative Council Chamber,
Sydney, 30th November, 1900. }*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO SEXAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to enable the Principal and Councillors of Saint Andrew's College to mortgage certain lands and premises situate at Coerwull, in the county of Cook, and known as the Coerwull Academy; to provide for the application of moneys borrowed on mortgage; and for other purposes incidental thereto. [Assented to, 5th December, 1900.]

WHEREAS by a Private Act of Parliament, made and passed in Preamble.
this Colony in the thirty-first year of the reign of Her present Majesty, intituled *An Act to incorporate Saint Andrew's College as a College within the University of Sydney*, the principal and councillors of the said college were constituted a body politic and corporate by the name of the "principal and councillors of Saint Andrew's College," by which name they might take and hold to them and to their successors lands, buildings, and hereditaments, and the same

Cooerwull Academy Loan.

same or any part thereof might alien or otherwise dispose of: And whereas by an indenture made the eighteenth day of April, one thousand eight hundred and eighty-three, between Andrew Brown, of Cooerwull, of the one part, and the corporation of the principal and councillors of Saint Andrew's College, hereinafter called the said corporation, of the other part, after reciting that the said Andrew Brown being seised in fee of and in the lands and hereditaments hereinafter described and intended to be thereby assured had some time since resolved to dedicate the same with the schoolhouse thereon erected by him to the purposes of education in the manner hereinafter mentioned and referred to, and had requested the said corporation to accept the trusts hereinafter declared, which they had agreed to do, the said Andrew Brown conveyed and assured unto the said corporation, their successors, and assigns for ever a certain piece or parcel of land at Cooerwull, in the county of Cook, and in the Schedule hereto more particularly described, together with the capital messuage thereon erected and called the Cooerwull Academy, and all other buildings thereon erected, and all rights, ways, and privileges to the said parcel of land belonging or appertaining, and in the said indenture now in statement more particularly specified, upon trust (inter alia) to permit and suffer the said parcel of land, messuages, and premises, hereinafter styled the Cooerwull Academy, to be used as a day and boarding school, self-supporting, for boys, and a residence of the masters thereof, under the control of a committee to be elected, as in the said indenture was provided, and upon the basis, and subject to the provisions in the schedule to the said indenture declared: And whereas since the making of the said indenture the principal and councillors of Saint Andrew's College have permitted and suffered the said land, messuages, and premises to be used as a school as provided in the said indenture, and have otherwise observed the trusts thereby created, and the said land, messuages, and premises are now being used as such school as aforesaid: And whereas in connection with the said school and for the proper and efficient carrying on of the same the principal and councillors of Saint Andrew's College have been obliged to expend moneys for the purpose of effecting certain necessary improvements and alterations in and to the school buildings and property, and of suitably equipping and furnishing the said school, and a debt of one thousand six hundred pounds or thereabouts has been incurred by reason of such expenditure: And whereas further improvements and alterations are or will shortly be necessary in and to the school buildings: And whereas the principal and councillors of Saint Andrew's College have no funds and no means of raising funds with which to satisfy and discharge the said debt, or to effect and carry out such further improvements and alterations as aforesaid: And whereas

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Cooerwull Academy Loan.

it is desirable in the interests of the said school, and in order that the same may be usefully and advantageously carried on, that a sufficient sum should be raised by mortgage of the said land, messuages, and premises for the purpose of satisfying and discharging such debt, and also of effecting and carrying out the aforesaid alterations and improvements; but the principal and councillors of Saint Andrew's College have no power to mortgage the said land, messuages, and premises, or any of them: 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:—

1. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to borrow and raise at interest upon the security of the lands comprised in the Schedule hereto, or any part thereof, and all rights, ways, and privileges belonging or appertaining thereto, any sum or sums of money that may be sufficient for the following purposes, that is to say:—

- (1) For the purpose of paying and discharging an existing debt of one thousand six hundred pounds, or thereabouts, incurred by the principal and councillors of St. Andrew's College in connection with the carrying on, management, and improvement of the school and school property known as the Cooerwull Academy.
- (2) For the purpose of making such further alterations and improvements in and to the school buildings and property as, in the opinion of the principal and councillors of St. Andrew's College, may be necessary.
- (3) For the purpose of paying all costs, charges, and expenses of and incidental to the said borrowing, and of and to the obtaining of this Act.
- (4) For the purpose of from time to time paying off any mortgage or mortgages given in pursuance of the powers in this Act contained.

2. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to execute any mortgage or mortgages with or without power of sale and with all other usual powers, provisions, and covenants for securing payment of the sum or sums so borrowed, and to give effectual receipts and discharges for the moneys advanced by any mortgagee, and to do all such other acts as may be necessary or expedient for the purpose of effectuating such mortgage or mortgages.

3. No mortgagee advancing money upon the security of any mortgage purporting to be made under the authority of this Act shall be bound or concerned to inquire whether such money is required for the purposes aforesaid or any of them, or otherwise to inquire as to the propriety

Power to borrow.

Power to execute mortgages.

Clause for the protection of mortgagees.

Coerwull Academy Loan.

propriety of such mortgage, or in any way concerned to see to the application of such money when so advanced, or be liable for the loss, non-application, or misapplication thereof, or of any part thereof.

Short title.

4. This Act may be cited as the "Coerwull Academy Loan Act of 1900."

SCHEDULE.

All that parcel of land situate in the parish of Cook, in the county of Cook, in the said Colony, being portion of the said Andrew Brown's six hundred and eighty acres purchase at Coerwull: Commencing at the south-east corner of the said six hundred and eighty acres of land; and bounded on the east by that section-line north eleven chains thirty-nine links; on the north by a line west fifteen chains seventy-one links to the Mudgee and Bowenfels Road; on the west by that road south to Moore's purchased portion of one hundred and fifteen acres; and on the south by that portion fifteen chains forty-one links, to the point of commencement,—be the said several dimensions respectively a little more or less, and which said parcel of land contains by admeasurement sixteen acres two roods and twenty-two perches, more or less.

In the name and on the behalf of Her Majesty I assent to this Act.

*Government House,
Sydney, 5th December, 1900.*

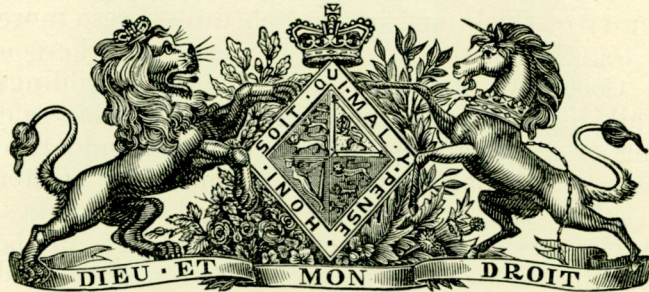
FREDK. M. DARLEY,
Lieutenant-Governor.

This PRIVATE BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

*Legislative Council Chamber,
Sydney, 27th November, 1900.* }

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO SEXAGESIMO QUARTO

VICTORIÆ REGINÆ.

An Act to enable the Principal and Councillors of Saint Andrew's College to mortgage certain lands and premises situate at Coerwull, in the county of Cook, and known as the Coerwull Academy; to provide for the application of moneys borrowed on mortgage; and for other purposes incidental thereto.

WHEREAS by a Private Act of Parliament, made and passed in Preamble.
this Colony in the thirty-first year of the reign of Her present Majesty, intituled *An Act to incorporate Saint Andrew's College as a College within the University of Sydney*, the principal and councillors
5 of the said college were constituted a body politic and corporate by the name of the "principal and councillors of Saint Andrew's College," by which name they might take and hold to them and to their successors lands, buildings, and hereditaments, and the
c 108— same

Cooerwull Academy Loan.

same or any part thereof might alien or otherwise dispose of: And
whereas by an indenture made the eighteenth day of April, one
thousand eight hundred and eighty-three, between Andrew Brown, of
Cooerwull, of the one part, and the corporation of the principal and
5 councillors of Saint Andrew's College, thereafter called the said
corporation, of the other part, after reciting that the said Andrew
Brown being seised in fee of and in the lands and hereditaments
thereinafter described and intended to be thereby assured had some
time since resolved to dedicate the same with the schoolhouse thereon
10 erected by him to the purposes of education in the manner thereafter
mentioned and referred to, and had requested the said corporation to
accept the trusts thereafter declared, which they had agreed to do,
the said Andrew Brown conveyed and assured unto the said corporation,
their successors, and assigns for ever a certain piece or parcel of land
15 at Cooerwull, in the county of Cook, and in the Schedule hereto more
particularly described, together with the capital messuage thereon
erected and called the Cooerwull Academy, and all other buildings
thereon erected, and all rights, ways, and privileges to the said
parcel of land belonging or appertaining, and in the said indenture
20 now in statement more particularly specified, upon trust (inter
alia) to permit and suffer the said parcel of land, messuages,
and premises, thereafter styled the Cooerwull Academy, to be
used as a day and boarding school, self-supporting, for boys, and
a residence of the masters thereof, under the control of a committee
25 to be elected, as in the said indenture was provided, and
upon the basis, and subject to the provisions in the schedule to the
said indenture declared: And whereas since the making of the said
indenture the principal and councillors of Saint Andrew's College
have permitted and suffered the said land, messuages, and premises to
30 be used as a school as provided in the said indenture, and have
otherwise observed the trusts thereby created, and the said land,
messuages, and premises are now being used as such school as
aforesaid: And whereas in connection with the said school and
for the proper and efficient carrying on of the same the principal
35 and councillors of Saint Andrew's College have been obliged to
expend moneys for the purpose of effecting certain necessary improve-
ments and alterations in and to the school buildings and property,
and of suitably equipping and furnishing the said school, and a debt
of one thousand six hundred pounds or thereabouts has been incurred
40 by reason of such expenditure: And whereas further improvements
and alterations are or will shortly be necessary in and to the school
buildings: And whereas the principal and councillors of Saint
Andrew's College have no funds and no means of raising funds with
which to satisfy and discharge the said debt, or to effect and carry out
45 such further improvements and alterations as aforesaid: And whereas

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Cooerwull Academy Loan.

it is desirable in the interests of the said school, and in order that the same may be usefully and advantageously carried on, that a sufficient sum should be raised by mortgage of the said land, messuages, and premises for the purpose of satisfying and discharging such debt, and
 5 also of effecting and carrying out the aforesaid alterations and improvements; but the principal and councillors of Saint Andrew's College have no power to mortgage the said land, messuages, and premises, or any of them: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative
 10 Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to borrow and raise at interest upon the security of the lands comprised in the Schedule hereto, or
 15 any part thereof, and all rights, ways, and privileges belonging or appertaining thereto, any sum or sums of money that may be sufficient for the following purposes, that is to say:—

- 20 (1) For the purpose of paying and discharging an existing debt of one thousand six hundred pounds, or thereabouts, incurred by the principal and councillors of St. Andrew's College in connection with the carrying on, management, and improvement of the school and school property known as the Cooerwull Academy.
- 25 (2) For the purpose of making such further alterations and improvements in and to the school buildings and property as, in the opinion of the principal and councillors of St. Andrew's College, may be necessary.
- 30 (3) For the purpose of paying all costs, charges, and expenses of and incidental to the said borrowing, and of and to the obtaining of this Act.
- (4) For the purpose of from time to time paying off any mortgage or mortgages given in pursuance of the powers in this Act contained.

2. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to execute any mortgage or
 35 mortgages with or without power of sale and with all other usual powers, provisions, and covenants for securing payment of the sum or sums so borrowed, and to give effectual receipts and discharges for the moneys advanced by any mortgagee, and to do all such other acts as
 40 may be necessary or expedient for the purpose of effectuating such mortgage or mortgages.

3. No mortgagee advancing money upon the security of any mortgage purporting to be made under the authority of this Act shall be bound or concerned to inquire whether such money is required for
 45 the purposes aforesaid or any of them, or otherwise to inquire as to the propriety

Coerwull Academy Loan.

propriety of such mortgage, or in any way concerned to see to the application of such money when so advanced, or be liable for the loss, non-application, or misapplication thereof, or of any part thereof.

4. This Act may be cited as the "Coerwull Academy Loan Short title.
5 Act of 1900."

 SCHEDULE.

All that parcel of land situate in the parish of _____, in the county of Cook, in the said Colony, being portion of the said Andrew Brown's six hundred and eighty acres purchase at Coerwull: Commencing at the south-east corner of the said
 10 six hundred and eighty acres of land; and bounded on the east by that section-line north eleven chains thirty-nine links; on the north by a line west fifteen chains seventy-one links to the Mudgee and Bowenfels Road; on the west by that road south to Moore's purchased portion of one hundred and fifteen acres; and on the south by that portion
 15 fifteen chains forty-one links, to the point of commencement,—be the said several dimensions respectively a little more or less, and which said parcel of land contains by admeasurement sixteen acres two roods and twenty-two perches, more or less.

Legislative Council.

1900.

A BILL

To enable the Principal and Councillors of Saint Andrew's College to mortgage certain lands and premises situate at Coerwull, in the county of Cook, and known as the Coerwull Academy; to provide for the application of moneys borrowed on mortgage; and for other purposes incidental thereto.

(As agreed to in Select Committee.)

WHEREAS by a Private Act of Parliament, made and passed in Preamble.
this Colony in the thirty-first year of the reign of Her present Majesty, intituled *An Act to incorporate Saint Andrew's College as a College within the University of Sydney*, the principal and councillors of the said college were constituted a body politic and corporate by the name of the "principal and councillors of Saint Andrew's College," by which name they might take and hold to them and to their successors lands, buildings, and hereditaments, and the same

same or any part thereof might alien or otherwise dispose of : And
whereas by an indenture made the eighteenth day of April, one
thousand eight hundred and eighty-three, between Andrew Brown, of
Cooerwull, of the one part, and the corporation of the principal and
councillors of Saint Andrew's College, thereafter called the said 5
corporation, of the other part, after reciting that the said Andrew
Brown being seised in fee of and in the lands and hereditaments
thereinafter described and intended to be thereby assured had some
time since resolved to dedicate the same with the schoolhouse thereon
erected by him to the purposes of education in the manner thereafter 10
mentioned and referred to, and had requested the said corporation to
accept the trusts thereafter declared, which they had agreed to do,
the said Andrew Brown conveyed and assured unto the said corporation,
their successors, and assigns for ever a certain piece or parcel of land
at Cooerwull, in the county of Cook, and in the Schedule hereto more 15
particularly described, together with the capital messuage thereon
erected and called the Cooerwull Academy, and all other buildings
thereon erected, and all rights, ways, and privileges to the said
parcel of land belonging or appertaining, and in the said indenture
now in statement more particularly specified, upon trust (inter 20
alia) to permit and suffer the said parcel of land, messuages,
and premises, thereafter styled the Cooerwull Academy, to be
used as a day and boarding school, self-supporting, for boys, and
a residence of the masters thereof, under the control of a committee
to be elected, as in the said indenture was provided, and 25
upon the basis, and subject to the provisions in the schedule to the
said indenture declared : And whereas since the making of the said
indenture the principal and councillors of Saint Andrew's College
have permitted and suffered the said land, messuages, and premises to
be used as a school as provided in the said indenture, and have 30
otherwise observed the trusts thereby created, and the said land,
messuages, and premises are now being used as such school as
aforesaid : And whereas in connection with the said school and
for the proper and efficient carrying on of the same the principal
and councillors of Saint Andrew's College have been obliged to 35
expend moneys for the purpose of effecting certain necessary improve-
ments and alterations in and to the school buildings and property,
and of suitably equipping and furnishing the said school, and a debt
of one thousand six hundred pounds or thereabouts has been incurred
by reason of such expenditure : And whereas further improvements 40
and alterations are or will shortly be necessary in and to the school
buildings : And whereas the principal and councillors of Saint
Andrew's College have no funds and no means of raising funds with
which to satisfy and discharge the said debt, or to effect and carry out
such further improvements and alterations as aforesaid : And whereas 45
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it is desirable in the interests of the said school, and in order that the same may be usefully and advantageously carried on, that a sufficient sum should be raised by mortgage of the said land, messuages, and premises for the purpose of satisfying and discharging such debt, and
 5 also of effecting and carrying out the aforesaid alterations and improvements; but the principal and councillors of Saint Andrew's College have no power to mortgage the said land, messuages, and premises, or any of them: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative
 10 Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to borrow and raise at interest
 15 any part thereof, and all rights, ways, and privileges belonging or appertaining thereto, any sum or sums of money that may be sufficient for the following purposes, that is to say:—

(1) For the purpose of paying and discharging an existing debt of one thousand six hundred pounds, or thereabouts, incurred
 20 by the principal and councillors of St. Andrew's College in connection with the carrying on, management, and improvement of the school and school property known as the Cooerwull Academy.

(2) For the purpose of making such further alterations and improvements in and to the school buildings and property as,
 25 in the opinion of the principal and councillors of St. Andrew's College, may be necessary.

(3) For the purpose of paying all costs, charges, and expenses of and incidental to the said borrowing, and of and to the
 30 obtaining of this Act.

(4) For the purpose of from time to time paying off any mortgage or mortgages given in pursuance of the powers in this Act
 contained.

2. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to execute any mortgage or
 35 mortgages with or without power of sale and with all other usual powers, provisions, and covenants for securing payment of the sum or sums so borrowed, and to give effectual receipts and discharges for the moneys advanced by any mortgagee, and to do all such other acts as
 40 may be necessary or expedient for the purpose of effectuating such mortgage or mortgages.

3. No mortgagee advancing money upon the security of any mortgage purporting to be made under the authority of this Act shall
 45 be bound or concerned to inquire whether such money is required for the purposes aforesaid or any of them, or otherwise to inquire as to the
 propriety

propriety of such mortgage, or in any way concerned to see to the application of such money when so advanced, or be liable for the loss, non-application, or misapplication thereof, or of any part thereof.

Short title.

4. This Act may be cited as the "Cooerwull Academy Loan Act of 1900."

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SCHEDULE.

All that parcel of land situate in the parish of _____, in the county of Cook, in the said Colony, being portion of the said Andrew Brown's six hundred and eighty acres purchase at Cooerwull: Commencing at the south-east corner of the said six hundred and eighty acres of land; and bounded on the east by that section-line north eleven chains thirty-nine links; on the north by a line west fifteen chains seventy-one links to the Mudgee and Bowenfels Road; on the west by that road south to Moore's purchased portion of one hundred and fifteen acres; and on the south by that portion fifteen chains forty-one links, to the point of commencement,—be the said several dimensions respectively a little more or less, and which said parcel of land contains by admeasurement sixteen acres two roods and twenty-two perches, more or less.

Legislative Council.

1900.

A BILL

To enable the Principal and Councillors of Saint Andrew's College to mortgage certain lands and premises situate at Coerwull, in the county of Cook, and known as the Coerwull Academy; to provide for the application of moneys borrowed on mortgage; and for other purposes incidental thereto.

WHEREAS by a Private Act of Parliament, made and passed in this Colony in the thirty-first year of the reign of Her present Majesty, intituled *An Act to incorporate Saint Andrew's College as a College within the University of Sydney*, the principal and councillors of the said college were constituted a body politic and corporate by the name of the "principal and councillors of Saint Andrew's College," by which name they might take and hold to them and to their successors lands, buildings, and hereditaments, and the same

Preamble.

same or any part thereof might alien or otherwise dispose of: And whereas by an indenture made the eighteenth day of April, one thousand eight hundred and eighty-three, between Andrew Brown, of Coerwull, of the one part, and the corporation of the principal and 5
councillors of Saint Andrew's College, thereafter called the said corporation, of the other part, after reciting that the said Andrew Brown being seised in fee of and in the lands and hereditaments thereafter described and intended to be thereby assured had some time since resolved to dedicate the same with the schoolhouse thereon erected by him to the purposes of education in the manner thereafter 10
mentioned and referred to, and had requested the said corporation to accept the trusts thereafter declared, which they had agreed to do, the said Andrew Brown conveyed and assured unto the said corporation, their successors, and assigns for ever a certain piece or parcel of land 15
at Coerwull, in the county of Cook, and in the Schedule hereto more particularly described, together with the capital messuage thereon erected and called the Coerwull Academy, and all other buildings thereon erected, and all rights, ways, and privileges to the said parcel of land belonging or appertaining, and in the said indenture now in statement more particularly specified, upon trust (inter 20
alia) to permit and suffer the said parcel of land, messuages, and premises, thereafter styled the Coerwull Academy, to be used as a day and boarding school, self-supporting, for boys, and a residence of the masters thereof, under the control of a committee to be elected, as in the said indenture was provided, and 25
upon the basis, and subject to the provisions in the schedule to the said indenture declared: And whereas since the making of the said indenture the principal and councillors of Saint Andrew's College have permitted and suffered the said land, messuages, and premises to be used as a school as provided in the said indenture, and have 30
otherwise observed the trusts thereby created, and the said land, messuages, and premises are now being used as such school as aforesaid: And whereas in connection with the said school and for the proper and efficient carrying on of the same the principal and councillors of Saint Andrew's College have been obliged to 35
expend moneys for the purpose of effecting certain necessary improvements and alterations in and to the school buildings and property, and of suitably equipping and furnishing the said school, and a debt of one thousand six hundred pounds or thereabouts has been incurred by reason of such expenditure: And whereas further improvements 40
and alterations are or will shortly be necessary in and to the school buildings: And whereas the principal and councillors of Saint Andrew's College have no funds and no means of raising funds with which to satisfy and discharge the said debt, or to effect and carry out 45
such further improvements and alterations as aforesaid: And whereas
it

it is desirable in the interests of the said school, and in order that the same may be usefully and advantageously carried on, that a sufficient sum should be raised by mortgage of the said land, messuages, and premises for the purpose of satisfying and discharging such debt, and
5 also of effecting and carrying out the aforesaid alterations and improvements; but the principal and councillors of Saint Andrew's College have no power to mortgage the said land, messuages, and premises, or any of them: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative
10 Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to borrow and raise at interest upon the security of the lands comprised in the Schedule hereto, or
15 any part thereof, and all rights, ways, and privileges belonging or appertaining thereto, any sum or sums of money that may be sufficient for the following purposes, that is to say:—

(1) For the purpose of paying and discharging an existing debt of one thousand six hundred pounds, or thereabouts, incurred by the principal and councillors of St. Andrew's College in connection with the carrying on, management, and improvement of the school and school property known as the
20 Cooerwull Academy.

(2) For the purpose of making such further alterations and improvements in and to the school buildings and property as, in the opinion of the principal and councillors of St. Andrew's College, may be necessary.

(3) For the purpose of paying all costs, charges, and expenses of and incidental to the said borrowing, and of and to the
30 obtaining of this Act.

(4) For the purpose of from time to time paying off any mortgage or mortgages given in pursuance of the powers in this Act contained.

2. It shall be lawful for the principal and councillors of Saint Andrew's College or their successors to execute any mortgage or mortgages with or without power of sale and with all other usual powers, provisions, and covenants for securing payment of the sum or sums so borrowed, and to give effectual receipts and discharges for the moneys advanced by any mortgagee, and to do all such other acts as
40 may be necessary or expedient for the purpose of effectuating such mortgage or mortgages.

3. No mortgagee advancing money upon the security of any mortgage purporting to be made under the authority of this Act shall be bound or concerned to inquire whether such money is required for
45 the purposes aforesaid or any of them, or otherwise to inquire as to the propriety

Power to borrow.

Power to execute mortgages.

Clause for the protection of mortgagees.

propriety of such mortgage, or in any way concerned to see to the application of such money when so advanced, or be liable for the loss, non-application, or misapplication thereof, or of any part thereof.

Short title.

4. This Act may be cited as the "Coerwull Academy Loan Act of 1900."

5

SCHEDULE.

All that parcel of land situate in the parish of _____, in the county of Cook, in the said Colony, being portion of the said Andrew Brown's six hundred and eighty acres purchase at Coerwull: Commencing at the south-east corner of the said six hundred and eighty acres of land; and bounded on the east by that section-line 10 north eleven chains thirty-nine links; on the north by a line west fifteen chains seventy-one links to the Mudgee and Bowenfels Road; on the west by that road south to Moore's purchased portion of one hundred and fifteen acres; and on the south by that portion fifteen chains forty-one links, to the point of commencement,—be the said several dimensions respectively a little more or less, and which said parcel of land contains by 15 admeasurement sixteen acres two roods and twenty-two perches, more or less.