

No. 38, 1956.

AN ORDINANCE to authorise the mortgaging further of certain land at Bondi in the Municipality of Waverley and to provide for the application of the proceeds thereof.

WHEREAS by St. Matthew's Bondi Vesting and Mortgage Ordinance 1956 the land described in the Schedule hereto was vested in Church of England Property Trust Diocese of Sydney (hereinafter called the Corporate Trustee) upon trust to permit the same to be used for a church parsonage or parish hall or partly for one and partly for another or others of such purposes in connection with the Church of England in the Parish of St. Matthew Bondi AND WHEREAS in pursuance of Clause 2 (ii) of the said Ordinance the said lands have been mortgaged to secure the sum of Three thousand pounds (£3,000) to be applied in and towards the extension of St. Matthew's Church in accordance with the provisions of such Ordinance AND WHEREAS it has become necessary to borrow a further sum of One thousand five hundred pounds (£1,500) for the same purpose upon the security of 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 Directs as follows:—

1. By reason of circumstances which have arisen subsequent to the creation of the trusts upon which the lands described in the schedule hereto are held it is expedient that the said lands be mortgaged further.

- (i) The Corporate Trustee is hereby empowered to mortgage further the whole or any part of the said lands and/or to execute a variation of the existing mortgage for Three thousand pounds (£3,000) to the Mutual Life and Citizens Assurance Co. Ltd. to further charge the said lands for an additional sum not exceeding One thousand five hundred pounds (£1,500).

Provided that such debt shall be reduced at the rate of not less than Sixty pounds (£60) per annum.

2. The proceeds of any further mortgage or charge hereby authorised shall be applied firstly in payment of the costs charges and expenses of and incidental to this Ordinance of such further mortgage or charge executed in pursuance thereof and subject

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thereto the balance shall be paid to the Churchwardens of St. Matthew's Church Bondi who shall apply the same in and towards the costs of and incidental to the extension of the said Church.

3. The Churchwardens for the time being of St. Matthew's Bondi shall within seven days of the holding of the Annual Vestry Meeting during such time as any money is owing to any mortgagee pursuant to this Ordinance cause an account to be forwarded to the Secretary of the Standing Committee giving details of the original amount borrowed the amounts paid off and the balance owing.

4. This Ordinance may be cited as "St. Matthew's Bondi Further Mortgage Ordinance 1956."

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SCHEDULE.

All that piece or parcel of land situate in the Parish of Alexandria in the County of Cumberland in the Colony of New South Wales being Allotment Number Six of Section Number Three of the said G. P. Slade's sub-division of portions of Flood and Jones Grant of fourteen acres and Wooley's Grant of fourteen and a half acres and thirteen and a half acres commencing in Ocean Street at a point three hundred and sixty-six feet northerly from Waverley Street bounded on the west by Ocean Street afore-said bearing northerly sixty-six feet thence on the north by Lot Number Seven of said Section bearing easterly one hundred and sixty-five feet thence on the east by a line bearing southerly sixty-six feet and on the south by Lot Number Five of said Section bearing westerly one hundred and sixty-five feet to the point of commencement.

Also all that piece or parcel of land situated in the Parish of Alexandria County of Cumberland and State of New South Wales and being part of Lots Seven and Eight of C. McDonald's subdivision at Waverley commencing at a point bearing ten degrees 01 minutes four hundred and sixty-nine feet one and one-half inches and two hundred and eighty degrees forty-two minutes two hundred and twenty-five feet five inches from the intersection of the north west building line of Wellington Street with the north-east building line of Bondi Road and bounded on the north-east by a fenced line bearing two hundred and eighty degrees forty two minutes forty feet on the north west by a fenced

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line bearing one hundred and eighty nine degrees thirty eight minutes one hundred and twelve feet on the south west by a line bearing one hundred degrees forty two minutes forty feet and on the south east by a line bearing nine degrees thirty eight minutes one hundred and twelve feet to the point of commencement.

Also all that piece or parcel of land situated in the Municipality of Waverley Parish of Alexandria County of Cumberland being part of Lot 7 of C. McDonald's subdivision and being the whole of the land comprised in Certificate of Title Volume 3381, Folio 191.

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

J. R. L. JOHNSTONE,  
Acting Chairman of Committees.

I certify that this Ordinance was passed by the Standing Committee of the Synod of the Diocese of Sydney on the 26th day of November, 1956.

W. L. J. HUTCHISON,  
Secretary.

I assent to this Ordinance.

W. G. HILLIARD, Bishop,  
Commissary.

26/11/1956.