

## THE CORAKI LANDS VARIATION OF TRUSTS ORDINANCE 1938.

## AN ORDINANCE.

TO VARY or amend certain trusts upon which certain lands situated at Coraki in the State of New South Wales are held and for other purposes connected therewith.

## PREAMBLE.

WHEREAS by Crown Grant dated the 15th day of May 1882 Reg. Vol. 603 Fol 30 the parcel of land described in Part One of Schedule A hereto was granted to the Church of England for ever UPON TRUST as a site for a Church in connection with the United Church of England and Ireland.

AND WHEREAS by Crown Grant dated the 15th day of May 1882 Reg. Vol. 603 Fol 31 the parcel of land described in Part Two of Schedule A hereto was granted to the Church of England for ever UPON TRUST for the appropriation thereof as a site of a dwelling house garden and other appurtenances for the Clergyman duly appointed to officiate in the Church of the United Church of England and Ireland.

AND WHEREAS the parcel of land described in Part Three of Schedule A hereto was subsequently secured in fee simple by the Church of England for the use and purposes of the Church of England.

AND WHEREAS it is now proved that the dwelling house<sup>/has</sup> in error been erected on the land granted by the Crown as a site for a Church AND WHEREAS it is expedient that the error be corrected AND WHEREAS by an Act of Parliament passed in the eighth year of the reign of His Majesty King George the Fifth intituled "Church of England Trust Property Act 1917, No 21", it was enacted that during the recess of Synod a Committee, Council or other body of persons appointed for that purpose by Ordinance might in the place of such Synod of the Diocese exercise such of the powers and functions and do and make such of the things referred to in the said Act as should be determined by Ordinance of the Synod of such Diocese. AND WHEREAS by an Ordinance of the Synod of the Diocese of Grafton passed in the year 1934 the Bishop-in-Council was appointed for the purpose of exercising and might accordingly during the recess of such Synod of the said Diocese exercise in the place of such Synod any or all of the powers and functions and do and make any or all of the things referred to in Such Act Section 32 thereof as may be done by the Synod NOW the Bishop-in-Council of the Synod of the Diocese of Grafton in pursuance of the powers in that behalf conferred upon it by the said Act and Ordinance and in pursuance of the powers vested in the said Synod by the Constitutions for the management and good government of the Church of England within the State of New South Wales and by the "Church of England Trust Property Act 1917", or otherwise in the name and in the place of such Synod ordains, directs and rules as follows:-

## DECLARATION OF OPINION.

1. It has become and is inexpedient to carry out and observe the particular Trusts upon which the several portions of land (hereinafter called the said lands) mentioned in Schedule A Part one, two and three hereto was or were granted or conveyed and is or are held and it is expedient to have a new sub-division of the said lands.

## DECLARATION OF TRUSTS.

2. The said lands by New Sub-division divided into the two parcels of land described in Schedule B hereto and marked Lots One and Two respectively shall be held upon the following trusts That is to say:-

(A). ALL THAT parcel of land described in Schedule B Lot One hereto is hereby vested in the Corporate Trustees of the Diocese of Grafton UPON TRUST as a site for a Church and School-house Parish Hall or place of meeting connected with the Church of England

AND

(B). ALL THAT parcel of land described in Schedule B Lot Two hereto is hereby vested in the Corporate Trustees of the Diocese of Grafton UPON TRUST as a site for a dwelling house garden and other appurtenances for the Clergyman duly appointed to officiate in the Church of England.

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SHORT TITLE.

This Ordinance may be cited as the Coraki Lands Variation of Trusts Ordinance 1938.

SCHEDULE A.  
Part One.

ALL THAT parcel of land containing one acre being Allotment 1 Section 31 situated in the County of Richmond Parish of West Coraki Village of Coraki and being the whole of the land comprised in Land Grant dated the 15th day of May 1882, Register Book Volume 603 Folio 30.

Part Two.

ALL THAT parcel of land containing one acre being Allotment 2 Section 31 situated in the County of Richmond Parish of West Coraki Village of Coraki and being the whole of the land comprised in Land Grant dated the 15th day of May 1882, Register Book Volume 603 Folio 31.

Part Three.

ALL THAT parcel of land containing three roods thirty nine perches being Allotment 3 Section 31 situated in the County of Richmond Parish of West Coraki Village of Coraki and being the whole of the land comprised in Land Grant dated the 10th day of June 1879, Register Book Volume 451 Folio 137.

SCHEDULE B.  
✓ Lot One.

ALL THAT parcel of land containing by admeasurement one acre one rood thirty eight and three quarter perches more or less situated in the County of Richmond Parish of West Coraki Village of Coraki being the whole of Lot One of the New Sub-division of the hitherto existing Sub-division of Section No 31, COMMENCING at the North east corner of allotment 1 of the hitherto existing Sub-division bounded thence on the east by the western side of Coraki Street 249 4/10 links south thence on the south by a line at right angles to Coraki Street 599 7/10 links west through allotments 1, 2 and 3 of the hitherto existing Sub-division to the western boundary of allotment 3 thence on the west by the western boundary of that allotment 249 4/10 links north to its north west corner thence by the northern boundaries of allotments 3, 2 and 1 of the hitherto existing Sub-division 600 links east to the point of commencement.

✓ Lot Two.

ALL THAT parcel of land containing by admeasurement one acre and one quarter perch more or less situated in the County of Richmond Parish of West Coraki Village of Coraki being the whole of Lot Two of the New Sub-division of the hitherto existing Sub-division of Section 31 COMMENCING at the south east corner of allotment 1 of the hitherto existing Sub-division bounded thence on the east by the western side of Coraki Street 170 6/10 links north thence on the north by a line at right angles to Coraki Street 599 7/10 links west through allotments 1, 2 and 3 of the hitherto existing Sub-division to the western boundary of allotment 3, thence on the west by the western boundary of that allotment 126 7/10 links south to its junction with Donaldson Street thence south west by the south western boundary of that allotment to a point 103 9/10 links from the aforesaid junction thence by the southern boundaries of allotments 3, 2 and 1 of the hitherto existing Sub-division 505 3/10 links east to the point of commencement.

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

*N. J. O'Connell*  
Deputy Chairman of Committees.

I certify that this Ordinance was passed this fifth day of April 1938.

*W. J. King*  
Secretary to the Council.

I assent to this Ordinance.

20 April 1938

*Arthur B. Tasso*  
Administrator.