

LISMORE LAND SALE ORDINANCE 1953

WHEREAS the lands described in the Schedule hereto are vested in the Corporate Trustees of the Diocese of Grafton (hereinafter called "the Corporate Trustees") AND WHEREAS it is desirable that funds should be provided for the carrying out of certain works within the Parish of Lismore AND WHEREAS by Act of Parliament passed in the eighth year of His Majesty King George the Fifth entitled "Church of England Trust Property Act, 1917, No. 21," it was enacted that during the recess of the Synod a Committee Council or other body of persons for that purpose by Ordinance might in place of the 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 One thousand nine hundred and thirty four 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 Synod any or all of the powers and functions and do and make any or all of the things referred to in Section 26 of the said Act as may be done by the Synod AND WHEREAS such Synod is now in recess NOW THEREFORE 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 the said Ordinance and in pursuance of the powers vested in the said Synod by the constitution 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:-

- 1. The Corporate Trustees are hereby authorised and empowered to mortgage the lands described in the Schedule hereto for any sum or sums of money not exceeding five thousand seven hundred pounds (£5700.) and to execute all necessary and property mortgages or other securities over the said lands to the person or persons company or companies advancing such monies for securing the due repayment of such moneys with interest and other charges thereon
2. Such Mortgages may include all the covenants powers and provisions usually contained in mortgages of real estate including the power of sale, but such covenants powers and provisions shall not extend the remedies of the mortgagee to other property or funds than these held by the said Corporate Trustees for the purposes aforesaid.
3. The moneys raised by any mortgage under this Ordinance shall be expended in or applied towards the carrying out of such works within the Parish of Lismore with all costs and expenses incidental thereto as the Parish Council of Lismore may desire or in such other manner as the Bishop-in-Council shall direct.
4. This Ordinance shall be cited and known as "Lismore Land Mortgage Ordinance 1953."

SCHEDULE

ALL THOSE Allotments Nos 6, 7, 8, 9 and 10 of Section No 4 Village (new City) of Lismore, County of Ross, being the whole of the lands comprised in four several Crown Grants dated 29th December 1859 to Rt Rev Wm Tyrrell, registered Town Purchases B2105, B2106, B2107, B2108 and B2109, bounded on the North by Orion Street (500 links) on the East by Keen Street (500 links) on the South by the Northern boundary of Allotment 11 (500 links) and on the West by a lane (500 links). ALSO ALL THAT LOT 19 shown on the Deposited Plan 20768, situated as aforesaid containing 27 1/2 perches having a frontage of 68 feet 6 1/2 inches to Oakley Avenue by a depth along Nielson Street of 110 feet being the whole of the land comprised in Certificate of Title Volume 6272 Folio 36; ALSO ALL THAT part of Lot 1 of Section 21 Lismore Estate, situated as aforesaid shown in Miscellaneous Plan of Subdivision (C.S.) Registered No 6156 containing 38 perches having a frontage to Dalley Street of 110 feet being the whole of the land comprised in Certificate of Title Volume 5749 Folio 8; AND ALSO ALL THAT Lot 126 of the Upper Avondale Extended Estate, having a frontage of 50 feet to Dalley Street by a depth of 110 feet containing an area of 20 perches situated as aforesaid, being the whole of the land comprised in Conveyance Registered No. 802 Book 2259.

I hereby certify that this Ordinance was passed by the Bishop-in-Council on the 23rd September 1953

A. E. Singleton
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Registrar.

I assent to this Ordinance

