An Act to enable Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell Brown and William Crane or other the Trustees of certain Land and Premises in the parish of Petersham near Newtown to sell the same and to provide for the application of the proceeds thereof. [25th March, 1873.]

Preamble. Whereas by a deed of grant bearing date the twenty-fourth day of February one thousand eight hundred and seventy-one Her Majesty Queen Victoria did grant unto Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell Brown and William Crane being respectively Trustees nominated and appointed under and by virtue of an Act of the Governor and Legislative Council made and passed in the eighth year of the reign of His late Majesty King William the Fourth intituled “An Act to regulate the Temporal Affairs of Churches and Chapels of the United Church of England and Ireland in New South Wales” and to their heirs and assigns subject to the trusts conditions reservations and provisos thereinafter contained All that piece or parcel of land containing by admeasurement two roods and fifteen perches be the same more or less situated in the county of Cumberland and parish of Petersham near Newtown commencing on the north-western side of the Newtown Road at a point where the southern side of Bligh-street meets it and bounded thence on the north by Bligh-street bearing westerly three chains and eighty-
eighty-six links on the south-west by a line bearing south-easterly
three chains nineteen links and half of a link to the Newtown
Road and on the south-east by that road bearing north-easterly four
chains twenty-nine links and half of a link to the point of commence­
ment as per plan in the margin thereof with all the rights and
appurtenances whatsoever thereto belonging. Upon trust for the
errection thereon of a Church of the United Church of England and
Ireland as by law established in conformity with the provisions of the
said Act and of a certain other Act of the Governor and Legislative
Council of the said Colony made and passed in the seventh year of
the reign of His said late Majesty King William the Fourth intituled
"An Act to promote the Building of Churches and Chapels and to
provide for the maintenance of Ministers of Religion in New South
Wales" so far as the same might apply to the trusts of the said
grant and for no other purpose whatsoever. And whereas the said
piece of land is inconveniently situated for the erection thereon of a
Church for the use of the Members of the Church of England who are
residents of Newtown aforesaid and its neighbourhood and who as such
residents are interested in the erection of the said Church. And
whereas the said Christopher Rolleston Thomas Chaplin Breillat
Stephen Campbell Brown and William Crane together with William
Gillett Sedgwick have been selected by the Members of the Church
of England resident at Newtown aforesaid and its neighbourhood
to be Trustees for the erection on certain other land part of the
Camperdown Cemetery of a Church for the use of the Members of
the Church of England of the parish of Newtown aforesaid. And
whereas the said Church is in course of erection. And whereas the
said Members of the Church of England have applied to the said
Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell
Brown and William Crane as such Trustees of the said piece of land as
hereinbefore mentioned to sell the said piece of land so vested in them
as Trustees as hereinbefore mentioned and to apply the net proceeds
arising from such sale towards the erection and completion of the said
Church so in course of erection aforesaid. And whereas the said
Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell
Brown and William Crane are willing to comply with such last-
mentioned request but they cannot do so without the authority of the
Legislature. 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. The said Christopher Rolleston Thomas Chaplin Breillat
Stephan Campbell Brown and William Crane or other the Trustees or
Trustees of the said piece of land and premises may sell and dispose of
the said piece of land and premises hereinbefore described by public
auction or private contract either in one lot or in several lots as they
the said Christopher Rolleston Thomas Chaplin Breillat Stephen
Campbell Brown and William Crane or other the Trustees or Trustee
of the said piece of land and premises shall think most expedient for
such price or prices as can be reasonably had or obtained for the same
and may convey the same or any part thereof when sold to the
purchaser or purchasers thereof and thereupon the same shall vest
absolutely in the said purchaser or purchasers his or their heirs and
assigns freed and discharged from the said trusts affecting the same
And the receipt in writing of the said Christopher Rolleston Thomas
Chaplin Breillat Stephen Campbell Brown and William Crane or other
the Trustees or Trustee of the said piece of land and premises shall
absolutely discharge the purchaser or purchasers of the said land or
any part thereof from the purchase money payable by him or them and
shall
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.

2. The said Christopher Rolleston Thomas Chaplin Breillat Stephen Campbell Brown and William Crane or other the persons or person selling the said piece of land and premises under the power hereinbefore given shall stand possessed of all moneys arising from such sale as aforesaid upon trust after paying thereout the costs of obtaining this present Act and all the expenses incurred on the said sale or otherwise in relation to the premises to apply the same in or towards the erection and completion of the said Church now erecting for the use of Members of the Church of England on land part of the said Camperdown Cemetery as hereinbefore mentioned. And the receipt in writing of any person to whom any moneys shall be paid under the provisions of this Act shall be a valid and complete discharge to the persons or person paying the same for such moneys.

3. This Act may be cited as “The Petersham Church Grant Act of 1873.”