

The applicant holds a piece of freehold land in Titirangi, Auckland, a legal description of which is part Lot 6, D.P. 10374 (Town of New Lynn, Extension 69), being portion Allotment 46, Parish of Waikomiti, certificates of title, Volume 842, folio 262, 263, North Auckland Registry. (Area of land: 3 roods 16' 8 perches) (hereinafter called "the land"), together with a dwellinghouse erected thereon on a trust created by the will of the late Margaret McFarlane (deceased), of Titirangi.

Briefly, the trust provided that the dwellinghouse and its contents was to be used to provide a rest home in New Zealand for sick and fatigued ministers, home missionaries, deaconesses and/or social workers of the Presbyterian Church. A Presbyterian Church could be erected on the land and the dwellinghouse used to provide a manse for the minister of the parish, but in this case a replacement rest home was to be built on the land. The residue of the trust was to be used to maintain the rest home.

The applicants wish to use the land for the purposes of building a Presbyterian Church for the Titirangi Parish and the dwellinghouse for the manse of the minister. It is proposed to delete all reference to the rest home on the grounds that it is impractical and inexpedient to provide such a rest home and there are insufficient funds to administer such a rest home and in addition such a rest home is already in existence. The residue of the trust is to be used to provide an endowment fund for the Bayswater Missionary Manse.

Details of the application, the scheme, and the Attorney-General's report thereon are open for inspection by the public, without fee or charge, at the office of the Registrar, Supreme Court, Waterloo Quadrant, Auckland.

The application seeking approval of the aforesaid scheme will be heard in the Supreme Court, at Auckland, on the 12th day of April 1965, at 10 a.m. or so soon thereafter as counsel can be heard.

Any person desiring to oppose the aforesaid scheme shall give written notice of his intentions to do so to the Registrar of the Supreme Court at Auckland as aforesaid, and to the applicant, care of Messrs Buddle, Weir, and Co., Fourth Floor, A.M.P. Building, Queen Street, Auckland, and to the Attorney-General, Wellington, not less than seven clear days before the aforesaid date of hearing.

Dated at Auckland this 26th day of February 1965.

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