



ANNO QUADRAGESIMO PRIMO

# GEORGI II. REGIS.

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## Cap. 120.

An Act for the Establishment of Schools for the Education of Poor Children in the County Palatine of *Durham*. [23d June 1801.]

**W**HEREAS by an Act passed in this present Session of Parli- Preamble.  
ament, intituled, *An Act for dividing and inclosing certain Moors, Commons, or Tracts of Waste Land, and Two Parcels of Ground called the Intack or Cow Pasture, and Shaw Wood, within the several Townships of Framwellgate and Witton Gilbert, and in the several Manors of Chester and Lanchester, in the County Palatine of Durham, and for extinguishing all Right of Common in certain inclosed Intercommon Lands within the Townships of Framwellgate and Witton Gilbert aforesaid;* it is among other Things enacted, that the Commissioners thereby appointed should set out, allot, and appoint unto the Honourable and Right Reverend Father in God *Shute Lord Bishop of Durham*, and his Successors, as Lord and Lords of the Manors of *Chester and Lanchester* aforesaid, in full Compensation and Satisfaction for his and their Right and Interest of, in, and to the Soil of the said Moors, Commons, or Waste Lands, and for his Consent to the said Division, Allotment, and Inclosure, One full Forty-eighth Part or Share in Value (the Quantity, Quality, and Situation of the Land being considered) of and in the said Moors, Commons, or Tracts of Waste Lands called *Framwellgate Moor, High Brasside Moor, Low Brasside Moor, Harberhouse Moor, and Wellsprings Moor*, situated in the said

[Loc. & Per.] 24 G Township

Township of *Framwellgate*, and of and in the said Moors, Commons, or Tracts of Waste Land, called *Findon Hill Moor* and *Potter Moor*; and also of and in the Moor, Common, or Tract of Waste Land therein mentioned, to be called *Charlow Moor*; and should also set out, allot, and appoint, unto the said Lord Bishop of *Durham* and his Successors, One Twenty-fourth Part or Share in Value (the Quantity, Quality, and Situation of the Land being considered) of and in the same several Moors, Commons, or Tracts of Waste Land: And whereas the Compensation heretofore made upon the Inclosure of Commons and Waste Lands in the said County of *Durham* to the Lord Bishop of *Durham* for the Time being, as Lord of any Manor for and in lieu of the Soil of such Commons and Waste Lands, has usually been a certain Annual Rent or Sum of Four-pence or Sixpence an Acre charged upon all the Commons and Waste Lands intended to be inclosed; and upon the Increase of such Compensation to One Forty-eighth Part and One Twenty-fourth Part making together One Sixteenth Part of the said Commons and Waste Lands directed to be inclosed by the said recited Act, it was the Desire and Intention of the said Lord Bishop (in case the same could be properly and legally done) that only the said One Forty-eighth Part of the said Moors, Commons, and Waste Lands (being deemed equivalent to an annual Rent of Sixpence an Acre) should go and be held as Part of the Episcopal Estate of the See of *Durham*; and that the said One Twenty-fourth Part of the said Moors, Commons, and Waste Grounds, should be and continue vested in the Lord Bishop of *Durham* for the Time being, in Trust for the Establishment and Maintenance of One or more School or Schools, for the religious and virtuous Education of poor Children of the said County Palatine of *Durham*, in Habits of Industry and good Order, and for instructing them in the Principles of Christianity, and in Reading, Writing, Arithmetick, and otherwise so as to prepare and qualify them for useful Employment and Occupation in Life: And whereas such Schools are very much wanted within the said County Palatine of *Durham*, and would be of very great and important Benefit; but such Appropriation of the said Allotment of One Twenty-fourth Part cannot be permanently made without the Authority of Parliament; may it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Allotment of One Twenty-fourth Part of the said Moors, Commons, or Waste Lands, so directed to be made to the said Lord Bishop of *Durham* and his Successors as aforesaid, shall be and remain vested in the said Lord Bishop of *Durham* and his Successors for ever, in Trust for the Establishment and Maintenance of One or more School or Schools for the religious and virtuous Education of poor Children of the said County Palatine of *Durham*, in Habits of Industry and good Order, and for instructing them in the Principles of Christianity, and in Reading, Writing, Arithmetick, and otherwise so as to prepare and qualify them for useful Employment and Occupation in Life.

The Allotment of One 24<sup>th</sup> Part of certain Commons to the Bishop of *Durham*, shall remain vested in him, in Trust for the Establishment of Schools.

The Bishop of *Durham*, with the Concurrence of other Persons, empowered to make Regula-

II. And be it further enacted, That the said Lord Bishop of *Durham*, or the Lord Bishop of *Durham* for the Time being, shall and may and he is hereby required (with the Assent and Concurrence of the Lord High Chancellor of *Great Britain*, or the Keeper of the Great Seal of *Great Britain* for the Time being, and the Lord High Treasurer, or in case of a

Vacancy of that Office, the Chancellor of His Majesty's Exchequer for the Time being, and the Lord President of His Majesty's Privy Council for the Time being, or any Two of them) within Twelve Calendar Months after the passing of this Act, to make and establish such Laws and Regulations for the Conduct and Management of such School or Schools as aforesaid; and for the vesting the Government thereof in the Lord Bishop of *Durham* for the Time being (as President thereof), the Lord Lieutenant of the said County Palatine of *Durham* for the Time being, and the Two Knights of the Shire serving in Parliament for the said County Palatine for the Time being, concurrently with such Inhabitants of the said County Palatine, and such other Persons as within Six Calendar Months after the passing of this Act shall have become Subscribers or Contributors to the Funds of such School or Schools to the Amount of One Guinea or more a Year each, or of Ten Guineas or more in One Sum; and for the Election or Appointment, and Qualification, as well of the future Governors thereof as of the Committees for the Management and Direction of such School or Schools, and also for the Variation of any of their Laws and Regulations, and generally for providing for the future Government of such School or Schools, in such Manner as the said Lord Bishop, with such Assent and Concurrence as aforesaid, shall deem to conduce most to the Extension of useful and religious Education and Instruction among such poor Children as aforesaid, and thereby to the Prevalence of Industry, Virtue, and Religion, in the said County Palatine of *Durham*.

tions for the  
Management  
of the Schools.

III. And be it further enacted, That the Costs, Charges, and Expences incurred in preparing, obtaining, and passing this Act, shall be paid and defrayed by and out of the Rents and Profits of the said Trust Premises, or by Sale or Mortgage of a competent Part thereof, as the Lord Bishop of *Durham* for the Time being shall direct or appoint.

Expences of  
the Act.

IV. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to all and every Person and Persons, Body and Bodies Politick and Corporate, his, her, and their Heirs, Successors, Executors, and Administrators, (other than and except the said Lord Bishop of *Durham* and his Successors, Bishops of *Durham*,) all such Estates, Rights, Titles, Claims, and Demands, as they, every, or any of them, had or enjoyed of, in, and to, or in respect of the Premises, or any of them, or could, might, or ought to have had or enjoyed in case this Act had not been made.

General  
Saving.

V. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges and Justices, and other Persons whomsoever, without the same being specially pleaded.

Publick Act.

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I have been thinking of you very much lately and wondering how you are getting on. I hope you are well and happy. I have been very busy lately but I will try to write you more often. Give my love to all the family. I will write again soon. Your affectionate father.

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