



ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

Cap. 177.

An Act for effecting the Sale of certain Estates devised by the Will of *Henry Partridge* Esquire, deceased; and for laying out the Money to arise by such Sales in the Purchase of other Estates, and for settling the same to the like Uses. [15th June 1809.]

WHEREAS *Henry Partridge*, late of the *Middle Temple, London*, Esquire, by his last Will and Testament in Writing, bearing Date the Twentieth Day of *May* One thousand eight hundred and one, after giving and devising to his Wife *Katherine Partridge* and her Heirs for ever, his Dwelling-House and Estate at *Cromer*, in the County of *Norfolk*, gave and devised all his Manors, Advowsons, Messuages, Lands, Tenements, and Hereditaments whatsoever, (not therein otherwise disposed of nor comprized in his Marriage Settlement) unto his Brother-in-Law *Jacob Reynardson* and *Randle Ford* Esquire, one of the Six Clerks of the High Court of Chancery, and their Heirs; to the Use and Intent that his the said Testator's Wife *Katherine Partridge*, or her Assigns, should and might receive out of the Rents and Profits thereof, one Annuity or clear yearly Rent-Charge of Three hundred Pounds, for the Term of her natural Life, in Addition to and Augmentation of her Jointure, free of all Taxes and Deductions, payable Quarterly on the Days therein mentioned in every Year, by equal Portions; and the said *Henry Partridge* declared that his said Wife and her Assigns should have the like Powers

20th May 1801; Will of Henry Partridge, recited.

[*Loc. & Per.*]

40 B

and

and Remedies by Distress and Entry upon and holding of the said Premises for Recovery of the said Rent Charge when in Arrear, as are provided by his Marriage Settlement for the Recovery of the Rent Charge of Five hundred Pounds thereby secured to her, and subject to the said Rent Charge, Powers, and Remedies; to the Use and Intent that his the said Testator's Brother *Robert Partridge* or his Assigns, should receive for his own Use out of the Rents, Issues, and Profits of the same Hereditaments and Premises, one Annuity or yearly Rent Charge of Fifty Pounds for his natural Life, and from and after his Decease, to the Use and Intent that his the Testator's Nephew *Robert Partridge*, Son of his said Brother *Robert* or his Assigns, should receive for his own Use out of the Rents, Issues, and Profits of the same Hereditaments and Premises, a like Annuity or yearly Rent Charge of Fifty Pounds for his natural Life, the said Annuities or yearly Rent Charges of Fifty Pounds to be free and clear of all Taxes and Deductions, and to be payable Quarterly on the same Days as the Rent Charge to his the Testator's Wife was thereinbefore made payable; and the said Testator thereby declared, that his said Brother and Nephew should severally be entitled to the like Powers and Remedies for the Recovery of the same Annuities or yearly Rent Charges, as he had declared his Wife to be entitled to for the Recovery of the Rent Charge thereinbefore provided for her, and subject to the said Rent Charges, and the Remedies and Powers provided for securing the same, to the Use of the said *Jacob Reynardson* and *Randle Ford*, their Heirs and Assigns, until his Son *Henry Samuel Partridge* should attain the Age of Twenty-five Years, if he should so long live, upon certain Trusts therein expressed, and from and immediately after the said *Henry Samuel Partridge* should have attained the Age of Twenty-five Years; to the Use of the said *Henry Samuel Partridge* and his Assigns, for the Term of his natural Life, without Impeachment of Waste; with Remainder to the Use of the said *Jacob Reynardson* and *Randle Ford*, their Heirs and Assigns, during the Life of the said *Henry Samuel Partridge*, upon Trust to preserve the Contingent Remainders thereinafter limited from being defeated and destroyed; with Remainder to the Use of the first and other Sons of the said *Henry Samuel Partridge* severally and successively, according to their respective Seniorities in Tail; with Remainder to the Use of the Daughter and Daughters of the said *Henry Samuel Partridge*, to be divided between or among them, if more than one, in equal Shares as Tenants in Common, and not as joint Tenants in Tail, with Cross Remainders between or among them in Tail, and for Default of such Issue, to *John Anthony Partridge* (Second Son of the said Testator,) and his Assigns during his Life, without Impeachment of Waste; with Remainder to the Use of the said *Jacob Reynardson* and *Randle Ford*, and their Heirs, during the Life of the said *John Anthony Partridge*, in Trust by the usual Ways and Means to preserve the Contingent Remainders, and after the Decease of the said *John Anthony Partridge*, to the Use of the Sons of the said *John Anthony Partridge* severally and successively, according to their respective Seniorities in Tail, and for Default of such Issue, to the Use of all and every the Daughters and Daughter of the said *John Anthony Partridge*, to be divided between or among them, if more than one, in equal Shares as Tenants in Common, with Cross Remainders between or among them in Tail, and for Default of such Issue as to all and every his the Testator's Messuages, Tenements, Lands, and Hereditaments in the County of *Essex*, to which he had become entitled

entitled under the Will of *Anthony Champion* Esquire, to the Use of his the Testator's own right Heirs; and as to all and every other the Hereditaments therein-before devised to the said *Jacob Reynardson* and *Randle Ford* as aforesaid, to the Use of his the Testator's Brother the said *Robert Partridge*, and his Assigns for his natural Life, without Impeachment of Waste; with Remainder to the said *Jacob Reynardson* and *Randle Ford*, their Heirs and Assigns, during the Life of the said *Robert Partridge*, in Trust by the usual Ways to preserve the Contingent Remainders, and after his Decease, to the Use of his Sons severally and successively, according to their respective Seniorities in Tail Male, and for Default of such Issue, to the Use of *John Partridge*, his the Testator's other Brother, during the Term of his natural Life, without Impeachment of Waste, with a Limitation to the said *Jacob Reynardson* and *Randle Ford*, their Heirs and Assigns, during the Life of the said *John Partridge*, in Trust by the usual Ways to preserve Contingent Remainders, and after his Decease, to the Use of his First and every other Son severally and successively, according to their respective Seniorities in Tail Male, and for Default of such Issue, to his the Testator's own right Heirs; and the said Testator did thereby declare his Will and Meaning to be, that it should be lawful to and for the several Persons who should be Tenants for Life in the Hereditaments therein-before limited and settled, when and as they should severally come into and be in the actual Possession thereof, by virtue of or under the Limitations aforesaid by any Deed or Writing under their Hands and Seals respectively, attested by Two or more credible Witnesses to grant, limit, or appoint to or to the Use of any Woman or Women whom any such Tenant or Tenants for Life had or should thereafter marry for her or their Life or Lives in full or in Part only of her or their Jointure or Jointures, and in bar or without being in bar of her or their Dower, to take Effect immediately after the Death of the Person so being in Possession as aforesaid, and making such Appointment such annual Sums or yearly Rent Charges not exceeding the several annual Sums in the same Cases thereafter for that Purpose mentioned, (that is to say) it should be lawful for his the Testator's Two Sons respectively to grant, limit, and appoint as aforesaid any annual Sum or yearly Rent Charge not exceeding Four hundred Pounds during the Lifetime of his the Testator's Wife, or Eight hundred Pounds after her Decease, free of all Taxes and Deductions, to be payable Quarterly, and to be secured by and issuing out of the said Hereditaments, (except his the said Testator's said Estate in *Essex*) and with such Powers and Remedies for the recovering of such annual Rent Charge when in Arrear, and creating of such Term or Terms of Years for better securing the Payment thereof, as the Person or Persons making such Grant or Appointment might think fit, so nevertheless that there should not be Two Jointures created by virtue of the Powers therein-before given in being payable at one and the same Time; and the said Testator declared it to be his Will and Meaning, that it should be lawful for his said Sons respectively when they should respectively be in Possession of or intitled to the Rents and Profits of the said Hereditaments therein-before limited to them respectively, and settled as aforesaid by any Deed or Deeds, Writing or Writings, under his, her, or their Hand and Seal or Hands and Seals respectively, attested by Two or more credible Witnesses to charge all and every or any of the Hereditaments so limited and settled as aforesaid (except his the said Testator's said Estates in *Essex*). with the

raising and Payment of any Sum or Sums of Money as and for the Portion or Portions of all and every or any of the Child or Children of the Body of such Son, making such Charge other than and except his eldest or only Son, not exceeding in the Whole the Sum of Ten thousand Pounds, and so that his the Testator's said Estates should not be chargeable with more than the Sum of Fifteen thousand Pounds in the Whole for the Portions of the Daughters and younger Sons of both his the Testator's said Sons, and for the raising thereof either during the Lifetime of the Son making such Charge, or after his Decease to create, limit, and appoint all or any of the said Hereditaments of which he should be in Possession, except as aforesaid, to the Use of one or more Trustees, his, her, or their Executors, Administrators, or Assigns, for any Term or Number of Years, upon Trust to raise by and out of the Rents, Issues, and Profits, or by Mortgage or Sale of the Hereditaments to be comprized in such Term or Terms of Years for all or any Part of such Term, the Sum or Sums to be so charged thereon as aforesaid, together with lawful Interest for the same, to be paid unto and divided amongst such Child or Children, in such Proportions and at such Ages or Times, and subject to such Contingencies or Limitations over, to, or amongst some one or more of such Children, as therein mentioned; and the said Testator authorized and directed his said Trustees *Jacob Reynardson* and *Randle Ford*, their Heirs and Assigns, to keep the Lease of the Tythes of the Parish of *Bray*, in the County of *Berks*, held for Lives under the Bishop of *Oxford*, renewed as often as any Life during which the same should from Time to Time be held should drop, and he thereby willed that every such renewed Lease should be held or settled to the same Uses, and subject to the same Trusts as his Estates thereby devised to the said *Jacob Reynardson* and *Randle Ford*, other than his the Testator's Estates in *Essex*, should be then limited or subject unto by virtue of that his Will, so far as the Law would admit; and the said Testator appointed his said Wife and his said Brother *Robert Partridge*, Guardians of his said Children, during their respective Minorities, and appointed them his said Wife and his said Brother *Robert Partridge*, and the said *Jacob Reynardson*, Executors of his said Will: And whereas the said *Henry Partridge* departed this Life on or about the Thirtieth Day of *December* One thousand eight hundred and three: And whereas by an Indenture of Three Parts, bearing Date on or about the Twelfth Day of *July* One thousand eight hundred and five, and made between the said *Henry Samuel Partridge*, of the First Part, the Reverend *Luke Heslop* and *Dorothy* his Wife, and *Mary Frances*, now the Wife of the said *Henry Samuel Partridge*, then *Mary Frances Heslop* Spinster, of the Second Part, and Sir *John Nicholl* Knight, *Henry Burrell* Esquire, Barrister at Law, *John Fane* Esquire, and *Harry Calvert*, Adjutant General of His Majesty's Forces, of the Third Part, being the Settlement and Articles executed and entered into previously to the Marriage then intended to be and since solemnized between the said *Henry Samuel Partridge* and the said *Mary Frances Heslop*, his now Wife, after reciting the said Will of the said *Henry Partridge*, it is witnessed, that in Consideration of the said then intended Marriage, and for other the Considerations mentioned in the said Indenture, he the said *Henry Samuel Partridge* did covenant with the said Sir *John Nicholl*, *Henry Burrell*, *John Fane*, and *Harry Calvert*, their Executors, Administrators, and Assigns, that he the said *Henry Samuel Partridge* would when and as soon as he should attain his Age of Twenty-five

30th Decem-
ber 1803;
Testator's
Death.

12th July
1805; Ar-
ticles previous
to the Mar-
riage of
*Henry Samuel
Partridge* Es-
quire.

five Years, by some Deed or Writing under his Hand and Seal, attested by Two or more credible Witnesses or otherwise, to be duly executed and attested pursuant to his Power in that Behalf, grant, limit, or appoint to or to the Use of the said *Mary Frances*, now the Wife of the said *Henry Samuel Partridge*, for her Life in full for her Jointure, and in bar of her Dower, one annual Sum or yearly Rent Charge of Six hundred Pounds, or several Annuities or yearly Rent Charges to the Amount of Six hundred Pounds of lawful Money of *Great Britain and Ireland*, current in *Great Britain*, to commence and take Effect as to Four hundred Pounds a Year Part thereof, from and immediately after the Decease of the said *Henry Samuel Partridge*, and as to Two hundred Pounds a Year Residue thereof, from and after the Death of the Survivor of him the said *Henry Samuel Partridge* and *Katherine Partridge* his Mother, such Annuity or yearly Rent Charge of Six hundred Pounds, or several Annuities or yearly Rent Charges to the Amount of Six hundred Pounds, to be payable Quarterly, and to be charged upon and issuing out of all the Hereditaments subjected to the said Power by the said Will of the said *Henry Partridge*, and with such or the like Powers of Distress and Entry upon the same Hereditaments for recovering the said Annuity or yearly Rent Charge, or Annuities or yearly Rent Charges when in Arrear, as were given for securing and raising the Annuity or yearly Rent Charge therein-after limited, to the Use of the said *Mary Frances Partridge*, and also that the said *Henry Samuel Partridge* should as soon as he should attain his Age of Twenty-five Years by some Deed or Writing under his Hand and Seal, attested by Two or more credible Witnesses, or to be in some other Manner duly executed and attested pursuant to his Power in that Behalf, charge all the Hereditaments subject to the said Power of raising Portions for his younger Children with the Payment of the Sum of Six thousand Pounds, as and for the Portion or Portions of the Child or Children of the then intended Marriage (other than and except an eldest or only Son,) and to be paid to such Child or Children at such Time or Times and in such Manner, and to be subject to such Powers, Provisoes, Declarations, and Agreements, as are therein-after declared concerning the Sum of Six thousand Pounds therein-after directed to be raised, and that for raising and paying the said Annuity or yearly Rent Charge, or Annuities or yearly Rent Charges by way of Jointure, and also the said Sum of Six thousand Pounds, the said *Henry Samuel Partridge* would limit and appoint the Hereditaments which should be charged with the Payment of the same respectively unto the said *Sir John Nicholl, Henry Burrell, John Fane, and Harry Calvert*, their Executors, Administrators, or Assigns, for the Term of Five hundred Years, upon Trust by the Ways and Means therein mentioned, to raise the said Annuity or yearly Rent Charge, or several Annuities or yearly Rent Charges, to be appointed as aforesaid from Time to Time, when and as the same should become due, and pay the same unto the said *Mary Frances Partridge*, and her Assigns, during the Term of her natural Life, and subject thereto upon Trust by all or any of the Ways and Means aforesaid, to raise the Sum of Six thousand Pounds thereby covenanted, to be appointed for the Portion or Portions of the younger Child or Children of the said intended Marriage, with lawful Interest for the same, and to pay the same to such Child or Children accordingly, in such Manner as therein-after directed:

[Loc. & Per.]

40 C.

And:

And whereas the said *Henry Samuel Partridge* on or about the Seventeenth Day of *July* One thousand eight hundred and five, intermarried with the said *Mary Frances Heslop*, now his Wife, and attained his Age of Twenty-five Years on or about the Twenty-second Day of *June* One thousand eight hundred and seven: And whereas by an Indenture of Three Parts, bearing Date on or about the Twenty-fourth Day of *June* One thousand eight hundred and seven, and made between the said *Henry Samuel Partridge*, of the First Part, the said *Mary Frances* his Wife, then late *Mary Frances Heslop* Spinster, of the Second Part, the said Sir *John Nicholl*, *Henry Burrell*, *John Fane*, and *Harry Calvert*, of the Third Part, after reciting the said Will of the said *Henry Partridge*, and the said in part recited Indenture of the Twelfth Day of *July* One thousand eight hundred and five, it is witnessed, that in pursuance and part Performance of the Covenant or Agreement of the said *Henry Samuel Partridge*, contained in the said Indenture of the Twelfth Day of *July* One thousand eight hundred and five, the said *Henry Samuel Partridge* by virtue of the Power or Authority given, limited, or reserved to him, in or by virtue of the said Will of the said *Henry Partridge*, and also by virtue and in Exercise and Execution of all and every other Power and Powers, Authority or Authorities enabling the said *Henry Samuel Partridge* in that Behalf, did direct, limit, and appoint unto the said *Mary Frances Partridge*, and her Assigns, one annual Sum or yearly Rent Charge of Four hundred Pounds of lawful Money of *Great Britain* and *Ireland*, current in *Great Britain*, to be charged and chargeable upon and issuing out of all the Manors, Messuages, Farms, Lands, Tenements, and Hereditaments, devised by the said Will of the said *Henry Partridge*, and which the said *Henry Samuel Partridge* was by the same Will authorized or empowered to charge with the said annual Sum or yearly Rent Charge, (except as in the same Will is excepted being the Hereditaments in *Essex*,) and the same annual Sum or yearly Rent Charge to commence from and after the Death of the said *Henry Samuel Partridge*, and to continue during the joint Lives of the said *Katherine Partridge* and *Mary Francis Partridge*, and also one other annual Sum or yearly Rent Charge of Six hundred Pounds of like lawful Money to be charged and chargeable upon and issuing out of the same Manors, Messuages, Farms, Lands, and Hereditaments, and the same to commence from and after the Death of the Survivor of the said *Henry Samuel Partridge* and the said *Katherine Partridge*, and continue thenceforth during the natural Life of the said *Mary Frances Partridge*, the same several annual Sums or yearly Rent Charges of Four hundred Pounds and Six hundred Pounds respectively, to be payable and paid as therein mentioned, and to be for the Jointure of the said *Mary Frances Partridge*, and in lieu and bar of her Dower, and with usual Powers and Remedies of Distress and Entry, and of Detention of Possession and Perception of Rents, Issues, and Profits, for recovering and enforcing the Payment of the same when in Arrear; and it was by the same Indenture also witnessed, that in pursuance and further Performance of the therein and herein-before recited Covenant and Agreement of the said *Henry Samuel Partridge*, and by virtue and in exercise of the Power or Authority given, limited, or reserved to him in that Behalf, he the said *Henry Samuel Partridge* did by the said Indenture now in recital, direct, limit, and appoint, that the Sum of Six thousand

Pounds

Pounds and Interest on that Sum should be charged and chargeable for the Portions of the Children of the said Marriage of the said *Henry Samuel Partridge*, by the said *Mary Frances* his Wife, other than and except an eldest or only Son, on the Manors and other Hereditaments, which by the Will of the said *Henry Partridge* he the said *Henry Samuel Partridge* was empowered to charge with such Portions, except the Hereditaments in the same Will excepted, being the Hereditaments in *Essex*; and that the same Sum of Six thousand Pounds and Interest should be raised, paid, and applied in such Manner, and should be subject to such Contingencies and Limitations over, as were contained concerning the same in the Trusts thereafter declared concerning the Term of Five hundred Years thereafter appointed or created, or as near thereto as might be and the Circumstances of the said Power and the right of raising Portions would admit; and it was by the same Indenture further witnessed, that for the better and more effectually securing the said Charges of Four hundred Pounds and Six hundred Pounds thereby appointed to the said *Mary Frances Partridge*, and her Assigns for her Life, and for further securing the said Sum of Six thousand Pounds thereby appointed to be raised as and for the Portions of the younger Children of the said Marriage, he the said *Henry Samuel Partridge* in further Exercise and Execution of the Power and Authority given and reserved to him in Manner aforesaid, did by the said Indenture now in recital executed by him and attested as aforesaid, limit and appoint unto the said *Sir John Nicholl*, *Henry Burrell*, *John Fane*, and *Harry Calvert*, their Executors, Administrators, and Assigns, all and singular the Manors, Messuages, Farms, Lands, Tenements, and Hereditaments thereby charged or made chargeable with the said Rent Charges of Four hundred Pounds and Six hundred Pounds thereby limited and appointed, and also with the said Sum of Six thousand Pounds thereby limited and appointed to be raised for Portions for the younger Children of the said Marriage as aforesaid, to hold the same subject and without Prejudice to the said yearly Rent Charge of Three hundred Pounds, payable to the said *Katherine Partridge* for her Life as aforesaid, and all Powers and Remedies for securing the same, and also subject and without Prejudice to the said annual Sums or yearly Rent Charges of Four hundred Pounds and Six hundred Pounds thereby appointed or intended so to be, unto the said *Sir John Nicholl*, *Henry Burrell*, *John Fane*, and *Harry Calvert*, their Executors, Administrators, and Assigns, from and after the Death of the said *Henry Samuel Partridge* for the Term of Five hundred Years, without Impeachment of Waste, upon Trust in the first Place for securing to the said *Mary Frances Partridge* and her Assigns, the due and regular Payment of the said annual Sum or yearly Rent Charge of Four hundred Pounds, or as the Case should require Six hundred Pounds thereby provided for the said *Mary Frances Partridge* during the Continuance thereof respectively, and subject thereto upon Trust for securing and raising the Sums of Money and Interest therein directed to be raised for the Portions of the younger Children of the said Marriage: And whereas the said *Henry Samuel Partridge* hath Issue by the said *Mary Frances* his Wife, *Louisa Katharine Partridge*, *Henry Champion Partridge*, and *Charlotte Anne Partridge*, all of them Infants of tender Years, and no other Child:

And

And whereas the said *John Anthony Partridge* the said Second Son of the said *Henry Partridge* is an Infant under the Age of Twenty-one Years: And whereas the said *Robert Partridge*, the Brother of the said *Henry Partridge* intermarried with *Jane Purcas* his now Wife, on or about the Eighth Day of *March* One thousand seven hundred and seventy-six, and has Issue by her *Robert Partridge*, his only Son, an Infant under the Age of Twenty-one Years, and no other Male Issue: And whereas the said *John Partridge*, the other Brother of the said *Henry Partridge*, hath no Male Issue: And whereas the chief Estate and the Bulk of the Estates devised by the Will of the said *Henry Partridge*, are situate in the several Parishes of *Northwold*, *Cranwich*, and *Methwold*, in the said County of *Norfolk*: And whereas certain Parts of the same devised Estates consist of Six Pieces of Pasture Land in the Parish of *Northwold*, in the said County of *Norfolk*, and of Two Pieces of Arable Land, containing together about Seven Acres, in the said Parish of *Northwold*, which several Pieces or Parcels of Land are at a Distance and lie detached from the said principal Estates, and from each other: And whereas other Parts of the said devised Estates consist of a certain Farm in the Parish of *Bray*, in the County of *Berks*, and of the Tythes of the Parish of *Bray*, held under Lease for Lives from the Right Reverend Father in God, the Lord Bishop of *Oxford*, and of certain Farms called *Nash Hall* and *Warley Hall*, in the Parishes of *Ongar* and *Warley*, in the said County of *Essex*: And whereas it would be greatly for the Advantage of the several Persons beneficially interested in the Estates devised by the Will of the said *Henry Partridge*, if the said detached Pieces or Parcels of Land in the County of *Norfolk*, and also the said Tythes, Hereditaments, and Premises in the said several Counties of *Berks* and *Essex*, were vested in Trustees in Trust to sell the same, and to invest the Money arising from the Sale thereof, in the Purchase of other Estates more convenient to be held with the said principal Estates in the County of *Norfolk*, and to settle the Estates so to be purchased to the Uses subsisting or capable of taking Effect, under the Will of the said *Henry Partridge*, and the said Indenture of the Twenty-fourth Day of *June* One thousand eight hundred and seven, in the Estates proposed to be sold: but by Reason of the Limitations, Trusts, and Charges contained in the said Will, and the said Indenture of the Twenty-fourth Day of *June* One thousand eight hundred and seven, the same cannot be effected without the Aid and Authority of Parliament; wherefore your Majesty's most dutiful and loyal Subjects, the said *Katherine Partridge* for herself, and the said *Henry Samuel Partridge* for himself, and on Behalf of the said *Louisa Katherine Partridge*, *Henry Champion Partridge*, and *Charlotte Anne Partridge*, his Infant Children, and the said *Mary Frances Partridge* for herself, and the said *Robert Partridge* the Father for himself, and on the Behalf of the said *Robert Partridge* his only Son, and the said *John Partridge*, for himself, and the said *Katherine Partridge* and *Robert Partridge* the Father, on the Behalf of the said *John Anthony Partridge*, do most humbly beseech 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

That the said Six Pieces of Pasture Land in the said Parish of *Northwold*, in the said County of *Norfolk*, and the said Two Pieces of Arable Land containing about Seven Acres, in *Northwold* aforesaid, and the said Farm in the Parish of *Bray*, in the said County of *Berks*, and the said Tythes held under Lease for Lives from the Bishop of *Oxford*, and the said Farms called *Nash Hall* and *Warley Hall*, in the said Parishes of *Ongar* and *Warley*, in the said County of *Essex*, with their several and respective Rights and Appurtenances, a Particular of which Farms, Pieces or Parcels of Land, Tythes, and other Hereditaments, is annexed by way of Schedule to this present Act; and also all and singular Houses, Out-houses, Edifices, Buildings, Gardens, Timber, and other Trees, Ways, Paths, Passages, Easements, Waters, Watercourses, Liberties, Privileges, Hereditaments, Rights, Members, and Appurtenances whatsoever, to the same Farms, Pieces or Parcels of Land, and other Hereditaments, or to any of them or any Part thereof belonging, or in anywise appertaining or with the same or any of them, or any Part thereof, now held, used, occupied or enjoyed, or accepted, reputed, deemed, taken or known as Part or Parcel thereof, or of any Part thereof, shall immediately from and after the passing of this Act, be vested in and settled upon, and the same are hereby absolutely vested in and settled upon the said *Robert Partridge* and *John Partridge*, their Heirs and Assigns, to the Use of them the said *Robert Partridge* and *John Partridge*, their Heirs and Assigns, according to the Nature and Quality of the same Hereditaments respectively, for ever freed and absolutely acquitted, exonerated, and discharged of and from all and singular the Uses, Estates, Intails, Remainders, Charges, Trusts, Powers, Provisoos, Limitations, Declarations, Covenants, and Agreements, in and by the said Will of the said *Henry Partridge*, and the said Indentures of the Twelfth Day of *July* One thousand eight hundred and five, and the Twenty-fourth Day of *June* One thousand eight hundred and seven, limited, expressed, or declared of and concerning the said Farms, Pieces and Parcels of Land, and other Hereditaments, and every or any Part or Parcel of the same, but nevertheless upon and for the Trusts, Intents, and Purposes, and with, under, and subject to the Powers, Provisoos, Agreements, and Declarations herein-after expressed and contained of and concerning the same, (that is to say), upon Trust that they the said *Robert Partridge* and *John Partridge*, and the Survivor of them, and the Heirs and Assigns of such Survivor, do and shall as soon as conveniently may be, with the Approbation in Writing of the Person or Persons who according to the Uses limited or declared by the said Will of the said *Henry Partridge* would if this present Act had not passed, have for the Time being been entitled to the actual Freehold of the said Farms and other Hereditaments hereby vested and settled as aforesaid, if such Person or Persons shall have attained his, her, or their Age or respective Ages of Twenty-one Years, but if such Person or Persons shall be under the Age of Twenty-one Years, then with the Approbation in Writing of his, her, or their Guardian or Guardians, make Sale and dispose of the said Farms, Pieces or Parcels of Land, Tythes, and other Hereditaments hereby vested and settled as aforesaid, or any Part thereof either together or in Parcels, and either by public Auction or private Contract unto any

[Loc. & Per.]

40 D

Person

Premises mentioned in Schedule vested in Trustees to be sold.

Trustees

Person or Persons willing to purchase the same, for such Price or Prices in Money as to them or him shall appear reasonable; and upon Payment into the Bank in Manner herein-after mentioned of the Purchase Money for which the same Hereditaments or any Part or Parts thereof shall be so sold, do and shall convey and assure the same Hereditaments so to be sold and disposed of as aforesaid, according to the Nature and Quality of the same respectively, unto or to the Use of the Purchaser or Purchasers of the said Hereditaments, his, her, or their Heirs and Assigns, or as he or they shall direct or appoint.

Monies to arise from the Sales to be paid into the Bank of England pursuant to the Act of George I.

II. And be it further enacted, That all and every the Sum and Sums of Money which shall arise from the Sales made in pursuance of this Act, shall be paid by the Person or Persons to whom such Sales shall be made into the Bank of *England*, in the Name and with the Privy of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* the Purchasers of the Estates of *Henry Samuel Partridge* Esquire, pursuant to the Method prescribed by the Act of the Twelfth Year of King *George* the First, Chapter the Thirty-second, and the General Rules and Orders of the said Court, without Fee or Reward, according to the Act of the Twelfth Year of King *George* the Second, Chapter the Twenty-fourth, there to remain until the same shall upon a Petition to be preferred to the High Court of Chancery in a summary Way, by the Person or Persons who according to the Uses limited by the said Will of the said *Henry Partridge*, would if this present Act had not passed, have been for the Time being entitled to the actual Freehold of the Hereditaments hereby vested and settled, if such Person or Persons shall be of full Age, but if such Person or Persons shall be under the Age of Twenty-one Years, then by his, her, or their Guardian or Guardians, be laid out in the Purchase of Freehold Manors, Messuages, Lands, Tenements, or Hereditaments, or of Copyhold Messuages, Lands, Tenements, or Hereditaments, which may respectively be approved of by the said Court of Chancery, as being convenient to be holden or enjoyed with the Bulk of the said Hereditaments, devised by the said Will of the said *Henry Partridge*; and upon or from and immediately after the making of such Purchase or Purchases, the Manors, Messuages, Lands, Tenements, and Hereditaments so to be purchased, shall under the Direction of the said Court be conveyed, settled, and assured to, for, and upon the Uses, Trusts, Intents, and Purposes, and under and subject to the Powers, Provisoos, Limitations, Declarations, and Agreements, in and by the said Will of the said *Henry Partridge*, or the said Indenture of the Twenty-fourth Day of *June* One thousand eight hundred and seven, expressed or contained of or concerning the Hereditaments from the Sale of which the Money so to be invested in Purchases as aforesaid, shall have been produced, or as near thereto as the Nature or Tenure of the Property, the Rules of Law and Equity, and the Deaths of Parties, or other intervening Circumstances will admit.

Till the Money is laid out in the Purchase of

III. And be it further enacted, That all Sums of Money which shall be paid into the Bank in the Name of the said Accountant General in Manner herein-before directed, or so much thereof as shall not be ordered by

by the said Court of Chancery to be applied in the Payment of Costs, Charges, and Expences, according to the Direction herein-after contained, shall in the Meantime and until the same Monies shall be invested in the Purchase of Lands, Tenements, and Hereditaments as aforesaid, be from Time to Time laid out under the Direction of the said Court of Chancery, in the Purchase of Navy or Victualling, or Transport or Exchequer Bills, and the Interest arising from the Money so laid out in the said Navy or Victualling, or Transport or Exchequer Bills, and the Money received from the same as they shall be respectively paid off by Government, shall be laid out in the Name of the said Accountant General, in the Purchase of other Navy or Victualling, or Transport or Exchequer Bills; and all the said Navy or Victualling, or Transport or Exchequer Bills shall be deposited in the Bank in the Name of the said Accountant General, and shall there remain until proper Purchases shall be found and approved as herein-before directed, and until the same shall upon Petition to be preferred to the High Court of Chancery in a summary Way, by or on Behalf of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so to be purchased, be ordered to be sold by the said Accountant General for the completing any Purchase or Purchases hereby authorized to be made as aforesaid, in such Manner as the said Court shall think just and direct; and if the Money arising by the Sale of any such Navy or Victualling, or Transport or Exchequer Bills which shall have been purchased as aforesaid, shall exceed the Amount of the original Purchase Money so laid out as aforesaid, then and in that Case only the Surplus which shall remain, shall be paid to such Person or Persons respectively, as would have been entitled to receive the Rents and Profits of the Lands directed to be purchased in pursuance of this Act, in case the same had been actually purchased, or to the Representative of such Person or Persons as Part of his, her, or their Personal Estate.

Lands, to be
invested in
Navy Bills,
&c.

IV. Provided always, and be it further enacted, That it shall and may be lawful for the said Court of Chancery from Time to Time, at the Discretion of the said Court, to make or give any Orders or Directions for taxing or settling the Costs, Charges, and Expences which shall have been incurred preparatory to, and in applying for and obtaining and passing this Act, or in making the several Applications to the said Court in pursuance of the same, or in making and completing the Sales and Purchases hereby authorized, or otherwise in carrying the Trusts and Purposes of this Act into Execution, and for Payment of the said Costs, Charges, and Expences out of the Monies which shall be so paid into the Bank as aforesaid, or out of the Monies arising by Sale of the Navy or Victualling, or Transport or Exchequer Bills to be purchased as aforesaid, and generally to make such Orders and give such Directions touching or concerning the Trusts and Purposes of this present Act, and the carrying of the same into Execution, as the said Court of Chancery shall deem necessary, proper, or expedient.

The Court of
Chancery to
make Orders
for taxing
Costs.

V. And be it further enacted, That the Certificate or Certificates of the said Accountant General, together with the Receipt or Receipts of one of the Cashiers of the Bank of *England*, to be thereto annexed, and

Receipt of
Cashier to be
a good Dis-
charge to Pur-
chasers.

therewith filed in the Register Office of the said Court of Chancery of the Payment into the Bank of *England*, by the Purchaser or Purchasers of the Hereditaments hereby authorized to be sold, of his, her, or their Purchase Money, shall from Time to Time be effectual Releases for the same, and discharge the Purchaser or Purchasers paying the same from being answerable or accountable for the Misapplication or liable to see to the Application thereof.

Until Sales
the Rents and
Profits to be
received by
the Persons
for the Time
being entitled
to the same.

VI. And be it further enacted, That in the Meantime and until such Sales shall be made as aforesaid of the Hereditaments hereby authorized to be sold, they the said *Robert Partridge* and *John Partridge*, and the Survivor of them, and the Heirs and Assigns of such Survivor, shall permit and suffer the Rents and Profits of the said Hereditaments to be had, received, and taken by such Person or Persons as would respectively have been entitled and ought to have had, received and enjoyed the same, in case this Act had not been made.

General
Saving.

VII. Saving always to the King's most Excellent Majesty, and to His Heirs and Successors, and to all and every other Persons and Person, Bodies Politic and Corporate, his, her, and their Heirs, Successors, Executors, and Administrators, (other than and except the said *Katherine Partridge*, and the said *Henry Samuel Partridge* and *Mary Frances* his Wife, and all and every the Sons and Son now born or hereafter to be born to the said *Henry Samuel Partridge*, and the Heirs of the Bodies and Body of such Sons and Son respectively, and all and every the Daughters and Daughter now born or hereafter to be born to the said *Henry Samuel Partridge*, and the Heirs of the Bodies and Body of such Daughters and Daughter respectively; and the said *John Anthony Partridge*, and the Son and Sons born and to be born to the said *John Anthony Partridge*, and the Heirs of their respective Bodies, and the Daughter and Daughters born and to be born to the said *John Anthony Partridge*, and the Heirs of her and their Body and respective Bodies; and the said *Robert Partridge* the Father, and all and every the Sons and Son now born or hereafter to be born to the said *Robert Partridge* the Father, and the Heirs of the Bodies and Body of such Sons and Son respectively; and the said *John Partridge*, and all and every the Sons and Son now born or hereafter to be born to the said *John Partridge*, and the Heirs of the Bodies and Body of such Sons and Son respectively; and the right Heirs of the said *Henry Partridge*; and all and every other Persons and Person whomsoever, having or claiming, or who shall hereafter have or claim any Estate, Right, Title, or Interest in the Hereditaments vested and settled as hereinbefore is mentioned, or in any Part thereof, under the said Will of the said *Henry Partridge*, or the said Indentures of the Twelfth Day of *July* One thousand eight hundred and five and the Twenty-fourth Day of *June* One thousand eight hundred and seven,) all such Estate, Right, Title, Interest, Claim, and Demand whatsoever, of, in, to, or out of the same Messuages, Farms, Lands, Tenements, Tythes, Hereditaments and Premises, and every or any Part thereof, as they, every, or any of them had before the passing of this Act, or could have had, held, or enjoyed, in case this Act had not been made.

VIII. And

VIII. And be it further enacted, That this Act shall be printed by the Printer to the King's most Excellent Majesty, and a Copy thereof so printed, shall be admitted as Evidence thereof by all Judges, Justices, and others.

Act printed
by the King's
Printer, Evi-
dence.

The SCHEDULE referred to by the foregoing Act.

PREMISES.	Quantities little more or less.			Annual Rents.			Names of Tenants.	Where situate.
	A.	R.	P.	£	s.	d.		
House, Buildings, Yard, Garden, and Orchard, and several Clofes or Parcels of Land, Arable, Meadow, and Pasture, called Nash Hall Farm	209	2	9	155	10	0	Joseph Miller -	{ High Ongar, in the County of Essex.
House, Buildings, Yard, Garden and Orchard, and several Clofes or Parcels of Land, Arable, Meadow, and Pasture, called Warley Hall Farm	229	3	4	210	0	0	Alexander Parker	{ Warley, in the County of Essex.
House, Buildings, Yard, Garden, and Orchard, and several Clofes or Parcels of Land, Arable, Meadow, and Pasture, called Lowbrooks Farm	289	3	13	270	0	0	Henry Newell -	{ Bray, in the County of Berks.
The Great Tythes of the Parish of Bray, held by Lease for Lives under the Bishop of Oxford	-	-	-	-	-	-	-	Bray.
A Piece of Pasture Land -	3	1	20	5	5	0	Dr. Waddington	Northwold, in the County of Norfolk.
A Piece of Pasture Land -	1	1	1	2	2	0	William Watkins	
A Piece of Pasture Land -	1	3	20	4	4	0	Thomas King	
A Piece of Pasture Land called Hovell's -	8	0	0	4	16	0	Thomas Thurlow	
A Piece of Pasture Land called Alms House Clofe	1	3	16	1	4	0		
A Piece of Pasture Land lately enclosed, being Part of a Common called Church Fen -	6	3	22	4	4	0	W. Thimblethorpe	
A Piece of Arable Land called Holm Yard -	5	3	0	2	17	6	Thomas Thurlow	
A Clofe of Arable Land called Pinfold Clofe -	2	0	0	1	4	0		

JOHN ATMORE, so far as relates to the Norfolk Part of the Estate.

JOSEPH JAGGER, so far as relates to the Berkshire and Essex Estates.