



ANNO QUINQUAGESIMO PRIMO

# GEORGI III. REGIS.



## Cap. 210.

An Act for vesting in the Trustees of the Charity Schools of the Parish of *Saint Mary Matfelon* otherwise *White Chapel*, in the County of *Middlesex*, the legal Estate of Two undivided Third Parts, belonging to the said Charity Schools, in a Farm and Lands at *Sandon* and *Much Baddow*, in the County of *Essex*; and to enable the said Trustees to perfect a Partition of the said Farm and Lands; and for other Purposes. [26th June 1811.]

**W**HEREAS by an Indenture Tripartite, bearing Date the Eleventh Day of *June* in the Year One thousand six hundred and eighty, and made between *Ralph Davenant* Clerk, Rector of the Parish Church of *Saint Mary Matfelon* otherwise *Whitechapel*, in the County of *Middlesex*, and *Mary* his Wife, Relict of *William Vesey* Clerk, deceased, one of the Daughters and Coheirs of *John Johnson* Doctor in Divinity, late Rector of the said Parish Church, of the First Part; *Henry Gullifer* Citizen and Dyer of *London*, and *Sarah* his Wife, one other of the Daughters and Coheirs of the said *John Johnson*, of the Second Part; and *Sir William Goulston* Knight, *Matthew Bateman* Esquire, *John Caine* Gentleman, *Euclid Speidwell* Gentleman, *John Ward* Ironmonger, *John Sandford* Carman, *Mordecai Fromanteel* Silk Thrower, *Edward Dubber* Merchant Tailor, and *David Sandali* Silk Thrower, then Parishioners of the same Parish, *Henry Loades* of *London*, Esquire, *Thomas Firmin* of *London*, Mercer, *James Harris* of *London*, Merchant Tailor, and *Joshua Sabin*, Citizen and Weaver of *London*, of the Third Part; and by a Fine sur Conuzance de Droit come ceo, &c. levied by the said *Ralph*  
[Loc. & Per.]

Indenture  
Tripartite,  
dated 11 June  
1680.

*Davenant* and *Mary* his Wife, and the said *Henry Gullifer* and *Sarah* his Wife, in Trinity Term, in the Thirty-second Year of the Reign of King *Charles* the Second, in pursuance of a Covenant for that Purpose contained in the said Indenture, and by a Common Recovery suffered by the said *Ralph Davenant* and *Mary* his Wife, in the same Term, in pursuance of an Agreement for that Purpose, also contained in the said Indenture, Two undivided Third Parts of all that capital Messuage and Tenement, with the Appurtenances, called *Josepps alias Joseps*, and of all the Lands, Tenements, and Grounds thereunto belonging, or in anywise appertaining, as well those thentofore inclosed with a Pale, and commonly called *Sandon Park*, as all those other Lands and Grounds called *Sandford Meads*, *Mill Field*, *Heires Hope*, *Ladywell Field*, *Ladywell Mead*, the Three Crofts called *Horscrofts Nutbeame*, the Croft with the *Grovett* lying between the said *Ladywell Croft* and the said *Horscrofts*, with all and singular their and every of their Appurtenances, which said Messuage or Tenement, Lands and Premises are situate, lying and being in *Sandon* and *Much Baddow* in the County of *Essex*, (and which said Messuage, Farm, Lands, and Hereditaments are now called *Sandon Place Farm*, and are particularly described by the modern Names and Quantities in the Schedule to this Act annexed,) were conveyed, assured, and settled by the said *Ralph Davenant* and *Mary* his Wife, and *Henry Gullifer* and *Sarah* his Wife, as to one full Third Part, the whole into Three equal Parts to be divided, of the said Hereditaments and Premises, to the Use of the said *Ralph Davenant* and *Mary* his Wife for their Lives, and the Life of the longer Liver of them; with Remainder to the Use of Trustees and their Heirs, during the Lives of the said *Ralph Davenant* and *Mary* his Wife, and the Life of the longer Liver of them, to preserve contingent Remainders; with Remainder to the Use of the first and other Sons of the said *Ralph Davenant* and *Mary* his Wife, successively in Tail General; with Remainder to the Use of all the Daughters of the said *Ralph Davenant* and *Mary* his Wife, equally in Tail General, with Cross Remainders over between them; with Remainder to the Use of the said *Sir William Goulston*, *Matthew Bateman*, *John Caine*, *Euclid Speidwell*, *John Ward*, *John Sandford*, *Mordeca Fromanteel*, *Edward Dubber*, *David Sandall*, *Henry Loades*, *Thomas Firmin*, *James Harris*, and *Joshua Sabin*, their Heirs and Assigns for ever, upon the Trusts and for the Intents and Purposes declared in the First Schedule to the said Indenture now in recital annexed, and the Writing subscribed to the Two Schedules thereunto annexed, (and which said Schedule and Writing are herein-after set forth at Length,) and as to one other full Third Part, the whole into Three equal Parts to be divided, of the said Hereditaments, to the Use of the said *Henry Gullifer* and *Sarah* his Wife for their Lives, and the Life of the longer Liver of them; with Remainder to the Use of Trustees and their Heirs, during the Lives of the said *Henry Gullifer* and *Sarah* his Wife, and the Life of the longer Liver of them, in Trust to preserve contingent Remainders; with Remainder to the Use of the first and other Sons of the said *Henry Gullifer* and *Sarah* his Wife in Tail General; with Remainder to the Use of all the Daughters of the said *Henry Gullifer* and *Sarah* his Wife, equally in Tail General, with Cross Remainders over between them; with Remainder to the Use of the first and other Sons of the said *Sarah Gullifer* by any other Husband in Tail General; with Remainder to the Use of all the Daughters of the said *Sarah Gullifer* by any other Husband, equally in Tail General, with Cross Remainders between them; with Remainder to the Use of the said *Sir William Goulston*, and the

the said other Trustees, their Heirs and Assigns for ever, upon the Trusts and for the Intents and Purposes declared in the Second Schedule thereunto annexed, and the Writing subscribed to the said Schedules; (and which Second Schedule and Writing are herein-after set forth at Length); and the said Estate so limited to said Sir *William Goulston*, and the said other Trustees, was, by the said Indenture declared to be upon Trust, that if they, or any of them the Trustees above named, should die during the Life of the said *Ralph Davenant*, it should be in his Power to nominate and appoint (under his Hand and Seal) any other or others in his or their Room or Rooms, and after his Decease, as often as any of the Trustees should die, or any of them should remove his Habitation, (the Parson of the Parish for the Time being excepted,) above Three Miles Distance from the said Parish, or should refuse or neglect to perform his Trust, or should be found unfaithful in the Discharge of it, or should leave the Communion of the Church of *England*, it should be in the Power of the other Trustees, or the major Part of them, to make and declare his Place void; and in Three Months after any Place should by either of the aforesaid Ways become void, the other Trustees for the Time being, or the major Part of them, should and might make Choice of some honest and discreet fitting Person of the Protestant Religion as by the Law established, neither Popishly affected on the one Hand, nor fanatically inclined on the other Hand, to supply the void Place; and in case they did not make Choice of one within the Time limited, Notice being thereof given at one of the Quarterly Meetings, it should be in the Power of the Rector of the Parish aforesaid for the Time being to elect one according to the Qualifications before mentioned, and being so chosen he should have Power to act as a Trustee, and upon Trust that the Parson of the said Parish of *Saint Mary, Whitechapel*, for the Time being, from the Time of his Induction, and the Upper Churchwarden of the same Parish for the Time being, from the Time of his Election, should have like Vote and Suffrage in all Meetings concerning the Premises, or any the said Trusts, as if they respectively were Two of those in whom the Estate in Law in the Premises should for the Time being be settled; and upon Trust, that from Time to Time, as often as there should not be above Four living of such Trustees as should have the legal Estate of the Premises so conveyed in Trust, that such Four should convey the said Two-Third Parts to Nine such other Trustees, to be nominated and chosen as aforesaid, and their Heirs, to the Use of such Nine and of such Four Survivors, and of the Heirs and Assigns of such Thirteen, upon like Trust and Confidence, Intents, and Purposes as in the said Indenture, and the Schedules thereunto annexed, and the Writing subscribed under the said Schedules, are contained and expressed; and the Trustees were thereby empowered, when either of the said Third Parts should respectively be their immediate Freehold, to grant Leases of the same respectively for a valuable Rent for Seven, Eleven, or Twenty-one Years at the most, but should not take any Fine: And it was declared, that, in this particular, because the Schoolmaster for the Time being is concerned, that the Estate be let without any Fraud, and according to the Worth of it, he should have a Vote as a Trustee: And the said *Ralph Davenant* was empowered during his Life, under his Hand and Seal, to alter any of the Rules and Orders mentioned in the said Schedules and Writing thereto subscribed relating to the said Schools, or to add others (but which Power he did not exercise): And it was declared, that the Bishop of *London* for the Time being might visit the Schools, and exercise the Powers belonging

ing to a Visitor in like Cases; and the First Schedule to the last-recited Deed annexed is in the Words or to the Effect following: ' The Use  
 ' limited by the Indenture to which this Schedule is annexed to Sir *Wil-*  
 ' *liam Goulston* Knight, and others the Trustees therein named, their  
 ' Heirs and Assigns, as for and concerning One Third Part of the Mes-  
 ' suage and Lands therein mentioned, is by *Ralph Davenant* and *Mary*  
 ' his Wife, in the same Indenture mentioned, and also by all the Trustees  
 ' acknowledged and declared to be upon the Trust and Confidence, and  
 ' to the Intents and Purposes following; (that is to say,) First, for and  
 ' towards the finding and keeping in the Parish of *Saint Mary Matfelon*  
 ' alias *Whitechapel*, from Time to Time for ever after the Decease of the  
 ' said *Ralph Davenant* and *Mary* his Wife, and failure of Heirs of their  
 ' Bodies between them begotten and to be begotten, One Schoolmaster,  
 ' who should be a Man of sober Life and Conversation, and in full Com-  
 ' munion with the Church of *England*, and chosen by the Trustees for  
 ' the Time being, in a School to be provided for him by the said *Ralph*  
 ' *Davenant*, or otherwise, out of the Rents and Profits of the same One  
 ' Third Part in the Parish of *Saint Mary, Whitechapel*, in the County of  
 ' *Middlesex*, for the teaching of Forty poor Boys born in the said Parish, and  
 ' to be from Time to Time chosen by the Trustees; and the said Trustees  
 ' for the Time being should pay such Schoolmaster for the Time being all  
 ' the clear Rents and Profits of the same One Third Part, to be paid Half-  
 ' yearly; in Consideration of which Payments, and of his dwelling in  
 ' the School House, he should carefully, and according to the Direction  
 ' of the Trustees, teach the aforesaid Boys to read *English*, and to write  
 ' and cipher; and that he be especially obliged to teach them the Cate-  
 ' chism of the Church of *England*, and to instruct them in the Principles  
 ' of Christianity; and this he should be bound to do, without taking any  
 ' other Reward directly or indirectly for teaching the said poor Children;  
 ' neither should he teach any more than the said Forty poor Boys, except  
 ' he did maintain an Usher at his own Charges, without neglecting the  
 ' Forty Boys of the Foundation; and withal he should not admit of above  
 ' Thirty Scholars more in any Case.' And the Second Schedule to the  
 ' said Indenture annexed is in the Words or the Effect following: ' The  
 ' Use limited by the Indenture to which this Schedule is annexed to Sir  
 ' *William Goulston* Knight, and others the Trustees, their Heirs and  
 ' Assigns, as for and concerning One Third Part of the Messuage and  
 ' Lands therein mentioned, is by the said *Henry Gullifer* and *Sarah* his  
 ' Wife in the same Indenture mentioned, and also by all the Trustees  
 ' acknowledged and declared to be upon the Trust and Confidence, and  
 ' to the Intents and Purposes following; that is to say, First, that out of  
 ' the clear Rents and Profits of the said Third Part, Twenty Pounds *per*  
 ' *Annum* should be paid and applied for and towards the finding and  
 ' keeping of a skilful Woman of the Church of *England*, to be chosen  
 ' by the Trustees for the Time being, to teach, in a School to be pro-  
 ' vided for her by the said *Ralph Davenant*, or otherwise, out of the  
 ' Rents and Profits of the same One Third Part in the Parish of *Saint*  
 ' *Mary, Whitechapel*, in the County of *Middlesex*, Thirty poor Girls  
 ' born in the said Parish, and to be chosen by the said Trustees; in Con-  
 ' sideration of which Twenty Pounds *per Annum*, and of her dwelling in  
 ' the School House, she should carefully, and according to the Directions  
 ' of the Trustees for the Time being, teach the aforesaid Thirty poor  
 ' Girls one Part of the Day to read, and at convenient Times to learn  
 ' without

without Book the Catechism of the Church of *England*, and the other  
 Part of the Day to knit and sew Plain Work, or to do any other Work  
 which the Trustees should think useful for them to learn; and this she  
 should be bound to do without taking any Reward directly or indirectly  
 for teaching the said poor Children, except she should find them Mate-  
 rials to work upon, and then in such Case she should have the Benefit  
 of the Work which the Girls should do, or so much thereof as the  
 Trustees should see reasonable; neither should she teach any other  
 besides the said Thirty poor Girls, except she did maintain an Assistant  
 at her own Charges, without neglecting the said Thirty poor Girls of  
 the Foundation; and withal she should not admit of above Thirty  
 Scholars more in any Case; and to the Intent that the Residue and  
 Remainder of the clear yearly Profits of the same Third Part should be  
 laid out yearly in Materials for the said Girls to work with, which  
 when done should be divided amongst them according to the Discretion  
 and Directions of the Trustees, for their better Encouragement: The  
 Writing subscribed to the said Two Schedules is in the Words or to the  
 Effect following: That the Schoolmaster and Mistress, with their Scholars,  
 should in all Holy Days, and other Week Days when Divine Service is  
 performed at the Parish Church, in orderly and decent Manner resort  
 to it; and the Master and Mistress should take Care that the Scholars  
 behaved themselves with due Reverence and Attention, and that they  
 should say their Catechism publickly in the Church so often as the  
 Rector or Curate of the Parish should think fit to require them; that  
 neither Master or Mistress should break up School, or give Play Days  
 to the Scholars, but upon Holidays, or Two Days before *Christmas*,  
*Easter*, and *Whitsuntide*; that the Master and Mistress should follow all  
 such Rules (not inconsistent with those prescribed) as from Time to  
 Time should be appointed by the Trustees for the Time being, or the  
 major Part of them; that the Trustees should have a Meeting at the  
 School about Ten of the Clock in the Forenoon, the First *Thursday* in  
 every Quarter of the Year, and examine how Things were; and if  
 they, or the major Part of them, should find that the Schoolmaster had  
 taken upon him any other Employment not well consisting with this,  
 or that he or the Schoolmistress had been remiss, or negligent or un-  
 faithful in performing the Trust reposed in them, and had not observed  
 the Rules thereby or by them prescribed, or did live viciously or scan-  
 dalously after one Admonition, for want of reforming the Abuse, in  
 case either of them did persist in it, the Trustees, or the major Part  
 of them, might and should remove and put out either of them, or any  
 of the Scholars, if they neglected or refused duly to resort to the  
 School or Church, or were guilty of any gross Misdemeanors; and in  
 such Case, or when any Place should be void by Death, or otherwise,  
 the said Trustees, or the major Part of them, at the next Quarterly  
 Meeting, or sooner if Occasion should require, and Notice be left at  
 each of their Houses by Order of the Rector for the Time being, might  
 and should make Choice of any other Schoolmaster, Mistress, or Scholar,  
 in the Room of such as should die, or remove or be removed; that if  
 at any Meeting (whereof reasonable Notice should be given or left at  
 the House of the Trustees) the Trustees appearing should be equally  
 divided in their Opinions, the Rector for the Time being should have  
 a casting Vote; and if at any such Meeting all of the Trustees did not  
 come, then the major Part of them that did meet should have as full  
 Power to all Purposes as if all the Thirteen had met and agreed, pro-  
 [Loc. & Per.]

Indentures of  
Leafe and  
Release of  
19. and 20  
Feb. 1713.

Divers Elec-  
tions of new  
Trustees.

Indenture of  
Leafe and  
Release of  
1st and 2d  
August 1726,

vided the Rector for the Time being be one of them that do meet, or have seasonable Notice of such Meeting; that where there is no Rule in the said Indenture, or those Presents, or the Schedules above written, the Trustees should have Power to exercise their own Judgement, but not in any Thing contradictory to the Rules prescribed; that no Boy or Girl should be elected into either of the Schools whose Parents should not be poor, and well able to pay for their Learning, and who should not be born and should not then live in the said Parish; and no Boy should be admitted under the Age of Seven Years, nor Girl under the Age of Six Years; and after they had had their Education full Four Years in either of the said Schools they should be dismissed, and others chosen in their Rooms: And whereas by Indentures of Lease and Release, bearing Date respectively the Nineteenth and Twentieth Days of *February* One thousand seven hundred and thirteen, and made between *John Badiley* of the said Parish of *Saint Mary Matfelon* otherwise *Whitechapel*, Surgeon, Grandson and Heir of the said *John Caine* then deceased, who is therein mentioned to have survived the said *Sir William Goulston*, *Matthew Bateman*, *Euclid Speidwell*, *John Ward*, *John Sandford*, *Mordecai Fomanteel*, *Edward Dubber*, *David Sandall*, *Henry Loades*, *Thomas Firmin*, *James Harris*, and *Joshua Sabin*, of the one Part; and *John Stewart* Esquire, *Thomas Walton* Gentleman, *Joseph Blakeley* Draper, *John Parker* Silk Thrower, *Ellis Price* Clothworker, *John Buckland* Mariner, *Alexander Marshall* Cornchandler, *Thomas Taylor* Weaver, *Cornelius Vandeure* Merchant, *Peter Otgar* Gentleman, *Edward Hill* Brewer, *Ambrose Wilson* Gentleman, and *George Turvil* Soap-maker, Parishioners of the said Parish, of the other Part; reciting (among other Things) that the said *Ralph Davenant* and *Mary* his Wife, *Henry Gullifer* and *Sarah* his Wife, had then long since severally and respectively died without Issue, the aforesaid Two undivided Third Parts of the said Messuage or Tenement, Lands, Hereditaments, and Premises, with the Appurtenances, were conveyed and assured by the said *John Badiley* unto and to the Use of the said several Persons Parties thereto, of the Second Part, their Heirs and Assigns for ever, in Trust for the said Charity, upon the same or like Trusts, Intents, and Purposes as are contained in the said therein and herein-before recited Indenture of the Eleventh Day of *June* One thousand six hundred and eighty, and the Schedules thereunto annexed, and Writing subscribed thereto, and which are also herein-before set forth: And whereas divers Elections or Appointments of new Trustees to supply the Places of several of the Trustees named in the last recited Indentures, who afterwards died, or otherwise became disqualified to act in the Execution of the Trusts of the said Charity, were from Time to Time made in the Manner and Form prescribed by the said recited Indenture or Deed of Trust of the Eleventh Day of *June* One thousand six hundred and eighty, and by virtue of such Elections, *John White* Gentleman, *Richard Nicholson* Gentleman, *Francis Preston* Gentleman, *Edward Humphreys* Wheelwright, *Thomas Dyonson* Baker, *John Vaughan* Gunmaker, *Thomas Butler* Cheesemonger, *Stephen Faldo* Weaver, and *John Richards* Distiller, Parishioners of the said Parish of *Saint Mary, Whitechapel*, became joined with the said *Ellis Price*, *John Buckland*, *Edward H.*, and *Ambrose Wilson*, the surviving Trustees of the said Charity, in the Execution of the Trusts aforesaid: And by Indentures of Lease and Release, bearing Date respectively the First and Second Days of *August* One thousand seven hundred and twenty-six, and inrolled in Chancery, the Indenture of Release being made between the said *Ellis Price*,

*Price, Jehn Buckland, Edward Hill, and Ambrose Wilson*, of the one Part; and *Robert Shippen* Doctor in Divinity, Rector of the said Parish, *John Dollinson* Upper Churchwarden of the same Parish, and the said *John White, Richard Nicholson, Francis Preston, Edward Humphreys, Thomas Dyonson, John Vaughan, Thomas Butler, Stephen Faldo, and John Richards*, of the other Part; the aforesaid Two undivided Third Parts of the said Messuage or Tenement, Lands, Hereditaments, and Premises, with the Appurtenances, were conveyed and assured by the said *Ellis Price, John Buckland, Edward Hill, and Ambrose Wilson*, (with the Approbation of the said *Robert Shippen* and *John Dollinson*,) unto the said *John White, Richard Nicholson, Francis Preston, Edward Humphreys, Thomas Dyonson, John Vaughan, Thomas Butler, Stephen Faldo, and John Richards*, their Heirs and Assigns, to the Use of the said conveying Parties, and the last named Parties, (being the said Four surviving Trustees and Nine New Trustees,) their Heirs and Assigns for ever, in Trust for the said Charity, upon the like Trusts, Intents, and Purposes as are contained in the said therein and herein-before recited Indenture of the Eleventh Day of *June* One thousand six hundred and eighty, and the Schedules thereto annexed and Writing subscribed to the said Schedules: And whereas divers other Elections or Appointments of new Trustees to supply the Places of the said *Ellis Price, John Buckland, Ambrose Wilson, Francis Preston, Edward Humphreys, Thomas Dyonson, Thomas Butler, Stephen Faldo, and John Richards*, who also afterwards died or otherwise became disqualified to act in the Execution of the Trusts of the said Charity, were from Time to Time duly made, and by virtue of such last-mentioned Elections, *Thomas Cox* Citizen and Clothworker of London, *William Collier* Gentleman, *Thomas Boone* Tobacconist, *Benjamin Goodwin* Grocer, *Thomas Budgen* Gentleman, *William Fletcher* Vinegar-maker, *Robert Theodorick* Felt-maker, *Thomas Russell* Citizen and Vintner of London, and *Benjamin Shepherd* Citizen and Weaver of London, became joined with the said *Edward Hill, John White, Richard Nicholson, and John Vaughan*, the surviving Trustees of the said Charity, in the Execution of the Trusts aforesaid, and by Indentures of Lease and Release, bearing Date respectively the Thirtieth Day of *September* and the First Day of *October* One thousand seven hundred and thirty-four, the Indenture of Release being made between the said *Edward Hill, John White, Richard Nicholson, and John Vaughan*, of the First Part; the said *Robert Shippen* Rector, and *Isaac Arters* Upper Churchwarden of the said Parish, of the Second Part; and the said *Thomas Cox, William Collier, Thomas Boone, Benjamin Goodwin, Thomas Budgen, William Fletcher, Robert Theodorick, Thomas Russell, and Benjamin Shepherd*, of the Third Part; the aforesaid Two undivided Third Parts of the said Messuage or Tenement, Lands, Hereditaments, and Premises, with their Appurtenances, were conveyed and assured by the said *Edward Hill, John White, Richard Nicholson, and John Vaughan*, (with the Approbation of the said *Robert Shippen* and *Isaac Arters*,) unto the said several Persons Parties thereto, of the Third Part, to the Use of the said conveying Parties, and the said last named Parties (being the said Four surviving Trustees and Nine new Trustees,) their Heirs and Assigns for ever, in Trust for the said Charity, and upon the same or the like Trusts, Intents, and Purposes as in the said therein and herein-before recited Indenture of the Eleventh Day of *July* One thousand six hundred and eighty, and the Schedules and Writing aforesaid are contained: And whereas divers subsequent Elections or Appointments of Trustees have from Time to Time been duly made to supply the Places of the Trustees who

inrolled in  
Chancery.

Divers other  
Elections of  
Trustees.

Divers-subse-  
quent Elec-  
tions of Trus-  
tees.

Claim of  
Daniel Say,  
&c.

Articles of  
Agreement  
between the  
Trustees and  
Daniel Say,  
of the 9th  
Oct. 1809,  
for a Parti-  
tion of the  
Premises.

Death of one  
of the Trustees  
Party to the  
Deed of Parti-  
tion, and  
Election of  
another.

Death of all  
the Trustees  
named in the  
Indenture of  
11th Oct. 1734.

who have died or become disqualified, and by virtue of such Elections, *Luke Flood* Esquire, *Major Robde* Esquire, *Thomas Barnes* Esquire, *Thomas Hodgson* Esquire, *George Clavering* Plumber, *William Davis* Esquire, *John Allen* Brushmaker, *Richard Dames* Esquire, *Matthew Craven* Esquire, *Samuel Leventhorp* Merchant, *William Clarence* Grocer, *Joseph Cuff* Esquire, and *Henry Newton* Esquire, all of the Parish of *Saint Mary Matfelon* otherwise *Whitechapel* aforesaid, were, at the Time of making the Partition herein-after mentioned, the Trustees of the said Charity, but no Conveyance of the legal Estate of the said Two undivided Third Parts of the said Messuage, Lands, Hereditaments, and Premises was made to the said last named Trustees, nor to any former Trustees of the said Charity since the Conveyance made by the said recited Indentures of Lease and Release of the Thirtieth Day of *September* and First Day of *October* One thousand seven hundred and thirty-four: And whereas *Daniel Say* of *Sandon Place Farm* aforesaid, claims to be entitled to the Inheritance in Fee Simple of the remaining undivided Third Part of the said Messuage, Farm, Lands, and Hereditaments herein-before and in the said Schedule hereunto annexed described: And whereas by Articles of Agreement, bearing Date the Ninth Day of *October* in the Year of our Lord One thousand eight hundred and nine, and made between the said *Luke Flood*, *Major Robde*, *Thomas Barnes*, *Thomas Hodgson*, *George Clavering*, *William Davis*, *John Allen*, *Richard Dames*, *Matthew Craven*, *Samuel Leventhorp*, *William Clarence*, *Joseph Cuff*, and *Henry Newton*, of the First Part; the Reverend *Daniel Mathias* Clerk, Master of Arts, Rector of the said Parish of *Saint Mary, Whitechapel*, and *William Sadler* of *Church Lane, Whitechapel*, Carpenter, Upper Churchwarden of the same Parish, of the Second Part; and the said *Daniel Say*, of the Third Part; the said several Parties agreed to make a Partition of the said Messuage, Farm, Lands, and Hereditaments, and they thereby referred it to *Abraham Driver* of *Kent Road* in the County of *Surry*, Surveyor, and *James Chilcott* of *Britannia Row, Islington*, in the County of *Middlesex*, Surveyor, being Surveyors indifferently chosen by the said Trustees, and the said *Daniel Say* respectively, to make such Partition; and the said Surveyors having taken upon themselves the Business of the said Partition, made their Award in Writing under their Hands, bearing Date the Third Day of *January* in the Year One thousand eight hundred and ten, and thereby awarded and allotted the said Messuage, Farm, Lands, and Hereditaments, in the Manner following; namely, to the Trustees of the said Schools they allotted the said Messuage, with the Barns, Stable, Yard, Garden, and Orchard thereunto belonging, and the several Closes, Lands, and Hereditaments specified in the First Division of the Schedule hereunto annexed, amounting in the Whole to Eighty-four Acres, Two Roods, and Twenty-nine Perches; and to the said *Daniel Say* they allotted the several Closes, Lands, and Hereditaments specified in the Second Division of the said Schedule, amounting to Thirty-two Acres and Thirty-six Perches: And whereas since the making of the said Award of Partition the said *George Clavering*, one of the Trustees who were Parties to the said Partition, has departed this Life, and *John Wildman* of *Whitechapel* aforesaid, Plumber, has been duly elected and appointed a Trustee of the said Charity Schools in the Place of the said *George Clavering*: And whereas all the Trustees named in the said recited Indenture of the First Day of *October* One thousand seven hundred and Thirty-four have, as far as the same is capable of being ascertained, been long since dead: And whereas the said *Luke Flood*, *Major Robde*, *Thomas Barnes*,



*Barnes, Thomas Hodgson, William Davis, John Allen, Richard Dames, Matthew Craven, Samuel Leventhorp, William Clarence, Joseph Cuff, Henry Newton, and John Wildman*, the present Trustees of the said Charity Schools; being desirous on their Part of carrying the said Agreement for a Partition into Effect; and being desirous for that Purpose of getting in the legal Estate of the said Two undivided Third Parts belonging to the said Charity in the said Messuage, Lands, and Hereditaments, in order that they might be enabled to join with the said *Daniel Say*, his Heirs or Assigns, in proper Conveyances for completing the said Partition, lately caused Inquiries to be made for the Purpose of ascertaining who was the Survivor of the said Trustees named in the said recited Indenture of the First Day of *October* One thousand seven hundred and thirty-four, and whether such Survivor left any Heir or other real Representative, in whom the legal Estate in the said undivided Third Part of the said Hereditaments may be now vested, and after a careful Search in the Books of the said Charity, and from other Evidence which they have procured, they have every Reason to believe that *Benjamin Goodwin*, one of the Trustees named in the said Indenture of the First Day of *October* One thousand seven hundred and thirty-four, was the Survivor of such Trustees, and although they have ascertained that the said *Benjamin Goodwin* had Relatives who died in his Lifetime, yet after a most diligent Inquiry they have not been enabled to discover an Heir or other real Representative of the said *Benjamin Goodwin*, in whom the legal Estate of the said undivided Two Third Parts of the said Messuage, Lands, and Hereditaments is now vested, and they are apprehensive that such legal Estate may ultimately escheat and become vested in the Crown: And whereas Doubts may be entertained whether the Conveyance made of the said Trust Premises, by the said recited Indenture of the Twentieth Day of *February* One thousand seven hundred and thirteen, was effectual in every respect to pass the said Premises to the several Persons to whose Use such Conveyance was made, and fully and effectually to invest them with all the Rights, Powers, and Privileges of Trustees of the said Charity School, in as much as such Conveyance appears to be made by the Heir of a surviving Trustee, and not by at least Four surviving Trustees, having in them the legal Estate of the said Trust Premises to the Use of themselves and Nine new Trustees, in Manner directed or required by the said recited Indenture, or Deed of Trust, of the Eleventh Day of *June* One thousand six hundred and eighty; and for the same Reason, Doubts might be entertained whether, even if the legal Estate in the said Trust Premises could now be got in by a Grant from the Crown, or other Conveyance thereof, the same would be effectual to invest the Trustees to whom the same should be made with all the Rights, Powers, and Privileges of Trustees of the said Charity Schools; and Doubts may be also entertained whether, by Reason of the Absence of the legal Estate in the said Trust Premises, the Acts of the several Persons who have been from Time to Time appointed Trustees of the said Charity, and have acted as such since the Date of the said Deed of the First Day of *October* One thousand seven hundred and thirty-four, or any other Period, have been strictly legal: And whereas it will be highly conducive to the Interests of the said Charity if the said Partition could be carried into Effect; and to that End it is expedient that the legal Estate in the said Trust Premises be effectually got in, and that the several Doubts aforesaid be removed, and it is reasonable that the Conveyance and Assurance made by the said recited Indenture of the Twentieth Day of *February* One thousand seven hundred and thirteen,

Present Trustees desirous that the Deed of Partition should be carried into Effect.

Doubts as to the Validity of the Conveyance of the Trust Estates, by the Indenture of 20th Feb. 1713.

Benefit to the Charity if the Partition above mentioned shall be substantiated.

The legal  
Estate in the  
charitable  
Trust Estate,  
vested in the  
present  
Trustees.

should be confirmed, and that all the Acts which have been *bonâ fide* and in conformity with the Trusts declared by the said recited Indenture of the Eleventh of *June* One thousand six hundred and eighty, done by the Trustees named in the said Indenture of the Twentieth of *February* One thousand seven hundred and thirteen, and by all other Trustees to whom no Conveyance, or no proper or effectual Conveyance has been made of the said Trust Premises, should be confirmed and rendered legal; but the several Objects aforesaid cannot be accomplished without the Aid and Authority of Parliament: We, therefore, Your Majesty's most loyal and dutiful Subjects, the said *Luke Flood, Major Robde, Thomas Barnes, Thomas Hodgson, William Davis, John Allen, Richard Dames, Matthew Craven, Samuel Leventhorp, William Clarence, Joseph Cuff, Henry Newton, and John Wildman*, 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 the legal Estate of Inheritance in Fee Simple of the Two undivided Third Parts comprized in the said recited Indenture or Deed of Trust of the Eleventh Day of *June* One thousand six hundred and eighty, in the said Messuage, Farm, Lands, and Hereditaments described in the same Indenture, and also specified in the said Schedule hereunto annexed, with their and every of their Appurtenances, whether such legal Estate be now vested in His Majesty, or in any other Person or Persons whomsoever, under or by virtue of the said several Indentures or Deeds of Trust herein-before recited, or any of them, or by Failure or Want of Heirs, or other Real Representatives of any Person or Persons who has or have been Trustee or Trustees of the said Charity Schools, or otherwise, shall immediately after the passing of this Act be and the same is hereby divested out of His Majesty, or other the Person or Persons aforesaid, and shall be and is hereby vested in the said *Luke Flood, Major Robde, Thomas Barnes, Thomas Hodgson, William Davis, John Allen, Richard Dames, Matthew Craven, Samuel Leventhorp, William Clarence, Joseph Cuff, Henry Newton, and John Wildman*, upon the Trusts and for the Intents and Purposes, and with, under, and subject to the several Powers, Provisoos, and Declarations by the said recited Indenture or Deed of Trust of the said Eleventh Day of *June* One thousand six hundred and eighty, expressed and declared concerning the same, and freed and discharged from all Estate or Estates, Right, Title, and Interest whatsoever of His said Majesty, and other the Person or Persons aforesaid; and also that the said Two undivided Third Parts of the said Messuage, Farm, Lands, Hereditaments, and Premises, until the perfecting of the Partition of the said Hereditaments, and after the perfecting of such Partition, then the Entirety of the Hereditaments allotted or to be allotted in lieu of the said undivided Two Third Parts, shall be deemed and taken to be vested and the same is hereby vested in the said *Luke Flood, Major Robde, Thomas Barnes, Thomas Hodgson, William Davis, John Allen, Richard Dames, Matthew Craven, Samuel Leventhorp, William Clarence, Joseph Cuff, Henry Newton, and John Wildman*, the Trustees of the said Charity Schools, their Heirs and Assigns, upon the several Trusts, Intents, and Purposes aforesaid.

Trustees enabled to raise Money for the Expences of the Parti-

II. And be it further enacted, That it shall be lawful for the Trustees of the said Charity Schools for the Time being to raise sufficient Money for paying the Expences which have been incurred and shall be incurred, by or on Behalf of the said Trustees, in or about the said Partition, and

in applying for and passing this Act, and all Costs and Charges incidental thereto, either by making a Mortgage or Mortgages of the said Two undivided Third Parts, or of the Allotment to be taken by them on the perfecting of the said Partition, or by a Charge or Charges on the said undivided Third Parts or Allotment, by Way of Annuity or otherwise, as shall be found convenient; and that it shall also be lawful for the said Trustees in their Discretion to apply any other Funds which they now hold or may hereafter hold in Trust for the said Charity, in or towards Payment of the Costs, Charges, and Expences aforesaid, such Costs, Charges, and Expences having been previously settled and taxed by one of the Masters of the High Court of Chancery, to whom the same shall and may be referred for that Purpose, upon Petition to be preferred to the said Court of Chancery in a summary Way.

tion and of  
this Act.

III. And be it further enacted, and it is hereby declared, That the Conveyance or Assurance made or intended to be made by the said recited Indenture of the Twentieth Day of *February* One thousand seven hundred and thirteen, to the Use of the said Trustees therein named, shall be deemed and taken to have been a good and effectual Conveyance or Assurance to vest the legal Estate of the said Two undivided Third Parts of the said Hereditaments in the last-mentioned Trustees, and to vest in them with all the Rights, Powers, and Privileges of Trustees of the said Charity Schools, notwithstanding the same does not appear to have been made by Four surviving Trustees of the said Charity, as required by the said recited Indenture or Deed of Trust of the said Eleventh Day of *June* One thousand six hundred and eighty, and notwithstanding any Defect or Want of sufficient Form in the said Conveyance or Assurance; and that as well all Acts done *bona fide* and in Conformity with the Trusts declared by the said recited Indenture of the Eleventh Day of *June* One thousand six hundred and eighty, by the respective Trustees named in the said Indenture of the Twentieth Day of *February* One thousand seven hundred and thirteen, and in the subsequent Indentures, in whom the legal Estate of the said Trust Premises was vested or intended to be vested by the said Indentures respectively, as all Acts which have been done *bona fide* and in Conformity with the aforesaid Trusts, by the several Persons who since the Date and Execution of the said recited Indenture of the First Day of *October* One thousand seven hundred and thirty-four, have been appointed Trustees of the said Charity Schools, and have acted as such, but to whom no Conveyance of the said legal Estate of the Trust Premises has been made, shall be deemed and taken to be good and valid Acts, and the same are hereby declared to be good and valid Acts to all Intents and Purposes whatsoever, in the same Manner as if the Conveyance or Assurance made or intended to be made by the said Indenture of the Twentieth Day of *February* One thousand seven hundred and thirteen, had been regularly and effectually made in Manner required by the said Indenture or Deed of Trust of the Eleventh Day of *June* One thousand six hundred and eighty, and as if the legal Estate in the said Premises had been regularly and effectually vested in the several Persons who have been appointed, and have acted as Trustees of the said Charity Schools since the said Indenture of the First Day of *October* One thousand seven hundred and thirty-four, and are now acting as Trustees thereof.

Declaring  
that the Con-  
veyance made  
by the Inden-  
ture of 20th  
Oct. 1713  
be deemed  
valid.

IV. And be it further enacted, That the several Directions given by the said recited Indenture or Deed of Trust of the Eleventh Day of *June* One thousand six hundred and eighty, respecting the Election and Re-  
moval

The Direc-  
tions of the  
Deed of

Trust, of 11  
June 1680, to  
be hereafter  
observed.

removal of Trustees, and all other Directions thereby given for the Regulation and Management of the said Charity, shall at all Times hereafter be observed and conformed to according to the true Intent and Meaning of the said Deed of Trust; and all Rights, Powers, Authorities, and Privileges whatsoever, which by the said Deed of Trust are given to or vested in any Person or Persons whomsoever, shall be held and enjoyed by them respectively in the same Manner as they might have held and enjoyed the same in case this Act had not been passed: Provided nevertheless, that upon the Election or Removal from Time to Time of any Trustee of the said Charity Schools, a Memorandum thereof shall be entered in a Book to be kept by the Secretary or Clerk of the Trustees of the said Charity Schools for the Time being for that Purpose, and shall be signed by the Persons concerned in making each such Election or Removal as aforesaid.

Evidence  
Clause.

V. And be it further enacted, That this present 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.

The SCHEDULE referred to by this Act.

FIRST DIVISION:		A.	R.	P.
Number				
1.—	House, Barns, Stable, Yard, Garden, and Orchard	3	0	21
2.—	Little Field	2	2	34
3.—	Orchard Field	10	3	23
8.—	Park Field	27	2	1
9.—	Mill Hill Field	13	2	37
10.—	Lady Well Mead	1	2	39
11.—	Lady Well Grove	1	0	3
12.—	Lady Well Meadow	2	0	0
13.—	Horse Croft	12	0	37
14.—	Hares Hop	5	2	18
15.—	Nut Beam	3	1	38
16.—	Hundred Acres	0	2	18
	Acres	84	2	29
SECOND DIVISION:				
4.—	Four Acres	5	1	38
5.—	The Leys	13	0	31
6.—	Sandford Mead	7	1	1
7.—	Six Acres	6	1	6
	Acres	32	0	36

This Schedule was compared by me with the original Award, and is a true Copy of the Schedule contained therein.

*Robert Henderson.*