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# GULIELMI IV. REGIS.

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## *Cap. xxx.*

An Act for making the Hamlets of *Newbold* and *Armscott* a separate Parish from the Parish of *Tredington* in the County and Diocese of *Worcester*; and for building a Church and providing a Churchyard and Parsonage House at *Newbold*.

[6th May 1833.]

**W**HEREAS the Parish of *Tredington* in the County of *Worcester* is a very extensive Parish, consisting of divers Townships, Villages, and Hamlets (of which the Hamlets of *Newbold* and *Armscott* are Parts), in which Parish of *Tredington* there are Two Rectors, but only One Parsonage House, and One Church and Churchyard, situate at a very inconvenient Distance from the said Hamlets of *Newbold* and *Armscott*: And whereas it would tend greatly to the Convenience and Comfort of the Inhabitants of *Newbold* and *Armscott*, and would extend the Benefit and Influence of Religious Worship, if the said Hamlets of *Newbold* and *Armscott* were for ever separated from the said Parish of *Tredington*, and made a distinct Parish, and if a new Church, Churchyard, and Parsonage House, with suitable Buildings, were built and provided at *Newbold* aforesaid: And whereas the Principal, Fellows, and Scholars of *Jesus College* of the Foundation of Queen *Elizabeth* at *Oxford* are the Patrons of the Rectory of *Tredington* aforesaid, and are willing and desirous to build a new Church at *Newbold* aforesaid, and also to provide a Churchyard and Parsonage House, and suitable Build-

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The Hamlets of Newbold and Armscott separated from the Parish of Tredington, and made a distinct Parish and Rectory.

ings thereto, at their own Costs and Charges, and are also desirous that the Hamlets of *Newbold* and *Armscott* aforesaid shall be and form a Parish of themselves, distinct and separate from the Parish of *Tredington*, to which the Right Reverend Father in God *Robert James* Lord Bishop of *Worcester*, who is Ordinary of the Diocese wherein the said Rectory of *Tredington* is situate, hath consented and agreed; but the several beneficial Purposes aforesaid cannot be effected without the Aid and 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 Hamlets of *Newbold* and *Armscott*, according to the known Limits and Boundaries thereof, shall, from and after the Death, Cession, or Resignation of the Reverend *William Hurdman Jane* Doctor in Divinity, and the Reverend *Thomas Hopkins* Bachelor in Divinity, the present Incumbents of the Rectory and Parish Church of *Tredington* aforesaid, be severed and divided from the said Parish of *Tredington*, and be exempted and discharged from all Dependence thereon, and shall for ever thereafter for all Ecclesiastical Purposes whatsoever remain and continue and form and be a separate and distinct Parish of itself, and be called by the Name of the Parish and Rectory of *Newbold-upon-Stour*; and that all the Glebe Lands which are situate within, and all the Tithes, Dues, Profits, and Emoluments whatsoever which shall from Time to Time arise, accrue, or become due and payable from or out of the said Hamlets of *Newbold* and *Armscott* aforesaid, and from or out of certain Messuages, Mills, Farms, Lands, and Hereditaments called *Talton*, within the said Hamlet of *Newbold*, and do of right belong to the Rectory of *Tredington*, shall from and after the several Deceases of the said *William Hurdman Jane* and *Thomas Hopkins* belong to and be received by the Rector of *Newbold-upon-Stour* and his Successors for ever; and that from and after the several Deceases of the said *William Hurdman Jane* and *Thomas Hopkins* the said Parish of *Tredington*, together with the Hamlets and Tithings thereto belonging (other than and except the Hamlets of *Newbold* and *Armscott*), shall remain severed and divided from the said Hamlets of *Newbold* and *Armscott*, and be exempted and discharged from all Communication therewith, and shall for all Ecclesiastical Purposes whatsoever be and continue a separate and distinct Parish of itself; and all the Houses and Glebe Lands situate within, and all the Tithes, Dues, Profits, and Emoluments whatsoever arising, growing, and renewing within, the said Parish of *Tredington*, and the Hamlets, Tithings, Farms, and Precinct. of the said Parish of *Tredington* (other than and except the said Hamlets of *Newbold* and *Armscott*), shall belong to and be received by the Rector of *Tredington* and his Successors for ever.

Until the Death, &c. of the Survivor of Incumbents, the Duties of the Parish of Newbold, to be performed by the Rectors of Tredington.

II. And be it further enacted, That until the Death, Cession, or Resignation of the Survivor of them the said *William Hurdman Jane* and *Thomas Hopkins*, the Ecclesiastical Duties of the said Parish of *Newbold* shall be performed by the Rectors of *Tredington*; and all and every the Messuages, Glebe Lands, Tithes, Dues, Profits, and Emoluments of the said Rectory of *Tredington* shall be had, held, and occupied by the Incumbents thereof, in such and the same Manner as they are now received and taken, held and enjoyed by the said *William Hurdman Jane* and *Thomas Hopkins*, any thing in this Act contained to the contrary thereof notwithstanding.

III. And

III. And be it further enacted, That from and after the Decease, Cession, or Resignation of the Survivor of them the said *William Hurdman Jane* and *Thomas Hopkins*, the Rector of the said Parish and Parish Church of *Newbold-upon-Stour*, and his Successors, shall for ever thereafter, by force and virtue of this Act, have, hold, receive, perceive, take, and enjoy all such Houses, Lands, Tenements, Hereditaments, Tithes, Rents, Oblations, Obventions, Mortuaries, *Easter* and other Dues, and all Parochial Rights, Profits, and Privileges whatsoever within the Precincts of the said Parish of *Newbold-upon-Stour* which the Rectors for the Time being should or might have held, received, taken, or enjoyed, in right of the Rectory of the said Parish and Parish Church of *Tredington*, in case this Act had not been passed; and the Rector for the Time being of the said Parish and Parish Church of *Newbold-upon-Stour* shall have the same Remedies to recover all Tithes, and other Parochial Rights, Profits, and Privileges whatsoever, within the said Parish of *Newbold-upon-Stour*, which the Rectors for the Time being of the said Parish of *Tredington* could or might have had, held, used, perceived, taken, or enjoyed, in right of the Rectory and Parish Church of *Tredington* aforesaid, in case this Act had not been passed.

The Glebe, Tithes, &c. of Newbold and Armscott vested in the Rector of Newbold-upon-Stour.

IV. And be it further enacted, That all the Public and General Laws and Statutes of this Realm now in being concerning Rectories, Vicarages, Parishes, Parish Churches, Rectors, Vicars, Parochial Clergy, and Parochial Officers shall be in full Force and have Effect and Operation in all respects in regard to the said new Rectory, Parish, and Parish Church of *Newbold-upon-Stour*, in like Manner as if the same had been at all Times a separate and distinct Rectory, Parish, and Parish Church, and the same shall be subject to the same Jurisdiction, Visitation, and Controul as the said Parish of *Tredington* is now subject to.

The Rectory and Parish of Newbold-upon-Stour to be subject to all existing Laws.

V. And be it further enacted, That all and every the Directions, Enactments, Powers, and Provisions whatsoever in any Act or Acts of Parliament now in force for the promoting the building of additional Churches shall in all respects apply to the said Parish of *Newbold-upon-Stour*, and shall be used and applied for the Purpose of carrying this Act into execution, as fully and effectually to all Intents and Purposes, as if the same Acts, and the several Directions, Enactments, Powers, and Provisoes therein contained had been repeated and re-enacted in and by this Act, except only so far as the same are altered and varied by this Act, or are inconsistent with the Powers, Provisoes, Authorities, and Directions herein contained.

Powers of Acts for building new Churches extended to this Act.

VI. And be it further enacted, That it shall and may be lawful for the said Principal, Fellows, and Scholars for the Time being, and their Successors, and they are hereby authorized and empowered, as soon as conveniently may be after the passing of this Act, at their own sole Costs and Charges, to erect and build, at *Newbold-upon-Stour* aforesaid, a Church, and such Offices and Conveniences to the same, of such Size, Dimensions, and Materials, and according to such Plan and Specification, and in such Manner, as they the said Principal, Fellows, and Scholars for the Time being, by and with the Approbation of the Bishop of *Worcester* for the Time being, shall approve, and to take and appropriate a sufficient Quantity of Ground, not exceeding Two Acres, for the Site thereof, and for the

The Principal, &c. of Jesus College to build a Church at Newbold-upon-Stour, and to take Land for the Site thereof, and for a Church-yard.

the Purpose of a Churchyard or Burying Ground, and to make Sewers and Drains therein, and erect Walls, Railings, and Fences round the same, and also to cause proper and convenient Roads, Avenues, and Approaches to be made to the said Church and Churchyard or Burying Ground, and to erect and set up in the said Church such Pews, Seats, Sitings, Benches, Forms, Galleries, Clocks, Bells, Ornaments, and other Conveniences, and to purchase and procure for the same Communion Plate and such other Things necessary and proper for the Celebration of Divine Service according to the Rites of the United Church of *England* and *Ireland* as by Law established.

Site of new Church and Parsonage House vested in the Rector.

VII. And be it further enacted, That from and after the Consecration of the said intended new Church at *Newbold-upon-Stour* the Site of the said intended new Church, and also the said intended new Church, and Churchyard or Burying Ground belonging thereto, and also the Parsonage House and Appurtenances thereto belonging, to be erected or purchased by and at the sole Costs and Charges of the said Principal, Fellows, and Scholars, shall be vested in the Rector of the said Parish of *Newbold-upon-Stour* for the Time being, and his Successors for ever, to the Intent and Purpose that such Church, with the Churchyard or Burying Ground to the same, and other the Premises, shall, when consecrated, for ever thereafter be set apart and dedicated to the Service of Almighty God as a Place of Divine Worship according to the Liturgy and Usage of the United Church of *England* and *Ireland* as by Law established, and be subject to the Bishop of the Diocese, in such and the same Manner as the said Parish of *Tredington* is now subject or liable.

New Church, when completed, to be consecrated;

VIII. And be it further enacted, That such new Church, when the same shall be completed and fit for Divine Worship, and every Minister officiating therein for the Time being, shall be subject in all respects to the ordinary Ecclesiastical Jurisdiction by Law established; and it shall and may be lawful for the Lord Bishop of *Worcester* for the Time being, and he is hereby authorized and empowered, to consecrate the said Church and Churchyard or Burying Ground, and Divine Service shall from Time to Time for ever after be performed therein according to the Rites and Ceremonies of the United Church of *England* and *Ireland* as by Law established.

and called the Parish Church of St. David, *Newbold-upon-Stour*.

IX. And be it further enacted, That such new Church, when the same shall have been built, completed, and consecrated, shall from thenceforth for ever be called and known by the Name of and shall to all Intents and Purposes be the Parish Church of *Saint David, Newbold-upon-Stour* in the County of *Worcester*, and Divine Service, Solemnization of Matrimony, Burial of the Dead, and all other Matters and Things whatsoever which now or of right have been used to be celebrated, solemnized, administered, had, done, or performed in the Parish Church of *Tredington* and in the Churchyard thereof, for and in respect of the said Hamlets of *Newbold* and *Armscott* and the Inhabitants thereof, shall and may from and immediately after the Consecration of the said new Church and Churchyard or Burying Ground be in like Manner celebrated, solemnized, administered, had, done, and performed in the said new Church and Churchyard or Burying Ground, any Law, Statute, Usage, or Custom to the contrary notwithstanding: Provided nevertheless,

nevertheless, that it shall and may be lawful to and for all or any of the Parishioners now living of the Hamlets of *Newbold* and *Armescott*, if they or any of them shall so desire, to be buried in the Churchyard of *Tredington*, without being subject or liable to any other Fee or Fees than they would have been liable or subject to had not this Act been made and passed.

Parishioners of *Newbold* and *Armescott* may be buried in the Churchyard of *Tredington*.

X. And be it further enacted, That the Incumbent of the said Parish of *Newbold-upon-Stour* for the Time being shall read or cause to be read on every *Sunday* in the said Church, and also on *Christmas Day* and *Good Friday*, the Morning and Evening Prayers, and preach or cause to be preached at least One Sermon in the Morning or Evening, and shall administer or cause to be administered on all Days appointed by the Ritual of the Church of *England* the Sacrament of the Lord's Supper.

Sunday and other Duties of the Incumbent.

XI. And be it further enacted, That the Minister for the Time being of the said Parish of *Newbold-upon-Stour* shall and he is hereby required, whenever requested, in addition to the Performance of the Duties hereinbefore specified, to visit the Sick in the said Parish of *Newbold-upon-Stour*, and administer Private Baptism, when duly required, and perform the several Offices prescribed and to be performed upon the Visitation of the Sick, in the said Parish, according to the Laws and Canons of the United Church of *England* and *Ireland*.

Minister to visit the Sick, and administer Private Baptism.

XII. And be it further enacted, That Two fit and proper Persons shall be appointed to act as Churchwardens for the said Parish of *Newbold-upon-Stour* at the usual Period of appointing Parish Officers in every Year, and shall be chosen, one by the Incumbent of the Church for the Time being, and the other by the Inhabitant Householders legally entitled to vote in the Election of Churchwardens, residing in the said Parish of *Newbold-upon-Stour*; and the Two Persons, when so elected Churchwardens, shall appear and be admitted and sworn according to Law, and shall do, perform, and execute all lawful Acts, Matters, and Things necessary and requisite for and concerning the Repairs, Management, good Order, and Decency of Behaviour to be kept and observed in the said Church by the Congregation thereof; and the Persons so to be appointed or chosen Churchwardens shall continue in the said Office until others shall be chosen in like Manner in their Stead.

Appointment of Churchwardens.

XIII. And be it further enacted, That the said Parish of *Newbold-upon-Stour* shall, for and during the full Term of Ten Years, to be computed from the Day upon which the said intended new Church shall be consecrated, remain and be subject to the Repair of the said Parish Church of *Tredington*, and be deemed Part of the said Parish of *Tredington* for all Purposes of such Repairs, and the making and levying of Rates for that Purpose, and from and after the Expiration of such Ten Years the said Parish Church of *Tredington* shall be repaired by and at the sole Costs and Charges of the said Parish of *Tredington* and the Inhabitants thereof, and each of such Parishes shall for ever thereafter be subject to and charged and chargeable with the Repairs of its own respective Church, and separate and distinct Rates for that Purpose shall be duly made, raised, levied, collected, and applied therein respectively.

*Newbold-upon-Stour* to remain subject to the Repairs of the Church of *Tredington* for Ten Years, and then each Parish to repair its own Church.

Providing for  
the Repairs  
of the new  
Church.

XIV. And be it further enacted, That the said Church hereby authorized to be erected within the said Parish of *Newbold-upon-Stour* shall, from and after the Erection and Completion thereof according to the true Intent and Meaning of this Act, be from Time to Time maintained and repaired by and at the sole Costs and Charges of the Inhabitants of the said Parish of *Newbold-upon-Stour*; and all and every the Sums and Sum of Money requisite for such Repairs shall be raised, levied, and applied by the like Ways and Means in all respects whatsoever, and in the same Manner and under the same Regulations (*mutatis mutandis*), as the Sums of Money requisite for the Repairs of the Church of the said Parish of *Tredington* have heretofore been raised, levied, and applied.

Seats or Pews  
to be pro-  
vided for the  
Minister, the  
Inhabitants  
and the Poor.

XV. And be it further enacted, That before the Consecration of the said new Church a Seat or Pew sufficient to hold Eight Persons at least shall be set apart in the Body of the said Church, and contiguous or near to the Pulpit, for the Use of the Minister of the said Church for the Time being and his Family, and another Seat or Pew in some other convenient Part of the said Church, capable of containing not less than Four Persons, shall also in like Manner be set apart for the Use of the Minister's Servants; and that all the other Seats and Pews to be made and erected in the said new Church shall be respectively appropriated by the Minister and Churchwardens for the Time being of the said Parish of *Newbold-upon-Stour* to and for the Use of the Inhabitant Householders and resident Poor of the Parish of *Newbold-upon-Stour* aforesaid for ever, upon or in respect of which Pews and Seats no Rent or Assessment whatsoever shall at any Time be charged or imposed.

The Princip-  
al, Fellows,  
and Scholars  
empowered  
to purchase  
Houses,  
Lands, &c.

XVI. And whereas, in order to enable the said Principal, Fellows, and Scholars for the Time being to erect and build such Church, and provide and find a Churchyard with convenient Avenues and Approaches to the same, it will be necessary to purchase, take, and use sufficient Land at *Newbold-upon-Stour* aforesaid for that Purpose, and also to purchase any House or Houses, Buildings, Lands, Hereditaments, and Premises for or to be converted into a Parsonage House, or to erect and build a new House, with suitable and convenient Outbuildings and Offices thereto; be it therefore further enacted, That it shall and may be lawful for the said Principal, Fellows, and Scholars, and their Successors, for the Time being, to contract and agree with any Person or Persons willing to sell the same, for any House or Houses, Buildings, Lands, Hereditaments, and Premises, or any Part or Parts of any House or Building, or any entire Piece of Land or Premises, situate at *Newbold-upon-Stour* aforesaid.

Incapacita-  
ted Persons  
empowered to  
sell Houses,  
Lands, &c.

XVII. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees, and Feoffees in Trust for charitable or other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, Wards, whether Infants, Issue unborn, Lunatics, Idiots, or Femes Covert, who are or shall be seised or possessed of or interested in their own Right, or entitled to Dower or any other

Interest therein, and to and for all and every other Persons and Person whomsoever, who are, is, or shall be seised or possessed of or interested in any Houses, Buildings, Lands, Tenements, or Hereditaments which or Part of which shall be thought by the said Principal, Fellows, and Scholars for the Time being proper to be purchased for the Purposes of this Act, to contract for, sell, and convey, or if Copyhold to enfranchise, the same, and every or any Part thereof, to the said Principal, Fellows, and Scholars, and their Successors; and all Contracts, Agreements, Bargains, Sales, Conveyances and Assurances, Acts and Deeds which shall be made by such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Trustee or Trustees, or other Person or Persons as aforesaid, shall be valid and effectual in the Law to all Intents and Purposes whatsoever, any Law, Statute, or Custom to the contrary notwithstanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Persons whomsoever, so contracting or conveying as aforesaid, are hereby indemnified for and in respect of any such Sale or Sales which he, she, or they, or any of them, shall respectively make by virtue or in pursuance of this Act.

XVIII. And be it further enacted, That all Conveyances and Assurances which shall be made of any Lands, Tenements, or Hereditaments to the said Principal, Fellows, and Scholars for the Time being, and their Successors, or any other Person or Persons, for the Purposes of this Act, shall be made according to the Form following, or as near thereto as the Circumstances of the Case will admit; *videlicet*,

Form of  
Conveyance.

‘ I [or We] of in con-  
 ‘ sideration of the Sum of to me [or us]  
 ‘ paid, do hereby grant and release to the Principal, Fellows, and Scholars  
 ‘ of *Jesus College of the Foundation of Queen Elizabeth in Oxford*, all  
 ‘ [*describing the Premises to be conveyed*], and all my [or our] Right,  
 ‘ Title, and Interest to and in the same and every Part thereof, to hold  
 ‘ to the said Principal, Fellows, and Scholars, and their Successors for ever,  
 ‘ by virtue and according to the true Intent and Meaning of an Act  
 ‘ passed in the Third Year of the Reign of King *William* the Fourth,  
 ‘ intituled [*here set forth the Title of this Act*]. In witness whereof I [or  
 ‘ we] have hereunto set my [or our] Hand [or Hands] and Seal [or Seals]  
 ‘ the Day of in the Year of our  
 ‘ Lord One thousand eight hundred and .’

And all such Conveyances and Assurances shall be valid and effectual in the Law to all Intents and Purposes, and shall be a complete Bar to all Estates Tail, and other Estates, Rights, Titles, Trusts, and Interests and Incumbrances whatsoever.

XIX. And be it further enacted, That it shall and may be lawful to and for the said Principal, Fellows, and Scholars for the Time being to take any Part of the Common or Waste Ground in the said Parish of *Newbold-upon-Stour* for the Purposes of this Act, not exceeding in the whole Two Acres, and that in such Case the Conveyance thereof by the Lord of the Manor wherein the same shall be situate shall be a good and sufficient Conveyance for the Purpose of vesting the Fee Simple and Inheritance thereof under this Act as fully and effectually as if every Person having Right of Common upon such Common or Waste Ground had

Power to  
take Part of  
the Common  
in Newbold  
not exceed-  
ing Two  
Acres.

had joined in and executed such Conveyance; and thereupon it shall and may be lawful to and for the said Principal, Fellows, and Scholars for the Time being to inclose that Part of the Common or Waste Ground comprised in such Conveyance in such Manner as they may think proper, without making any Satisfaction or Compensation whatsoever to any Person or Persons having Right of Common thereon.

Application  
of Com-  
pensation  
Money if  
amounting  
to 200*l*.

1 G. 4. c. 35.

XX. And be it further enacted, That if any Money shall be agreed to be paid for the Purchase of any Lands, Tenements, or Hereditaments to be used for the Purposes of this Act, which shall belong to any Body Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporation Aggregate or Sole, Tenant for Life or in Tail, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or to any Person or Persons whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there *ex parte* the Principal, Fellows, and Scholars of *Jesus College* of the Foundation of *Queen Elizabeth* in *Oxford*, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; and shall, when so paid in, there remain until the the same shall, by Order of the said Court made upon a Petition to be preferred to the said Court in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, be applied either in the Purchase or Redemption of the Land Tax, or in or towards the Discharge of any Debt or Debts, or other Incumbrances, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith to the same or like Uses, Trusts, Intents, or Purposes, as the said Court of Exchequer shall authorize to be purchased or paid, or such Part thereof as shall be necessary; or until the same shall, upon the like Application, be laid out in a summary Way, by Order of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed, limited, and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined or capable of taking effect; and in the meantime, and until such Order can be made, the said Money may, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities, or in Government or Real Securities; and in the meantime, and until the said Bank Annuities or Government or Real Securities shall be ordered by the said Court to be sold the Purposes aforesaid, the Dividends or Interest and annual Produce

Produce of the said Consolidated or Reduced Bank Annuities, or Government or Real Securities, shall from Time to Time be paid, by the Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of such Lands, Tenements, or Hereditaments so to be purchased, conveyed, and settled, in case such Purchase or Settlement were made.

XXI. Provided always, and be it further enacted, That if any Money so agreed to be paid for any Lands, Tenements, or Hereditaments to be purchased, taken, and used for the Purposes of this Act, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or amount to the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiotcy, Lunacy, or other Incapacity, with the Approbation of the said Principal, Fellows, and Scholars for the Time being, testified in Writing under their Common Seal, be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the Court of Exchequer, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same may be paid, at the like Option and with the like Approbation, to Two Trustees, to be nominated by the Person or Persons who for the Time being would be entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so to be purchased and settled, such Nomination to be approved of by the said Principal, Fellows, and Scholars for the Time being, and such Nomination and Approbation to be signified in Writing under the Hands and the Common Seal of the nominating and approving Parties; and the Money so paid to such Two Trustees, and the Dividends and Produce arising thereon and therefrom, shall be by them applied in like Manner as is herein-before directed with respect to the Money so to be paid into the Bank of *England* in the Name of the Accountant General of the Court of Exchequer, but without obtaining or being required to obtain any Order of the said Court touching the Application thereof.

XXII. Provided also, and be it further enacted, That where such Money so agreed to be paid as last herein-before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be paid to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, for his, her, or their own Use and Benefit; or in case of Infancy, Idiotcy, Lunacy, or other Incapacity, then such Money shall be paid to his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, to and for the Use and Benefit of such Person or Persons respectively entitled thereto.

XXIII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be agreed to be paid for the Purchase of any Lands, Tenements, or Hereditaments so to be purchased, taken, or used under or by virtue of the Powers of this Act, shall refuse to found.

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to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Principal, Fellows, and Scholars, then and in every such Case it shall be lawful to and for the said Principal, Fellows, and Scholars to order the said Sum and Sums of Money to be paid into the Bank of *England* in the Name and with the Privy of the Accountant General of the said Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court; which said Court, on the Application of any Person making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding, or otherwise, as to the said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title, or Interest of the Person or Persons making claim thereto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying therein for what and for whose Use the same is or are received, to such Person or Persons as shall pay any Sum or Sums of Money into the Bank of *England* as aforesaid.

Persons in possession to be deemed presumptively entitled.

XXIV. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privy of the Accountant General of the said Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, Title, or Interest in any Lands, Tenements, or Hereditaments, to be purchased in pursuance of this Act for the Purposes aforesaid, or to any Bank Annuities or Government or Real Securities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities or Government or Real Securities, the Person or Persons who shall have been in possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court; and the Dividends or Interest of the Bank Annuities or Government or Real Securities to be purchased with such Money, and also the Capital of such Bank Annuities or Government or Real Securities, shall be applied and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court may order reasonable Expences of Purchases in certain Cases to be paid.

XXV. Provided also, and be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands, Tenements, or Hereditaments to be purchased, taken, or used under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of *England*, or to be applied in the Purchase of other Lands, Tenements, or Hereditaments

taments to be settled to the like Uses in pursuance of this Act, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Principal, Fellows, and Scholars out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

XXVI. And whereas the Rectory of *Tredington* is charged with the annual Payment of Thirty Pounds to the Rector of *Shipston-upon-Stour* in the County of *Worcester*, payable half-yearly, without any Deduction in respect of any Taxes whatsoever, upon *All Saints Day* and *May Day* in every Year; be it further enacted, That from and after the Decease, Cession, or Resignation of the Survivor of them the said *William Hurdman Jane* and *Thomas Hopkins*, the said annual Payment of Thirty Pounds shall in like Manner be continued to be paid by the Rector of *Tredington*, from and out of his Rectory, to the Rector of *Shipston-upon-Stour* and his Successors, by like equal half-yearly Payments on *All Saints Day* and *May Day*, without any Deduction in respect of Taxes whatsoever, and that the said Rectory of *Newbold-upon-Stour* shall thenceforth be freed and wholly indemnified from the Payment thereof and from all Contribution thereto.

An annual Payment of 30*l.* to be paid by the Rector of *Tredington* to the Rector of *Shipston-upon-Stour*.

XXVII. And whereas the said Rectory of *Tredington* is a Peculiar, and the Rectors thereof have Time out of Mind kept their Courts there; be it further enacted, That the same Peculiar Jurisdiction which is now lodged or vested in the said Rectors of *Tredington* shall, from and after the Decease, Cession, or Resignation of the Survivor of them the said *William Hurdman Jane* and *Thomas Hopkins*, be vested and is hereby vested in the Rector of *Tredington* aforesaid for the Time being, and his Successors for ever, any thing in this Act contained to the contrary notwithstanding.

The Peculiar Jurisdiction of *Tredington* to vest in the Rector of *Tredington*.

XXVIII. And be it further enacted, That from and after the Decease, Cession, or Resignation of the Survivor of them the said *William Hurdman Jane* and *Thomas Hopkins*, the First Fruits, Tenths, Procurations, and Synodals which have been accustomed to be paid by the said Rectors of *Tredington* shall be divided and paid in equal Moieties by the Rectors of *Tredington* and the Rectors of *Newbold-upon-Stour* aforesaid, and their respective Successors for ever.

The First Fruits, &c. to be paid by the Rectors of *Tredington* and *Newbold-upon-Stour*.

XXIX. And whereas it is necessary and expedient to provide for the next and future Presentations to the said Rectories of *Tredington* and *Newbold-upon-Stour*, as constituted by this Act, upon the Death, Cession, or Resignation of either of them the said *William Hurdman Jane* and *Thomas Hopkins*, and all future Incumbents thereof respectively; be it therefore enacted, That from and after the Death, Cession, or Resignation of either of them the said *William Hurdman Jane* and *Thomas Hopkins*, it shall and may be lawful to and for the said Principal, Fellows, and Scholars of *Jesus College*, and their Successors, for the Time being, as Patrons of the said Rectories, to present to the Lord Bishop of *Worcester* for the Time being a fit and proper Person (being a Fellow of the said College) to be instituted to the said Rectory of *Tredington*,

As to future Presentations.

*Tredington*, which Person so to be presented shall and may, from and after the Death of the longer Liver of them the said *William Hurdman Jane* and *Thomas Hopkins*, at his Option, to be signified in Writing under his Hand, and to be delivered to the said Principal, Fellows, and Scholars, previous to the Time of his Presentation, have and take either of the said Rectories of *Tredington* or *Newbold-upon-Stour*; and from and after the Death, Cession, or Resignation of the longer Liver of them the said *William Hurdman Jane* and *Thomas Hopkins*, it shall be lawful for the said Principal, Fellows, and Scholars, and their Successors, as Patrons as aforesaid, to present to the said Lord Bishop for the Time being, in like Manner, a fit and proper Person (being a Fellow of the said College) to be instituted to the other of the said Rectories as constituted by this Act, and so from Time to Time in like Manner to present fit and proper Persons (being Fellows of the said College) to the said Rectories respectively, when and as any Avoidance shall happen; and the said Lord Bishop of *Worcester* and his Successors is and are hereby authorized and empowered to institute and cause to be canonically inducted the said several Persons so to be presented as aforesaid to the said several and respective Rectories of *Tredington* and *Newbold-upon-Stour*: Provided nevertheless, that nothing herein contained shall extend or be construed to extend to deprive the Lord Bishop of *Worcester* and his Successors of his and their Right and Authority to inquire into the Fitness of such Person or Persons to be so from Time to Time presented for Institution and Induction to the said several and respective Rectories of *Tredington* and *Newbold-upon-Stour*: Provided also, that in case the said Principal, Fellows, and Scholars, or the Patrons for the Time being of the said Rectories, shall at any Time or Times neglect to present to either of such Rectories when vacant within the Time limited by Law, then and in every such Case the Lord Bishop of *Worcester* for the Time being, or in case of his Neglect to present within the Time limited by Law, then the King's most Excellent Majesty, may present to either of such Rectories the Presentation to which shall have lapsed, in the same Manner as the said Lord Bishop for the Time being, or His said Majesty, might respectively in such Case have presented to the said Rectory of *Tredington* in case this Act had not been passed.

Talton to be deemed Part of the Parish and Rectory of *Newbold-upon-Stour*.

XXX. And whereas Doubts may arise as to the local Situation of certain Messuages, Lands, Mills, and Hereditaments called *Talton*, within and Parcel of the Rectory of *Tredington* aforesaid; for the quieting whereof be it further enacted, That all and every the Messuages, Mills, Lands, Tenements, and Hereditaments so called and known by the Name of *Talton* shall for ever hereafter, for the Purposes of this Act, be deemed to be Part and Parcel of the said Parish and Rectory of *Newbold-upon-Stour*, any Law, Custom, or Usage to the contrary notwithstanding.

Public Act.

XXXI. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

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