



ANNO PRIMO

VICTORIÆ REGINÆ.

Cap. 38.

An Act to enable the Court of Chancery in *Ireland* to appoint other Persons to act under the Family Settlement of the Marquis of *Donegall* and Earl of *Belfast*, bearing Date the Twenty-eighth of *October* One thousand eight hundred and twenty-two, in the Place of *Thomas Ball* and *Thomas Ellis* deceased. [15th July 1837.]

WHEREAS by Indenture of Settlement bearing Date the Twenty-eighth Day of *October* One thousand eight hundred and twenty-two, and made between the Most Honourable *George Augustus* Marquis of *Donegall* of the First Part, the Right Honourable *George Hamilton Chichester* commonly called Earl of *Belfast* of the Second Part, *John M'Cance* and *John Agnew* Esquires of the Third Part, the Reverend *Arthur Chichester Macartney* Clerk and *James Watson* Esquire of the Fourth Part, *Thomas Verner* and *Andrew Alexander* Esquires of the Fifth Part, the Right Honourable Lord Baron *Dufferin* and Sir *Stephen May* of the Sixth Part, and the Most Honourable *John Loftus Loftus* Marquis of *Ely* and *Charles Henry Tottenham* Esquire of the Seventh Part, certain Castles, Manors, Baronies, Towns, Lands, Advowsons, Tithes, Tenements, Royalties, and Hereditaments in *Ireland* were limited and appointed
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Indenture of Settlement of 28th October 1822.

by the said *George Augustus* Marquis of *Donegall* and *George Hamilton Chichester* Earl of *Belfast* to the several Uses, upon the several Trusts, and to and for the several Ends, Intents, and Purposes, and with, under, and subject to the several Powers, Provisoos, Conditions, Declarations, and Agreements in the said Indenture declared and contained concerning the same; that is to say, to the Use of the said *Thomas Verner* and *Andrew Alexander*, their Executors, Administrators, and Assigns, for the Term of Ninety-nine Years, to be computed from the Day next before the Day of the Date thereof, provided the said Marquis of *Donegall* should so long live, upon Trust to permit the said Earl of *Belfast*, his Executors, Administrators, or Assigns, during the Life of the said Marquis of *Donegall*, to have, receive, and enjoy One annual Sum or yearly Rent-charge of Five thousand Pounds of the late *Irish* Currency, to be yearly issuing and payable out of and charged and chargeable upon all and singular the said Castles, Manors, Lands, Tenements, and Hereditaments and Premises therein-before mentioned, the same to be paid to the said Earl, or to his Executors, Administrators, or Assigns, by even Portions half-yearly on the First Day of *May* and the First Day of *November* in every Year, free from Taxes, and without any Deduction, the First half-yearly Payment thereof to be made on the First Day of *November* then next ensuing, with the usual Powers of Distress and Entry to enforce the Payment thereof; and to the further Intent and Purpose that the said Earl of *Belfast*, in case he should marry in the Lifetime of the said Marquis of *Donegall*, might, from and after the Solemnization of such Marriage, in like Manner yearly have, receive, and enjoy a further additional Annuity or yearly Rent-charge of One thousand Pounds of the like late *Irish* Currency, to be yearly issuing and payable out of and charged and chargeable upon all and singular the said Hereditaments and Premises therein-before appointed for Payment of the said Annuity or yearly Rent-charge of Five thousand Pounds, the first Gale of said additional Annuity of One thousand Pounds to be payable and paid on the first of said Days of Payment which should next happen after the Solemnization of said Marriage, with the same or the like Powers and Remedies for the Recovery of the said additional Rent-charge of One thousand Pounds as were thereby given him for Recovery of the said Annuity or yearly Rent-charge of Five thousand Pounds; and to the further Intent and Purpose, that the Right Honourable *Edward Chichester* commonly called Lord *Edward Chichester* might in like Manner yearly have, receive, and take during the Life of the said Marquis of *Donegall* One Annuity or yearly Rent-charge of Four hundred Pounds of the like late *Irish* Currency, in lieu of Interest on the Portion therein-after provided for him, to be yearly issuing and payable out of and charged and chargeable upon all and singular the said Hereditaments and Premises, and to be payable on the Days and Times therein-before appointed for Payment of said Annuity or Rent-charge of Five thousand Pounds, with the same or the like Powers and Remedies for the Recovery of the said Rent-charge of Four hundred Pounds as were therein-before given or limited to the said Earl of *Belfast* for the Recovery of the said Rent-charge of Five thousand Pounds; and, subject thereto, to the Use of the said *Arthur Chichester Macartney* and *James Watson*, their Executors, Adminis-

Administrators, and Assigns, for the Term of One thousand Years, to be computed from the Day next before the Day of the Date of the said Indenture, without Impeachment of Waste, upon the several Trusts therein-after expressed and declared and herein-after in part recited or noticed; and, subject thereto, to the Use of the said Marquis of *Donegall* and his Assigns during the Term of his natural Life, without Impeachment of Waste; and after his Decease to the Use and Intent that the Most Honourable *Anna* Marchioness of *Donegall*, in case she should survive the said Marquis, and her Assigns, should after the Decease of the said Marquis yearly have, receive, and enjoy, during the Term of her natural Life, One annual Sum or yearly Rent-charge of Three thousand Pounds *Irish* Currency, to be yearly issuing and payable in manner therein mentioned, such yearly Rent-charge or Sum to be in full for the Jointure of the said Marchioness and in bar of Dower; and immediately after the Decease of the said Marquis of *Donegall* to the Use of the said Lord *Dufferin* and Sir *Stephen May*, their Executors, Administrators, and Assigns, for the Term of One hundred Years, without Impeachment of Waste, upon certain Trusts for better securing the said last-mentioned yearly Rent-charge or Sum; and, subject to the Limitations aforesaid, to the Use of the said Marquis of *Ely* and *Charles Henry Tottenham*, their Executors, Administrators, and Assigns, for the Term of One thousand five hundred Years then next ensuing, without Impeachment of Waste, upon the several Trusts therein-after expressed and declared and herein-after in part recited or noticed; and, subject thereto, to the Use of the said Earl of *Belfast* and his Assigns during his Life, without Impeachment of Waste; with Remainder to Trustees and their Heirs during the natural Life of the said Earl of *Belfast*, upon Trust to support contingent Remainders; with Remainder to the Use of the First and other Sons of the said Earl successively in Tail Male; with Remainder to the Use of the Right Honourable *Edward Chichester* commonly called Lord *Edward Chichester*, the Second Son of the said Marquis of *Donegall*, and his Assigns during his Life, without Impeachment of Waste; with Remainder to Trustees and their Heirs during the natural Life of the said Lord *Edward Chichester*, upon Trust to support contingent Remainders; with Remainder to the Use of the First and other Sons of the said Lord *Edward Chichester* successively in Tail Male; with Remainder to the Use of the Right Honourable *Spencer Augustus Chichester* commonly called Lord *Spencer Augustus Chichester*, Third Son of the said Marquis of *Donegall*, and his Assigns during his Life, without Impeachment of Waste; with Remainder to Trustees and their Heirs during the natural Life of the said Lord *Spencer Augustus Chichester*, upon Trust to support contingent Remainders; with Remainder to the Use of the First and other Sons of the said Lord *Spencer Augustus Chichester* successively in Tail Male; with Remainder to the Use of the Right Honourable *Arthur Chichester* commonly called Lord *Arthur Chichester*, Fourth Son of the said Marquis of *Donegall*, and his Assigns during his Life, without Impeachment of Waste; with Remainder to Trustees and their Heirs during the natural Life of the said Lord *Arthur Chichester*, upon Trust to support contingent Remainders; with Remainder to the Use of the First and other Sons of the said Lord *Arthur Chichester*

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successively in Tail Male; with Remainder to the Use of the Right Honourable *Hamilton Francis Chichester* commonly called Lord *Hamilton Francis Chichester*, Fifth Son of the said Marquis of *Donegall*, and his Assigns during his Life, without Impeachment of Waste; with Remainder to Trustees and their Heirs during the natural Life of the said Lord *Hamilton Francis Chichester*, upon Trust to support contingent Remainders; with Remainder to the Use of the First and other Sons of the said Lord *Hamilton Francis Chichester* successively in Tail Male; with Remainder to the Use of the Right Honourable *John Ludford Chichester* commonly called Lord *John Ludford Chichester*, Sixth Son of the said Marquis of *Donegall*, and his Assigns during his Life, without Impeachment of Waste; with Remainder to Trustees and their Heirs during the natural Life of the said Lord *John Ludford Chichester*, upon Trust to support contingent Remainders; with Remainder to the Use of the First and other Sons of the said Lord *John Ludford Chichester* successively in Tail Male; with Remainder to the Use of the Right Honourable *Stephen Algernon Chichester* commonly called Lord *Stephen Algernon Chichester*, Seventh Son of the said Marquis of *Donegall*, and his Assigns during his Life, without Impeachment of Waste; with Remainder to the Use of Trustees and their Heirs during the natural Life of the said Lord *Stephen Algernon Chichester*, upon Trust to support contingent Remainders; with Remainder to the Use of the First and other Sons of the said Lord *Stephen Algernon Chichester* successively in Tail Male; with Remainder to the Use of the First and other Daughters of the said Earl of *Belfast* successively in Tail Male; with Remainder to the Use of the First and other Daughters of the said Lord *Edward Chichester* successively in Tail Male; with Remainder to the Use of the First and other Daughters of the said Lord *Spencer Augustus Chichester* successively in Tail Male; with Remainder to the Use of the First and other Daughters of the said Lord *Arthur Chichester* successively in Tail Male; with Remainder to the Use of the First and other Daughters of the said Lord *Hamilton Francis Chichester* successively in Tail Male; with Remainder to the Use of the First and other Daughters of the said Lord *John Ludford Chichester* successively in Tail Male; with Remainder to the Use of the First and other Daughters of the said Lord *Stephen Algernon Chichester* successively in Tail Male; with Remainder to the Use of the First and other Sons of the said Earl of *Belfast* successively in Tail General; with Remainder to the Use of the First and other Sons of the said Lord *Edward Chichester* successively in Tail General; with Remainder to the Use of the First and other Sons of the said Lord *Spencer Augustus Chichester* successively in Tail General; with Remainder to the Use of the First and other Sons of the said Lord *Arthur Chichester* successively in Tail General; with Remainder to the Use of the First and other Sons of the said Lord *Hamilton Francis Chichester* successively in Tail General; with Remainder to the Use of the First and other Sons of the said Lord *John Ludford Chichester* successively in Tail General; with Remainder to the Use of the First and other Sons of the said Lord *Stephen Algernon Chichester* successively in Tail General; with Remainder to the Use of Sir *Arthur Chichester* of *Castle Carey* in the County of *Donegall*, Baronet, and his Assigns during his Life, without Impeachment of Waste; with Re-

mainder to Trustees and their Heirs during the natural Life of the said Sir *Arthur Chichester*, upon Trust to support contingent Remainders ; with Remainder to the Use of the First and other Sons of the said Sir *Arthur Chichester* successively in Tail Male ; with Remainder to the Use of the Reverend *Edward Chichester* Clerk, Brother of the said Sir *Arthur Chichester*, and his Assigns during his Life, without Impeachment of Waste ; with Remainder to Trustees and their Heirs during the natural Life of the said *Edward Chichester*, upon Trust to support contingent Remainders ; with Remainder to the Use of the First and other Sons of the said *Edward Chichester* successively in Tail Male ; with Remainder to the Use of the First and other Sons of the said Sir *Arthur Chichester* successively in Tail General ; with Remainder to the Use of the First and other Sons of the said Reverend *Edward Chichester* successively in Tail General ; with Remainder to the Use of the said Sir *Stephen May*, his Heirs and Assigns for ever ; and by the said Indenture it was among other things provided, that if in the Progress of any of the Suits therein mentioned, or in the Investigation of any of the Demands therein mentioned upon the said Marquis of *Donegall*, or sought to be charged upon the Hereditaments aforesaid, or any Part of them, it should appear to the said *Arthur Chichester Macartney* and *James Watson*, the Trustees of the said Indenture named, that the said Suits or Demands, or any of them, could be compromised or compounded upon such Terms as that it should in their Judgments be better, for Peace' sake, and in order to avoid the Expence of Litigation respecting them, to compromise or compound the same, than to persevere in or commence or defend any Suit or Suits commenced or to be commenced on the Subject of them, then and so often as it should so appear to the said Trustees, and as they should so judge, it should be lawful to and for the said Trustees, on the Request of the said Marquis of *Donegall*, or with his Consent and Approbation, to lay the Circumstances of every such Suit or Demand, and the Terms on which the same could be compounded or compromised, before *Thomas Ellis* and *Thomas Ball* Esquires, then Two of the Masters of His Majesty's Court of Chancery in *Ireland*, or before any other Master or Masters of the said Court to be named in the Place or Stead of them or either of them, in case they or either of them should not find it convenient to act in the Business, and on the Request or with the Consent of the said Marquis of *Donegall*, and with the Approbation of the said *Thomas Ellis* and *Thomas Ball*, or of any other Master or Masters of the said Court to be named in the Place of them or either of them as aforesaid, to be for every such Purpose expressed in Writing, but not without such Approbation, to compound or compromise any such Demand or Demands on such Terms as should be expressed in the written Approbation of the said Two Masters of the Court of Chancery, or of any Two Masters of the said Court so to be named as aforesaid ; and upon the further Trust, as to the Sum of Two hundred and seventeen thousand Pounds therein mentioned, or such Part thereof as should have been raised and as should not have been applied in manner therein mentioned, on the Request of the said Marquis of *Donegall*, and with such Approbation as aforesaid, to pay and apply all or any Part thereof which should so remain after Performance of the Trusts aforesaid to such Purpose or

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Purposes, and from Time to Time, as the said Marquis of *Donegall*, with the Consent, Concurrence, and Approbation of the said *Thomas Ellis* and *Thomas Ball* Esquires, or the Survivor of them, or of any other Master or Masters of His Majesty's High Court of Chancery in *Ireland*, to be named as aforesaid in the Place or Stead of them or either of them, should direct, appoint, or approve of, such Direction, Appointment, or Approbation to be signified in Writing under the Hands of the said Marquis of *Donegall* and of the said *Thomas Ball* and *Thomas Ellis* respectively, or the Survivor of them, or of such other Master or Masters of the said Court as aforesaid; and it was by the said Indenture, amongst other things, declared and agreed, that the Term of One thousand five hundred Years therein-before limited to the Use of the said Marquis of *Ely* and *Charles Henry Tottenham*, their Executors, Administrators, and Assigns, was so limited to them upon Trust that they the said Marquis of *Ely* and *Charles Henry Tottenham*, and the Survivor of them, his Executors, Administrators, or Assigns, should, after the Decease of the said Marquis of *Donegall*, or in his Lifetime with his Consent, to be signified by some Writing under his Hand and Seal, by Mortgage, Sale, or Demise, or other Disposition of the Hereditaments and Premises comprised in the said Term of One thousand five hundred Years, or of a competent Part thereof, for all or any Part of the same Term, or by and out of the Rents, Issues, and Profits thereof, or by bringing Actions against the Tenants or Occupiers of the same Premises or any of them for the Rents then in arrear, or by all or any of the said Ways and Means, or by such other Ways and Means as they the said Marquis of *Ely* and *Charles Henry Tottenham*, or the Survivor of them, his Executors or Administrators, should think fit, raise and levy or borrow and take up at Interest the Sum of Seventy thousand Pounds of *Irish* Currency for the Portions of the younger Children of the said Marquis of *Donegall*, to be disposed of in manner therein mentioned; and it was by the said Indenture provided, declared, and agreed, that notwithstanding any Matter or Thing therein contained it should and might be lawful for the said Marquis of *Donegall* and the said Earl of *Belfast* at any Time or Times thereafter during their joint Lives, before the several Trusts by the said Indenture created should be fully executed, but without Prejudice to any of the said Trusts or any Part thereof which might have been executed, and without Prejudice to any Mortgage, Lease, Renewal, Deed, Conveyance, Assurance, Act, Matter, or Thing which might have been done, made, or executed pursuant to the Powers and Appointments made or intended to be made by the said Indenture now in recital, by any Indenture or Deed under their Hands and Seals, executed in the Presence of and attested by Two or more credible Witnesses, and by and with the Consent, Concurrence, and Approbation of the said *Thomas Ellis* and *Thomas Ball*, or the Survivor of them, or such other the Masters of the said Court of Chancery to be appointed as aforesaid, but not otherwise, such Consent to be testified by the said *Thomas Ellis* and *Thomas Ball*, or the Survivor of them, or such other Masters as aforesaid, declaring such Consent by Endorsement signed by them, him or them, on such Indenture, to revoke, alter, or make void all and every or any of the Use and Uses, Trusts, Intents, Purposes, Limitations, Powers, Clauses, and Provisoos therein contained, save and except and without
Prejudice

Prejudice as aforesaid, and save and except the said Annuity or yearly Rent-charge of Three thousand Pounds provided for the said *Anna* Marchioness of *Donegall*, and the Remedies for the Recovery thereof, and save and except a certain Charge of Seventy thousand Pounds thereby created for the younger Children of the said Marquis of *Donegall*, and by the same Deed or Deeds, or any other Deed or Deeds in like Manner executed, to limit, declare, and appoint any new or other Use or Uses of or concerning the said Hereditaments and Premises or any Part thereof, and with or without Power of Revocation, and in such Manner as they the said Marquis of *Donegall* and Earl of *Belfast*, by and with the Consent and Approbation of the said *Thomas Ellis* and *Thomas Ball*, or the Survivor of them, or such other Master of the said Court of Chancery as should be appointed as aforesaid, should think fit: And whereas it was intended by the said Indenture of Settlement to provide for the Nomination and Appointment of Masters of the said Court of Chancery in the Place or Stead of the said *Thomas Ball* and *Thomas Ellis*, for the Purposes of the said Indenture, yet the said Indenture of Settlement does not expressly provide by whom and in what Manner such Masters were to be named and appointed, nor does the same Indenture provide for the possible Event of all the Masters for the Time being of the said Court declining to act: And whereas the said Lord Baron *Dufferin*, *Andrew Alexander*, *Thomas Ball*, and *Thomas Ellis*; after the Date of the said recited Indenture, severally departed this Life: And whereas the said *George Hamilton Chichester* commonly called Earl of *Belfast* on the Eighth Day of *December* One thousand eight hundred and twenty-two intermarried with Lady *Harriet Ann Butler* Spinster, and there is Issue of such Marriage One Son, namely, the Honourable *Frederick Richard Chichester* commonly called Lord Viscount *Chichester*, a Minor of the Age of Nine Years or thereabouts, and One Daughter, namely, the Honourable *Harriett Augusta Anna Chichester*, a Minor of the Age of Six Months or thereabouts: And whereas the said *Edward Chichester* commonly called Lord *Edward Chichester* on the Twentieth Day of *November* One thousand eight hundred and twenty-one intermarried with *Amelia Spread Dean Grady* Spinster, and there is Issue of such Marriage Five Children, who are all Minors, namely, *George Augustus Hamilton* of the Age of Fourteen Years or thereabouts, *Annabella Augusta* of the Age of Ten Years or thereabouts, *Henry Fitzwarine* of the Age of Two Years or thereabouts, *Dorcas Julia Fanny* of the Age of One Year or thereabouts, and *Adolphus John Churchill* of the Age of Five Months or thereabouts, and no other Issue: And whereas the said *Spencer Augustus Chichester* commonly called Lord *Spencer Augustus Chichester*, in the said Settlement described as the Third Son of the said Marquis of *Donegall*, departed this Life in the Month of *May* One thousand eight hundred and twenty-five, a Minor of the Age of Twenty Years or thereabouts: And whereas the said *Arthur Chichester* commonly called Lord *Arthur Chichester*, *Hamilton Francis Chichester* commonly called Lord *Hamilton Francis Chichester*, *John Ludford Chichester* commonly called Lord *John Ludford Chichester*, and *Stephen Algernon Chichester* commonly called Lord *Stephen Algernon Chichester*, described in the said Settlement as the Fourth, Fifth, Sixth, and Seventh Sons of the said Marquis of *Donegall*, have
all

all attained the Age of Twenty-one Years, and are unmarried: And whereas the said Sir *Arthur Chichester* has never been married: And whereas the said *Edward Chichester* Clerk on the Twenty-third Day of *April* One thousand eight hundred and twelve intermarried with *Catherine Young* Spinster, and there is Issue of such Marriage Three Children, namely, *William Chichester* and *Robert Chichester*, both of whom have attained their respective Ages of Twenty-one Years, and *George Vaughan Chichester*, a Minor of the Age of Eighteen Years or thereabouts, and no other Children: And whereas the said *Edward Chichester* commonly called Lord *Edward Chichester*, *Arthur Chichester* commonly called Lord *Arthur Chichester*, *Hamilton Francis Chichester* commonly called Lord *Hamilton Francis Chichester*, *John Ludford Chichester* commonly called Lord *John Ludford Chichester*, and *Stephen Algernon Chichester* commonly called Lord *Stephen Algernon Chichester*, are the only surviving younger Children of the said *George Augustus* Marquis of *Donegall*: And whereas, by reason of the Omission of the said Indenture of Settlement to provide for the Matters aforesaid, and of the Deaths of the said *Thomas Ball* and *Thomas Ellis*, Difficulties have arisen in carrying the Trusts and Powers of the same Indenture into execution, and it is therefore necessary and expedient that Power should be given, under proper Restrictions, to name and appoint other Persons for the Purposes for which the said *Thomas Ball* and *Thomas Ellis* were named in the said Indenture of Settlement: Therefore Your Majesty's most dutiful and loyal Subjects, *George Augustus* Marquis of *Donegall*, the said *Anna* Marchioness of *Donegall*, and *George Hamilton Chichester* commonly called Earl of *Belfast*, and the Honourable *Frederick Richard Chichester* commonly called Viscount *Chichester*, eldest and only Son of the said Earl of *Belfast*, by the said Earl, his Father and Guardian, and the Right Honourable *Harriett Augusta Anna Chichester*, only Daughter of the said Earl of *Belfast*, by the said Earl, her Father and Guardian, *Edward Chichester* commonly called Lord *Edward Chichester*, and *George Augustus Hamilton Chichester*, *Annabella Augusta Chichester*, *Henry Fitzwarine Chichester*, *Dorcas Julia Fanny Chichester*, and *Adolphus John Churchill Chichester*, the only Children of the said Lord *Edward Chichester*, by the said Lord *Edward Chichester*, their Father and Guardian, *Arthur Chichester* commonly called Lord *Arthur Chichester*, *Hamilton Francis Chichester* commonly called Lord *Hamilton Francis Chichester*, *John Ludford Chichester* commonly called Lord *John Ludford Chichester*, *Stephen Algernon Chichester* commonly called Lord *Stephen Algernon Chichester*, *Sir Arthur Chichester*, *Edward Chichester* Clerk, *William Chichester*, *Robert Chichester*, *George Vaughan Chichester*, a Minor, by the said *Edward Chichester*, his Father and Guardian, *Sir Stephen May*, *Thomas Verner*, *Arthur Chichester Macartney*, and *James Watson*, most humbly beseech Your Majesty that it may be enacted; and be it enacted by the Queen'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 it shall and may be lawful to and for the Court of Chancery in *Ireland*, on the Petition of the said *George Augustus* Marquis of *Donegall* and *George Hamilton Chichester* commonly called Earl of *Belfast*, to nominate and appoint any fit and proper Persons or Person for the Pur-

Power of Appointment of Persons to fill the Places of Mr. Ball and Mr. Ellis

poses for which the said *Thomas Ball* and *Thomas Ellis* were name in the said Indenture of the Twenty-eighth Day of *October* One thousand eight hundred and twenty-two, in the Place or Stead of the said *Thomas Ball* and *Thomas Ellis* deceased, or of any other Person or Persons who shall have been appointed for those Purposes by virtue of the said Indenture of Settlement or of this Act, and shall die, or decline or become incompetent to act.

vested in the Court of Chancery.

II. And be it further enacted, That the Persons or Person who may be appointed as aforesaid shall be and they and each of them are and is hereby respectively authorized and empowered to act in all Matters and Business connected with the said Indenture of the Twenty-eighth of *October* One thousand eight hundred and twenty-two, and the Trusts and Powers thereby and therein declared and contained, as fully and effectually to all Intents and Purposes as the said *Thomas Ball* and *Thomas Ellis* deceased might or could have acted if they had been still living; and the said Persons or Person and each of them shall be and are and is hereby invested with all such and the same Powers of Consent, Concurrence, and Approbation as by the said Indenture were given to or vested in the said *Thomas Ball* and *Thomas Ellis* deceased, and the Survivor of them.

Persons to be appointed invested with the same Powers as were given to Mr. Ball and Mr. Ellis.

III. And whereas the said Lord *Edward Chichester* is now residing abroad, and his Consent, on behalf of himself and his said infant Children, to this Act, has not yet been proved; be it therefore enacted, That this Act shall not, nor shall any thing herein contained, be carried into execution or operate in any Manner until the said Lord *Edward Chichester* shall signify his Consent to this Act by Writing under his Hand, and attested by One or more credible Witness or Witnesses, which Writing shall be enrolled in Her Majesty's High Court of Chancery within Twelve Calendar Months from the passing of this Act; and from and after Enrolment of such Consent the same shall be deemed and taken as Part and Parcel of this Act; and thereupon this Act and every thing therein contained shall be conclusive and binding on the said Lord *Edward Chichester* and his Issue, born and to be born, and his Heirs, Executors, Administrators, and Assigns; and such Consent may be given in the Form or to the Effect following; (that is to say,)

Act not to take effect until the Consent of Lord E. Chichester has been enrolled.

‘ I the Right Honourable and Very Reverend *Edward Chichester* commonly called Lord *Edward Chichester* do hereby, on behalf of myself and my infant Children, consent to an Act of Parliament passed in the First Year of the Reign of Her most Excellent Majesty Queen *Victoria*, intituled *An Act to enable the Court of Chancery in Ireland to appoint other Persons to act under the Family Settlement of the Marquis of Donegall and Earl of Belfast, bearing Date the Twenty-eighth Day of October One thousand eight hundred and twenty-two, in the Place of Thomas Ball and Thomas Ellis deceased.* Given under my Hand this _____ Day of _____
 ‘ Witness _____

Form of his Consent.

IV. And whereas the said Lord *Arthur Chichester* and Lord *John Ludford Chichester* are now in the *Mauritius*, and the said Lord
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Act not to affect Lord A.Chichester,

Lord J. L. Chichester, and Lord S. A. Chichester, till their Consents enrolled.

Stephen Algernon Chichester is now in *Ceylon*, and their Consents to this Act have not yet been proved; be it therefore enacted, That this Act shall not, nor shall any thing herein contained, be construed, deemed, or taken to affect or in any Manner bind the said Lord *Arthur Chichester*, Lord *John Ludford Chichester*, and Lord *Stephen Algernon Chichester* respectively, or their respective Heirs, Executors, Administrators, or Assigns, until the said *Arthur Chichester*, *John Ludford Chichester*, and *Stephen Algernon Chichester* shall respectively signify their respective Consents to this Act by Writing or Writings under their respective Hands, and attested by One or more credible Witness or Witnesses; which Writing or Writings shall be enrolled in Her Majesty's High Court of Chancery within Two Years from the passing of this Act; and from and after Enrolment of such respective Consents the same shall be deemed and taken as Part and Parcel of this Act, and shall be as conclusive and binding as if such Consent had been obtained and proved before the passing thereof; and such Consent may be given in the Form or to the Effect following; (that is to say,)

Form of their Consent.

' WE, the Right Honourable *Arthur Chichester* commonly called
' Lord *Arthur Chichester*, the Right Honourable *John Lud-*
' *ford Chichester* commonly called Lord *John Ludford Chichester*, and
' the Right Honourable *Stephen Algernon Chichester* commonly called
' Lord *Stephen Algernon Chichester*, do hereby respectively consent
' to an Act of Parliament passed in the First Year of the Reign of
' Her most Excellent Majesty Queen *Victoria*, intituled *An Act to*
' *enable the Court of Chancery in Ireland to appoint Persons to act*
' *under the Family Settlement of the Marquis of Donegall and Earl of*
' *Belfast bearing Date the Twenty-eighth Day of October One thousand*
' *eight hundred and twenty-two, in the Place of Thomas Ball and Tho-*
' *mas Ellis deceased*, so far as the same Act can or may affect or
' concern us respectively, our respective Assigns, or any Person or
' Persons claiming or to claim by, from, or under us respectively.
' Given under our Hands this Day of
' One thousand eight hundred and
' Witness

General Saving.

V. Saving always to the Queen's most Excellent Majesty, Her Heirs and Successors, and every other Persons and Person, Bodies Politic and Corporate, and their respective Heirs, Successors, Executors, Administrators, and Assigns, (other than and except the said *George Augustus Marquis of Donegall*, the said *Anna Marchioness of Donegall*, the said *George Hamilton Chichester* commonly called Earl of *Belfast*, and the said *Frederick Richard Chichester* commonly called Viscount *Chichester*, and the Heirs of his Body, and the said *Harriett Augusta Anna Chichester*, and the Heirs of her Body, and all and singular other the Children of the said *George Hamilton Chichester* Earl of *Belfast*, begotten or to be begotten, and the Heirs of the respective Bodies of such Children; and the said *Edward Chichester* commonly called Lord *Edward Chichester*, and his Children, the said *George Augustus Hamilton Chichester*, *Annabella Augusta Chichester*, *Henry Fitzwarine Chichester*, *Dorcas Julia Fanny Chichester*, and *Adolphus John Churchill Chichester*, and the Heirs of their respective Bodies, and all
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and singular other the Children of the said Lord *Edward Chichester*, begotten or to be begotten, and the Heirs of the respective Bodies of such Children; and the said Lord *Arthur Chichester*, Lord *Hamilton Francis Chichester*, Lord *John Ludford Chichester*, and Lord *Stephen Algernon Chichester*, and all and singular the Children of the said Lord *Arthur Chichester*, Lord *Hamilton Francis Chichester*, Lord *John Ludford Chichester*, and Lord *Stephen Algernon Chichester*, and the Heirs of the respective Bodies of such Children; and the said Sir *Arthur Chichester*, and all and singular the Sons of the said Sir *Arthur Chichester*, and the Heirs of the respective Bodies of such Sons; and the said *Edward Chichester* Clerk, and his Sons, the said *William Chichester*, *Robert Chichester*, and *George Vaughan Chichester*, and the Heirs of their respective Bodies, and all and singular other the Sons of the said *Edward Chichester* Clerk, and the Heirs of the respective Bodies of such Sons; and the said Sir *Stephen May*, his Heirs and Assigns; and the said *Thomas Verner*, his Executors, Administrators, and Assigns; and the said *Arthur Chichester Macartney* and *James Watson*, their Executors, Administrators, and Assigns; and the said Sir *Stephen May's* Executors, Administrators, and Assigns,) all such Estate, Right, Title, Interest, Benefit, Property, Claim, and Demand whatsoever, in, to, or out of the same Castles, Manors, Towns, Lands, and Hereditaments respectively, and every or any Part thereof respectively, as they, every or any of them, had before the passing of this Act, or would, could, or might have had, held, or enjoyed in case this Act had not made.

VI. And be it further enacted, That this Act shall be printed by the several Printers to the Queen's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom; and a Copy thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

Copy of Act
as printed by
the Queen's
Printers to
be Evidence.

LONDON: Printed by GEORGE EYRE and ANDREW SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1837.

