

held in the fourth and fifth years of your Majesty's reign, intituled "An Act to explain and amend two several Acts relating to the Ecclesiastical Commissioners for England," have prepared, and now humbly lay before your Majesty in Council, the following scheme, for ratifying a certain agreement made between us and the Prebendary of Givendale, in the cathedral church of York.

"Whereas it is by the said recited Acts enacted, that, for the purpose of fully carrying into effect the provisions thereof, any arrangement may from time to time be made, with the consent in writing under the hand of any prebendary, for the sale, transfer, or exchange of any lands, tithes, or other hereditaments in the possession or enjoyment of such prebendary, or for substituting in any case any lands, tithes, or other hereditaments for any money payment, or of any money payment for any lands, tithes, or other hereditaments :

"And whereas, under other provisions and for the purposes of the said recited Acts, and chiefly for the purpose of making additional provision for the cure of souls in parishes where such assistance is most required, the whole property of the said prebend of Givendale will, upon the next vacancy thereof, become absolutely vested in us, and it is expedient to bring the same into earlier possession for such purposes ; but the Venerable Charles Musgrave was, at the passing of the first-recited Act, and now is the prebendary thereof :

"And whereas, under the hereinbefore recited enactment, and by virtue of the general authority of the said recited Acts, we have entered into an agreement with the said prebendary, a copy whereof is annexed by way of schedule to this scheme ; and the said agreement has been duly executed by the said Charles Musgrave :

"We, therefore, humbly recommend and propose, that the said agreement, and all acts, matters, and things done, and to be done, for carrying the same into effect, shall be valid and effectual in law, and binding upon the parties thereto, and upon all other persons whomsoever to all intents and purposes.

"And we further recommend and propose, that nothing herein contained shall prevent us from recommending and proposing any other

measures relating to the matters herein contained, in conformity with the provisions of the said recited Acts, or either of them.

"SCHEDULE.

"Articles of Agreement made this thirty-first day of December, in the year of our Lord, one thousand eight hundred and forty-five, between the Venerable Charles Musgrave, Doctor of Divinity, Archdeacon of Craven, in the county of York, Vicar of Halifax, in the said county, and Prebendary of the prebend of Givendale, in the cathedral and metropolitical church of Saint Peter, of York aforesaid, lawfully founded, of the one part, and the Ecclesiastical Commissioners for England of the other part.

"Whereas the said Charles Musgrave, in right of his prebend, is seized of or entitled to divers estates and hereditaments, which, or the greater part of which, have for many years been let on lease for lives at ancient rents, which leases have been usually renewed at certain periods, on payment to the said prebendary of fines or premiums as the consideration for granting such renewal, and according to such practice the lease next hereinafter recited would now have become renewable; and whereas, under and by virtue of a certain indenture of lease, bearing date the fifteenth day of October one thousand eight hundred and twenty-five, made between the Reverend Henry Watkins, Clerk, M. A. Prebendary of the said prebend of Little Givendale, of the first part ; William Bayldon, of Bootham, in the suburbs of the city of York, Gentleman, of the second part ; and William Mills, John Robert Mills, and Joshua Mills, all of the said city of York, Gentlemen, of the third part ; reciting, that the said William Bayldon, by his deed of surrender under his hand and seal, bearing date the day next before the day of the date of the now reciting indenture, had surrendered into the hands of the said Henry Watkins, to be cancelled, one indenture of lease of the hereditaments and premises hereinafter mentioned, bearing date on or about the seventeenth day of July one thousand seven hundred and ninety, and made and granted by the said Henry Watkins, as prebendary of the said prebend, for the natural lives of the Right Honourable Frederick Earl of Carlisle, the Right Honourable George Lord