

" And whereas it was the intent and object of the said scheme and Order, amongst other things, to carry out the provisions of the same Acts for securing to the dean and canons of the said cathedral church of Chester, as nearly as might be, the minimum average annual incomes specified in the said first-recited Act; and the said dean and canons being, as recited in the said scheme, liable to keep residence according to the provisions of the said first-recited Act, were, therefore, reasonably entitled to the benefits of the said Acts :

" And whereas, by reason of the slow accretion of the fund aforesaid, the annual payment to the said treasurer has been, in every past year since the date of the said Order, considerably less than the full sum so directed to be paid to him by us, and may for some years to come still fall short of the same :

" And whereas it was by the said Acts enacted, that, for the purpose of fully carrying into effect any of the provisions thereof, any arrangement might from time to time be made, with the consent in writing under the corporate seal of any chapter, for substituting in any case any lands, tithes, or other hereditaments for any money payment, or any money payment for any lands, tithes, or other hereditaments :

" And whereas the said dean and chapter are seised in fee of the several lands, tithes, tenements, and hereditaments, particularly described in the schedule hereunto annexed, which have been heretofore, from time to time, demised by leases for years, at small annual rents, and upon payment of fines; but the dean and chapter of the said church have declined to renew such leases :

" And whereas, according to the scope and tenor of the scheme and Order aforesaid, whereby the payment of the said annual sum of three thousand pounds stands limited to the year one thousand eight hundred and fifty-four, it was understood and implied, that the dean and chapter of the said church would not renew the said leases; but it is urged by the said dean and chapter, that it was, on their part, expected, that the annual payments by us to them would more nearly secure to them, respectively, the minimum average annual incomes intended by the said Acts :

" And whereas it accordingly appears to us to be reasonable and expedient, that the following arrangement should be made; and we have satisfied ourselves, by due inquiry, that the value of the before-mentioned lands, tithes, tenements, and hereditaments is fully sufficient to reimburse the advances hereinafter recommended to be made by us to the said dean and chapter :

" Now, therefore, we humbly recommend and propose that, notwithstanding any thing in the said scheme and Order contained, and without reference to the amount of the fund aforesaid, there shall be forthwith paid by us, to the treasurer of the said cathedral church of Chester, such sum of money as, together with the monies already paid by us to the said treasurer, under the provisions of the said Order, will make up a sum equal to the full annual sum of three thousand pounds for each and every of the four years ending on the fifteenth day of January now last past; and that there shall also be paid by us, to the treasurer of the same church for the time being, on the fifteenth day of January, in the year one thousand eight hundred and forty-seven, and on the like day in every succeeding year, without regard to the limitation of time by the said scheme and Order fixed, the full annual sum of three thousand pounds.

" And we further recommend and propose, that such payment so recommended to be forthwith made by us as aforesaid shall be, in the first instance, charged with the payment of, and the treasurer of the said church shall accordingly pay thereout, all monies which shall be due and owing from the said dean and chapter at the time of his receipt thereof, and that he shall distribute and pay the remainder thereof, after the discharge of such debts, in the same proportions and to the same persons, or to the legal personal representatives of any who may be dead, as and to whom the same would, according to the provisions of the aforesaid scheme and Order, have been distributed and paid, if such remainder had been received on the fifteenth day of January in the several years one thousand eight hundred and forty-three, one thousand eight hundred and forty-four, and one thousand eight hundred and forty-five, and on the said fifteenth day of January last, in four several sums proportionate to the sums which on those four days respectively would have been required