

"Whereas it is by the said Act (amongst other things) enacted, that notwithstanding the charge by that Act created (being a charge created in favour of the Governors of the Bounty of Queen Anne), all the same and the like powers and rights of ownership as are possessed and enjoyed respecting and over any lands tithes, rentcharges, tenements, or other hereditaments whatsoever, by any absolute owner thereof, shall be enjoyed by us with respect to and over all or any lands, tithes, rentcharges, tenements, or other hereditaments vested in us under certain Acts therein mentioned (being the Acts under which the property hereinafter described is vested in us), and may, subject to the provisions of the same Acts, and of the now reciting Act, be exercised by us, by proper instruments in writing duly executed according to law, with a certain proviso respecting the application of every sum of money received as the consideration or purchase money for the sale, transfer, or conveyance by us of any of such lands, tithes, tenements, or other hereditaments, or of any estate or interest therein; and with a further proviso that none of such lands, tithes, tenements, or other hereditaments be sold, transferred, or conveyed, except by the authority of a scheme, and an Order issued by your Majesty in Council ratifying the same:

"And whereas all the lands, tenements, hereditaments, and endowments formerly belonging to the said prebend of Ufton *exparte* Decani (except any right of ecclesiastical patronage), became vested in us on the passing of the Act of the third and fourth years of your Majesty, chapter one hundred and thirteen, subject to any legally subsisting lease or leases thereof.

"And whereas application has been made to us for the purchase of all our estate and interest in certain portions of the said lands, tenements, and hereditaments; and after due consideration, it appears to us to be expedient that we should be empowered to dispose of our interest therein, or in any part or parts thereof, in such manner as shall appear to us to be advisable:

"We, therefore, humbly recommend and propose, that we may be authorized and empowered, by instrument or instruments in writing duly executed according to law, from time to time to sell, and duly to convey, according to the provisions of the said Act, all or any of the said lands, tenements, hereditaments, or endowments heretofore belonging to the said prebend of Ufton *exparte* Decani and so vested in us as aforesaid, with their appurtenances, and all our estate, right, title, and interest therein, or in any part or parts thereof, unto and to the use of any person or persons desirous or willing to purchase the same, and his or their heirs, executors, administrators, or assigns, or otherwise as he or they shall direct or appoint, and for such consideration as shall upon due calculation and inquiry appear to us to be just and reasonable.

"And we further recommend and propose, that nothing herein contained shall prevent us from recommending and proposing any other measures relating to the matters aforesaid, or any of them, in accordance with the provisions of the said Act, or of any other Act of Parliament."

And whereas the said scheme has been approved by Her Majesty in Council; now, therefore, Her Majesty, by and with the advice of Her said Council, is pleased hereby to ratify the said scheme, and to order and direct that the same and every part thereof shall be effectual in law immediately from and after the time when this Order

shall have been duly published in the London Gazette pursuant to the said Act; and Her Majesty, by and with the like advice, is pleased hereby to direct that this Order be forthwith registered by the Registrar of the diocese of Lichfield.

*Wm. L. Bathurst.*

At the Court at Windsor, the 7th day of February, 1857.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS the Ecclesiastical Commissioners for England have, in pursuance of an Act passed in the session of Parliament held in the third and fourth years of Her Majesty's reign, intituled "An Act to carry into effect, with certain modifications, the Fourth Report of the Commissioners of Ecclesiastical Duties and Revenues," and of another Act, passed in the session of Parliament held in the fourth and fifth years of Her Majesty's reign, intituled "An Act to explain and amend two several Acts relating to the Ecclesiastical Commissioners for England," duly prepared and laid before Her Majesty in Council a scheme, bearing date the twenty-second day of January, in the year one thousand eight hundred and fifty-seven, in the words and figures following; that is to say:

"We, the Ecclesiastical Commissioners for England, in pursuance of an Act passed in the session of Parliament held in the third and fourth years of your Majesty's reign, intituled 'An Act to carry into effect, with certain modifications, the Fourth Report of the Commissioners of Ecclesiastical Duties and Revenues,' and of another Act, passed in the session of Parliament 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 substituting a money payment to the canon of the fourth canonry in the cathedral church of Durham, for the property belonging to him as such canon.

"Whereas by and under the provisions of the said Acts, the whole of the separate estates and endowments belonging to the said fourth canonry will (excepting any right of ecclesiastical patronage), upon the first avoidance of the said canonry, become absolutely vested in us, for the purposes of the said Acts, and the chief of such purposes is that of making better provision for the cure of souls in parishes where such assistance is most required:

"And whereas it was by the same Acts enacted, that by the authority therein provided, and 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 hand of any canon of any cathedral church, for the sale, transfer, or exchange of any lands, tithes, or other hereditaments, belonging to such canon, or for the purchase of other lands, tithes, or other hereditaments, in lieu thereof, or 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 it has been agreed between us and the Venerable Charles Thorp, Doctor in Divinity, Archdeacon of Durham, the present