

have taken effect, the incumbent for the time being of either of the said two present benefices shall, with the consent of the Bishop, retire from his incumbency, in order that the union may take immediate effect, the incumbent so retiring from his incumbency shall be entitled, during the period hereinafter specified, to receive out of the annual income of the united benefice, and by way of compensation, a yearly sum equal in amount to the net annual value of the tithe, tithe rent charge, and endowments annexed to his incumbency, computed on the average receipts of the three years immediately preceding the year in which he shall so retire, which annual sum shall commence as from the day on which the union shall take effect, and shall be payable by equal half yearly payments in every year; the first half yearly payment thereof to become due at the end of six calendar months next after the day on which the union shall have taken full legal effect. And that the said annual sum shall be payable to the retiring incumbent during the remainder of his life, or until he shall accept any other Church preferment of an annual value equal to or greater in amount than the said annual sum to be so made payable to such retiring incumbent, and that upon his accepting such preferment the said annual sum shall thenceforth (that is to say, as from the date of his becoming entitled to the revenues of such preferment) absolutely cease to accrue and be payable; but that if the other church preferment so accepted by him be of a net annual value (to be ascertained without reference to, and exclusively of the house of residence, if any,) less than the said annual sum, then, that whilst he shall hold such other preferment the said annual sum shall in each year be reduced by a sum equal in amount to the net annual value of such preferment, to be ascertained as aforesaid. And that if the same annual payment shall cease by his death, or shall cease or be diminished by his acceptance of such church preferment (as the case may be), on any other than one of the half yearly days of payment, he or his executors or administrators shall be entitled to a proportionate part of the said annual sum for the period which, at the time of such cesser or diminution, shall have elapsed of the current half year, which proportionate part shall be payable at the end of the current half year.

4. "That the annual sum in the clause last foregoing mentioned, shall be charged upon the annual income of the united benefice, and shall be payable out of the same by the incumbent for the time being of the united benefice. And that, as between the incumbent for the time being of the united benefice and the retiring incumbent and his assigns, the said annual sum shall be a first charge at law and in equity upon the income of the united benefice, the incumbent of which benefice shall be deemed to have accepted the same, subject to a trust to pay to the retiring incumbent or his assigns the said annual sum out of the income of such benefice, and for that purpose to use all due diligence to receive and collect the income of the said united benefice; and that if such annual sum, or any part thereof, shall at any time be in arrear and unpaid for more than twenty-one days after any of the said half-yearly days of payment, and the fact of the same being so in arrear, shall be verified by the declaration of the incumbent who shall have so retired, or his assigns, or in such other manner as shall be required by the Bishop, then that it shall be lawful for the Bishop to make an order upon the incumbent for the time being of the united benefice, requiring him to pay the amount

in arrear within a time to be specified in such order, and if the same be not paid within such period, then that it shall be lawful for the Bishop to sequester the profits of the benefice until all such arrears and the costs of the sequestration shall have been paid and satisfied; but that the power to be so conferred upon the Bishop shall not in anywise abridge or interfere with the rights of the incumbent who shall have so retired, or his assigns, to recover the said annual sum and all arrears thereof by proceedings at law or in equity, or with the legal and equitable rights of the incumbent for the time being of the united benefice, to recover from the preceding incumbent of the united benefice, his executors or administrators, any arrears of the said annual sum which ought to have been paid by such preceding incumbent.

5. "That if the union shall have taken immediate effect by reason of the incumbent for the time being of either of the existing benefices having retired from his incumbency, and such incumbent shall be living when the united benefice shall for the first time after such union become vacant, the incumbent who shall have so retired, shall (if in the opinion of the Bishop not disqualified by age or otherwise) be entitled to fill such vacancy, and may be admitted by the Bishop to the united benefice without any form or fee of presentation, and shall upon such admission become the incumbent of the united benefice, and that the annual sum hereinbefore proposed to be made payable to him, shall thenceforth absolutely cease to be payable.

6. "That upon the union taking effect, the present church of the parishes of Saint Olave, Old Jewry, with Saint Martin, Pomeroy, shall become and thereafter continue to be the parish church of the united benefice.

7. "That after the union, the expense of maintaining the fabric of the parish church of the united benefice and providing the things requisite for Divine Service therein, shall be defrayed by the four parishes of the united benefice, and shall as between the same four parishes respectively be provided in the following proportions (that is to say): that the amount to be provided by each parish shall bear the same proportion to the whole amount to be provided as the total amount of the annual rateable value of the property in such parish as assessed for the time being for the purposes of the Consolidated or Police Rate, shall bear to the aggregate amount of the like rateable annual value of the property in all the parishes.

8. "That upon the union taking effect, the font, communion table, and sacramental plate used in the church of the parishes of Saint Mildred, Poultry, with Saint Mary, Colechurch, shall be transferred to the parish church of the united benefice, but that if in the opinion of the Bishop the same, or any part thereof be not needed for such church, then the same or such of them or so much of the said plate as shall not be so needed, shall be transferred to such other church or chapel within the diocese as the Bishop shall select.

9. "That upon the union taking effect, if the tables of fees used in the two churches be alike in all particulars, the table of fees used in the church which will become the church of the united benefice, shall (until revised or altered by proper authority) be the table of fees for the four parishes of the united benefice, but if such tables of fees be not alike in all particulars, then that the same shall be of no authority, and a new table of fees shall be made by the proper authority for the use of the same four parishes, as if the same were one parish.