

"That the patronage of the said vicarage and parish church of Westport St. Mary belongs to the Lord High Chancellor of Great Britain on behalf of Her Majesty the Queen and the Reverend John Ferdinando Collins is the present incumbent of the said vicarage.

¶ "That it appears to me that under the provisions of the Acts of Parliament passed in the sessions holden in the first and second years of the reign of Her present Majesty chapter 106 and in the second and third years of the same reign chapter 49 the said chapelries of Charlton and Brokenborough may be advantageously separated from the said vicarage and parish church of Westport St. Mary and together be constituted a separate parish for ecclesiastical purposes and a perpetual curacy or benefice which shall be endowed with a yearly income of five hundred and thirty pounds or thereabouts.

"That pursuant to the direction contained in the 26th section of the said first-mentioned Act I have prepared the following scheme which together with the consents thereto of the patron and of the incumbent of the said vicarage I do submit to your Grace to the intent that your Grace may if on full consideration and inquiry you shall be satisfied with such scheme certify the same and such consent by your report to Her Majesty in Council.

And whereas the scheme and consents referred to in the said representation are in the words and figures following:—

"The SCHEME above referred to.

"That the said chapelries of Charlton and Brokenborough shall be separated from the said vicarage and parish church of Westport St. Mary and together be constituted a separate parish for ecclesiastical purposes and a perpetual curacy and benefice by the name or style of 'The Perpetual Curacy of Charlton with Brokenborough' of which the church or chapel in the said chapelry of Charlton shall be the parish church and the church or chapel of Brokenborough shall be a chapel of ease to the said parish church.

"That the proposed separate parish and benefice shall be subject to the same ecclesiastical jurisdiction as the said vicarage of Westport St. Mary and the incumbent of such separate parish and benefice shall have exclusive cure of souls within the limits of the same.

"That all the rent-charge in lieu of the vicarial tithes arising within the limits of the said chapelries of Charlton and Brokenborough and all such of the rent-charges in lieu of the vicarial tithes arising within the limits of the said parish of Westport St. Mary as are specified in the schedule hereto together with the vicarage house gardens and appurtenances and the glebe land belonging to the said benefice of Westport St. Mary and situate within the said chapelry of Charlton shall henceforth belong and be attached to the said proposed separate benefice of Charlton with Brokenborough for ever and be held received and enjoyed by the incumbent thereof for the time being.

"That marriages of inhabitants of the said chapelry of Brokenborough shall cease to be solemnized in the parish church of Westport St. Mary and shall henceforth be solemnized in the said church or chapel of Charlton.

"That all fees and other ecclesiastical dues and payments for churchings marriages burials and other ecclesiastical offices solemnised and performed within the said proposed separate parish and benefice of Charlton with Brokenborough and all such other ecclesiastical dues offerings and emoluments usually payable to the incumbent of a parish or benefice as shall arise within the said proposed separate parish and benefice shall belong to the incumbent thereof.

"That the sum of sixteen pounds seventeen shillings and eight pence to which the vicarage of Westport St. Mary with its chapelries is now liable for first fruits shall be apportioned so that fifteen pounds part thereof shall attach to the said proposed new benefice and the said vicarage of Westport St. Mary shall continue to be charged with the remaining one pound seventeen shillings and eight pence.

"That the yearly tenths amounting to one pound thirteen shillings and nine pence to which the said vicarage of Westport St. Mary with its chapelries is now liable shall be apportioned so that the proposed new benefice shall be liable to the yearly sum of one pound ten shillings part thereof and the said vicarage of Westport St. Mary shall continue liable to the remaining three shillings and nine pence.

"That the whole of the yearly pension of two hundred pounds to which the vicarage of Westport St. Mary with its chapelries is now subject under the provisions of the Incumbents' Resignation Act 1871 and which pension is payable to the Reverend George Henry Hely Hutchinson the late vicar of the said benefice during his life or such less period as hereafter may be assigned by law shall with the consent of the said George Henry Hely Hutchinson testified by his signing this scheme be charged on the said proposed new benefice of Charlton and Brokenborough in exoneration of the said vicarage or benefice of Westport St. Mary.

"That the patronage of or right of presentation and nomination to the said proposed separate benefice of Charlton with Brokenborough shall be vested in Her Majesty her heirs and successors and shall and may from time to time and at all times thereafter be exercised by the Lord High Chancellor of Great Britain acting on behalf of Her Majesty in right of the Crown.

"That the parishioners of the said proposed separate parish shall not be entitled to accommodation in any other church than the churches of Charlton and Brokenborough respectively nor shall the parishioners of Westport St. Mary be entitled to any accommodation in the churches or chapels of the said separate benefice except nevertheless any person or persons (if any) possessing a legal right by faculty or otherwise to the exclusive use of any pews or sittings in either of the said churches or chapels and who may not be willing to relinquish and give up the same.

"Given under my hand this twentieth day of December in the year of our Lord one thousand eight hundred and seventy-eight.

"C. J. Gloucester and Bristol.

"George Henry Hely Hutchinson.