ANNO QUARTO

GEORGII IV. REGIS.

Cap. cxvii.

An Act for building a Church or Chapel of Ease in the Hamlet of *Far Town* and Parish of *Huddersfield*, in the West Riding of the County of *York*. [27th *June* 1823.]

WHEREAS the Township of *Huddersfield*, in the Parish of *Huddersfield* aforesaid, is a large and populous District, and the Inhabitants thereof have of late Years considerably increased in Number, and are likely so to do: And whereas the Hamlets of *Far Town*, *Deighton*, and *Bradley*, within the said Township, alone contain a Population of Four thousand Persons, or thereabouts, and are respectively at a Distance of Two Miles and upwards from the Parish Church of *Huddersfield* aforesaid, and from any other Place of Worship belonging to the Established Church; and the said Parish Church, which is situate in the Town of *Huddersfield*, contains Seats for only about One thousand four hundred Persons; and it would be of great Benefit and Utility to the Inhabitants of the said Hamlets, and the other Inhabitants of the said Township of *Huddersfield*, if a Church or Chapel of Ease for the Celebration of Divine Worship, according to the Rites and Usage of the Church of *England*, were erected within the said Hamlet of *Far Town*: And whereas the said Parish Church is in the Diocese of *York*, and Sir *John Ramsden* of *Byram* in the County of *York*, Baronet, is Patron of the Vicarage of the said Parish Church, and the Reverend *John Coates* is the present Vicar thereof: And whereas

John Whitacre of *Wood House*, in the said Hamlet of *Far Town*, Esquire, with the Privity and Consent of the Most Reverend *Edward* Archbishop of *York*, and the said Sir *John Ramsden* and *John Coates*, is desirous of setting apart and appropriating a Piece of Land situate in the said Hamlet of *Far Town*, to the Extent of One Acre, of which he is seised in Fee, for the Purpose of erecting on Part thereof, at his own Expence, a Church or Chapel of Ease for the Celebration of Divine Worship according to the Rites and Usage of the Church of *England*, and of making a Cemetery or Burial Ground, and is also desirous of securing a suitable Provision for the Minister of the said Church or Chapel, upon having the Patronage of the said Church or Chapel vested in him in Fee, and the other Privileges herein-after mentioned given to him; but inasmuch as the Desire of the said *John Whitacre* cannot be effectuated without the Aid and Authority of Parliament: Therefore Your Majesty's most dutiful and loyal Subject, the said *John Whitacre*, doth most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the said *John Whitacre*, his Heirs or Assigns, and he or they are hereby authorized and empowered, to erect and build on some Part of the Piece of Land which he may set apart and appropriate for the Purpose aforesaid, in a substantial and workmanlike Manner, a Church or Chapel of Ease, of sufficient Dimensions to contain not less than Five hundred Sittings, and to make the Remainder of the said Piece of Land into a Cemetery or Burial Ground to the same Church or Chapel, for the Inhabitants of the aforesaid Hamlets of *Far Town*, *Deighton*, and *Bradley*; and also to make, erect, and set up in the said Church or Chapel, Pews, Seats, a Gallery or Galleries (if the latter shall be deemed needful), and a Vestry; and also to hang up a Bell or Bells, and provide proper Communion Plate and other Requisites, Ornaments, and Conveniences, in order that the said Church or Chapel may be completely fitted up and furnished for the Performance of Divine Worship therein, according to the Rites and Ceremonies of the Church of *England*, and also (if he or they shall think proper) to make Vaults under the Floor of the said Church or Chapel for the Interment of the Dead.

Mr. Whitacre may build a Church or Chapel of Ease.

Church, when completed, to be consecrated, and to be a Perpetual Cure:

II. And be it further enacted, That the said Church or Chapel, when so built and completed, shall be set apart and dedicated to the Service of Almighty God, as a Place of Divine Worship for ever, and shall be consecrated according to the Usage of the Church of *England*; and such Church or Chapel, from and immediately after the Consecration and Dedication thereof, shall and is hereby declared to be a Perpetual Cure and Benefice, and shall be called by the Name of "Christ Church at *Wood House*," for ever.

And to be a separate Cure from the Parish Church.

III. And for keeping of the said Church or Chapel at all Times hereafter an entire and distinct Cure and Benefice from the Parish Church of *Huddersfield* aforesaid, be it further enacted, That it shall not be lawful for the Vicar for the Time being of the said Parish Church, or any other Person holding any Curacy or Lectureship within the said Parish of *Huddersfield*, to be Minister of the said Church or Chapel.

IV. And

Patronage vested in Mr. Whitacre in Fee.

IV. And be it further enacted, That immediately after the said Church or Chapel shall have been consecrated; the perpetual Advowson and the Right of Patronage, free Disposition, Nomination, and Presentation of, in, and to the said Church or Chapel, shall for ever thereafter appertain to, and the same is and are hereby vested in the said *John Whitacre*, his Heirs and Assigns for ever, freed and absolutely discharged of all Estates, Rights, and Interests of the said *John Coates* and his Successors for the Time being, Vicars of the Parish Church of *Huddersfield* aforesaid, and all Persons whomsoever claiming or to claim under him, them, or any of them.

Seats to be appropriated for the Poor of the Township of Huddersfield.

V. And be it further enacted, That the said *John Whitacre*, his Heirs or Assigns, shall and he and they is and are hereby required to set apart and appropriate in the said intended Church or Chapel, such a Number of Seats and Benches for the gratuitous Accommodation of the Poor of the said Township of *Huddersfield*, as shall be sufficient to accommodate not less than One hundred of such Poor.

Pews vested in Mr. Whitacre in Fee.

VI. And be it further enacted, That all the Pews and Seats, and the Gallery or Galleries in the said Church or Chapel (save and except such Sittings as are hereby required to be set apart and appropriated for the Poor as aforesaid), and all the Vaults (if any) under the said Church or Chapel, shall be and the same are hereby vested in the said *John Whitacre*, his Heirs and Assigns for ever, subject to such Right of Leasing by the Minister for the Time being as herein-after given.

Mr. Whitacre may dispose of One-fifth of the Burial Ground.

VII. And be it further enacted, That notwithstanding any thing herein-before contained to the contrary, it shall and may be lawful to and for the said *John Whitacre*, his Heirs and Assigns, and he and they are hereby authorized and empowered, for his and their own Benefit, to sell and dispose of, in such Proportion as he or they shall think fit, One-fifth Part of the Cemetery or Burial Ground, so that the same be made use of as Vaults or Places of Interment for the Dead, such One-fifth Part, and the Price or Prices to be paid, to be approved of and regulated by the Archbishop of *York* for the Time being, by Writing under his Hand.

No Burying Place within the Walls of the Church.

VIII. And be it further enacted, That no Grave or Burying Place shall be made within the Walls of the said intended Church or Chapel, but only in the said Cemetery or Burial Ground, and in the Vaults under the said Church or Chapel (if any shall be made), and in which Vaults no Corpse or dead Body shall be deposited or buried, without a Coffin made of Lead, or otherwise inclosed in Pitch of Half an Inch in Thickness, between an interior and exterior Coffin of Wood; and in no Case shall the Pews or Seats be taken up or removed for the Purpose of burying the Dead; nor shall any Grave or Burying Place be made in the said Cemetery or Burial Ground within Four Feet of the Walls of the said Church or Chapel.

Provision towards the Support of Minister.

IX. And be it further enacted, That towards the Support and Maintenance of the Minister of the said Church or Chapel, the said *John Whitacre*, his Executors or Administrators, shall, previous to the Consecration thereof, purchase and transfer the Sum of One thousand Pounds in

in the Three Pounds *per Centum* Consolidated Bank Annuities, into the Names of the Most Reverend the Archbishop of *York*, the Reverend the Vicar of *Huddersfield*, the Reverend the Vicar of *Halifax*, and the Reverend the Vicar of *Wakefield* respectively, for the Time being, in Trust to pay the Dividends thereof for ever to the Minister of the said Church or Chapel for the Time being; and in case of the Death of any such Minister before the Half-yearly Day of Payment of the said Dividends, to pay unto the Executors or Administrators of the deceased Minister a proportionate Part of the said Dividends from the Half-yearly Day of Payment preceding his Death to the Time of his Death, and to the succeeding Minister the Residue of the said last-mentioned Dividends: Provided always, that upon the Death of any of them, the said Archbishop and Vicars, or any future Archbishop or Vicars into whose Name the said Bank Annuities may be transferred in pursuance hereof, the Survivors shall transfer the said Bank Annuities into the Names of themselves and the Archbishop or Vicar who shall supply the Dignity or Place of the deceased Archbishop or Vicar.

Minister empowered to lease Four-fifths of the Pews for his further Support.

X. And be it further enacted, That for the better Support and Maintenance of the Minister for the Time being of the intended Church or Chapel, it shall and may be lawful for such Minister for the Time being, and he is hereby fully authorized and empowered, to lease or demise, from Year to Year, but without Fine, to any Person or Persons whomsoever, any Number of the said Pews or Seats to be erected and set up in the said Church or Chapel, not exceeding in the whole Four-fifth Parts in Number and Value of such Pews or Seats, and which Four-fifth Parts shall be selected and appointed by or to the Satisfaction of the Archbishop of *York*, at or before the Consecration of the said Church or Chapel, and to receive and take the Rents to be reserved on such Pews or Seats, for his own Use and Benefit, until the Provision herein-after mentioned shall be secured to him, and the Rent of every such Pew or Seat to be reserved and made payable by equal Half-yearly Payments; and in case the Rent of any such Pews or Seats shall be behind and unpaid by the Space of Twenty-one Days next after the same shall have become due and payable and be demanded, then and in such Case it shall and may be lawful for the Minister for the Time being of the said Church or Chapel, or any Person appointed by him, to enter upon and take Possession of such Pew or Seat, and let the same in manner aforesaid to any Person or Persons whomsoever, and such Rent shall and may be recovered by Distress and Sale of the Goods and Chattels of the Person or Persons liable to pay the same, by virtue of a Warrant under the Hand and Seal of any Justice of the Peace for the West Riding of the said County of *York*, rendering the Overplus (if any), upon Demand, to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Costs and Charges of such Distress and Sale.

When a clear Provision of 80*l.* per Annum shall be provided for the Minister, his Powers of leasing to determine.

XI. Provided always, and be it further enacted, That when a Provision shall have been made for the Minister for the Time being of the said intended Church or Chapel, by or from any Donation, Bequest, or Source whatsoever, (other than and except Surplice Fees, Mortuaries, and *Easter* Offerings, and the Rents of the Pews or Seats so to be leased by him as aforesaid), and so that such Minister shall be entitled to receive a perpetual yearly Sum of Eighty Pounds, clear of all Taxes and Deductions whatsoever,

whatsoever, and that such Provision shall appear to the then Archbishop of *York* to be well and effectually secured, then and from thenceforth the Power herein-before given to the said Minister to demise or lease Four-fifth Parts of the Pews or Seats of the said Church or Chapel as aforesaid, shall cease and absolutely determine.

Minister's Duty.

XII. And be it further enacted, That the Minister of the said Church or Chapel shall therein, every *Sunday* Morning and Evening, read, or cause to be read, the Prayers prescribed in the Book of Common Prayer or Public Liturgy of the Church of *England*; and also every *Sunday* Morning and Evening, and on every *Christmas Day* and *Good Friday*, and on all occasional Fasts and Festivals in the Morning after the Prayers, preach, or cause to be preached, a Sermon, and also at least Eight Times in the Year administer, or cause to be administered, the Holy Sacrament of the Lord's Supper, namely, on *Good Friday*, *Easter Sunday*, *Whit Sunday*, and *Christmas Day*, and on such other Four *Sundays* as he shall appoint, so that the Space of Time between such Administration of the Holy Sacrament of the Lord's Supper may be as nearly equal as may conveniently be; and moreover shall administer private Baptism, according to the Rubrick of the Church of *England*, when required.

Marriages to be solemnized.

XIII. And be it further enacted, That after the Consecration of the said Church or Chapel, Banns of Matrimony may be published, and Marriages celebrated within the said Church or Chapel, provided the same be published and celebrated according to the Laws and Canons now in force within this Realm in that Behalf; and all such Banns, and also all and every such Marriage or Marriages as shall be so published and celebrated in the said intended Church or Chapel of Ease, shall be as good, valid, and effectual, to all Intents and Purposes, as if the same were published and celebrated in the Parish Church of *Huddersfield* aforesaid.

All Christenings, Burials, and Marriages to be registered.

XIV. And be it further enacted, That all the Marriages, Christenings, and Burials had and solemnized within the said Church or Chapel of Ease, shall be registered in Public Register Books, to be provided and kept for that Purpose according to the Laws in force for keeping Registers in that Part of the United Kingdom called *England*; and that such Register Books shall be received in all Courts of Law and Equity as Evidence of such Marriages, Christenings, and Burials, in the same Manner as Register Books of Marriages solemnized in Churches and Public Chapels in which Banns are usually published, before the passing of an Act made in the Twenty-sixth Year of His late Majesty King *George* the Second, intituled *An Act for the better preventing of Clandestine Marriages*, or Copies thereof, are received in Evidence. 26 G. 2. c. 33.

Double Fees for Burials, &c. and Half to be paid to the Vicar.

XV. And in order that the erecting of the said Church or Chapel may not prejudice the Vicar of the said Parish of *Huddersfield* for the Time being, or lessen his Revenues, be it further enacted, That there shall be paid to the Minister of the said Church or Chapel for every Marriage, Burial, and Churching of Women, which may be performed in the said Church or Chapel, Double the Fees which are actually and of Right ought to be paid for the Performance of such Services respectively at the Parish Church of *Huddersfield* aforesaid; and that the Minister of the said

said Church or Chapel shall receive all such Double Fees, and keep an Account thereof open to the Inspection of the Vicar, and pay One Moiety or Half-part thereof to the Vicar, or his Agent appointed in that Behalf, by Two equal Payments in every Year, *videlicet*, on every *Christmas Day* and *Midsummer Day*, the First of such Payments to be made on such of the said Days as shall happen next after the Consecration of the said Church or Chapel; and in case of Nonpayment within Fourteen Days next after any of the said Days, One Moiety or Half-part of all such Double Fees shall and may be sued for and recovered from the said Minister, with full Costs of Suit, by the Vicar, in the same Manner, and by the same Ways and Means, as any Surplice Fees due and payable at the Parish Church of *Huddersfield* aforesaid can or may be recovered, or by Action of Debt or on the Case, in any of His Majesty's Courts of Record at *Westminster*.

Minister to appoint a Churchwarden and the other Officers.

XVI. And be it further enacted, That it shall be lawful for the Minister of the said Church or Chapel for the Time being to appoint from the Proprietors of Pews a proper Person to the Office of Church or Chapel Warden, and also to appoint proper Persons to the Offices of Questman or Sidesman, Clerk and Sexton, and of Organist, if any Organ shall be set up in the said Church or Chapel, and to such other Offices and Places as he shall think proper, and from Time to Time to remove or displace any of such Officers, and appoint any other or others in his or their Stead, or in the Stead of such of them as shall die or decline, or become incapable to perform his or their Office or Offices respectively.

Officers to be subject to Ecclesiastical Jurisdiction.

XVII. Provided always, and it is hereby declared, That the Church or Chapel Warden, Questman or Sidesman, Clerk and Sexton to be appointed as aforesaid, shall be subject and liable to Ecclesiastical Jurisdiction, in the same Manner as the Churchwardens, Questmen, Sidesmen, Clerk, and Sexton of the Parish Church of *Huddersfield* aforesaid are subject and liable to; and that the said Church or Chapel of Ease, and the Minister and Church or Chapel Warden, and also the Lecturer (if any) thereof, shall be under and subject to the ordinary Jurisdiction of the Archbishop of *York*, and shall be visited in such Manner as other Churches within the Diocese of *York* are visited; and that in case the said Cure or Benefice shall remain vacant for the Space of Six Calendar Months, without any Nomination of a proper Person within that Time, made by the said *John Whitacre*, his Heirs or Assigns, to be Minister thereof, then and in such Case the said Cure or Benefice shall lapse, and be subject to the Laws now in force respecting Benefices when Lapses thereof are incurred.

Keys, &c. of the Church to be kept by the Minister.

XVIII. And be it further enacted, That the Keys of the said Church or Chapel shall from Time to Time be kept by and left in the Custody of the Minister thereof for the Time being, or of any One whom he may appoint; and that the Plate, Furniture, and Records belonging to the said Church or Chapel, shall and may be deposited and kept in the Vestry Room thereof, or in such other Place as the Minister and Church or Chapel Warden thereof for the Time being, and the Proprietors of Pews and Seats therein, or the major Part of them, shall from Time to Time direct, in a strong Chest, to be for that Purpose provided, with Two secure and different Locks and Keys, One of which Keys shall be

kept by the said Minister, and the other by the said Church or Chapel Warden.

Pews to be numbered and valued, with Reference to Rates.

XIX. And be it further enacted, That all the Pews and Seats to be erected and set up in the said Church or Chapel, and in the Gallery or Galleries thereof, (save and except such Sittings as shall be so set apart and appropriated for the Poor as aforesaid) shall be marked with and distinguished by different Numbers or Figures, to be carved or painted on the Door or other conspicuous Part of each Pew and Seat respectively, and shall be valued immediately after the Consecration of the said Church or Chapel, by some Person to be appointed by the said *John Whitacre*, his Heirs and Assigns, and such Valuation shall be in Writing, under the Hand of such Person, and shall at all Times hereafter be referred to and abided by in any Rate to be made in pursuance of this Act.

Churchwardens to make a Rate upon the Proprietors and Renters of Pews and Seats.

XX. And be it further enacted, That the Person appointed to the said Office of Church or Chapel Warden of the said Church or Chapel as aforesaid, shall and may and is hereby authorized and required to make and assess, or cause to be made and assessed, a Rate sufficient to answer and pay the Expences herein-after mentioned, upon the Proprietors of such Pews or Seats in the said Church or Chapel as shall not be let or demised, and upon the Renters of such Pews or Seats as shall be let or demised, in equal Degrees, in proportion to the Value of such Pews or Seats respectively, as ascertained in the Manner herein-before directed, and to collect and receive every such Rate from such Proprietors and Renters; and in case any such Proprietor or Renter, his, her, or their Executors or Administrators, shall at any Time or Times neglect or refuse to pay the Rate so made and assessed on him or her respectively, such Rates shall and may be recovered by Distress and Sale of the Goods and Chattels of the Person or Persons liable to the Payment thereof, by virtue of a Warrant under the Hand and Seal of any Justice of the Peace for the West Riding of the County of *York*, returning the Overplus (if any) upon Demand, to the Owner or Owners of such Goods and Chattels, after deducting the reasonable Charges of such Distress and Sale; and that the said Church or Chapel Warden shall and is hereby required, by and out of the Monies arising by such Rates, to find and provide Bread and Wine for the Holy Communion, and Books and Surplices for the Minister, and to keep the Windows of such Church or Chapel whole and in good Repair, and also the Inside of the said Church or Chapel at all Times in a clean, neat, and decent State, suitable for the solemn Celebration of Divine Worship therein; and also to defray any Expence that may be incurred relative to the Sum of One thousand Pounds Three Pounds *per Centum* Consolidated Bank Annuities, to be purchased and transferred as aforesaid, or the Three Pounds *per Centum* Consolidated Bank Annuities, to be purchased with the Sum of One hundred Pounds, and its Accumulation, or the Land to be purchased with a Part of such last-mentioned Annuities respectively herein-after mentioned, in consequence of the Death of any of them, the Archbishop of *York*, and the several Vicars respectively aforesaid for the Time being, and also all other Expences incidental to the Purposes herein-before mentioned.

Power for the Recovery of the Rate.

Application of the Rate.

Providing a Fund for substantial Repairs.

XXI. And be it further enacted, That within the Space of Two Years after the Consecration of the said Church or Chapel, the said *John Whitacre*,

acre, his Heirs or Assigns, shall invest, in the Three Pounds *per Centum* Consolidated Bank Annuities, in the Names of the Most Reverend the Archbishop of *York*, the Reverend the Vicar of *Huddersfield*, the Reverend the Vicar of *Halifax*, and the Reverend the Vicar of *Wakefield* respectively aforesaid, for the Time being, the Sum of One hundred Pounds Sterling; the Dividends whereof shall from Time to Time accumulate and be added to the Principal, till the whole amount to the Sum of Five hundred Pounds like Annuities, for providing a Fund for and to be laid out and applied by the Minister and the Church or Chapel Warden for the Time being of the said Church or Chapel, in the necessary Expences of supporting and keeping in Repair the Roof, main Walls, and Timbers of the said Church or Chapel, and the Churchyard and Fences, so that the same may at all Times be preserved in good Repair and Condition: Provided, that in the Application of the said Sum of Money, the same shall never be reduced below the Sum of Three hundred Pounds like Annuities, which may, when and as soon as it conveniently can be done, be laid out in the Purchase of Land (which shall not exceed in Value in the whole the yearly Sum of Three hundred Pounds), in the Names of the said Archbishop and the said several Vicars respectively for the Time being, and their Successors for ever, for the Purpose of applying the Rents and Profits thereof as a perpetual Provision for such last-mentioned Expences; and also for enlarging, beautifying, or improving the said Church or Chapel, as shall appear proper to the said Minister and Church or Chapel Warden thereof for the Time being: Provided also, that upon the Death of any of them the said Archbishop and Vicars, or any future Archbishop or Vicars, into whose Name the said Bank Annuities may be transferred in pursuance hereof, the Survivors shall transfer the said Bank Annuities into the Names of themselves and the Archbishop or Vicars, who shall supply the Dignity or Place of the deceased Archbishop or Vicar.

Minister empowered to accept or purchase any Lands, not exceeding 200*l.* a Year.

XXII. And be it further enacted, That it shall be lawful for the said *John Whitacre*, his Heirs and Assigns, or the Minister of the said Church or Chapel for the Time being, and they are hereby authorized and empowered, at any Time or Times to accept or purchase, or take in Perpetuity, any Lands, Tenements, or Hereditaments, not exceeding in the whole the yearly Value of Two hundred Pounds (exclusive of the Provision hereby or intended to be hereby made for the said Minister), for the Augmentation of the said Minister's Salary, or Endowment of the said Church or Chapel, or for the Site of a House for the Residence of the said Minister, or for opening and making any additional Roads or Avenues to the said Church or Chapel, or for supporting and maintaining, repairing, or otherwise improving the same Church or Chapel and Roads or Avenues, or other the Purposes of this Act; the Statutes of Mortmain, or any other Law or Statute to the contrary thereof notwithstanding.

Lecturer may be appointed.

XXIII. And be it further enacted, That if at any Time hereafter the Proprietors and Renters of Pews or Seats in the said Church or Chapel, or the major Part of them assembled at a Public Meeting, convened by Notice affixed to the principal Door of the said Church or Chapel, at least Ten Days before such Meeting, shall be willing and desirous to have a Lecturer appointed, to read Prayers and preach a Sermon in the said Church or Chapel every *Sunday*, in addition to the Duty herein-before provided

provided to be done by the Minister, and shall be also willing to subscribe a sufficient annual Sum to remunerate such Lecturer, and of such their Intention shall give Notice in Writing to the Patron for the Time being of the said Church or Chapel, then and in every such Case it shall be lawful for the said Patron for the Time being, if he or they shall see fit, to engage the Minister of the said Church or Chapel, or any other Person duly qualified by Law, to be such Lecturer for the Purpose aforesaid; and that every such Lecturer so engaged (such Lecturer other than the Minister of the said Church or Chapel being duly licensed thereto by the Archbishop of *York* for the Time being) shall have the Use of the said Church or Chapel, and the Pulpit therein, and the Books thereof.

Appeal.

XXIV. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Rate or Rates, or by any Matter or Thing made or done in pursuance of this Act, such Person or Persons may appeal to the Justices of the Peace at the first General or Quarter Sessions of the Peace, to be holden for the West Riding of the County of *York*, next after the Expiration of Three Calendar Months from the Time wherein such Cause of Appeal shall have arisen, the Person or Persons appealing having first given Twenty-one Days Notice at least of his, her, or their Intention to bring such Appeal, and of the Matter thereof, to the Church or Chapel Warden of the said Church or Chapel, and within Five Days after such Notice enter into a Recognizance before some Justice of the Peace of the said West Riding, with sufficient Sureties, conditioned to try such Appeal, and abide the Order or Award of the said Justices thereon; and the said Justices, upon due Proof of such Notice or Recognizance having been given and entered into, are hereby authorized and required to hear and determine the Matter of such Appeal in a summary Way, and to make such Order thereon, and to award such Costs to either of the Parties or otherwise, as they the said Justices shall think proper; and the said Justices may also order such further Satisfaction to be made to the Party injured as they shall judge reasonable; and all such Orders and Determinations of the said Justices shall be final, binding, and conclusive to all Intents and Purposes whatsoever.

Limitation of Actions.

XXV. Provided always, and be it further enacted, That no Action or Suit shall be commenced against any Person or Persons, for any thing done in pursuance of this Act, after the Expiration of Six Calendar Months next after the Fact committed, or after Satisfaction made and tendered; and every such Action or Suit shall be brought or tried in the County where the Cause of Action shall have arisen, and not elsewhere; and if any such Action or Suit shall be brought before Twenty-one Days Notice shall have been given, or after sufficient Satisfaction made and tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, then and in every such Case the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, then and in every such Case the Defendant or Defendants shall recover Treble Costs, and shall have such Remedy for recovering the same as any Defendant hath for Costs of Suit in other Cases of Law.

Exempting all the Townships, &c. within the Parish of Huddersfield from the Repairs of the said Church or Chapel of Ease.

XXVI. And whereas all the Townships or Districts within the Parish of *Huddersfield* aforesaid are by Law, Custom, or Usage contributory or liable to contribute and pay, in certain Proportions, to the Repair of the Parish Church of *Huddersfield* aforesaid; be it therefore further enacted, That nothing in this Act contained shall extend, or be construed to extend, to charge the said Townships or Districts, or any of them, or any Lands or Tenements, or Inhabitants thereof respectively, with any Sum or Sums of Money, Duties, or Demands whatsoever, for or towards the Repairs or Support of the said Church or Chapel of Ease, or any Act, Matter, or Thing in anywise relating thereto.

This Act not to make a new Parish, or alter any Tithes, &c.

XXVII. Provided always, That nothing in this Act contained shall extend or be construed to extend to the making any new Parish, or the altering of any Rights or Privileges belonging to the said Vicar of the said Parish of *Huddersfield*, or of any Tithes or any other Ecclesiastical Dues or Payments, or any Rates, Assessments, or other Payments whatsoever due to the said Vicar; or shall prejudice, impeach, or defeat the Right, Title, Interest, Claim, or Demand of the said Vicar, of, in, or to any Tithes, Offerings, Oblations, Obventions, or other Ecclesiastical Rights, Dues, Benefits, or Advantages arising within the same Parish, and belonging to the said Vicar and his Successors (save the Right of Patronage, Nomination, and Presentation to the said Church or Chapel of Ease as herein-before provided), but the same shall remain and belong to the said Vicar and his Successors, and shall be paid and payable to him and them, in the same Manner as they would or ought to have been in case this Act had not been made.

General Saving of Rights.

XXVIII. Saving always to the King's most Excellent Majesty, and to His Heirs and Successors, and to all and every other Person or Persons, Bodies Politic and Corporate, his, her, and their Heirs, Successors, Executors, and Administrators (other than in the Cases already provided for and intended to be provided for by this Act), all such Estates, Rights, Titles, and Interests, as they, every or any of them, had and enjoyed before the passing of this Act, or could or might have had or enjoyed in case this Act had not been made.

Public Act.

XXIX. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others without being specially pleaded.

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