ANNO QUADRAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 89.

An Act for the Relief of certain Incumbents of Livings in the City of *London*. [28th *July* 1804.]

WHEREAS by an Act, passed in the Twenty-second and Twenty-third Years of the Reign of His late Majesty King *Charles* the Second, intituled, *An Act for the better Settlement of the Maintenance of the Parsons, Vicars, and Curates, in the Parishes of the City of* London, *burnt by the late dreadful Fire there*, after reciting, that the Tythes in the City of *London* were levied and paid with great Inequality, and were, since the late dreadful Fire there, in the rebuilding of the same, by taking away of some Houses, altering the Foundations of many, and the new erecting of others, so disordered, that, in case they should not for the Time to come be reduced to a Certainty, many Controversies and Suits at Law might thence arise; it was enacted, That the Annual certain Tythes of all and every Parish and Parishes within the said City of *London* and the Liberties thereof, whose Churches had been demolished or in part consumed by the late Fire, and which said Parishes, by virtue of an Act of that Parliament, intituled, *An additional Act for rebuilding of the City of* London, *uniting of Parishes, and rebuilding of the Cathedral and Parochial Churches within the said City*, remained and continued single as theretofore they were, or were by the said Act annexed or united into one Parish respectively, should be as followeth, (that is to say) The Annual certain Tythes or Sum of Money in lieu of Tythes, 22 & 23 C. 2.

Of

Of the Parish of *Alhallows Lombard Street*, One hundred and Ten Pounds;

Of *Saint Bartholomew Exchange*, One hundred Pounds;

Of *Saint Bridget* alias *Brides*, One hundred and twenty Pounds;

Of *Saint Bennet Fink*, One hundred Pounds;

Of *Saint Michael Crooked Lane*, One hundred Pounds;

Of *Saint Chriſtopher*, One hundred and twenty Pounds;

Of *Saint Dionis Back Church*, One hundred and twenty Pounds;

Of *Saint Dunſtan in the Eaſt*, Two hundred Pounds;

Of *Saint James Garlick Hythe*, One hundred Pounds;

Of *Saint Michael Cornhill*, One hundred and forty Pounds;

Of *Saint Michael Baſſiſhaw*, One hundred and thirty-two Pounds Eleven Shillings;

Of *Saint Margaret Lothbury*, One hundred Pounds;

Of *Saint Mary Aldermanbury*, One hundred and fifty Pounds;

Of *Saint Martin Ludgate*, One hundred and ſixty Pounds;

Of *Saint Peter Cornhill*, One hundred and ten Pounds;

Of *Saint Stephen Coleman Street*, One hundred and ten Pounds;

Of *Saint Sepulchre*, Two hundred Pounds;

Of *Alhallows Bread Street*, and *Saint John Evangeliſt*, One hundred and forty Pounds;

Of *Alhallows the Great* and *Alhallows the Leſs*, Two hundred Pounds;

Of *Saint Albans Wood Street* and *Saint Olaves Silver Street*, One hundred and ſeventy Pounds;

Of *Saint Anne and Agnes* and *Saint John Zachary*, One hundred and forty Pounds;

Of *Saint Auguſtin* and *Saint Faith*, One hundred and ſeventy-two Pounds;

Of *Saint Andrew Wardrobe* and *Saint Ann Blackfriars*, One hundred and forty Pounds;

Of *Saint Antholin* and *Saint John Baptiſt*, One hundred and twenty Pounds;

Of *Saint Bennet Gracechurch* and *Saint Leonard Eaſtcheap*, One hundred and forty Pounds;

Of *Saint Bennet Paul's Wharf* and *Saint Peter Paul's Wharf*, One hundred Pounds;

Of *Chriſt Church*, and *Saint Leonard Foſter Lane*, Two hundred Pounds;

Of *Saint Edmond the King* and *Saint Nicholas Acons*, One hundred and eighty Pounds;

Of *Saint George Botolph Lane* and *Saint Botolph Billingſgate*, One hundred and eighty Pounds;

Of *Saint Lawrence Jury* and *Saint Magdalen Milk Street*, One hundred and twenty Pounds;

Of *Saint Magnus* and *Saint Margaret New Fiſh Street*, One hundred and ſeventy Pounds;

Of *Saint Michael Royal* and *Saint Martin Vintry*, One hundred and forty Pounds;

Of *Saint Matthew Friday Street* and *Saint Peter Cheap*, One hundred and fifty Pounds;

Of *Saint Margaret Pattons* and *Saint Gabriel Fenchurch*, One hundred and twenty Pounds;

Of *Saint Mary at Hill* and *Saint Andrew Hubbard*, Two hundred Pounds;

Of *Saint Mary Woolnoth* and *Saint Mary Woolchurch*, One hundred and ſixty Pounds;

Of

Of *Saint Clement Eastcheap* and *Saint Martin Orgars*, One hundred and forty Pounds;

Of *Saint Mary Abchurch* and *Saint Lawrence Pountney*, One hundred and twenty Pounds;

Of *Saint Mary Aldermary* and *Saint Thomas Apostle*, One hundred and fifty Pounds;

Of *Saint Mary Le Bow*, *Saint Pancras Soper Lane*, and *Allhallows Honey Lane*, Two hundred Pounds;

Of *Saint Mildred Poultry* and *Saint Mary Cole Church*, One hundred and seventy Pounds;

Of *Saint Michael Wood Street* and *Saint Mary Staining*, One hundred Pounds;

Of *Saint Mildred Bread Street* and *Saint Margaret Moses*, One hundred and thirty Pounds;

Of *Saint Michael Queenhythe* and *Trinity*, One hundred and sixty Pounds;

Of *Saint Magdalen Old Fish Street* and *Saint Gregory*, One hundred and twenty Pounds;

Of *Saint Mary Somerset* and *Saint Mary Mounthaw*, One hundred and ten Pounds;

Of *Saint Nicholas Coleabby* and *Saint Nicholas Olaves*, One hundred and thirty Pounds;

Of *Saint Olave Jewry* and *Saint Martin, Ironmonger Lane*, One hundred and twenty Pounds;

Of *Saint Stephen Walbrook* and *Saint Bennet Sheerhog*, One hundred Pounds;

Of *Saint Swythin* and *Saint Mary Bothaw*, One hundred and forty Pounds;

Of *Saint Vedast* alias *Forsters* and *Saint Michael Quern*, One hundred and sixty Pounds:

Which respective Sums of Money to be paid in lieu of Tythes within the said respective Parishes, and assessed as therein-after is directed, should be and continue to be esteemed, deemed, and taken, to all Intents and Purposes, to be the respective certain Annual Maintenance (over and above Glebes and Perquisites, Gifts and Bequests to the respective Parson, Vicar, and Curate of any Parish for the Time being, or to his or their respective Successors, or to other Persons for his or their Use) of the said respective Parsons, Vicars, and Curates, who should be legally instituted, inducted, and admitted, into the respective Parishes aforesaid: And that the said several Sums of Money for Tythes might be more equally assessed upon the several Houses, Buildings, and all other Hereditaments whatsoever within all the said respective Parishes, it was enacted, That the Alderman of such respective Ward or Wards within the said City wherein any of the said Parishes respectively lay, and his or their Deputy or Deputies, and the Common Councilmen of such respective Ward or Wards, with the Churchwardens and One or more of the Parishioners of such respective Parish wherein the Maintenance aforesaid was respectively to be assessed, to be nominated by such respective Alderman, Deputy, Common Councilmen, and Churchwardens, or any Five of them, whereof the Alderman or his Deputy to be one, should in the Manner therein directed, assemble and meet together; and that they, or the major Part of them so assembled, should proportionably assess upon all Houses, Shops, Warehouses and Cellars, Wharfs, Keys, Cranes, Waterhoules, (which Waterhouses should pay in their respective Parishes where they stood, and not elsewhere), and

Tofts

Toſts of Ground (remaining unbuilt) and all other Hereditaments whatſoever (except Parſonage and Vicarage Houſes) the whole reſpective Sum by that Act appointed, or ſo much of it as was more than what each Impropriator was by that Act enjoined reſpectively to allow, in the moſt equal way that the ſaid Aſſeſſors, according to the beſt of their Judgements, could make it; and ſuch Regulations were made for effecting the Purpoſes of the ſaid Act as therein are mentioned: And it was amongſt other Things further enacted, That for the ſurer and better Payment of the ſaid reſpective Sums of Money ſo to be aſſeſſed and taxed towards the raiſing of the ſaid Maintenance of the reſpective Parſons, Vicars, and Curates of the ſaid reſpective Pariſhes as aforeſaid, all and every ſuch reſpective Sum and Sums of Money ſo to be aſſeſſed and taxed as aforeſaid towards the raiſing of the ſaid Maintenance of the ſaid reſpective Parſons, Vicars, and Curates of the ſaid reſpective Pariſhes, ſhould be paid to the ſaid reſpective Parſons, Vicars, and Curates, and their Succeſſors reſpectively, at the Four uſual Feaſts, (that is to ſay), at the Annunciation of the Bleſſed Virgin *Mary*, the Nativity of *Saint John the Baptiſt*, the Feaſt of *Saint Michael the Archangel*, and the Nativity of our Bleſſed Saviour, or within Fourteen Days after each of the ſaid Feaſts, by equal Payments: And in any Pariſh or Pariſhes where any Impropriations were, it was enacted, That all and every the Impropriator or Impropriators of any of the ſaid Pariſhes, ſhould pay and allow what really and *bonâ fide* they had uſed and ought to pay and ſatisfy to the reſpective Incumbent of ſuch reſpective Pariſh, at any Time before the ſaid late Fire, and that the ſame ſhould be eſteemed and computed as Part of the Maintenance of ſuch Incumbent, notwithſtanding that Act or any Clauſe or Matter or Thing therein contained: And whereas, ſince the paſſing of the ſaid recited Act the Rectory of the aforeſaid Pariſh of *Saint Chriſtopher* hath, by an Act paſſed in the Twenty-firſt Year of the Reign of His preſent Majeſty, been united to the Rectory of the aforeſaid Pariſh of *Saint Margaret Lothbury*, and there is now but one Incumbent of the ſaid united Rectories: And whereas the ſaid recited Act hath failed in providing a proper Maintenance for the Parſons, Vicars, and Curates in the ſaid Pariſhes, inaſmuch as the reſpective Incomes being by the ſaid Act fixed at very low Rates, the ſame are, by the decreaſed Value of Money, the enhanced Price of all the Neceſſaries of Life, and by various other Circumſtances peculiarly attached to the Incumbents of the City of *London*, become greatly inſufficient for the due Support of their Situation and Character; it hath been therefore deemed expedient for their Relief to make ſuch Alterations in the ſaid in part recited Act as are herein-after expreſſed and contained; be it therefore 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 inſtead of the Annual Tythes of all and every Pariſh and Pariſhes within the City of *London* and the Liberties thereof, whoſe Churches were demoliſhed or in Part conſumed by the Fire mentioned in the ſaid recited Act, the Annual certain Tythes or Sums of Money in lieu of Tythes, of and for the Pariſh and Pariſhes within the ſaid City and Liberties herein-after enumerated, ſhall, from and after the Twenty-ninth Day of *September* One thouſand eight hundred and four, be as follows; (that is to ſay),

For increaſing the Annual Tythes of the Pariſhes within the City of *London*.

Of the Pariſh of *Alhallows Lombard Street*, Two hundred Pounds;
Of *Saint Bartholomew Exchange*, Two hundred Pounds;
Of *Saint Bridget* alias *Brides*, Two hundred Pounds;

Of

Of *Saint Bennet Fink*, Two hundred Pounds;
Of *Saint Michael Crooked Lane*, Two hundred Pounds;
Of *Saint Dionis Back Church*, Two hundred Pounds;
Of *Saint Dunstan in the East*, Three hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Saint James Garlick Hythe*, Two hundred Pounds;
Of *Saint Michael Cornhill*, Two hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Saint Michael Bassishaw*, Two hundred and twenty Pounds Eighteen Shillings and Four-pence;
Of *Saint Mary Aldermanbury*, Two hundred and fifty Pounds;
Of *Saint Martin Ludgate*, Two hundred and sixty-six Pounds Thirteen Shillings and Four-pence;
Of *Saint Peter Cornhill*, Two hundred Pounds;
Of *Saint Stephen Coleman Street*, Two hundred Pounds;
Of *Saint Sepulchre*, Three hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Allhallows Bread Street* and *Saint John Evangelist*, Two hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Allhallows the Great* and *Allhallows the Less*, Three hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Saint Albans Wood Street* and *Saint Olaves Silver Street*, Two hundred and eighty-three Pounds Six Shillings and Eight-pence;
Of *Saint Anne and Agnes*, and *Saint John Zachary*, Two hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Saint Augustin* and *Saint Faith*, Two hundred and eighty six Pounds Thirteen Shillings and Four-pence;
Of *Saint Andrew Wardrobe* and *Saint Anne Blackfriars*, Two hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Saint Antholin* and *Saint John Baptist*, Two hundred Pounds;
Of *Saint Bennet Grace Church* and *Saint Leonard East Cheap*, Two hundred and Thirty-three Pounds Six Shillings and Eight-pence;
Of *Saint Bennet Paul's Wharf*, and *Saint Peter Paul's Wharf*, Two hundred Pounds;
Of *Christ Church* and *Saint Leonard Foster Lane*, Three hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Saint Edmond the King* and *Saint Nicholas Acons*, Three hundred Pounds;
Of *Saint George Botolph Lane* and *Saint Botolph Billingsgate*, Three hundred Pounds;
Of *Saint Laurence Jury* and *Saint Magdalen Milk Street*, Two hundred Pounds;
Of *Saint Margaret Lothbury* and *Saint Christopher*, Three hundred and sixty-six Pounds Thirteen Shillings and Four-pence;
Of *Saint Magnus* and *Saint Margaret New Fish Street*, Two hundred and eighty-three Pounds Six Shillings and Eight-pence;
Of *Saint Michael Royal*, and *Saint Martin Vintry*, Two hundred and thirty-three Pounds Six Shillings and Eight-pence;
Of *Saint Matthew Friday Street* and *Saint Peter Cheap*, Two hundred and fifty Pounds;
Of *Saint Margaret Pattens* and *Saint Gabriel Fen Church*, Two hundred Pounds;
Of *Saint Mary at Hill* and *Saint Andrew Hubbard*, Three hundred and thirty-three Pounds Six Shillings and Eight-pence;

Of *Saint Mary Woolnoth* and *Saint Mary Woolchurch*, Two hundred and ſixty-ſix Pounds Thirteen Shillings and Four-pence;

Of *Saint Clement Eaſtcheap* and *Saint Martin Orgars*, Two hundred and thirty-three Pounds Six Shillings and Eight-pence;

Of *Saint Mary Abchurch* and *Saint Lawrence Pountney*, Two hundred Pounds;

Of *Saint Mary Aldermary* and *Saint Thomas Apoſtles*, Two hundred and fifty Pounds;

Of *Saint Mary le Bow*, *Saint Pancras Soper Lane*, and *Alhallows Honey Lane*, Three hundred and thirty-three Pounds Six Shillings and Eight-pence;

Of *Saint Mildred Poultry* and *Saint Mary Colechurch*, Two hundred and eighty-three Pounds Six Shillings and Eight-pence;

Of *Saint Michael Wood Street* and *Saint Mary Staining*, Two hundred Pounds;

Of *Saint Mildred Bread Street* and *Saint Margaret Moſes*, Two hundred and ſixteen Pounds Thirteen Shillings and Four-pence;

Of *Saint Michael Queenhithe* and *Trinity*, Two hundred and ſixty-ſix Pounds Thirteen Shillings and Four-pence;

Of *Saint Magdalen Old Fiſh Street* and *Saint Gregory*, Two hundred Pounds;

Of *Saint Mary Somerſet* and *Saint Mary Mounthaw*, Two hundred Pounds;

Of *Saint Nicholas Colcabby* and *Saint Nicholas Olaves*, Two hundred and ſixteen Pounds Thirteen Shillings and Four-pence;

Of *Saint Olave Jewry* and *Saint Martin Ironmonger Lane*, Two hundred Pounds;

Of *Saint Stephen Walbrook* and *Saint Bennet Sheerhog*, Two hundred Pounds;

Of *Saint Swithin* and *Saint Mary Bothaw*, Two hundred and thirty-three Pounds Six Shillings and Eight-pence;

Of *Saint Vedaſt* alias *Foſters* and *Saint Michael Quern*, Two hundred and ſixty-ſix Pounds Thirteen Shillings and Four-pence.

Declaring the ſaid Sums of Money to be the Annual Maintenance of the Clergy of the City.

II. And be it further enacted, That the ſaid reſpective Sums of Money to be paid in lieu of Tythes within the ſaid reſpective Pariſhes, ſhall be and continue to be eſteemed, deemed, and taken, to all Intents and Purpoſes, to be the reſpective certain Annual Maintenance (over and above Glebes and Perquiſites, Gifts and Bequeſts, to the reſpective Parſon, Vicar, and Curate of any Pariſh for the Time being, or to his or their reſpective Succeſſors, or to other Perſons for his or their Uſe) of the ſaid reſpective Parſons, Vicars, and Curates, legally inſtituted, inducted, and admitted into the reſpective Pariſhes aforeſaid.

Power to make Aſſeſſments, and other Buildings.

III. And, in order that the ſaid ſeveral Sums of Money in lieu of Tythes may be more equally aſſeſſed upon the ſeveral Houſes, Buildings, and all other Hereditaments whatſoever, within all the ſaid Pariſhes, be it further enacted, That the Alderman or Aldermen of ſuch reſpective Ward or Wards, within the ſaid City, wherein any of the ſaid Pariſhes reſpectively lie, and his or their Deputy or Deputies, and the Common Councilmen of ſuch reſpective Ward or Wards, with the Churchwardens or Churchwarden, if there ſhould be only One, and any One or more of the Pariſhioners of the reſpective Pariſh wherein the Maintenance aforeſaid is reſpectively to be aſſeſſed, to be nominated;

nated by such Alderman or Aldermen, Deputy or Deputies, Common Councilmen and Churchwardens or Churchwarden, or any Five or more of them, whereof the Alderman or Aldermen, or his or their Deputy or Deputies, to be One or Two, shall at some convenient and seasonable Time before the Thirty-first Day of *July* next after the passing of this Act, assemble and meet together in some convenient Place, within every of the respective Parishes, wherein the Maintenance aforesaid is to be assessed, and the said Alderman or Aldermen, Deputy or Deputies, Common Councilmen, and Churchwardens or Churchwarden, and Parishioner or Parishioners, to be nominated as aforesaid, or the major Part of them so assembled, shall proporionably assess upon all Houses, Shops, Warehouses, and Cellars, Wharfs, Keys, Cranes, Waterhouses (which Waterhouses shall pay in the respective Parishes where they stand, and not elsewhere), and Tofts of Ground remaining unbuilt, and all other Hereditaments whatsoever, (except Parsonage and Vicarage Houses), the Whole respective Sum by this Act appointed, or so much of it as shall exceed what each Impropriator is herein-after by this Act enjoined respectively to allow in the most equal Way that the said Assessors according to the best of their Judgement can make it; which said Assessments shall be made and finished before the Twenty-first Day of *August* then next ensuing.

Appeal to the Lord Mayor and Court of Aldermen against Assessments.

IV. And be it further enacted, That if any Doubt or Variance shall happen to arise about any Sum so assessed as aforesaid, or if any Parishioner or Parishioners, or Owner or Owners of any House or other Hereditaments hereby directed to be assessed within any of the said Parishes, shall find himself, herself, or themselves aggrieved by the assessing of any Sum or Sums of Money, in Manner and Form aforesaid, then upon Complaint made by the Party or Parties aggrieved, to the Lord Mayor and Court of Aldermen of the said City, within Fourteen Days after Notice given unto the Party or Parties of such Assessment made, the said Lord Mayor and Court of Aldermen summoning as well the Party or Parties aggrieved, as the Alderman or Aldermen, or Deputy or Deputies, Common Councilmen, Churchwardens or Churchwarden, and such others as shall make the said Assessment, or the Survivors of them, shall hear and determine the same, in a summary Way, and the Judgement by them given shall be final and without Appeal; and if no such Parishioner or Parishioners shall be nominated in the Manner and for the Purpose aforesaid; or being so nominated, if the said Alderman or Aldermen, Deputy or Deputies, Common Councilmen, Churchwardens or Churchwarden, and Parishioner or Parishioners so appointed, shall, after Summons and Request made in that Behalf unto them by the Lord Mayor and Court of Aldermen, or the Incumbent or Incumbents of any of the said respective Parishes, refuse or neglect to meet and make such Assessments as aforesaid, then and in either of such Cases it shall and may be lawful to and for the Lord Mayor and Court of Aldermen of the said City, and they are hereby required, on Application of the Incumbent or Incumbents of the said respective Parishes, to authorize and appoint any other Person or Persons to make such Assessment or Assessments for the Purposes aforesaid.

Assessments may be altered every Seven Years.

V. And be it further enacted, That if in all or any of the aforesaid Parishes it shall appear necessary to the Parishioners specially convened by the Churchwardens or Churchwarden for the Purpose, and assembled in Vestry, at the End of Seven Years from the Time of passing this Act, and

and ſo from Time to Time at the Expiration of every Seven Years, afterwards to review and alter the reſpective Aſſeſſments to be made in purſuance of this Act, and to make in all or any of the ſaid Pariſhes, a new Aſſeſſment and Rate, or Aſſeſſments and Rates, in lieu of the then preceding Aſſeſſments for the Purpoſe of raiſing the Sum and Sums of Money by this Act directed to be raiſed and paid as aforeſaid, then that the Alderman or Aldermen of the reſpective Ward or Wards within the ſaid City, wherein ſuch Pariſh or Pariſhes ſhall reſpectively lie, and his or their Deputy or Deputies, and the Common Councilmen of ſuch reſpective Ward or Wards, with the Churchwardens or Churchwarden, and One or more of the Pariſhioners of the reſpective Pariſh wherein ſuch Aſſeſſment ſhall appear neceſſary (which Pariſhioner or Pariſhioners ſhall be nominated as before directed) ſhall in like Manner as herein-before is mentioned, aſſemble and meet together within Fourteen Days after ſuch Nomination, and they or the major Part of them ſo aſſembled ſhall then and there proportionably aſſeſs and rate upon the reſpective Houſes and other Hereditaments hereby directed to be aſſeſſed, the reſpective Sums by this Act directed to be raiſed and paid as herein-before is mentioned, and that every ſuch new Aſſeſſment and Rate ſhall be liable to the like Appeals as aforeſaid, and ſhall be collected, levied, and paid in like Manner as the firſt Aſſeſſment or Rate mentioned in this Act may or ought to be collected, levied, and paid.

Four Tranſcripts to be made, and directed where to be depoſited.

VI. And be it further enacted, That the ſaid Aſſeſſors within Fourteen Days after any Aſſeſſment ſhall have been made, and the reſpective Appeals (if any be) determined, ſhall make Four Tranſcripts thereof in Writing, containing the reſpective Sums to be payable or appointed to be paid out of all and every the Premiſes aſſeſſable within ſuch reſpective Pariſh, and ſubſcribe the ſame with their reſpective Names, and that within Twenty Days after ſuch Subſcription as aforeſaid, One of the ſaid Tranſcripts ſhall be ſent to the Lord Mayor of the City of *London*, and depoſited in the Town Clerk's Office of the ſaid City, and there kept and preſerved among the Records of the ſaid City, for a perpetual Memorial thereof; another of the ſaid Tranſcripts ſhall be depoſited in the Regiſtry of the Conſiſtory Court of the Lord Biſhop of *London*, to be kept and preſerved as aforeſaid; another of the ſaid Tranſcripts ſhall remain and be kept in the Veſtry of ſuch reſpective Pariſh, for a perpetual Memorial as before mentioned; and the remaining Tranſcript ſhall be delivered within Three Days after ſuch Subſcription to the Incumbent of ſuch reſpective Pariſh, and the ſaid Aſſeſſments ſhall continue in force and be acted upon until any new Aſſeſſment ſhall be made in purſuance of this Act.

Fixing the Time for Payment of Sums aſſeſſed.

VII. And, for the further and better Payment of the ſaid reſpective Sums of Money ſo to be aſſeſſed or taxed, towards raiſing the Maintenance of the ſaid reſpective Parſons, Vicars, and Curates of the ſaid reſpective Pariſhes as aforeſaid; be it further enacted, That all and every ſuch reſpective Sum and Sums of Money ſo to be aſſeſſed and taxed as aforeſaid, towards the raiſing of the ſaid Maintenance, ſhall be payable to the ſaid reſpective Parſons, Vicars, and Curates of the ſaid reſpective Pariſhes, and their Succeſſors reſpectively, or their Agents, Receivers, or Collectors, on the following Days in every Year, that is to ſay, the Twenty-fifth Day of *December*, the Twenty-fifth Day of *March*, the Twenty-fourth Day of *June*, and the Twenty-ninth Day of *September*, or within Thirty Days after

after each of the ſaid Days, by equal Payments free and clear of all Manner of Taxes, Aſſeſſments, and Deductions whatſoever, affecting the ſaid reſpective Sums of Money.

Impropriators to continue to pay what they have been accuſtomed to pay.

VIII. And whereas in certain of the Pariſhes herein-before named there are Impropriations; and the Impropriators were, as herein-before is mentioned by the ſaid recited Act, directed to pay and allow what really and *bonâ fide* they had uſed and ought to have paid and ſatisfied to the reſpective Incumbents of the ſaid Pariſhes before the ſaid Fire, which ſaid Payments were to be eſteemed and computed as Part of the Maintenance of ſuch Incumbents; be it therefore further enacted, That in the Pariſhes of *Saint Bridget* otherwiſe *Saint Bride's*, *Saint Bennet Finck*, *Saint Mary Aldermanbury*, *Saint Stephen Coleman Street*, *Alballows the Leſs*, *Chriſt Church*, *Saint Lawrence Jewry*, *Saint Lawrence Pountney*, and *Saint Mary Cole Church*, the Impropriators ſhall continue to allow and pay to the reſpective Incumbents of the ſame Pariſhes what they have been accuſtomed to allow and pay before and ſince the paſſing of the ſaid recited Act of the Twenty-ſecond and Twenty-third Years of the Reign of King *Charles* the Second, which ſaid Sums ſhall be paid to the Incumbents of the ſame reſpective Pariſhes, in Part of the reſpective Sums herein-before appointed to be the certain Annual Maintenance of the ſame reſpective Incumbents.

Directing the Vicar of *Saint Sepulchre's* to receive the full Sum directed by this Act, inſtead of the One-third Part of the Impropriate Tythes he is entitled to.

IX. And whereas Two-third Parts of the Impropriate Tythes of the Pariſh of *Saint Sepulchre* are veſted in Truſtees, in Truſt for the Pariſhioners of that Pariſh; and the Vicar of the ſaid Pariſh is endowed with the remaining Third Part of the ſaid Impropriate Tythes; be it therefore further enacted, That the ſaid Vicar ſhall, from and after the Twenty-ninth Day of *September* One thouſand eight hundred and four, receive the full Sum directed by this Act to be paid him for his Maintenance, in lieu of the Third Part of the ſaid Impropriate Tythes to which by virtue of his Endowment he is entitled, from the ſeveral Inhabitants, of or from or out of, or for, or in reſpect of the ſeveral Houſes, Tenements, and other Hereditaments ſituated within that Part of the ſaid Pariſh of *Saint Sepulchre* which lies within the Liberties of the City of *London*, but excluſive of and over and above the Third Part of the Tythes to which he is entitled, from the Inhabitants, of or from or out of, or for or in reſpect of the ſeveral Houſes, Tenements, or other Hereditaments ſituate within that Part of the ſaid Pariſh which lies within the County of *Middleſex*; and that, from and after the ſaid Twenty-ninth Day of *September* One thouſand eight hundred and four, the ſaid Third Part of the ſaid Impropriate Tythes, due from the Inhabitants of or from, or out of or in reſpect of the ſeveral Houſes, Tenements, or other Hereditaments ſituate within that Part of the ſaid Pariſh of *Saint Sepulchre* which lies within the ſaid Liberties of the City of *London*, ſhall ceaſe and determine, and be no longer paid or payable.

For continuing certain Compenſations out of the City Chamber, in lieu of Houſes taken down, *etc.*

X. And whereas in ſeveral of the aforeſaid Pariſhes divers Houſes and other Buildings have been taken down, for the Improvement of the City of *London*, by Order of the Lord Mayor, Aldermen, and Common Council of the ſaid City, or have been taken down or altered by other Corporate Bodies or publick Companies or Perſons, for other Purpoſes; and as a Compenſation in reſpect thereof, certain Yearly Sums have been regularly paid by the Chamber of the ſaid City, or by ſuch Corporate Bodies or publick Companies, or Perſons, to the Incumbents of the Pariſhes wherein

wherein the Houſes and Buildings ſo taken down were reſpectively ſituate, which Yearly Sums are equal to the Yearly Sums paid under the before recited Act, to the ſaid Incumbents, in reſpect of the ſaid Houſes and other Buildings ſo taken down; and it may happen that other Houſes and Buildings may be hereafter taken down or altered for ſimilar Purpoſes; be it therefore further enacted, That the ſeveral Yearly Sums of Money, which ſuch Incumbents reſpectively have been accuſtomed, or are or may be entitled to receive from the Chamber of *London*, or from any other Corporate Body or Bodies, Company or Companies, or from any Perſon or Perſons whomſoever, in reſpect of the ſaid Houſes and other Buildings ſo taken down, ſhall reſpectively be and continue to be paid and payable to the ſaid Incumbents reſpectively, and their reſpective Succeſſors, in Aid and as Part of the ſeveral Sums herein-before authorized to be raiſed by Aſſeſſments, for the Benefit of the ſaid Incumbents reſpectively, but ſo nevertheleſs as not to exonerate any Dwelling Houſe, Shop, Warehouſe, or other Building, in the Occupation of any private Perſon or Perſons, from the Payment of the Sum or Sums for Tythes or in lieu of Tythes to be aſſeſſed by virtue of this Act; but that the ſaid Sum or Sums ſo to be aſſeſſed and paid for or in reſpect of any ſuch Dwelling Houſe, Shop, Warehouſe, or other Building, ſhall be received and taken by the Incumbent of any Pariſh in which the ſame ſhall be ſituate, in part of the Sum or Sums by this Act authorized to be raiſed for the Benefit of ſuch reſpective Incumbent.

Directing how the Money ſhall be recovered in caſe of Refuſal of Payment.

XI. And be it further enacted, That if any of the Inhabitants in any of the reſpective Pariſhes aforeſaid ſhall refuſe or neglect to pay to the reſpective Incumbents of any of the ſaid reſpective Pariſhes, any Sum or Sums of Money to him or them reſpectively payable, or appointed to be paid by virtue of this Act, or any Part thereof, contrary to the true Intent and Meaning of this Act, (being lawfully demanded by the ſaid reſpective Incumbents, or their Agents or Receivers, or Collectors, either in Perſon or by Writing left at the Houſe or Houſes, Wharf, Quay, Crane, Cellar, or other Premiſes out of which the ſame is payable) that then it ſhall be lawful for the Lord Mayor or any other Magiſtrate of the City of *London* for the Time being, upon Oath to be made before him of ſuch Refuſal or Neglect, to give and grant Warrants for the Officer or Perſon appointed to collect the ſame, with the Aſſiſtance of a Conſtable, in the Day-time, to levy the ſame Sums of Money ſo due and in Arrear and unpaid, by Diſtreſs and Sale of the Goods and Chattels of the Party or Parties ſo refuſing or neglecting to pay, or the Goods and Chattels of the Occupier or Occupiers for the Time being, of the Tenements or Hereditaments in reſpect whereof ſuch Arrears ſhall be due or owing, reſtoring to the Owner or Owners the Overplus of ſuch Goods, or the Overplus of the Monies produced by ſuch Sale, over and above the ſaid Arrears of the ſaid Monies ſo due and unpaid, and the reaſonable Charges of making ſuch Diſtreſs, which he is to deduct out of the Monies raiſed by Sale of ſuch Goods.

Proviſo that if the Sums aſſeſſed ſhall be paid in Manner after mentioned, they ſhall not be raiſed as before directed.

XII. Provided always nevertheleſs, and it is hereby further enacted and declared, That notwithſtanding any Thing herein-before contained, in caſe, and when and ſo often as all or any of the reſpective Annual Maintenances or Sums by this Act appointed to be raiſed and paid, or ſo much of them reſpectively, or of any of them, as ſhall exceed what the reſpective Impropriators before mentioned are by this Act enjoined reſpectively

tively to allow, ſhall reſpectively be aſſeſſed and raiſed, by the Ways and Means and in the Manner herein-after authorized and directed, and paid to the ſaid reſpective Incumbents, or their reſpective Agents or Collectors, or Receivers, within Thirty Days next after the ſeveral Quarterly Days herein-before appointed for the Payment thereof, without any Deduction or Abatement whatſoever, then and in every ſuch Caſe, from Time to Time, ſuch of the ſame reſpective Annual Maintenances or Sums, or ſuch Part or Parts thereof reſpectively as ſhall be ſo paid, ſhall not be raiſed or paid as herein-before is directed, but by the Ways and Means and in the Manner herein-after authorized and appointed in that Behalf.

Power for Churchwardens, *etc.* to make Yearly Aſſeſſments.

XIII. And be it further enacted, That it ſhall be lawful for the Churchwardens or Churchwarden (if but One) of the reſpective Pariſhes wherein the Maintenances aforeſaid are reſpectively to be aſſeſſed, and to and for any One or more of the Pariſhioners, to be yearly appointed in Veſtry by the Inhabitants of ſuch reſpective Pariſhes (the Firſt of ſuch Veſtries in each Pariſh to be ſummoned by the ſaid reſpective Churchwardens or Churchwarden, and held within Twenty-one Days next after the paſſing of this Act) to aſſemble and meet together yearly and every Year at ſome convenient and ſeaſonable Time before the Thirty-firſt Day of *July* next after ſuch Appointment, in ſome convenient Place within every of the reſpective Pariſhes wherein the Maintenances aforeſaid are to be aſſeſſed; and the ſaid Churchwardens or Churchwarden, and the Pariſhioner or Pariſhioners to be appointed as aforeſaid, or the major Part of them, ſo aſſembled in and for each reſpective Pariſh, are hereby authorized and empowered yearly before the Twenty-firſt Day of *Auguſt* in every Year, by an equal Rate upon all Houſes, Shops, Warehouſes, Cellars, Wharfs, Quays, Cranes, Waterhouſes (each Waterhouſe to be paid for in the Pariſh where it ſtands only) Tofts of Ground, remaining unbuilt, or other Hereditament or Hereditaments whatſoever (except Parſonage and Vicarage Houſes) within ſuch reſpective Pariſh, to aſſeſs the Whole of the reſpective Sum by this Act appointed to be paid in lieu of Tythes within ſuch reſpective Pariſh, for or towards ſuch Maintenance as aforeſaid, or ſo much of it as ſhall exceed what the reſpective Impropriators (if any) are herein-before by this Act enjoined reſpectively to allow, together with the Charges of making ſuch reſpective Rate or Aſſeſſment, and collecting the Money ſo aſſeſſed, and all other incidental Charges relating thereto, the ſame to be payable and paid Quarterly on the ſeveral Days firſt herein-before appointed for the Payment of the ſaid Maintenance; and the ſaid Churchwardens or Churchwarden, and Pariſhioner or Pariſhioners, to be yearly appointed as aforeſaid, or the major Part of them ſo aſſembled in and for each reſpective Pariſh, ſhall and they are hereby further authorized to collect and receive the Sums ſo by them to be aſſeſſed, as and when the ſame ſhall become due, and with or out of the ſame or otherwiſe, to pay and diſcharge the reſpective Maintenance for and in reſpect whereof the ſame ſhall have been aſſeſſed reſpectively, within Thirty Days next after each Quarterly Day of Payment firſt herein-before appointed for the Payment of ſuch Maintenance, without any Deduction or Abatement whatſoever, and thereupon alſo to retain, pay, and diſcharge all ſuch incidental Charges and Expences as aforeſaid.

Power of Appeal againſt the laſt mentioned Aſſeſſments.

XIV. And be it further enacted, That in caſe any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by any Rate or Aſſeſſment to be made as laſt aforeſaid, it ſhall be lawful for him, her, or them reſpectively

ſpectively, to appeal to the Court of Mayor and Aldermen of the ſaid City, whoſe Deciſion ſhall be final and concluſive: Provided always, that Notice of ſuch Appeal ſhall be left in Writing at the Office of the Town Clerk of the ſaid City, and alſo at the Houſe of the Churchwarden or of the Veſtry Clerk of the reſpective Pariſh for which the Aſſeſſment complained of ſhall be made, within Ten Days next after the Sum ſo rated and aſſeſſed ſhall be demanded, and ſuch Appeal ſhall be made to the next Court of Mayor and Aldermen of the ſaid City, after ſuch Notice ſhall be ſo left as aforeſaid.

Power for recovering the Sums aſſeſſed by the Churchwardens, *etc.*

XV. And be it further enacted, That if the Owner or Owners, or Occupier of any Houſe or other Hereditament which ſhall be rated and aſſeſſed by virtue or in purſuance of this Act, by the Ways and Means and in the Manner laſt hereby authorized and directed, ſhall refuſe or neglect by the Space of Fourteen Days next after his, her, or their reſpective Rate or Rates, Aſſeſſment or Aſſeſſments ſhall be due, and ſhall be demanded by the Churchwardens or Churchwarden, and Pariſhioner or Pariſhioners to whom the ſame ought to be paid (ſuch Demand being left in Writing at the Houſe, Shop, Warehouſe, Cellar, Wharf, Quay, Crane, Waterhouſe, Toſt, or other Hereditaments or Premiſes poſſeſſed, rented, or occupied by him, her, or them, ſo rated and aſſeſſed) to pay ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſo demanded as aforeſaid, unleſs Notice of Appeal ſhall have been left as laſt before mentioned; or if any ſuch Notice be left, and if ſuch Appeal ſhall not be made accordingly, to the next Court of Mayor and Aldermen as aforeſaid, then and in every ſuch Caſe it ſhall be lawful for ſuch Churchwardens or Churchwarden, and Pariſhioner or Pariſhioners, every or any of them, having a Warrant or Warrants under the Hand and Seal of the Lord Mayor, or any other Magiſtrate of the ſaid City, (which Warrant or Warrants the ſaid Churchwardens or Churchwarden, and Pariſhioner or Pariſhioners, is and are hereby required to apply for, and the Lord Mayor, or any other Magiſtrate of the ſaid City, is hereby authorized and required to grant,) and with the Aſſiſtance of a Conſtable, or any Peace Officer of the Ward, County, City, or Liberty where the Perſon or Perſons, Party or Parties, ſo refuſing or neglecting, ſhall reſide, there to ſeize and diſtrain any of the Goods and Chattels of the Perſon or Perſons, Party or Parties ſo refuſing or neglecting to pay, or to ſeize and diſtrain any of the Goods and Chattels of the Occupier or Occupiers for the Time being of the Tenements or Hereditaments, in reſpect whereof ſuch Arrears ſhall be due or owing; and if the ſame ſhall not be replevied, or ſuch Rate or Aſſeſſment paid within Five Days next after ſuch Diſtreſs made, together with the Coſts and Charges thereof, then to appraiſe and ſell ſo much of the ſaid Goods and Chattels as ſhall be ſufficient to pay the ſaid Rate or Aſſeſſment, and the Coſts and Charges attending ſuch Diſtreſs and Sale, returning the Overplus (if any) to the Owner or Owners of ſuch Goods and Chattels, the ſaid Coſts and Charges to be ſettled and allowed by the ſaid Lord Mayor, or other Magiſtrate who ſhall have granted ſuch Warrant or Warrants reſpectively: Provided always, that no ſuch Diſtreſs ſhall by virtue of this Act be made out of the Limits of the ſaid City and Liberties thereof, unleſs ſuch Warrant or Warrants reſpectively ſhall be firſt backed or counterſigned by ſome Magiſtrate of the County, City, or Liberty where ſuch Diſtreſs is propoſed to be made; which Warrant or Warrants any Magiſtrate, who ſhall be applied to for that Purpoſe, ſhall forthwith, and

is

is hereby authorized and required to back or counterſign without Fee or Reward.

If the Monies to be aſſeſſed by the laſt mentioned means ſhall be unpaid for Thirty Days after any Quarterly Day of Payment, the ſame ſhall be raiſed in the ſame Manner as the firſt Aſſeſſment.

XVI. And be it further enacted, That when and ſo often as any Quarterly Payment of any Annual Maintenance or Sum by this Act authorized to be raiſed and paid, or ſo much thereof as ſhall exceed what any Impropriator before mentioned is by this Act enjoined reſpectively to allow, ſhall happen to be in Arrear and unpaid to the ſaid reſpective Incumbent entitled to the ſame, or his reſpective Agent or Collector, or Receiver, for the Space of Thirty Days next after any of the Quarterly Days herein-before appointed for the Payment thereof, then and in every ſuch Caſe, from Time to Time, every ſuch Quarterly Payment ſo in Arrear and unpaid ſhall and may be raiſed or levied and paid by the Ways and Means, and according to the Aſſeſſment, and in the Manner firſt herein-before authorized and directed in that Behalf.

Exempting *Quakers* from being Collectors under this Act.

XVII. And be it further enacted, That nothing in this Act contained ſhall be conſtrued to compel or oblige any Perſon or Perſons, being of the People called *Quakers*, to collect any of the Monies to be raiſed under or by virtue of this Act, but ſuch Perſon or Perſons is and are hereby excuſed and exempted from collecting the ſame.

Veſting the Powers of the ſaid Act of 22 and 23 Car. 2. and the Powers of this Act, in the Lord Mayor and Court of Aldermen, &c.

XVIII. And be it further enacted, That all and ſingular the Powers and Authorities in and by the ſaid recited Act of the Twenty-ſecond and Twenty-third Years of King *Charles* the Second, given to and veſted in the Lord Mayor and Court of Aldermen of the City of *London*, ſhall be and the ſame are hereby from henceforth given to and veſted in the ſaid Lord Mayor and Court of Aldermen for the Time being, for and in reſpect of all and ſingular the Matters and Things in this Act contained, or by this Act enacted, ſo far as the Caſe is or ſhall be applicable; and that in caſe the ſaid Lord Mayor and Court of Aldermen ſhall refuſe or neglect to execute any of the reſpective Powers to them by this Act granted, or to perform all and every ſuch Things relating either to the aſſeſſing or levying of the reſpective Sums aforeſaid, as they are by this Act authorized and required to perform, either expreſsly or by Reference, that then it ſhall be lawful for any Two or more of the Barons of His Majeſty's Court of Exchequer, by Warrant or Warrants under their Hands and Seals, to do and perform what the ſaid Lord Mayor and Court of Aldermen, according to the true Intent and Meaning of this Act, might or ought to have done, and by ſuch Warrant either to empower any Perſon or Perſons to make the reſpective Aſſeſſments as aforeſaid, or to authorize the reſpective Officers or Perſons appointed to collect ſuch Aſſeſſments, to levy the ſame by Diſtreſs and Sale of the Goods of any Perſon or Perſons that ſhall refuſe or neglect to pay the ſame, in Manner and Form aforeſaid.

No Court, for having Cognizance, to hold Plea of or for any Monies payable under this Act.

XIX. Provided always, That no Court or Judge Eccleſiaſtical or Temporal, ſhall hold Plea of or for any the Sum or Sums of Money due or owing or to be paid by virtue of this Act, or any Part thereof, other than the Perſons hereby authorized to have Cognizance thereof; nor ſhall it be lawful for any Parſon, Vicar, Curate, or Incumbent, to convent or ſue any Perſon or Perſons aſſeſſed as aforeſaid, and refuſing or neglecting to pay the ſame, in any Court or Courts, or before any Judge or Judges, other than what

what are authorized and appointed by this Act for the hearing and determining the ſame in Manner aforeſaid.

Publick Act. XX. And be it further enacted, That this Act ſhall be deemed, adjudged and taken to be a Publick Act, and ſhall be judicially taken Notice of as ſuch, by all Judges, Juſtices, and other Perſons whomſoever, without ſpecially pleading the ſame.

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