ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 32.

An Act for rebuilding the Chapel of *Newton*, in the Pariſh of *Manchester*, in the County Palatine of *Lancaſter*. [4th *May* 1814.]

WHEREAS the ancient Church or Chapel in the Chapelry of *Newton*, in the Pariſh of *Manchester*, in the County Palatine of *Lancaſter*, wherein Divine Service has been for many Years performed according to the Rites and Ceremonies of the Church of *England*, has fallen down, and is now unfit for the Celebration of Divine Service: And whereas the ſaid Chapelry compriſes the Townſhips of *Newton*, *Failſworth*, *Droylſden*, *Moſton*, and *Bradford*: And whereas the Warden and Fellows of the College of *Chriſt*, in *Manchester* aforeſaid, are ſeiſed of the Advowſon, Donation, and Patronage of and Right of Nomination and Appointment to the ſaid Chapel of *Newton*: And whereas the Reverend *Abraham Aſhworth* is the preſent Curate of the ſaid Chapel: And whereas it is highly neceſſary that the ſaid Chapel ſhould be rebuilt in a ſubſtantial Manner; but inaſmuch as the ſame cannot be effected without the Aid and Authority of Parliament; May it therefore pleaſe 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 the Warden and Fellows of the College of *Chriſt* for the Time being; *Peter Richard Hoare*, *Edward Frere*, *George Matthew Hoare*, *Samuel Cheetham Hilton*, *Edward Greaves*, *Samuel Taylor*, *Joſeph Hordern* Clerk, *Otho Hulme*, *Joſeph Wright Hulme*, *John Hulme*, *Thomas Hulme*, *Robert Say*, *Sebaſtian Naſh*, *W. B. Smith*, *Thomas Todd*, *Joſeph* Appointment of Truſtees.

Todd, *Robert Keymer*, *Joſeph Barker*, *Samuel Barker*, *Hugh Dackworth*, *John Yates*, *Robert Berry*, *Thomas Ogd n*, *Samuel Hobſon*, *George Hatfield*, *William Cantrell*, *Samuel Howard*, *John Lees*, *William Barrow*, *Joſeph Booth*, *John Thorneley*, *James Brundett*, *William Booth*, *William Barratt*, *Thomas Porter*, *James Aſpull*, *Aſhton Shepley*, *James Paulden*, *William Worrall*, *John Holme* Clerk, *Thomas Lancaſhire*, *George Smith*, *William Thompſon*, *John Naſh*, *John Clegg*, *Peter Nightingale*, *Thomas Moore* Clerk, *Joſeph Oates*, *John Mitchell* M.D. *John Miller*, *William Wood*, and *Thomas Marriott*, and their Succeſſors, to be nominated or appointed by virtue of this Act, ſhall and they are hereby declared to be Truſtees for rebuilding the ſaid Chapel, and otherwiſe carrying this Act and the ſeveral Purpoſes thereof into Execution.

No Act of Truſtees valid unleſs at a Meeting.

II. And be it further enacted, That no Act of the ſaid Truſtees ſhall be or be deemed to be good, valid, or effectual, unleſs the ſame be done at a Meeting to be holden in purſuance of this Act, except as herein excepted;) and that all the Powers and Authorities by this Act granted to the ſaid Truſtees, ſhall and may be exerciſed from Time to Time by the major Part of them who ſhall be preſent at any Meeting to be holden in purſuance of this Act (the Number of Truſtees preſent at every ſuch Meeting not being leſs than Seven); and all the Orders and Proceedings of the major Part of the Truſtees preſent at ſuch their ſeveral Meetings, ſhall have the ſame Force and Effect as if the ſame were made or done by all ſuch Truſtees for the Time being, (ſave and except as herein-after excepted); and at every Meeting of the ſaid Truſtees a Chairman ſhall and may be appointed; and when and as often as it ſhall ſo happen that there ſhall be an Equality of Votes at any ſuch Meeting upon any Queſtion (including the Vote of the Chairman), then and in every ſuch Caſe it ſhall be lawful for ſuch Chairman to give the deciſive or caſting Vote.

Power to appoint new Truſtees.

III. And be it further enacted, That if any Seven or more of the ſaid Truſtees hereby appointed, (ſave and except ſuch Perſons as are hereby declared to be Truſtees by virtue of their reſpective Eſtates and Offices) or their Succeſſors to be elected in Manner herein-after mentioned, ſhall die, or ſhall refuſe, or become incapable to act in the Execution of this Act, then and in every ſuch Caſe it ſhall be lawful for the ſurviving or remaining Truſtees, from Time to Time to elect and appoint One other Perſon to be a Truſtee in the Room of each ſuch Truſtee ſo dying, or refuſing, or becoming incapable to act, and Notice of the Time and Place of the Meeting for every ſuch Election ſhall be ſigned by the Clerk to the ſaid Truſtees for the Time being, and ſhall be affixed on the Door of the ſaid Chapel of *Newton* aforeſaid, and upon the Door of the Collegiate and Pariſh Church of *Mancheſter*, and inſerted in One or more of the Newſpapers publiſhed in the Town of *Mancheſter* aforeſaid, Fourteen Days at leaſt before ſuch Meeting; and every Perſon ſo elected a new Truſtee as aforeſaid ſhall be and he is hereby empowered to act in the Execution of this Act, to all Intents and Purpoſes, in as full and ample a Manner as the Truſtee in whoſe Room or Stead he ſhall have been ſo elected: Provided always, that no Perſon ſhall be capable of acting as a Truſtee in the Execution of this Act (unleſs in giving Notice of the Firſt Meeting under this Act as herein-after preſcribed, and of adminiſtering the following Oath, which any of the Truſtees herein-before named are empowered to adminiſter,) until he ſhall have taken an Oath to the following Effect;

Truſtees to take an Oath.

'I *A.B.* do ſwear, That I will faithfully, impartially, and honeſtly, according to the beſt of my Skill, Knowledge, and Judgment, execute the ſeveral Truſts and Powers repoſed in me as a Truſtee by virtue of an Act paſſed in the Fifty-fourth Year of the Reign of His Majeſty King *George* the Third, intituled [*here ſet forth the Title of this Act.*]
'So help me GOD.' Form of Oath

IV. And be it further enacted, That no Perſon ſhall be capable of acting as a Truſtee in the Execution of this Act, during the Time he ſhall be intereſted in any Contract, or enjoy any Employment of Profit under this Act. Truſtees incapable of acting when intereſted in any Contract.

V. And be it further enacted, That no Perſon ſhall be capable of acting as a Truſtee in the Execution of this Act, unleſs he ſhall, in his own Right or in the Right of his Wife, be in the actual Poſſeſſion and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments within the Pariſh of *Mancheſter* aforeſaid, of the clear Yearly Value of Fifty Pounds above all Reprizes; or ſhall be poſſeſſed of or entitled to a perſonal Eſtate of One thouſand Pounds, nor until he ſhall have taken and ſubſcribed before any One or more of the ſaid Truſtees an Oath, in the Words or to the Effect following; that is ſay, Qualification of Truſtees.

'I *A.B.* do ſwear, that I am truly and *bonâ fide*, in my own Right, [*or*, in the Right of my Wife] in the actual Poſſeſſion and Enjoyment, or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, within the Pariſh of *Mancheſter* in the County of *Lancaſter*, of the clear Yearly Value of Fifty Pounds above Reprizes, [*or*, am poſſeſſed of or entitled to a perſonal Eſtate of the Value of One thouſand Pounds.]
'So help me GOD.'

And if any Perſon, not being qualified as aforeſaid, ſhall preſume to act contrary to the true Intent and Meaning of this Act, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay the Sum of Fifty Pounds to any Perſon or Perſons who ſhall inform or ſue for the ſame, to be recovered in any of His Majeſty's Courts of Record at *Weſtminſter*, by Action of Debt, or on the Caſe, or by Bill, Plaint, Suit, or Information, wherein no Eſſoign, Protection, or Wager of Law, nor more than One Imparlance ſhall be allowed; and the Perſon ſo proſecuted ſhall prove that he is ſo qualified, or otherwiſe ſhall pay the ſaid Penalty, without any other Proof or Evidence on the Part of the Proſecution than that ſuch Perſon hath acted as a Truſtee in the Execution of this Act: Provided nevertheleſs, that ſuch Acts and Proceedings as ſhall have been done and performed by any ſuch Perſon touching the Execution of this Act, previous to his being convicted of the Offence before mentioned, ſhall, notwithſtanding ſuch Conviction, be as valid and effectual as if ſuch Perſon had been qualified according to the Directions of this Act.

VI. And be it further enacted, That ſuch of the ſaid Truſtees as are or ſhall be Juſtices of the Peace, may act as ſuch within their reſpective Juriſdictions in the Execution of this Act, notwithſtanding their being Truſtees, except in ſuch Caſes where they ſhall be perſonally intereſted. Truſtees may act as Juſtices except where perſonally intereſted.

VII. And be it further enacted, That the ſaid Truſtees ſhall meet at ſome convenient Place within the ſaid Chapelry, within Two Calendar Months First Meeting of Truſtees.

Months next after the paſſing of this Act, or as ſoon as conveniently may be, between the Hours of Ten of the Clock in the Forenoon, and Four of the Clock in the Afternoon, and proceed to put this Act in Execution; and in caſe none of the ſaid Truſtees ſhall attend ſuch Meeting, then and in ſuch Caſe ſuch Meeting ſhall be and be deemed to be adjourned to the next Day (*Sunday*, *Good Friday*, *Chriſtmas Day*, and all Days on which Divine Service is ordered by Authority to be celebrated, only excepted), and then to the following Day, and ſo *toties quoties*, until a ſufficient Number of Truſtees ſhall attend at ſuch Meeting to act in the Execution of this Act, or until a Truſtee or Truſtees ſhall attend and adjourn ſuch Meeting; and the ſaid Truſtees ſhall and may at ſuch Meeting, and at their ſeveral Meetings to be holden for the Purpoſe of carrying this Act into Execution, from Time to Time adjourn themſelves, and appoint their next Meeting to be holden there, or at any other Place in the ſaid Chapelry, as to the ſaid Truſtees ſhall ſeem convenient, and at ſuch Time as to them ſhall ſeem proper; and if it ſhall ſo happen that there ſhall not appear at any ſuch Meeting a ſufficient Number of Truſtees to act in the Execution of this Act, the Truſtees or Truſtee then preſent, or the Clerk to the ſaid Truſtees, ſhall from Time to Time, as often as the Caſe may happen, adjourn ſuch Meeting to ſome other Day within Twenty-one Days then next following, to be holden at the ſame Place, and the ſaid Clerk ſhall cauſe Notice thereof to be given in Manner aforeſaid, at leaſt Fourteen Days before the Day to which ſuch Meeting ſhall be adjourned; but no Act of the Truſtees ſhall be valid unleſs made or done at ſome public Meeting to be holden by virtue of this Act; and at all ſuch Meetings the Acts, Orders, and Reſolutions of the major Part of the Truſtees preſent at all ſuch Meetings (the Number of Truſtees preſent not being leſs than Seven), ſhall have the ſame Force and Effect as if done or made by all the ſaid Truſtees; and that where at any Meeting the Number of Voices ſhall be equal, the Chairman to be appointed at each ſuch Meeting ſhall have a ſecond, and the caſting Voice; and the ſaid Truſtees ſhall at their ſeveral Meetings pay their own Expences.

Meetings on Emergencies.

VIII. And be it further enacted, That if after any Adjournment of any Meeting as aforeſaid, it ſhall at any Time or Times be thought neceſſary that a Meeting of the Truſtees ſhould be holden on an earlier Day than the Day to which ſuch Meeting ſhall have been adjourned, then and in every ſuch Caſe the Clerk to the ſaid Truſtees (an Order in Writing ſigned by Three or more of the ſaid Truſtees, mentioning the Time, Place, and Purpoſes of ſuch earlier Meeting being given to him, or left at his laſt or uſual Place of Abode) ſhall forthwith give Notice of the Meeting to be holden on ſuch earlier Day, in Manner before directed, and of the Time and Place which ſhall be mentioned in the Order of the ſaid Truſtees, ſuch Time not being leſs than Seven Days after ſuch Notice; and all Proceedings of ſuch Truſtees at ſuch earlier Meeting ſhall be as good and valid as they would have been in caſe ſuch Truſtees had met in purſuance of any Adjournment.

No Order to be revoked unleſs at a Meeting for the Purpoſe, nor unleſs a

IX. And be it further enacted, That no Order, Appointment or Proceeding, made at any Meeting of the Truſtees holden in purſuance of this Act, ſhall be revoked or altered at any ſubſequent Meeting, unleſs at a Meeting to be holden for that expreſs Purpoſe, nor unleſs Notice, ſpecifying the Revocation or Alteration intended to be made, ſigned by the Clerk

Clerk to the ſaid Truſtees, ſhall be given in Manner aforeſaid, at leaſt Twenty-one Days before ſuch ſubſequent Meeting, nor unleſs a Majority of the Truſtees preſent at ſuch ſubſequent Meeting ſhall decide in favour of ſuch Revocation or Alteration, and a greater Number of Truſtees ſhall be preſent at ſuch ſubſequent Meeting than were preſent at the Meeting when ſuch Order, Appointment, or Proceeding was had or made.

Majority of the Truſtees concur.

X. And be it further enacted, That the ſaid Truſtees ſhall cauſe to be provided and kept a proper Book or Books, and fair and regular Entries to be made therein of all their Acts, Orders, and Proceedings relative to the Execution of this Act, and of the Names of all ſuch Truſtees as ſhall be preſent at their ſeveral Meetings; and all Entries in all ſuch Book or Books, being ſigned by the Chairman of ſuch Meeting, ſhall be deemed Originals, and ſhall be allowed to be read as Evidence in all Cauſes, Suits, and Actions touching or concerning any Thing done in purſuance of this Act; and ſuch Book or Books ſhall at all the Meetings of the ſaid Truſtees be open and liable to the Inſpection of all and every the ſaid Truſtees, and of the Creditors of the Rates and Aſſeſſments hereby granted and made payable; and that any of the ſaid Truſtees and Creditors ſhall and may have and take Copies thereof, paying for every Copy ſo had not exceeding Seventy-two Words, the Sum of Two-pence, and ſo in Proportion for any greater Number of Words.

Proceedings to be entered.

XI. And be it further enacted, That the ſaid Truſtees, or any Seven or more of them, may and they are hereby empowered, by Writing under their Hands to appoint a Treaſurer or Treaſurers, Clerk or Clerks, and alſo ſuch other Officers and Perſons for the Execution of this Act, as the ſaid Truſtees ſhall think proper, and from Time to Time to remove ſuch Officers and Perſons reſpectively, as the ſaid Truſtees ſhall ſee Occaſion, and out of the Monies to be received by virtue of this Act to allow and pay ſuch Salaries, Wages, and Allowances to the ſaid Officers and other Perſons, as the ſaid Truſtees ſhall think reaſonable; and the ſaid Truſtees ſhall and they are hereby required to take ſufficient Security from every ſuch Treaſurer and other Officer for the due Execution of his Office as they ſhall think proper; and all ſuch Officers ſo to be appointed ſhall, under their Hands, at ſuch Time or Times and in ſuch Manner as the ſaid Truſtees ſhall direct, deliver to the Truſtees, or to ſuch Perſon or Perſons as they ſhall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge by virtue of this Act, and alſo of all the Monies which ſhall have been by ſuch Officers reſpectively received by virtue and for the Purpoſes of this Act, and how much thereof hath been expended and diſburſed, and for what Purpoſe, together with proper Vouchers for ſuch Payments, and ſhall pay all ſuch Money as ſhall remain due from them reſpectively, to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame; and every ſuch Treaſurer ſhall when thereunto required by the ſaid Truſtees, lay his Accounts before the ſaid Truſtees, in order that the ſame may be audited, paſſed, and allowed by them, if approved of, and all the ſaid Officers ſo accounting as aforeſaid, ſhall upon Oath (which Oath any one of the ſaid Truſtees is hereby empowered to adminiſter) verify their ſaid Accounts; and if any ſuch Officer ſhall refuſe or neglect to make and render, or to verify upon Oath, any ſuch Account, or produce and deliver up the Vouchers relating to the ſame, or to make Payment as aforeſaid, or ſhall refuſe or wilfully neglect

Truſtees to appoint Officers and remove them, and allow Salaries.

Truſtees to take Security from the Treaſurer.

Officers to account.

to deliver to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall appoint to receive the ſame, within Twenty-one Days after having been thereunto required by the ſaid Truſtees, by Notice in Writing given to or left at the laſt or uſual Place of Abode of any ſuch Officer, all Books, Papers, and Writings in his Cuſtody or Power, relating to the Execution of this Act, or give Satisfaction to the ſaid Truſtees reſpecting the ſame, then and in every ſuch Caſe, upon Complaint made by the ſaid Truſtees, or by ſuch Perſon or Perſons as they ſhall appoint for that Purpoſe, of any ſuch Refuſal or wilful Neglect as aforeſaid, to any Juſtice of the Peace of the County, City, or Place wherein ſuch Officer ſo refuſing or wilfully neglecting ſhall be or reſide, ſuch Juſtice may and he is hereby authorized and required to iſſue a Summons or Warrant under his Hand and Seal for the Officer ſo neglecting or refuſing to appear before him, and upon his appearing, or having been ſummoned and not appearing, or not being to be found, to hear and determine the Matter in a ſummary Way; and if upon the Confeſſion of the Party, or by the Teſtimony of any credible Witneſs or Witneſſes upon Oath, (which Oath ſuch Juſtice is hereby empowered to adminiſter) it ſhall appear to ſuch Juſtice that any of the Monies that ſhall have been collected and raiſed by virtue of this Act ſhall remain due from ſuch Officer, ſuch Juſtice may and he is hereby authorized and required, upon Non-payment thereof, by Warrant under his Hand and Seal to cauſe ſuch Money to be levied by Diſtreſs and Sale of the Goods and Chattels of ſuch Officer; and if no Goods and Chattels of ſuch Officer can be found ſufficient to anſwer and ſatisfy the ſaid Money, and the Charges of diſtraining and ſelling the ſaid Goods and Chattels, or if it ſhall appear to ſuch Juſtice that ſuch Officer ſhall have refuſed or wilfully neglected to render and give ſuch Account, or to verify the ſame as aforeſaid, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings relating to the Execution of this Act ſhall be in the Cuſtody or Power of ſuch Officer, and he ſhall have refuſed or wilfully neglected to deliver or give Satisfaction reſpecting the ſame as aforeſaid, then and in each and every ſuch Caſe ſuch Juſtice ſhall commit ſuch Offender to the Common Gaol or Houſe of Correction for the County, City, or Place where ſuch Offender ſhall be or reſide, there to remain without Bail or Mainprize until he ſhall give and make a true and perfect Account and Payment as aforeſaid, or until he ſhall compound with the ſaid Truſtees for ſuch Money, and ſhall have paid ſuch Compoſition in ſuch Manner as they ſhall appoint, (which Compoſition the ſaid Truſtees are hereby empowered to make and receive) and until he ſhall deliver up ſuch Books, Papers, and Writings, or give Satisfaction in reſpect thereof to the ſaid Truſtees; but no ſuch Officer ſhall be detained or kept in ſuch Common Gaol or Houſe of Correction for Want of ſufficient Diſtreſs by virtue of this Act, for any longer Space of Time than Six Calendar Months.

Truſtees may contract for the Purchaſe of Lands for a Burial Ground.

XII. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Seven or more of them, from Time to Time to contract and agree with the Owner or Owners of and Perſons intereſted in any Lands, Grounds, or Hereditaments (ſuch Lands and Grounds not exceeding Five thouſand ſquare Yards ſuperficial Meaſure in Quantity) which ſhall be deemed neceſſary to be converted into a Cemetery or Burial Ground for the Uſe of the ſaid Chapelry, for the Purchaſe of the ſaid Lands, Grounds, or Hereditaments; and it ſhall be lawful for all Bodies Politic, Corporate, Eccleſiaſtical, or Civil, Corporations Aggregate or Sole,

Sole, Guardians, Feoffees, Truſtees, and Committees, Executors, or Adminiſtrators, not only for or on behalf of themſelves, their Heirs, and Succeſſors, but alſo for or on behalf of their Infant Wards, *Ceſtuique* Truſts, Lunatics, or Perſons of unſound Memory and Underſtanding; and to and for all Femes Covert who are or ſhall be ſeiſed or intereſted in their own Right, and to and for all and every Perſon and Perſons whomſoever who are or ſhall be ſeiſed or poſſeſſed of or intereſted in any ſuch Lands, Grounds, or Hereditaments, and who ſhall be willing to ſell the ſame, to contract with the ſaid Truſtees, or any Seven or more of them, for the Price or Satisfaction to be made for ſuch Lands, Grounds, or Hereditaments as aforeſaid, or to ſell and convey unto them, or any Seven or more of them, ſuch Lands, Grounds, or Hereditaments, or any Part thereof, for the Purpoſe aforeſaid; and all Contracts, Sales, and Conveyances which ſhall be ſo made, ſhall be valid to all Intents and Purpoſes, any Law, Statute, Uſage, or other Matter whatſoever to the contrary notwithſtanding; and all ſuch Bodies Politic, Corporate, Eccleſiaſtical, or Civil, Corporations Aggregate or Sole, Guardians, Feoffees, Truſtees, Committees, and all other Perſons, ſhall be and are hereby indemnified for what they ſhall do by virtue of this Act.

Application of Compenſation when amounting to £200.

XIII. And be it further enacted, That if any Money ſhall be agreed to be paid for any Lands or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of this Act for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any Diſability or Incapacity, as in this Act particularly mentioned, ſuch Money ſhall, in caſe the ſame ſhall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Truſtees for executing this Act, to the Intent that ſuch Money ſhall be applied under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands and Hereditaments, in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrance or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands or Hereditaments, or affecting other Lands or Hereditaments, ſtanding ſettled therewith, to the ſame or the like Uſes, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands or Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands and Hereditaments which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited to, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the mean Time and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the Court of Chancery, upon Application thereto, be inveſted by the ſaid Accountant General in his Name in the Purchaſe of Three Pounds *per Centum* Conſolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the

ſaid Conſolidated or Reduced Bank Annuities, ſhall from Time to Time be paid by Order of the ſaid Court to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands and Hereditaments ſo hereby directed to be purchaſed in caſe ſuch Purchaſe or Settlement were made.

Application where the Compenſation is leſs than £200. and exceeds £20.

XIV. Provided always, and be it further enacted, That if any Money ſo agreed to be paid for any Lands or Hereditaments purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging to any Corporation, or to any Perſon or Perſons under Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall exceed the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Lands or Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank, in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner herein-before directed, or otherwiſe the ſame ſhall be paid at the like Option to Two Truſtees to be nominated by the Perſon or Perſons making ſuch Option, and approved of by Seven or more of the ſaid Truſtees (ſuch Nomination and Approbation to be ſignified by Writing under the Hands of the nominating and approving Parties), in order that ſuch Principal Monies, and the Dividends ariſing thereon, may be applied in any Manner herein-before directed, ſo far as the Caſe may be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application where the Money is leſs than £20.

XV. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed to be paid as next before mentioned ſhall be leſs than Twenty Pounds, then and in all ſuch Caſes the ſame ſhall be applied to the Uſe of the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of this Act, in ſuch Manner as the ſaid Truſtees or any Seven or more of them ſhall think fit, or in caſe of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Uſe and Benefit of ſuch Perſon or Perſons ſo entitled reſpectively.

Reſpecting diſputed Titles.

XVI. Provided always, and be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the ſaid Court of Chancery, in purſuance of this Act, for the Purchaſe of any Lands or Hereditaments, or of any Eſtate, Right, or Intereſt in any Lands or Hereditaments to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands or Hereditaments at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to have been lawfully entitled to ſuch Lands or Hereditaments according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn

to

to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made to appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands or Hereditaments, or to ſome Eſtate or Intereſt therein.

The Court may order reaſonable Expences of Purchaſes to be paid by the Truſtees.

XVII. Provided alſo, and be it further enacted, That where by reaſon of any Diſability or Incapacity of the Perſon or Perſons or Corporation entitled to any Lands or Hereditaments to be purchaſed under the Authority of this Act, the Purchaſe Money for the ſame ſhall be required to be paid into the ſaid Court, and to be applied in the Purchaſe of other Lands and Hereditaments to be ſettled to the like Uſes in purſuance of this Act, it ſhall be lawful for the ſaid Court to order the Expences of all Purchaſes from Time to Time to be made in purſuance of this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Truſtees, or any Seven or more of them, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Truſtees empowered to re-ſell Land.

XVIII. And whereas the ſaid Truſtees under the Proviſions of this Act may purchaſe Lands, Tenements, or Hereditaments, which may be found not neceſſary for the Purpoſes thereof; be it therefore enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Seven or more of them, to ſell and diſpoſe of, and, by Indenture or Indentures under their Hands and Seals, to grant and convey by Way of abſolute Sale in Fee Simple, for a Conſideration in Money, all or any Part or Parts of the Lands, Tenements, or Hereditaments which may have been ſo purchaſed, as ſhall in the Judgment of the ſaid Truſtees, at any of their Meetings to be holden in purſuance of this Act, not be wanted for the Purpoſes of this Act; and upon Payment of the Money which ſhall ariſe by or from the Sale or Sales of ſuch Lands, Tenements, and Hereditaments, or any Part thereof, it ſhall and may be lawful for the Treaſurer or Treaſurers, Clerk or Clerks for the Time being to the ſaid Truſtees, to ſign and give Receipts for the Monies for which the ſame ſhall be ſold, which Receipts ſhall be ſufficient Diſcharges to any Perſon or Perſons for the Purchaſe Money for which ſuch Lands, Tenements, or Hereditaments ſhall be ſo ſold, or for ſo much thereof as in ſuch Receipt ſhall be expreſſed or acknowledged to be received; and ſuch Perſon or Perſons ſhall not afterwards be anſwerable or accountable for any Loſſes, Miſapplication or Non-application of ſuch Purchaſe Money, or any Part thereof.

Making Contracts for rebuilding the Chapel.

XIX. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees at any of their Meetings to contract or agree with any Perſon or Perſons for the rebuilding of the ſaid Chapel to be rebuilt by virtue of this Act, for providing Materials for building, erecting, finiſhing, and completing the ſame, or any Part or Parts thereof reſpectively, and generally to make and do all ſuch Orders, Matters, and Things as they ſhall think proper and neceſſary, fully and effectually to carry this Act into Execution, and all ſuch Contracts and Agreements when made and entered into by or between the ſaid Truſtees, and any other Perſon or

Perſons, ſhall be reduced into Writing at the Expence of the Parties with whom ſuch Contracts or Agreements ſhall be made, by the ſaid Truſtees, and ſigned by the Parties thereto, and ſhall be good, valid, and binding, as well upon the ſaid Truſtees, and their Succeſſors to be elected in Manner aforeſaid, as upon all other Parties thereto, his, her, and their Executors, Adminiſtrators, and Aſſigns; and the ſaid Truſtees ſhall and may pay or order Payment to be made of the Monies due upon ſuch Contract or Contracts, Agreement or Agreements, to the Perſon or Perſons entitled to receive the ſame: Provided always, that before any ſuch Contract or Contracts ſhall be entered into, Twenty-one Days Notice at the leaſt ſhall be given in One or more of the Newſpapers publiſhed in the Town of *Mancheſter* aforeſaid, expreſſing the Purpoſe of every ſuch Contract or Contracts, in order that any Perſon or Perſons willing to undertake the ſame, may make Propoſals for that Purpoſe, to be offered and preſented to the ſaid Truſtees at a certain Time and Place in ſuch Notice to be mentioned; and Copies of all Contracts made in purſuance of this Act ſhall be entered into a Book or Books to be kept for that Purpoſe, and ſuch Book and Books ſhall from Time to Time and at all convenient Times be open to the Inſpection of all and every Perſon and Perſons upon whom any Rate or Aſſeſſment ſhall be made under the Authority of this Act, on Payment of Sixpence to the Clerk or Perſon in whoſe Cuſtody the ſame ſhall be.

Truſtees may ſell old Materials.

XX. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, and they are hereby authorized and empowered to take and pull down, or cauſe to be taken and pulled down, what remains of the Walls and Ruins of the ſaid Chapel, and to ſell and diſpoſe of the Timber, Stones, Bricks, Iron, Lead, and other Materials thereof, and as are now lying in the Yard of the ſaid Chapel, or any Part or Parts thereof, to any Perſon or Perſons whomſoever; and the Money ariſing by ſuch Sale ſhall be applied to the ſeveral Purpoſes of this Act; or it ſhall be lawful for the ſaid Truſtees, and they are hereby empowered to employ or apply ſuch Timber, Stones, Bricks, Iron, Lead, and other Materials, or any Part or Parts thereof, as to them ſhall ſeem Right, in rebuilding the ſaid Chapel to be rebuilt by virtue of this Act, in ſuch Manner as they ſhall think proper; and the ſaid Truſtees ſhall and they are hereby required to rebuild or cauſe to be rebuilt the Whole of the ſaid Chapel; and the Coſts, Charges, and Expences thereof reſpectively, ſhall be paid out of the Monies to be received, raiſed, levied, or collected by virtue of this Act.

New Chapel.

XXI. And be it further enacted, That the ſaid Truſtees ſhall and they are hereby authorized and required to rebuild or cauſe to be rebuilt the Whole of the ſaid Chapel, and the ſame ſhall be built of ſuch Size and Dimenſions, and of ſuch Materials, and after ſuch Specification and Model as to the ſaid Truſtees, with the Approbation of the Lord Biſhop of the Dioceſe, ſhall ſeem right and proper; and alſo to convert into an additional Cemetery or Church Yard for the Uſe of the ſaid Chapelry, the ſaid Lands and Grounds ſo to be purchaſed or acquired as aforeſaid; and the ſaid Truſtees ſhall make, erect, and ſet up, or cauſe to be made, erected, and ſet up in ſuch new Chapel, ſuch Pews, Seats, Galleries, Bells, Ornaments, and Conveniences as to the ſaid Truſtees, with ſuch Approbation as aforeſaid, ſhall ſeem right and proper.

XXII. And

Chapel to be called All Saints.

XXII. And be it further enacted, That from and after the said Chapel shall be erected, built, and completed, the said Chapel shall for ever thereafter be called and go by the Name of *All Saints Chapel*.

Rights of the Patrons preserved.

XXIII. Provided always, and be it further enacted, That the said Warden and Fellows, or other the Person or Persons who for the Time being has, or have, or would have a Right of presenting, nominating, or appointing a Curate to the said old Chapel, in case the same had not been rebuilt by virtue of this Act, shall have the Right of Presentation, Nomination, or Appointment to the said new Chapel upon every future Vacancy or Avoidance.

The same Rights and Ceremonies to be used as in the old Chapel.

XXIV. And be it further enacted, That all such Rites, Ceremonies, and Privileges, as were legally celebrated, solemnized, or performed in or otherwise appertained to the said old Chapel, shall and lawfully may be celebrated, solemnized, performed in and appertain to the said new Chapel.

Materials, &c. vested in the Trustees.

XXV. And be it further enacted, That all the Stone, Bricks, Timber, Iron, Lead, and Materials of which the Ruins of the said old Chapel are constructed, and all the Stones, Bricks, Timber, Iron, Lead, and other Materials bought or procured by Order of the said Trustees for rebuilding the said Chapel to be erected and built by virtue of this Act, shall belong to and be the Property of and the same is and are hereby vested in the said Trustees; and it shall be lawful for the said Trustees to bring or cause to be brought any Action or Actions, or direct the preferring of any Bill or Bills of Indictment [as the Case may require] against any Person or Persons who shall steal, take, remove, or carry away, spoil, injure, or destroy the said Chapel, or the Stones, Timber, Iron, and other Materials thereof respectively hereby vested in them as aforesaid, or any of them, or any Part or Parts thereof; and in all such Actions and Bills of Indictment it shall be and be deemed and taken to be sufficient to state generally that the said Chapel, Article or Articles, Thing or Things, for or on account of which such Action or Actions shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of the Trustees for rebuilding the Chapel of *Newton*, in the Parish of *Manchester*, in the County Palatine of *Lancaster*, for the Use of the said Chapelry, without particularly stating or specifying the Names of all or any of the said Trustees.

Registers to be kept.

XXVI. And be it further enacted, That Public Registers shall be kept in some convenient Place within the said Chapelry, of all such Matters and Things, the Celebration, Solemnization or Performance whereof are by Law required to be registered in Churches and Chapels belonging to the Church of *England*.

Allotments of Pews.

XXVII. And be it further enacted, That when the said Chapel shall be rebuilt, and such Seats or Pews as are intended to be erected therein shall be completed, the said Trustees are hereby authorized and required to allot and appoint the several Seats and Pews therein to the several Townships, Estates, and Persons, who are now legally entitled, by Faculty or Prescription, to Pews or Seats in the said Chapel, and such Pews or Seats shall be made convenient to accommodate as many Persons as the

Pews or Seats which such Townships or Person or Persons, is or are now legally entitled to.

Seats to be set out for the Poor.

XXVIII. Provided always, and be it further enacted, That the said Trustees shall set out and appropriate in the said Chapel to be erected and built by virtue of this Act, such a Number of Seats for the gratuitous Accommodation of the Poor of the said Chapelry of *Newton* for the Time being, as the said Lord Bishop of the Diocese shall think necessary, proper and convenient.

Pews to be valued.

XXIX. Provided always, and be it enacted, That as soon as conveniently may be after the Erection of the said new Chapel, and before any of the Pews or Seats shall be allotted, sold, or let pursuant to the Powers herein contained, a Valuation shall be put upon the same by Two disinterested Persons of Skill and Judgment, the one to be chosen by the said Trustees, and the other by the said Warden and Fellows, who in case of a Disagreement shall be empowered to elect an Umpire; and that upon such Valuation being made, a yearly Rent equal to Five Pounds *per Centum per Annum* at the least upon such Valuation, shall be put upon each and every of such Pews, payable for ever, by Two equal Half-yearly Portions, on every the Twenty-fourth Day of *June* and the Twenty-fifth Day of *December*, to the Curate for the Time being of the said new Chapel, and the First Half-yearly Payment thereof respectively shall become due on such of the said Days as may next happen after the said several Pews shall be respectively allotted, sold, or let.

Power for the Trustees to sell Pews when Rents thereof in Arrear.

XXX. And be it further enacted, That in case the said Rents, or any of them, or any Part thereof, shall be behind or unpaid for the Space of Sixty Days after the same shall respectively become due, then that it shall and may be lawful for the said Trustees to enter upon the Pews chargeable with the Rents in Arrear; and after Twenty-one Days Notice in Writing affixed on one of the principal outer Doors of the said Chapel of their Intention to sell the same, then to make Sale and dispose of the said Pews to the best Bidder, subject to the Rent charged thereon, and out of the Monies thereby produced to pay off the Rent in Arrear, and all incidental Costs and Charges, and the Residue thereof (if any) shall be applied to the other Purposes of this Act.

Certain Pews to be let.

XXXI. And be it further enacted, That until Sale shall have been made of all and every the Pews in the said new Chapel, which are not attached to Estates as aforesaid, such Pews as shall for the Time being be unsold shall be let by the said Trustees to the Inhabitant Householders of the said Chapelry for the best Advantage and Benefit of the Curate of the said Chapel for the Time being, but not for any longer Term than from Year to Year; and in case the Rents thereby produced shall not be adequate to those charged thereon, they shall nevertheless be taken in Satisfaction thereof, any Thing herein expressed to the contrary thereof notwithstanding.

Rates to be made.

XXXII. And, in order to raise Money sufficient for carrying the several Purposes of this Act into Execution, be it further enacted, That it shall be lawful for the said Trustees, or any Seven or more of them, and they are hereby authorized and required, in each and every Year, until all the

the Monies neceſſary to rebuild the ſaid Chapel, and all the Monies to be borrowed under and by virtue of this Act, and the Intereſt thereof, ſhall be paid off and diſcharged, and the ſeveral other Purpoſes of this Act carried into Execution, to make, at ſome Meeting to be holden for that Purpoſe, (of which Meeting or Meetings, and of the Purpoſe thereof, Notice in Writing ſigned by the Clerk to the ſaid Truſtees, ſhall be affixed in Manner before prefcribed by this Act, Twenty-one Days at the leaſt immediately preceding the ſame reſpectively), a Rate or Rates, Aſſeſſment or Aſſeſſments, on the Tenants or Occupiers of all Houſes, Buildings, Lands, Tenements, and Hereditaments within the Chapelry of *Newton* aforeſaid, according to ſuch Proportion of the yearly Rent or Value, as the ſame Houſes, Buildings, Lands, Tenements, and Hereditaments ſhall have for the Years One thouſand eight hundred and twelve, and One thouſand eight hundred and thirteen, or either of ſuch Years, been aſſeſſed at to the Tax commonly called the Property Tax, by virtue of an Act, paſſed in the Forty-ſixth Year of the Reign of His preſent Majeſty, intituled *An Act for granting to His Majeſty during the preſent War, and until the Sixth Day of* April *next after the Ratification of a definitive Treaty of Peace, further additional Rates and Duties in* Great Britain *on the Rates and Duties on Profits ariſing from Property, Profeſſions, Trades, and Offices, and for repealing an Act paſſed in the Forty-fifth Year of His preſent Majeſty, for repealing certain Parts of an Act made in the Forty-third Year of His preſent Majeſty, for granting a Contribution on the Profits ariſing from Property, Profeſſions, Trades, and Offices,* and to conſolidate and render more effectual the Proviſions for collecting the ſaid Duties within the ſaid Chapelry, and ſo as no ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall exceed the Sum of Eight-pence in the Pound in any One Year; and ſuch Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall be made after the Expiration of Three Calendar Months from and after the paſſing of this Act, and ſhall be raiſed, levied, collected, and paid by any Collector or Collectors to be appointed by the ſaid Truſtees, to the Treaſurer or Treaſurers appointed by the ſaid Truſtees, to be applied for the Purpoſes of this Act, in the Manner herein-after mentioned: Provided always, that the Sum to be raiſed for the Purpoſes of this Act ſhall not in the Whole exceed the Sum of Three thouſand five hundred Pounds, together with ſuch further Sum as may be neceſſary for the Payment of the Intereſt upon the ſaid Sum of Three thouſand five hundred Pounds or ſuch Part thereof as may have been or ſhall be borrowed; and alſo together with ſuch Sum as ſhall have been expended in the procuring and paſſing of this Act, and alſo together with ſuch Sums as ſhall have been expended in the Salaries of Clerks, Treaſurers and Officers appointed by virtue of this Act, and as ſhall have been expended by the ſaid Truſtees in draining and laying dry the Site of the ſaid new Chapel and the Burying Ground belonging thereto.

Truſtees to inſpect Property Tax Books.

XXXIII. Provided always, and be it enacted, That it ſhall be lawful for the ſaid Truſtees, or for ſuch Perſon or Perſons as they ſhall appoint, at all convenient Times to inſpect the Books kept by the Commiſſioners of Property Tax, and their Clerk or Clerks, wherein the Lands, Tenements, and Hereditaments chargeable by virtue of this Act are rated or aſſeſſed to the Property Tax for the ſaid Years One thouſand eight hundred and twelve and One thouſand eight hundred and thirteen, in order to aſcertain the Rates to be made by virtue of this Act, and to take Copies thereof *gratis*.

When the Rates to ceaſe.

XXXIV. And be it further enacted, That as ſoon as the ſeveral Purpoſes of this Act ſhall be carried into Execution, and the Principal Money and Intereſt borrowed and ſecured on the Credit thereof be paid and ſatisfied, then and from thenceforth all the Rates and Aſſeſſments hereby impoſed ſhall abſolutely ceaſe and determine, and the ſaid new Chapel, and the Chapel Yards or Cemeteries thereof, ſhall from Time to Time and at all Times thereafter be repaired and kept in Repair by the ſame Ways and Means, and by the ſame Perſon and Perſons, Bodies Politic or Corporate, and in like Manner, as the ſaid ancient Chapel and the Chapel Yard thereof, have heretofore or ought to have been reſpectively ſupported, ſuſtained, and kept in Repair.

Rates to be payable Quarterly.

XXXV. And be it further enacted, That the ſaid Rate or Rates, Aſſeſſment or Aſſeſſments, ſhall be payable Quarterly, at *Lady-day*, *Midſummer*, *Michaelmas*, and *Chriſtmas*, the Firſt Payment thereof to be made at *Chriſtmas* One thouſand eight hundred and fourteen.

Exempting Meeting Houſes from the Rate.

XXXVI. And provided always, and be it further enacted, That no Perſons ſhall be at any Time hereafter charged to or in the ſaid Rates or Aſſeſſments for or towards the rebuilding of the ſaid Chapel, for or in reſpect of any Meeting Houſe or other Building, Tenement, and Hereditament, within the Chapelry of *Newton* aforeſaid, excluſively appropriated to Religious Worſhip, or to Religious Worſhip and the gratuitous Inſtruction of the Poor.

Rates not to be reduced without the Conſent of the Creditors.

XXXVII. Provided always, and be it further enacted, That nothing herein contained ſhall extend or be conſtrued to extend ſo as to enable the ſaid Truſtees to reduce the ſaid Rates or Aſſeſſments below the Sum of Sixpence in the Pound in any one Year, whilſt any Sum or Sums of Money to be borrowed by virtue of this Act, and which ſhall have been borrowed at Five Pounds *per Centum* Intereſt, or under, on the Credit of the ſaid Rates or Aſſeſſments, ſhall be due and owing, without the Conſent of the Creditor or Creditors entitled to Two Thirds of the Money ſo due and owing.

Rates may continue in force for ſeveral Years.

XXXVIII. Provided always, and be it further enacted, That the Rate or Aſſeſſment to be made as aforeſaid in or for any Year, ſhall continue in force, and ſhall be collected and recovered in or for every ſubſequent Year, until the ſaid Truſtees ſhall make a new Rate or Aſſeſſment by virtue of this Act, in like Manner as if they had made ſuch Rate or Aſſeſſment in and for every ſubſequent Year.

Collectors empowered to collect Rates.

XXXIX. And be it further enacted, That it ſhall be lawful for the Perſon or Perſons to be appointed by the ſaid Truſtees as Collector or Collectors of the ſaid Rate or Rates, Aſſeſſment or Aſſeſſments, and he and they is and are hereby authorized and empowered to receive, levy, and collect the ſame accordingly.

Certain Tenants may deduct Part of the Rates.

XL. And be it further enacted, That the ſeveral Tenants or Occupiers of ſuch Houſes, Buildings, Lands, Tenements, and Hereditaments ſo to be rated or aſſeſſed as aforeſaid, ſhall and they are hereby required in the Firſt Place to pay the Whole of ſuch Rate or Aſſeſſment on the Premiſes in his, her, or their Occupation: Provided always, that every ſuch Tenant

or

or Occupier (the Tenants of the ſaid Warden and Fellows only excepted), the unexpired Term of whoſe preſent Leaſe for the Time being ſhall not be more than Five Years, ſhall and may deduct out of his or her Rent, payable to his or her Landlord or Landlords, Four Fifth Parts of ſuch Rate or Aſſeſſment; and that every ſuch Tenant or Occupier, the unexpired Term of whoſe preſent Leaſe for the Time being ſhall not be more than Ten Years, ſhall and may deduct out of his or her Rent, payable to his or her Landlord or Landlords, Three Fifth Parts of ſuch Rate or Aſſeſſment; and that every ſuch Tenant or Occupier, the unexpired Term of whoſe preſent Leaſe for the Time being ſhall not be more than Fifteen Years, ſhall and may deduct out of his or her Rent, payable to his or her Landlord or Landlords, Two Third Parts of ſuch Rate or Aſſeſſment; and that every other Tenant or Occupier for any greater or longer unexpired Term of Years than Fifteen Years, or for Life or Lives, ſhall and may deduct out of his or her Rent, payable to his or her Landlord or Landlords, One Half Part of ſuch Rate or Aſſeſſment; and that every Tenant or Occupier of the ſaid Houſes, Buildings, Lands, Tenements, and Hereditaments ſo to be rated or aſſeſſed as aforeſaid, whoſe Tenancy ſhall be from Year to Year, or at Will, ſhall and may deduct out of his or her Rent, payable to his or her Landlord or Landlords, the Whole of ſuch Rate or Aſſeſſment; and each and every ſuch Landlord is and are hereby required and directed to allow each and every ſuch Tenant or Occupier ſuch Payments and Allowance accordingly; and every Tenant or Occupier paying ſuch Parts or Part, or the Whole of the ſaid Rate or Aſſeſſment, (as the Caſe may be) for or upon Account of the Landlord, and producing a Receipt or Receipts for the ſame, ſhall be acquitted and diſcharged of and from ſo much of his, her, or their Rent due to his, her, or their Landlord, as fully and effectually as if the ſame had been paid to ſuch Landlord, or to the Perſon or Perſons to whom his, her, or their Rent was or ſhould have been paid or payable.

Tenants from Year to Year to deduct the whole.

XLI. Provided always, and be it further enacted, That in all Caſes where the Houſes, Buildings, Lands, Tenements, or Hereditaments held or occupied by any Tenant or Occupier, have been aſſeſſed in or to the ſaid Tax, commonly called the Property Tax, for the ſaid Years One thouſand eight hundred and twelve, and One thouſand eight hundred and thirteen, or either of them, directed to be levied and collected under the Proviſions of this Act (the Tenants of the ſaid Warden and Fellows only excepted) at a higher Amount or Value than the Rent or Rents actually and *bonâ fide* paid or payable, or agreed to be paid or payable to his or her Landlord or Landlords thereof for the Time being, the Deduction or Allowance in and by this Act directed to be made by every ſuch Landlord or Landlords, ſhall, as to the Quota or Proportion of ſuch Landlord or Landlords thereof, be calculated upon the Amount of the Rent or Rents actually and *bonâ fide* paid or agreed to be paid to him, her, or them; and in all ſuch Caſes as laſt aforeſaid, the reſt of every ſuch Rate or Rates exceeding and over and above the Rent or Rents actually and *bonâ fide* paid or agreed to be paid to the Landlord or Landlords as aforeſaid, ſhall be wholly borne, paid, and diſcharged by every ſuch Tenant or Occupier of the Hereditaments and Premiſes aſſeſſed or to be aſſeſſed at a higher Rate than the Rent actually and *bonâ fide* paid or payable by him or her as herein-before mentioned.

Tenants to deduct in proportion to the Rent they actually pay.

XLII. And

Tenants of the Warden and Fellows to deduct One Third in all Cases.

XLII. And whereas the ſaid Warden and Fellows of the College of *Chriſt* are Lords of the Manor of *Newton*, and principal Land Owners of the Townſhip of *Newton*, and uſually let their Lands and Hereditaments upon Leaſes for Twenty-one Years, which are uſually renewed upon Payment of certain Fines at the End of every Seven Years, ſubject to Rents payable to the ſaid Warden and Fellows, which are leſs in Amount than the Rack Rent or yearly Value thereof; be it therefore enacted, That all and every the Tenants and Occupiers of all Houſes, Buildings, Lands, Tenements, and Hereditaments held under the ſaid Warden and Fellows, ſhall and may deduct out of his or her Rent or Rents payable to the ſaid Warden and Fellows, One Third Part of the Rate or Aſſeſſment to be made in purſuance of the ſaid Act, and no more, any Thing herein-before contained to the contrary thereof in anywiſe notwithſtanding.

Rates where Houſes are let to ſeveral Families.

XLIII. And be it further enacted, That every Perſon, being Landlord or Tenant, who ſhall let his or her Houſe in ſeparate Apartments, or ready furniſhed to a Lodger or Lodgers by the Year, or for any leſs Term than a Year, ſhall for the ſeveral Purpoſes of this Act be deemed and taken to be the Occupier thereof, and may be rated and aſſeſſed accordingly.

Recovery of Rates.

XLIV. And be it further enacted, That if any Perſon or Perſons ſhall refuſe or neglect to pay the Sum or Sums of Money at which he, ſhe, or they ſhall be rated or aſſeſſed by virtue of this Act, for the Space of Ten Days next after the ſame ſhall become due and payable as aforeſaid, after Demand in Writing made thereof, and delivered to or left at the uſual Place of Abode of ſuch Perſon or Perſons, ſigned by any Collector or Collectors of ſuch Money ſo rated or aſſeſſed, then and in every ſuch Caſe it ſhall be lawful for ſuch Collector or Collectors to be appointed as aforeſaid, and he and they is and are hereby reſpectively authorized and required to levy the ſame by Diſtreſs and Sale of the Goods and Chattels of every Perſon ſo refuſing or neglecting to pay as aforeſaid, by virtue of a Warrant under the Hands and Seals of any Two or more Juſtices of the Peace for the ſaid County Palatine of *Lancaſter*, which Warrant ſuch Juſtices are hereby empowered and required to grant upon Proof made upon Oath (which Oath the ſaid Juſtices are hereby empowered and required to adminiſter) before them of ſuch Demand and Non-payment as aforeſaid, rendering the Overplus (if any) upon Demand to the Owner of ſuch Goods and Chattels, after deducting the reaſonable Coſts and Charges of ſuch Diſtreſs and Sale.

Collectors to account.

XLV. And be it further enacted, That every Perſon or Perſons to be appointed Collector or Collectors as aforeſaid, who ſhall collect or receive any of the Monies ariſing by any ſuch Rate or Aſſeſſment ſhall, as often as thereunto required by the ſaid Truſtees, deliver in Writing under his or their Hand or Hands to the ſaid Truſtees, or to ſuch Perſons as they ſhall appoint, a true and perfect Account in Writing, and ſhall verify the ſame on Oath (which Oath the ſaid Truſtees are hereby empowered to adminiſter), of all Monies which he or they ſhall have collected and received by ſuch Rate or Aſſeſſment, and ſhall pay all the Money collected by ſuch Rate or Aſſeſſment in his or their Hands, Cuſtody, or Power, unto the Treaſurer of the ſaid Truſtees; and if any ſuch Collector or Collectors ſhall refuſe or neglect to receive the Sums to be rated and aſſeſſed by virtue of this Act, or to account for ſuch Money in his or their Hands, Cuſtody,

or Power, in Manner herein directed as aforesaid, every such Collector or Collectors so offending shall for every such Refusal or Neglect forfeit and pay any Sum not exceeding Fifty Pounds, which Penalty, and also all the Money in the Hands, Custody, or Power of such Collector or Collectors, so due and owing from such Collector or Collectors to the said Trustees, for or on account of such Rate or Assessment, shall and may be levied and recovered by virtue of a Warrant under the Hands and Seals of any Two or more Justices of the Peace for the said County Palatine of *Lancaster*, which Warrant such Justices are hereby required to give on Proof of any such Refusal or Neglect, and that any Sum or Sums of Money is or are due and owing from such Collector or Collectors to the said Trustees, for or on account of such Rate or Assessment, on the Oath or Oaths (which Oath or Oaths such Justices are hereby empowered to administer) of any credible Witness or Witnesses, directed to any Person or Persons whomsoever, by Distress and Sale of the Goods and Chattels of the Collector or Collectors so refusing or neglecting, or from whom any Sum or Sums of Money shall be so due and owing for or on account of such Rate or Assessment as aforesaid, rendering the Overplus, (if any) upon Demand to the Owner of such Goods and Chattels, after deducting such Penalty, and the Sum or Sums of Money which shall appear to be so due and owing to the said Trustees, for or on account of such Rate or Assessment, and the Costs and Charges of such Distress and Sale.

Power to borrow Money.

XLVI. And be it further enacted, That it shall be lawful for any Seven or more of the said Trustees from Time to Time to borrow and take up at Interest such Sum or Sums of Money, not exceeding in the Whole the Sum of Three thousand five hundred Pounds, as they shall judge necessary for the several Purposes of this Act, over and above the Expences of obtaining and passing this Act, and other the Expences herein-before mentioned, upon the Credit of the said Rate or Rates, Assessment or Assessments to be made, levied, and collected by virtue of this Act, and by Writing under their Hands and Seals to assign all or any Part of the said Rates or Assessments to such Person or Persons as shall lend or advance any Money thereon, or to his, her, or their Trustee or Trustees, as a Security for the Principal Money to be advanced, with lawful Interest for the same, and the Charges and Expences of such Assignment thereof (to be made as herein-after mentioned) shall be from Time to Time defrayed by the said Trustees out of the Monies so borrowed, and every such Assignment shall be in the Words or to the Effect following; (that is to say),

Form of Assignment.

'WE of the Trustees appointed by or in pursuance of an Act of Parliament, passed in the Fifty-fourth Year of the Reign of King *George* the Third, intituled [*here set forth the Title of this Act*] in Consideration of the Sum of advanced and lent by *A. B.* upon the Credit and for the Purposes of the said Act, do hereby grant and assign unto the said *A. B.* [*or*, to his or her Trustees or Trustee, (as the Case may require)], his or her Executors, Administrators and Assigns, such Proportion of the Rates or Assessments to be raised, levied, and collected by virtue of the said Act, as the said Sum of doth or shall bear to the whole Sum which may at any Time be borrowed or become due and owing, or be charged upon the Credit of the said Rates or Assessments; to be had and holden from this Day of until

'until the ſaid Sum of with Intereſt after the
'Rate of *per Centum per Annum* for the ſame, ſhall be
'repaid and ſatisfied. In Witneſs whereof, we the ſaid Truſtees have
'hereunto ſet our Hands and Seals, the Day of
'in the Year of Our Lord .'

And all ſuch Aſſignments ſhall be numbered, commencing with Number One, and ſo proceeding in an arithmetical Progreſſion aſcending, whereof the common Exceſs or Difference ſhall always be One; and every ſuch Security ſhall be good, valid, and effectual in the Law, and ſhall entitle the Perſon or Perſons to whom the ſame ſhall be made, his, her, or their Executors, Adminiſtrators, and Aſſigns, to the Payment thereof, and to all Profit and Advantage thereof, according to the true Intent and Meaning of this Act.

Power of transferring Aſſignments in preſcribed Form.

XLVII. And be it further enacted, That it ſhall be lawful for the Perſons entitled to any of the Securities for the Money to be borrowed upon Intereſt as aforeſaid, and their reſpective Executors, Adminiſtrators, or Aſſigns, at any Time, by Writing under their Hands and Seals, to transfer ſuch Securities to any Perſon or Perſons whomſoever; and every ſuch Transfer may be in the Words or to the Effect following; (that is to ſay),

'I *A.B.* being entitled to the Sum of
'ſecured to *C.D.* and his Aſſigns, [*or*, to his Executors, Adminiſtrators, and Aſſigns (as the Caſe may be)] by virtue of an Aſſignment,
'bearing Date the Day of under the Hands
'and Seals of of the Truſtees acting in the Execution of an
'Act paſſed in the Fifty-fourth Year of the Reign of King *George* the
'Third, intituled [*ſet forth the Title of this Act*] upon the Credit of
'the Rates or Aſſeſſments granted or made payable by the ſaid Act, do
'hereby transfer all my Right and Title in and to the ſame Sum, and all
'Intereſt and other Money now due and owing thereon, unto *E.F.* his
'Executors, Adminiſtrators, and Aſſigns. Dated the
'Day of in the Year of Our Lord .'

And a Copy of every Security or Aſſignment, together with the Number or Numbers thereof, which ſhall be made in purſuance of this Act, and an Extract or Memorial of every Transfer thereof reſpectively, ſhall be entered in a Book or Books to be kept for that Purpoſe by the Clerk to the ſaid Truſtees, which Extract or Memorial ſhall ſpecify or contain the Date, Names of the Parties, and Sums of Money thereby transferred, and to which Book or Books any Perſon intereſted ſhall at all reaſonable Times have acceſs, and ſhall have free Liberty to inſpect the ſame without Fee or Reward; and for the entering of every ſuch Transfer, the ſaid Clerk ſhall be paid, by the Perſon or Perſons to whom ſuch Transfer ſhall be made, the Sum of Five Shillings, and no more; and every ſuch Transfer, after ſuch Entry as aforeſaid made, ſhall entitle the Perſon to whom the Transfer ſhall be made, and his or her Executors, Adminiſtrators and Aſſigns, to the Benefit of the Security thereby transferred.

Proviſion for Payment of Creditors by Ballot.

XLVIII. And, in order that no Preference may be given to any of the Perſons who ſhall have advanced and lent Money upon the Credit of the Rates or Aſſeſſments to be raiſed, levied or collected by virtue of this Act; be it further enacted, That the ſaid Truſtees (if there ſhall be more Creditors

Creditors than One) ſhall cauſe the Number of all Aſſignments or Securities granted and then in force for ſecuring the Principal Monies lent and advanced upon the Credit of the ſaid Rates or Aſſeſſments, of which Part ſhall then be intended to be paid off, to be written upon diſtinct Pieces of Paper, of an equal Size, and all ſuch Papers ſhall be rolled up in the ſame Form, as near as may be, and put into a Box or Wheel, and the Number or Numbers of the ſaid Aſſignments or Securities ſhall be drawn ſeparately out of the ſaid Box or Wheel by the Clerk to the ſaid Truſtees, in the Preſence of the ſaid Truſtees, and the ſame ſhall be paid in the Order and Priority they ſhall be ſeverally drawn upon ſuch Ballot; and after ſuch Ballot the ſaid Truſtees ſhall cauſe Notice, ſigned by their Clerk, to be given to or left at the laſt or uſual Place of Abode of the Perſon or Perſons who ſhall be entitled to the Money to be paid off purſuant to ſuch Ballot; and where there ſhall be only One Creditor, to give Six Calendar Months Notice to ſuch Creditor of the Intention of the ſaid Truſtees to pay him or her as aforeſaid; and every ſuch Notice ſhall expreſs the Sum to be paid off, with the Intereſt due thereon, and that the ſame will be paid on a Day and at a Place to be ſpecified in ſuch Notice, ſuch Notice not being ſooner than Six Calendar Months after the Day of giving or leaving ſuch Notice as aforeſaid; and the Intereſt of the Principal Money ſo to be paid off ſhall from and after the Day to be ſo ſpecified, ceaſe and be no longer paid or payable, unleſs ſuch Money ſhall be demanded purſuant to ſuch Notice, and not paid, and the Principal Money in reſpect whereof ſuch Notice ſhall be given, and alſo the Intereſt thereof to the Day to be ſo ſpecified, ſhall nevertheleſs be payable on Demand.

Application of Money borrowed.

XLIX. And be it further enacted, That the ſeveral Rates and Aſſeſſments to be made under the Authority of this Act, and all the Money which may be borrowed, advanced, or lent as aforeſaid, on the Credit of the ſaid Rates or Aſſeſſments, ſhall be paid to the Treaſurer or Treaſurers to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall appoint, and the ſame ſhall be applied and diſpoſed of in paying and defraying the Coſts, Charges, and Expences of applying for, obtaining and paſſing this Act, and of rebuilding the ſaid Chapel, and in furniſhing, finiſhing, and completing the ſame, and in otherwiſe carrying this Act into Execution; and that when and as ſoon as the Monies allowed to be raiſed or to be borrowed by virtue of this Act, and the Intereſt of ſuch Money ſo to be borrowed, ſhall be paid off and diſcharged, and the ſeveral Purpoſes of this Act ſhall be carried into Execution, the Rates and Aſſeſſments granted by this Act ſhall ceaſe, and be no longer paid or payable.

Perſons advancing Money to be repaid with Intereſt.

L. Provided always, and be it further enacted, That if any Perſon or Perſons ſhall advance and lend any Money for defraying the Expences of applying for and obtaining this Act, or carrying the ſame into Execution, ſuch Perſon or Perſons ſhall be repaid ſuch Money, with lawful Intereſt for the ſame, from the reſpective Times of advancing and lending the ſame, out of the Money which ſhall be firſt raiſed under and by virtue of this Act, any Thing herein-before contained to the contrary thereof in anywiſe notwithſtanding.

Actions to be brought in the Name of the Treaſurer or Clerk or One Truſtee.

LI. And be it further enacted, That whenever any Action ſhall be brought by the Order of the ſaid Truſtees, againſt any Perſon or Perſons by virtue or in purſuance of this Act, the ſame may be brought in the Name of their Treaſurer or Clerk, or in the Name of any One of the ſaid Truſtees

Truſtees on Behalf of the ſaid Truſtees; and no ſuch Action ſhall abate or be diſcontinued by the Death or Removal of the Perſon in whoſe Name the ſame ſhall be brought.

Indemnity to Truſtees.

LII. Provided always, and be it further enacted, That all and every the Truſtees herein-before named, and their Succeſſors to be appointed as herein-before mentioned, ſhall from Time to Time, and at all Times hereafter be amply and fully indemnified from and out of the Monies to be raiſed under this Act, of and from all Coſts, Charges, Damages, and Expences which they or any of them, or their Treaſurer or Clerk as aforeſaid, ſhall and may ſuſtain, or be put unto for or by reaſon of any Action, Suit, or other Proceedings which may be had, ſued, commenced, or proceeded againſt them, any or either of them, for any Matter or Thing which may be by them reſpectively legally done in or about the Execution of this Act, and the Truſts repoſed in them under the ſame.

Power for Inhabitants to be Witneſſes.

LIII. And be it further enacted, That in all Actions, Proſecutions, Informations, Cauſes, and Proceedings whatſoever, relating to or concerning the Execution of this Act, no Inhabitant of the ſaid Chapelry of *Newton* ſhall be deemed an incompetent Witneſs on account of his or her being charged with or liable to pay or having paid any Rate or Aſſeſſment to be raiſed, levied, and collected by virtue of this Act.

Recovery of Penalties.

LIV. And be it further enacted, That all Penalties and Forfeitures by virtue of this Act, or by virtue of the Powers thereof impoſed (the Manner of levying and recovering whereof is not hereby otherwiſe particularly directed) ſhall be levied and recovered by Diſtreſs and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of any Juſtice of the Peace for the County, City, or Place where the Offence ſhall be committed, which Warrant ſuch Juſtice is hereby empowered to grant, upon the Confeſſion of the Party, or upon the Evidence of any credible Witneſs upon Oath, and the Overplus (if any) of the Monies ariſing by ſuch Diſtreſs and Sale ſhall be returned upon Demand to the Owner of ſuch Goods and Chattels, after deducting the Coſts and Charges of making, keeping, and ſelling the Diſtreſs, and ſuch Penalties and Forfeitures when recovered (if not herein-before directed to be otherwiſe applied) ſhall be paid to the Treaſurer to the ſaid Truſtees to be applied towards the Purpoſes of this Act; and in caſe ſufficient Diſtreſs ſhall not be found, or ſuch Penalties and Forfeitures ſhall not be forthwith paid, it ſhall be lawful for ſuch Juſtice and he is hereby authorized and required, by Warrant under his Hand and Seal, to cauſe the Offender or Offenders to be committed to the common Gaol or Houſe of Correction of the County or Place where the Offence ſhall have been committed, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months, unleſs ſuch Penalties and Forfeitures, and all reaſonable Charges attending the Recovery thereof, ſhall be ſooner fully paid and ſatisfied.

LV. And be it further enacted, That in all Caſes where any Conviction ſhall be had for any Offence or Offences committed againſt this Act, or againſt any Order of Seſſions, or any Matter or Thing done in the Execution of this Act, the Form of Conviction ſhall be in the Words, or to the Effect following; (that is to ſay),

‘ BE

'BE it remembered, That on this Day of in the Year of Our Lord
'*A. B.* is convicted before of His Majesty's Justices of the
'Peace for the of having, [*as the Offence*
'*shall be*] and I [*or*, we] the said do adjudge him,
'[*or*, them,] to forfeit and pay for the same, the Sum of .
'Given under my Hand and Seal, [*or*, our Hands and Seals,] the Day
'and Year aforesaid.' Form of Conviction.

LVI. 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, Assessment or Assessments, or any Judgment or Determination, or by any Matter or Thing, made, given, 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 County or Place within which the Matter of Appeal shall arise next after the Expiration of Three Calendar Months from the Time such Matter of Appeal shall have arisen, the Person or Persons appealing having first given Fourteen Days Notice at least of his, her, or their Intention to bring such Appeal, and of the Matter thereof, to the Treasurer or Clerk to the said Trustees, and within Five Days after such Notice entering into a Recognizance before some Justice of the Peace of such County or Place, with sufficient Sureties, in the Sum of One hundred Pounds, conditioned to try such Appeal, and abide the Order or Award of the said Court thereon; and the said Justices at such Sessions, upon due Proof of such Notice and 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 therein, and to award such Costs to either of the Parties, or otherwise, as they the said Justices shall judge 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 Parties, to all Intents and Purposes whatsoever. Appeal.

LVII. Provided always, and be it further enacted, That on any Appeal from any Rate or Assessment to be made for the Purpose of this Act, the Justices at such General or Quarter Sessions shall and may amend the same in such Manner as may be necessary for giving Relief, without quashing or altering such Rates or Assessments with respect to other Persons mentioned in the same, but if upon Appeal from the whole Rate or Assessment it shall be found necessary to set aside the same, then and in such Case the said Justices shall and may order a new Rate or Assessment to be made in the Manner herein directed. Justices may relieve on an Appeal against Rates without quashing the whole Assessment.

LVIII. And be it further enacted, That where any Distress shall be made for any Sum of Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or Want of Form in the Information, Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity that shall be afterwards done by the Party or Parties so distraining, but the Person or Persons aggrieved by such Irregularity Distress not unlawful for Want of Form.

regularity ſhall and may recover full Satisfaction for the ſpecial Damage in an Action upon the Caſe.

Proceedings not to be quaſhed for Want of Form, or removable by Certiorari.

LIX. And be it further enacted, That no Order, Verdict, Judgment, or other Proceedings made, touching or concerning the Conviction of any Offender or Offenders againſt this Act, ſhall be quaſhed or vacated for Want of Form only, or be removed or removable by *Certiorari*, or by any other Writ or Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter* or elſewhere, any Law or Statute to the contrary thereof in anywiſe notwithſtanding.

Plaintiff not to recover without Notice, or after Tender of Amends.

LX. And be it further enacted, That no Plaintiff or Plaintiffs ſhall recover in any Action to be commenced againſt any Perſon for any Thing done in purſuance of this Act, unleſs Notice in Writing ſhall have been given to the Defendant or Defendants Fourteen Days before ſuch Action ſhall be commenced, of ſuch intended Action, ſigned by the Attorney of the Plaintiff or Plaintiffs, ſpecifying the Cauſe of ſuch Action; nor ſhall the Plaintiff recover in any ſuch Action, if Tender of ſufficient Amends hath been made to him, her, or them, or his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants before ſuch Action brought; and in caſe no ſuch Tender ſhall have been made, it ſhall be lawful for the Defendant or Defendants in any ſuch Action, by Leave of the Court after ſuch Action ſhall have been brought, at any Time before Iſſue joined, to pay into Court ſuch Sum of Money as he, ſhe, or they ſhall think fit; whereupon ſuch Proceedings, Order, and Judgment, ſhall be made and given in and by ſuch Court as in other Actions where the Defendant is allowed to pay Money into Court.

Limitation of Actions.

LXI. 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 Three Calendar Months next after the Fact committed; and every ſuch Action or Suit ſhall be brought and tried in the County Palatine of *Lancaſter*, and not elſewhere; and if any ſuch Action or Suit ſhall be brought before Fourteen Days Notice ſhall have been given, or after ſufficient Amends made or tendered as aforeſaid, or after the Time limited for bringing the ſame as aforeſaid, or ſhall be brought in any other County than 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 Double Coſts, and ſhall have ſuch Remedy for recovering the ſame as any Defendant hath for Coſts of Suit in other Caſes by Law.

Nothing in this Act to prejudice the Rights, &c. of the Collegiate Church.

LXII. Provided always, and be it further enacted, That nothing herein contained ſhall be or extend, or be conſtrued or taken to be or extend, to the Prejudice, Loſs, or Diminution of any of the Rights, Dues, or Privileges of or belonging to the ſaid Warden and Fellows and their Succeſſors, or of or belonging to the Chaplains of the Collegiate and Pariſh Church of *Mancheſter*, or to the Clerks or Sextons thereof for the Time being.

LXIII. And

LXIII. 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. Public Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1814.