ANNO QUINQUAGESIMO QUINTO

GEORGII III. REGIS.

Cap. lvii.

An Act for enlarging the Churchyard and providing additional Burying Ground for the Pariſh of *Saint Helen* in *Abingdon*, in the County of *Berks*.

[25th *May* 1815.]

WHEREAS the Churchyard or Burying Ground of the Pariſh of *Saint Helen* in *Abingdon*, in the County of *Berks*, is, by reaſon of the great Number of Burials therein, and the Increaſe of the Inhabitants within the ſaid Pariſh, found to be too ſmall for the decent Interment of the Dead, and it is therefore neceſſary that the Churchyard of the ſaid Pariſh ſhould be enlarged, and additional Burying Ground provided for the uſe of the ſaid Pariſh; 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 Reverend *Lawrence Canniford*, the preſent Vicar or Incumbent of the Pariſh Church of *Saint Helen* in *Abingdon* in the ſaid County of *Berks*, and his Succeſſors Vicars of the ſaid Church, and the Mayor and Juſtices of the Peace for the Time being of the Borough of *Abingdon* in the ſame County, and the Churchwardens and Overſeers of the Poor of the ſaid Pariſh, as well within as without the ſaid Borough for the Time being, and their reſpective Succeſſors, ſhall be and are hereby appointed Truſtees for putting this Act into Execution. Appointment of Truſtees.

First Meeting of the Truſtees.

II. And be it further enacted, That the ſaid Truſtees, or any Five or more of them, ſhall and may meet together at ſuch Time and Place as ſhall be appointed by Order of Five or more of the ſaid Truſtees, upon Notice thereof to be given immediately after Divine Service, in the Pariſh Church of *Saint Helen* aforeſaid, on Two *Sundays* previous to ſuch Meeting, and ſhall and may from Time to Time adjourn their Meetings as they ſhall think proper; and the ſaid Truſtees, or any Five or more of them, may alſo meet at any Time (without or notwithſtanding Adjournment) on a like Notice being given in the ſaid Pariſh Church by Order of any Five or more of the ſaid Truſtees; and all ſuch Meetings ſhall be held at ſome Place or Places in *Abingdon* aforeſaid; and the ſaid Truſtees at all their Meetings for the Purpoſes of this Act ſhall defray their own Expences; and all Orders and Determinations of the ſaid Truſtees in the Execution of this Act (except for the Appointment of Meetings as aforeſaid) ſhall be made at ſome Meeting or Meetings to be held in purſuance of this Act, and not otherwiſe; and at every of ſuch Meetings the Truſtees preſent ſhall chooſe a Chairman from among themſelves, to preſide at the ſame Meeting; and all the Orders and Determinations of the ſaid Truſtees at ſuch Meeting ſhall be entered in a Book, and ſigned by the Chairman and Truſtees preſent and concurring therein at the reſpective Times of making the ſame; and no ſuch Order or Determination ſhall be valid and binding unleſs Five or more of the ſaid Truſtees ſhall be preſent, nor unleſs a Majority of the Truſtees preſent do concur therein; provided that if at any Meeting or Meetings of the ſaid Truſtees there ſhall happen to be an equal Number of Votes for or againſt any Queſtion under Diſcuſſion, the Chairman at each ſuch Meeting ſhall have a ſecond or caſting Vote, and ſuch Vote ſhall determine the Queſtion; and every Order or Determination ſo made or reſolved upon at any Meeting or Meetings at which Five or more Truſtees ſhall be preſent, ſhall be as valid and effectual as if done or aſſented to by all the ſaid Truſtees; and Two of the ſaid Truſtees, if no more ſhall attend at any Meeting, ſhall always be ſufficient for the Purpoſe of Adjournment only.

Truſtees to defray their own Expences.

Majority at public Meetings to bind.

Chairman to have a caſting Vote.

Proceedings of Truſtees to be entered.

III. And be it further enacted, That the ſaid Truſtees for carrying into Execution the Purpoſes of this Act, ſhall from Time to Time enter their Proceedings, and an Account of all Monies received and paid by them by virtue of this Act, in a Book or Books to be kept for that Purpoſe, and a Copy of ſuch Account ſhall yearly be laid before the Veſtry of the ſaid Pariſh, ſome Time in the Month of *June* or *July*.

Truſtees to appoint a Treaſurer.

IV. And be it further enacted, That the ſaid Truſtees may and are hereby authorized and empowered from Time to Time to appoint a Treaſurer, with ſuch Gratuity as they ſhall think neceſſary and proper, for carrying the Purpoſes of this Act into Execution, and to diſplace ſuch Treaſurer when and as they ſhall think fit; and ſhall and may take ſuch Security from every ſuch Treaſurer for the due Execution of his Office, as they ſhall deem expedient; and ſuch Treaſurer ſhall from Time to Time, as often as thereunto required by the ſaid Truſtees, produce or give to the ſaid Truſtees, or to ſuch Perſon as they ſhall appoint, a true and perfect Account in Writing under his Hand, of all Monies by him received and paid, with proper Receipts and Vouchers for ſuch Payments, and ſhall pay all ſuch Monies as ſhall remain in his Hands to ſuch Perſon or Perſons as the ſaid Truſtees ſhall direct or appoint.

V. And

Actions to be brought and defended in the Names of the Churchwardens.

V. And be it further enacted, That the ſaid Truſtees ſhall ſue and be ſued in the Names of the Churchwardens of the Pariſh of *Saint Helen* in *Abingdon* for the Time being, and no Action ſo brought or commenced ſhall abate or be diſcontinued by the Death or going out of Office of the ſaid Churchwardens, or either of them, nor by the Act of ſuch Churchwardens, or either of them, without the Conſent of the ſaid Truſtees; but ſuch Churchwardens for the Time being ſhall always be deemed Plaintiffs or Defendants in every ſuch Action, as the Caſe ſhall happen; and ſuch Churchwardens ſhall be reimburſed out of the Monies ariſing by virtue of this Act all ſuch Coſts and Damages as by the Event of any ſuch Action they reſpectively ſhall be put unto, or become charged or chargeable with, on account of any ſuch Action or Suit.

Power to purchaſe Lands.

VI. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees, or any Five or more of them, at any Time or Times hereafter, and in one or more Bargain or Bargains, as to them ſhall ſeem meet, to contract and agree with any Perſon or Perſons, or Body or Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, or with any Feoffees in Truſt, or Truſtees, Executors or Adminiſtrators, Huſbands or Guardians or Committees, of or for Lunatics or Idiots, who ſhall be, or be deemed to be, the Owner or Owners, Proprietor or Proprietors of, or otherwiſe intereſted in any Ground or Hereditaments within the ſaid Pariſh, and adjacent to or within One thouſand Yards of the Churchyard thereof, which the ſaid Truſtees ſhall judge proper to be purchaſed for the Purpoſes of this Act, for the abſolute Purchaſe of any Quantity or Quantities of ſuch Ground, not exceeding one Acre in the Whole, with or without Buildings or Erections thereon; and the Monies to be paid for the Purchaſe thereof ſhall be by their Treaſurer paid out of any Monies which may come to his Hands by virtue of this Act, to the Perſon or Perſons, Body or Bodies Politic, Corporate or Collegiate entitled thereto, or ſhall be laid out and diſpoſed of by him in the Bank of *England*, in the Manner by this Act directed, as the Caſe may be.

Corporations, &c. empowered to ſell and convey.

VII. And be it further enacted, That it ſhall and may be lawful to and for all Bodies Politic, Corporate and Collegiate, and for all Corporations Aggregate or Sole, Eccleſiaſtical or Lay, and all Feoffees in Truſt, Executors, Adminiſtrators, Huſbands, Guardians, Committees of or for Lunatics or Idiots, and all other Truſtees whomſoever, not only for and on Behalf of themſelves, but alſo for and on Behalf of their Ceſtuique Truſts reſpectively, whether Infants or Iſſue unborn, Lunatics, Idiots, Femes Covert, or other Perſon or Perſons under any Diſability of acting for himſelf, herſelf, or themſelves, and alſo to and for all Femes Covert who are or ſhall be ſeiſed in their own Right, and to and for all Perſons, whether Tenants for Life or in Tail, and to and for all and every other Perſon and Perſons whomſoever who are or ſhall be ſeiſed of any Ground or Hereditaments within the ſaid Pariſh, lying and being adjacent to or within One thouſand Yards of the ſaid Churchyard there, to treat and agree with the ſaid Truſtees hereby appointed, or any Five or more of them, for the abſolute Sale of any Piece or Pieces of ſuch Ground, not exceeding One Acre in the whole, with or without any Buildings or Erections thereon, and to convey the ſame to the ſaid laſt-mentioned Truſtees, or any Five or more of them, and their Succeſſors for ever, for the Purpoſes mentioned in this Act; and all Contracts, Agreements, Sales and Con-

veyances which ſhall be ſo made by virtue and in purſuance of this Act, ſhall without any Fine or Fines, Recovery or Recoveries, be good, valid, and effectual to all Intents and Purpoſes, not only to convey the Eſtate and Intereſt of the Perſon or Perſons conveying or intending to convey the ſame, but alſo to convey all Right, Title, Eſtate and Intereſt whatſoever, of the ſaid ſeveral and reſpective Ceſtuique Truſts, Femes Covert, and other Perſons herein-before mentioned, and all Perſons claiming in Remainder or Reverſion after them, any Law, Statute, Uſage, or other Matter or Thing to the contrary notwithſtanding; and all Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, Eccleſiaſtical or Lay, and all Feoffees in Truſt, Executors, Adminiſtrators, Huſbands, Guardians, Committees, Truſtees and other Perſons, are and ſhall be hereby indemnified for what they ſhall do by virtue or in purſuance of this Act.

Application of Compenſation Money exceeding 200l.

VIII. And be it further enacted, That if any Money ſhall be paid or agreed to be paid for the Purchaſe of any Lands, Tenements, or Hereditaments to be purchaſed, taken, or uſed by virtue of the Powers of this Act, for the Purpoſes thereof, which ſhall belong to any Body Politic, Corporate, or Collegiate, or to any Feoffee in Truſt, Executor, Adminiſtrator, Huſband, Guardian, Committee, or other Truſtee, for or on Behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Ceſtuique Truſt, or to any Perſon or Perſons whoſe Lands, Tenements, or Hereditaments are limited in ſtrict or other Settlement, or to any Perſon under any other Diſability or Incapacity whatſoever, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed 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 there *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, Tenements, or Hereditaments, in the Purchaſe or Redemption of the Land Tax, or in or towards the Diſcharge of any Debt or Debts or other Incumbrances affecting the ſame Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments, ſtanding ſettled therewith, to the ſame or the like Uſes, Truſts, Intents, or Purpoſes; as the ſaid High Court of Chancery ſhall authorize to be purchaſed or paid, or ſuch Part thereof as ſhall be neceſſary, or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted under and with the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Tenements, or Hereditaments, which ſhall be conveyed limited and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands, Tenements, or Hereditaments which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting, undetermined, or capable of taking Effect; and in the mean Time and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid High 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

the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends or Intereſt, 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 ſaid Lands, Tenements, or Hereditaments ſo to be purchaſed in caſe ſuch Purchaſe or Settlement was made.

Application of Money if leſs than 20*l.*

IX. Provided always, and be it further enacted, That if any Money ſo agreed to be paid for any Lands, Tenements, or Hereditaments to be 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 or amount to 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, Tenements, or Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy, Idiotcy, Lunacy, or other Incapacity, to be ſignified in Writing under their reſpective Hands, be paid into the Bank of *England*, 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 Five or more of the ſaid Truſtees for executing this Act, (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties) in order that ſuch Principal Money and the Dividends and Produce ariſing thereon, and therefrom, may be applied in any Manner herein-before directed, ſo far as the Caſe ſhall be applicable, without obtaining or being required to obtain the Direction or Approbation of the ſaid High Court of Chancery.

Application of Compenſation if leſs than 20*l.*

X. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed to be paid as next herein-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 Five or more of them ſhall think fit; or in caſe of Infancy, Idiotcy, Lunacy, or other Incapacity, then ſuch Money ſhall be paid to his, her, or their Guardian or Guardians, Committee or Committees, Truſtee or Truſtees, to and for the Uſe and Benefit of ſuch Perſon or Perſons reſpectively entitled thereto.

Where any Queſtion ſhall ariſe touching the Title to Money to be paid, the Perſons who may be in

XI. 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 High Court of Chancery, in purſuance of this Act, for the Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right, Title, or Intereſt in any Lands, Tenements, or Hereditaments, to be purchaſed in purſuance of this Act, for

Poſſeſſion ſhall be entitled thereto.

for the Purpoſes aforeſaid, or to any Bank Annuities to be purchaſed with any ſuch Money, or the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements 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, Tenements, or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid High 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 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, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

Court of Chancery may order Expences of Purchaſes to be paid.

XII. 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, Tenements, or Hereditaments to be purchaſed, taken or uſed, under the Authority of this Act, for the Purpoſes aforeſaid, the Purchaſe Money for the ſame ſhall be required to be paid into the High Court of Chancery, and be applied in the Purchaſe of other Lands, Tenements, or Hereditaments, to be ſettled to the like Uſes in purſuance of this Act, it ſhall be lawful for the ſaid High Court of Chancery 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 to the ſaid Court ſhall ſeem reaſonable, together with the Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Truſtees or any Five or more of them out of the Monies to be received by virtue of this Act, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Upon Payment of the Purchaſe Money, and Execution of Conveyances, Ground to veſt in the Truſtees.

XIII. And be it further enacted, That upon Payment of the Money ſo contracted or agreed to be paid for the Purchaſe of any ſuch Ground or Hereditaments as aforeſaid, by the ſaid Truſtees, or any Five or more of them, or by their Treaſurer, to the Perſon or Perſons reſpectively entitled to have and receive ſuch Money, or their Agent, or upon Payment thereof into the Bank of *England*, for the Purpoſe of being diſpoſed of in Manner herein-before directed, and upon a Conveyance or Conveyances of ſuch Ground or Hereditaments reſpectively, being duly executed by the Perſon or Perſons herein-before authorized and empowered to convey the ſame, all ſuch Ground and Hereditaments reſpectively ſhall veſt in the ſaid Truſtees hereby appointed, and their Succeſſors for ever, for the Uſes and Purpoſes, and ſubject to the Proviſions of this Act.

Truſtees to take down Buildings, and to incloſe Ground.

XIV. And be it further enacted, That the ſaid Truſtees for the Purpoſes of this Act may and ſhall, when and as ſoon as any ſuch Ground and Hereditaments ſhall be purchaſed by and conveyed to them in purſuance of this Act, take down all the Buildings and Erections thereof or thereto belonging, and ſell and diſpoſe of the Materials of the ſame, or ſo much thereof as ſhall not be uſeful for the Purpoſes of this Act, in ſuch Manner as they ſhall think fit, and ſhall apply the Money ariſing by ſuch Sale towards Payment of the Coſts and Charges of obtaining and paſſing this Act, and carrying the ſame into Execution; and the ſaid Truſtees ſhall cauſe the ſeveral Parcels of Ground and Hereditaments ſo to be purchaſed as

aforeſaid to be incloſed and fenced in with good and proper Fences, and ſhall lay open to the ſaid Church Yard ſuch of the ſaid Parcels of Ground and Hereditaments as ſhall adjoin to the ſame Church Yard, and ſhall do all other Things neceſſary and proper for making ſuch Parcels of Ground reſpectively fit and convenient for the Burial of the Dead.

Ground to be conſecrated.

XV. And be it further enacted, That after any of ſuch Parcels of Ground and Hereditaments ſhall be purchaſed, conveyed and incloſed as aforeſaid, the ſame reſpectively having been conſecrated for the Burial of the Dead according to the Uſage of the Church of *England*, ſhall for ever thereafter be uſed as and for an Addition to the Church Yard or Burying Ground of the ſaid Pariſh.

The Vicar to be entitled to the ſame Fees as for Burial in the preſent Church Yard.

XVI. And be it further enacted, That the Vicar for the Time being of the ſaid Pariſh of *Saint Helen* in *Abingdon* ſhall be entitled to and receive, in reſpect of each of ſuch new Burying Grounds, all ſuch Fees, Dues and Emoluments as are now payable, and by Law appertain or are incident to his Office of Vicar or Incumbent of the ſaid Pariſh, for Burials in the preſent Church Yard.

Power to borrow Money.

XVII. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees for the Purpoſes of this Act, or any Five or more of them, and they are hereby empowered to borrow, at once, or at ſundry Times, any Sum or Sums of Money for enabling them to defray the Expences of obtaining and paſſing this Act, and carrying ſuch Act into Execution, not exceeding the Sum of One thouſand two hundred Pounds in all, at as low a Rate of Intereſt (not exceeding Five Pounds *per Centum per Annum*) as ſuch Sum or Sums reſpectively can be conveniently procured, which Monies ſo to be borrowed ſhall be applied in defraying ſuch Expences, and for the Purpoſes of this Act; and the ſame Monies, and every Part thereof, and the Intereſt thereof, are hereby charged upon and made payable out of the Rates from Time to Time to be aſſeſſed and made for the Relief of the Poor of the ſaid Pariſh, as well within as without the Precincts of the Borough of *Abingdon*, ſo always that the Sum or Sums to be raiſed and paid by Means of the ſaid Rates for the Purpoſes of this Act do not in any One Year exceed the Sum of One hundred Pounds, or a Rate of Sixpence in the Pound; and for ſecuring the Repayment of the Money ſo to be borrowed, and the Intereſt thereof, the ſaid Truſtees, or any Five or more of them, ſhall and may by Writing under their Hands and Seals aſſign over the ſaid Poors Rates, or any Part thereof, to the Perſon or Perſons advancing and lending ſuch Money, which Aſſignment ſhall be in the Form or to the Effect following; *viz.*

Form of Aſſignment.

‘ WE of the Truſtees for putting into Execution an Act of
‘ Parliament, paſſed in the Fifty-fifth Year of the Reign of King
‘ *George* the Third, intituled [*ſet forth the Title of this Act*] in conſidera-
‘ tion of the Sum of advanced and lent by *A. B.* to us,
‘ upon the Credit and for the Purpoſes of the ſaid Act, do hereby aſſign
‘ unto the ſaid *A. B.* his Executors, Adminiſtrators and Aſſigns, ſuch
‘ Part or Proportion of the Poors Rates of the ſaid Pariſh, as are by the
‘ ſaid Act authorized to be charged or taken for the Purpoſes thereof,
‘ to hold unto the ſaid *A. B.* his Executors, Adminiſtrators and Aſſigns,
‘ until the ſaid Sum of together with Intereſt for the
‘ ſame after the Rate of *per Centum per Annum* (to be paid
‘ Yearly,

'Yearly, clear of all Deductions,) ſhall be fully paid and ſatisfied. In 'witneſs whereof we have hereunto ſet our Hands and Seals the 'Day of in the Year of our Lord One thouſand eight 'hundred and .'

And every ſuch Aſſignment ſhall be good, valid and effectual in the Law, for the Purpoſes thereby intended.

Securities for Money lent may be transferred.

XVIII. And be it further enacted, That it ſhall be lawful for any Perſon or Perſons entitled to any of the Securities for Money, which ſhall be ſo borrowed, by Writing under his, her, or their Hand and Seal, or Hands and Seals, from Time to Time to transfer the ſame, and the Benefit thereof, to any Perſon or Perſons, by Indorſement thereon, to be executed in the Preſence of ſome credible Witneſs, in the Form or to the Effect following;

Form of Transfer.

'I Do hereby transfer the within Aſſignment, and the Money thereby 'ſecured, and the Intereſt due and to become due thereon, unto 'of Executors, Adminiſtrators, 'and Aſſigns. Witneſs my Hand this Day of 'One thouſand eight hundred and .'

And Copies of all Aſſignments and Transfers, which ſhall be made in purſuance of this Act, ſhall be entered in a Book, to be kept for that Purpoſe by the Veſtry Clerk of the ſaid Pariſh, or by ſuch other Perſon as the ſaid Truſtees ſhall appoint, which Book any Perſon intereſted ſhall at all ſeaſonable Times have acceſs to and free Liberty to inſpect, without Fee or Reward; and for the Entry of every ſuch Transfer there ſhall be paid to the ſame Clerk or Perſon Two Shillings and Sixpence, and no more; and after ſuch Entry made of any ſuch Transfer, every ſuch Transfer ſo made and entered as aforeſaid ſhall entitle the Perſon or Perſons to whom the ſame ſhall be made, and his, her, and their reſpective Executors, Adminiſtrators and Aſſigns, to the Benefit of the Security thereby transferred; and the Perſon or Perſons to whom ſuch Aſſignment or Aſſignments, or any Transfer thereof ſhall be ſo made, ſhall be Creditors on the ſaid Poors Rates in equal Degree one with another, and ſhall have no Preference in reſpect of the Priority of advancing any ſuch Money.

Intereſt of Money borrowed to be paid yearly, and the Principal by Inſtalments.

XIX. And be it further enacted, That the Intereſt of the Sum and Sums of Money to be borrowed as aforeſaid ſhall be paid and cleared up yearly on *Eaſter Tueſday* in every Year, until the whole of the ſaid Sums ſhall be paid off; and the Principal of the ſaid Sum and Sums of Money ſhall be paid off by annual Inſtalments of Fifty Pounds, and one ſuch Inſtalment (compriſing a Loan or Loans to the Amount of Fifty Pounds) ſhall be paid yearly on *Eaſter Tueſday*, until the Whole thereof ſhall be diſcharged; and the Firſt Payment thereof ſhall commence on *Eaſter Tueſday* in the Year of our Lord One thouſand eight hundred and ſeventeen; and all ſuch Payments ſhall be made at the Veſtry Room of the ſaid Pariſh Church, between the Hours of Two and Five of the Clock in the Day Time of each of the ſaid Days; and in order to avoid any Partiality or Preference in paying the ſaid Inſtalments, the Numbers and Names of Proprietors of the ſaid Aſſignments or Securities from Time to Time remaining unpaid, ſhall yearly, within a Week before each reſpective Day of Payment, be written upon Tickets by the ſaid Veſtry Clerk, or ſome other

other Perſon to be appointed by the ſaid Truſtees, (allowing One Ticket for each Twenty-five Pounds) and ſhall be by him delivered to the ſaid Truſtees on the ſaid *Eaſter Tueſday* in the Forenoon; and the ſaid Truſtees at an open Meeting of the Pariſhioners of the ſaid Pariſh, to be held in the ſaid Veſtry Room on the ſaid *Eaſter Tueſday* Yearly, between the Hours aforeſaid, ſhall from Time to Time put the ſaid Tickets into a Balloting Box, and draw the ſame out by Lot until the Whole thereof be drawn, and the Firſt and Laſt drawn Tickets ſhall entitle the reſpective Perſons named therein to be paid the Principal Sum of Twenty-five Pounds each that Year, in Preference to the others, out of the Monies to be raiſed by virtue of this Act.

Churchwardens and Overſeers to furniſh the Truſtees with Money to pay Inſtalments and Intereſt.

XX. And be it further enacted, That until the Whole of the Principal Money to be borrowed as aforeſaid, and the Intereſt thereof ſhall be diſcharged, the Churchwardens and Overſeers of the Poor of the ſaid Pariſh for the Time being ſhall from Time to Time and they are hereby required to pay or cauſe to be paid, unto the ſaid Truſtees or their Treaſurer, annually on *Eaſter Monday*, out of the Poors Rates by them or any of them to be collected, ſuch a Sum of Money not exceeding the Amount of One hundred Pounds, or Sixpence in the Pound of the annual Rent or Value of the Meſſuages, Lands, Tenements, and Hereditaments within the ſaid Pariſh (as well within the Townſhip and Lands of *Abingdon* aforeſaid, as in the Hamlets, or elſewhere in the ſaid Pariſh) chargeable with the Poors Rates, as the ſaid Truſtees ſhall from Time to Time think neceſſary to anſwer the Purpoſes of this Act, and ſhall by Writing under their Hands order and require; and in order to enable the ſaid Churchwardens and Overſeers of the Poor to make ſuch Payments as aforeſaid, they are hereby authorized and required to enlarge their Poors Rates yearly, and to raiſe, levy, and collect thereby as well the neceſſary Sums for ſuch Payments, as for the Diſcharge of other Monies which ſhall be neceſſary for the Relief of the Poor of the ſaid Pariſh, and other Purpoſes to which the Poors Rates may be legally applied in the ſaid Pariſh; and in caſe of Non-payment of any ſuch Sum or Sums of Money as ſhall from Time to Time be ordered and required by the ſaid Truſtees to be paid to them or their Treaſurer, by the Churchwardens and Overſeers of the Poor for the Time being, or any of them in Manner aforeſaid, for the Space of Fourteen Days next over or after either of the ſaid Days appointed by this Act for the Payment thereof as aforeſaid, then and in every or any ſuch Caſe it ſhall and may be lawful to and for the ſaid Truſtees, or any Two or more of them, or their Treaſurer, to levy ſuch Sum or Sums of Money by Diſtreſs and Sale of the Goods and Chattels of any Two or more of the Churchwardens and Overſeers of the Poor making Default in Payment as aforeſaid, by Warrant under the Hand and Seal, or Hands and Seals of any Juſtice or Juſtices of the Peace for the ſaid Borough or County, (which Warrant ſuch Juſtice or Juſtices is and are hereby authorized and required to grant), and the Overplus, after Payment and Satisfaction of all ſuch Sum and Sums of Money to become due to the Truſtees in Manner aforeſaid, and the Charges of levying and recovering the ſame ſhall have been deducted, ſhall be returned on Demand to the Owner or Owners of ſuch Goods and Chattels; and all Sums of Money to be paid by the ſaid Churchwardens and Overſeers of the Poor, or any of them for the Time being, to the ſaid Truſtees in purſuance of this Act, or to be levied upon them or any of them by Authority and in Manner aforeſaid, ſhall be allowed in their reſpective yearly Accounts.

The Coſts of this Act how to be paid.

XXI. And be it further enacted, That all Charges and Expences incident to the obtaining and paſſing of this Act ſhall be paid by the ſaid Truſtees for the Purpoſes of this Act, or any Five or more of them, or their Treaſurer, out of the firſt Monies which may come to their or his Hands by virtue of this Act; and if any Perſon or Perſons ſhall advance or pay any Money in Diſcharge of the Fees or other Expences of obtaining and paſſing this Act, the Money ſo advanced or paid ſhall be reimburſed and ſatisfied, together with lawful Intereſt for the ſame, in Preference to other Payments out of the ſaid Monies.

Allowing an Appeal.

XXII. Provided always, and be it enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves aggrieved by reaſon of any Order, Judgment, or Determination of any Juſtice or Juſtices of the Peace acting in the Execution of this Act, or by any Matter or Thing done under or in purſuance thereof, then and in every ſuch Caſe he, ſhe, or they may appeal to the next Quarter Seſſion of the Peace to be holden for the County of *Berks*, which ſhall next happen after the Expiration of Thirty Days after the Cauſe of Complaint ſhall have ariſen, ſuch Appellant or Appellants firſt giving or cauſing to be given, Ten Days Notice at the leaſt of ſuch Appeal, and of the Matter thereof, to the Party or Parties appealed againſt, and within Two Days next after ſuch Notice entering into a Recognizance in the Sum of Twenty Pounds, before ſome Juſtice of the Peace for the ſaid County, conditioned for proſecuting ſuch Appeal, and to abide the Order thereon, and to pay ſuch Coſts as ſhall be awarded by the Juſtices at ſuch Quarter Seſſion; and the ſaid Juſtices aſſembled at ſuch Quarter Seſſion, upon due Proof of ſuch Notice being given, and of entering into ſuch Recognizance, ſhall hear and determine the Matter of ſuch Appeal in a ſummary Way, and award ſuch Coſts to the Party appealing or appealed againſt, as they the ſaid Juſtices ſhall think proper, and alſo ſhall order and award ſuch Satisfaction to be made to the Party injured, as they ſhall think reaſonable.

This Act not to abridge the Juriſdiction of the Lord Biſhop of Sarum.

XXIII. Provided alſo, and be it enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend in any reſpect to abridge, oppoſe, or control the ordinary Juriſdiction of the Lord Biſhop of *Sarum* for the Time being, in and over the aforeſaid Pariſh of *Saint Helen*, or over the Miniſter or Churchwardens, or in, over, or relative to any Matter or Thing reſpecting the ſaid Pariſh, Miniſter or Churchwardens.

Limitation of Actions.

XXIV. And be it further enacted, That if any Action or Suit ſhall be commenced againſt any Perſon or Perſons for any Thing done in purſuance of this Act, the ſame ſhall be brought within Three Calendar Months next after the Fact committed, and the ſame ſhall be laid in the County where the Cauſe of Action ſhall have ariſen, and not elſewhere; and the Defendant or Defendants in every ſuch Action or Suit ſhall and may plead the General Iſſue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon, and that the ſame was done in purſuance and by the Authority of this Act; and if the ſame ſhall appear to be ſo done, or if ſuch Action or Suit ſhall be brought after the Time herein-before limited for bringing the ſame as aforeſaid, or ſhall be laid or brought in any other County or Place than as aforeſaid, then the Jury ſhall find for the Defendant or Defendants therein, and upon ſuch Verdict, or if the Plaintiff or Plaintiffs ſhall become nonſuited, or diſcontinue his, her,

or their Action after the Defendant or Defendants shall have appeared, or if upon Demurrer, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Double Costs, and shall have such Remedy for the same as any Defendant hath for recovering Costs of Suit in any other Case by Law.

Public Act.

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

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