



ANNO TRICESIMO NONO & QUADRAGESIMO

GEORGI II. REGIS.

Cap. 113.

An Act for vesting Part of the settled Estates of the Most Honourable *Arthur* Marquis of *Downshire* in the Kingdom of *Ireland*, and Earl of *Hillsborough* in the Kingdom of *England*, in Trustees, to be sold; and for laying out the Money arising thereby in the Purchase of other Estates to be settled in lieu thereof, and to the same Uses, and for other Purposes. [9th July 1800.]

WHEREAS, by Indentures of Lease and Release, bearing Date respectively the Sixteenth and Seventeenth Days of July One thousand seven hundred and eighty-nine, the Release being of Nine Parts, and made between the Right Honourable *Wills*, then Earl of *Hillsborough*, of the First Part; the Most Honourable *Arthur* Marquis of *Downshire*, (by his then Name and Title of the Right Honourable *Arthur Hill* Esquire, commonly called *Lord Viscount Fairford* in the Kingdom of *Great Britain*, and *Lord Viscount Kilwarlin* in the Kingdom of *Ireland*, only Son and Heir Apparent of the said *Wills* Earl of *Hillsborough*), and the Most Honourable *Mary* Marchioness of *Downshire* his Wife, (by her then Title of the Right Honourable *Mary* Lady Viscountess *Fairford* and *Kilwarlin*,

Preamble.
Indenture
dated 16th
and 17th July
1789, recited.

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warlin, Wife of the said *Arthur* Lord Viscount *Fairford*, which said *Mary* Lady Viscountess *Fairford* and *Kilwarlin* is therein mentioned to be the only surviving Child and Heir at Law of the Honourable *Martin Sandys*, late of *East Hampstead Park* in the County of *Berks* Esquire, deceased, and of *Mary* his Wife also deceased, which said *Mary Sandys* deceased is therein mentioned to have been the only surviving Child and Heir at Law of *William Trumbull*, late of *East Hampstead Park* aforesaid, Esquire, deceased, by the Right Honourable *Chetwynd Trumbull* his Wife, also deceased, which said *Chetwynd Trumbull* is therein mentioned to have been One of the Three Daughters and Coheiresses at Law of the Right Honourable *Montague* Lord Viscount *Blundell* of the Kingdom of *Ireland*, some Time since deceased, and which said *Mary* Lady Viscountess *Fairford* and *Kilwarlin* is therein mentioned to be the only Sister and Heir at Law of *Edwin Blundell Sandys* Esquire, deceased), of the Second Part; the Right Honourable *James* Earl of *Salisbury*, now Marquis of *Salisbury*, Lord Chamberlain of His Majesty's Household, the Right Honourable *John Chetwynd* Earl *Talbot*, the Right Honourable *Thomas Bruce* Earl of *Ailesbury*, Lord Chamberlain of Her Majesty's Household, and the Right Honourable *Edwin* Lord *Sandys*, Baron of *Ombesley* in the County of *Worcester*, (Uncle of the said *Mary* Lady Viscountess *Fairford* and *Kilwarlin*,) of the Third Part; the Right Honourable *John Montague* Esquire, commonly called *Lord Viscount Hinchinbroke*, (eldest Son and Heir Apparent of the Right Honourable *John* Earl of *Sandwich*), and the Reverend *James Burton* of *Ifley* in the County of *Oxford* Clerk, of the Fourth Part; the Right Honourable *Richard* Earl of *Mornington* in the Kingdom of *Ireland*, the Right Honourable *Arthur* Lord Viscount *Dungannon* in the Kingdom of *Ireland*, and *Henry Cecil* of *Hanbury* in the County of *Worcester* Esquire, of the Fifth Part; *Christopher Bethell* of *Durham Park* in the County of *Hertford* Esquire, and *John Thomas Ellis* of *Wydia Hall* in the said County of *Hertford* Esquire, of the Sixth Part; the Right Honourable *William Wilaman*, Lord Viscount *Barrington* in the Kingdom of *Ireland*, and the Honourable *William Wesley Pole* of *Newfells* in the said County of *Hertford* Esquire, of the Seventh Part; the Right Honourable *John* Earl of *Westmorland*, and the Right Honourable *Henry Stawell* Lord *Stawell*, Baron of *Somerton* in the County of *Somerset*, of the Eighth Part; and the Most Noble *William* Duke of *Leinster* in the Kingdom of *Ireland*, and Viscount *Leinster* in the Kingdom of *Great Britain*, and *Cromwell Price* of *Hollymount* in the County of *Down* in the said Kingdom of *Ireland*, Esquire, of the Ninth Part; reciting (among other Things) *June* One thousand seven hundred and eighty-six, made previous to and in Consideration of the Marriage of the said *Arthur* Lord Viscount *Fairford* and *Mary* Lady Viscountess *Fairford* (now Marquis and Marchioness of *Downshire*) his Wife, the said Articles being of Four Parts, and made between the said *Wills* Earl of *Hillsborough* of the First Part; the said *Arthur* Lord Viscount *Fairford*, now Marquis of *Downshire*, of the Second Part; the said *Mary* Lady Viscountess *Fairford*, now Marchioness of *Downshire* (by her then Name and Addition of *Mary Sandys* Spinster), of the Third Part; and the said *James* Earl of *Salisbury*, *John Chetwynd* Earl *Talbot*, *Thomas Bruce* Earl of *Ailesbury*, and *Edwin* Lord *Sandys*, of the Fourth Part: It is by the said Indenture of Nine Parts witnessed, (amongst other Things), That, in pursuance of the said Articles, and for the

the Considerations in the said Indenture expressed, the said *Arthur* Lord Viscount *Fairford* and *Mary* Lady Viscountess *Fairford* his Wife, (now Marquis and Marchioness of *Downshire*), did grant, bargain, sell, alien, release, and confirm unto the said *James* Earl of *Salisbury*, *John Chetwynd* Earl *Talbot*, *Thomas Bruce* Earl of *Ailesbury*, and *Edwin* Lord *Sandys*, all and every the entire Manors or Lordships, or reputed Manors or Lordships, Freehold Messuages, Farms, Granges, Lands, Tenements, Woods, Rectories, Advowsons, Tithes, Rents, and Hereditaments, and all Parts and Shares of Manors and Lordships, or reputed Manors or Lordships, Freehold Messuages, Farms, Lands, Tenements, Woods, Rectories, Advowsons, Tithes, Rents, and Hereditaments whatsoever of the said *Arthur* Lord Viscount *Fairford* and *Mary* Lady Viscountess *Fairford* his Wife, (now Marquis and Marchioness of *Downshire*), or either of them, or whereof or wherein they or either of them, or any Person or Persons in Trust for them, or either of them, had any Estate of Inheritance in Possession, Reversion, Remainder, or Expectancy, situate, lying, and being in the several Parishes of *East Hampstead*, *Oakingham* alias *Wockingham*, *Waltbam* alias *Lawrence Waltbam*, *Great Shefford*, alias *West Shefford*, *Wyrrardsbury*, *Tilehurst*, *Hampstead Norris*, *Beenham*, *Compton*, *Peasmore*, *Cookham*, *Bisham*, and *Hurley*, in the several Counties of *Berks* and *Bucks*, and in the Parish of *North Petherton* in the County of *Somerset*, and the Parish of *East Harsley* in the County of *York*, or elsewhere in the said Counties of *Berks*, *Bucks*, *Somerset*, and *York* (except a certain Cottage and small Piece of Land therein-before mentioned to have been sold and conveyed to the Honourable *William Bouverie* and his Heirs); to hold unto the said *James* Earl of *Salisbury*, *John Chetwynd* Earl *Talbot*, *Thomas Bruce* Earl of *Ailesbury*, and *Edwin* Lord *Sandys*, and their Heirs: And it was thereby agreed and declared, that the said Grant and Release therein-before, by the said *Arthur* Lord Viscount *Fairford* and *Mary* Lady Viscountess *Fairford* his Wife, (now Marquis and Marchioness of *Downshire*), made, or therein expressed or intended to be made, and certain Fines therein recited to have been acknowledged and levied of the said Hereditaments and Premises by them, should be and enure, as to, for, and concerning such and so many of the said Manors, undivided Parts, or Shares, Hereditaments and Premises, as are situate, lying, and being, and arising in the said Counties of *Berks*, *Bucks*, *York*, and *Somerset*, therein-before by the said *Arthur* Lord Viscount *Fairford* and *Mary* Lady Viscountess *Fairford* his Wife granted and released, with the Appurtenances to the same belonging, to the Use, Intent, and Purpose, that the said *Christopher Bethell* and *John Thomas Ellis*, their Heirs and Assigns, should have, receive, and take One Annuity or clear yearly Rent Charge of Eight hundred Pounds, during the joint Lives of the said *Wills* Earl of *Hillsborough* and *Arthur* Lord Viscount *Fairford* and *Mary* Lady Viscountess *Fairford* his Wife (now Marquis and Marchioness of *Downshire*); and in case the said *Wills* Earl of *Hillsborough* should die in the Lifetime of both the said *Arthur* Lord Viscount *Fairford* and *Mary* Lady Viscountess *Fairford* his Wife, (now Marquis and Marchioness of *Downshire*), then One Annuity or clear yearly Rent Charge of Twelve hundred Pounds during their joint Lives, in Trust for her sole and separate Use; and subject thereto and to the Remedies of Distress and Entry thereby given to the said *Christopher Bethell* and *John Thomas Ellis*, and their Heirs, for compelling the Payment thereof, and also to a Term of Ninety-nine Years thereby limited in Use to the said *William Wildman* Lord Viscount *Barrington* and
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William Wesley Pole, their Executors, Administrators, and Assigns, of and in the same Hereditaments, upon Trust for better securing the Payment of the same, to the Use of the said *Arthur* Lord Viscount *Fairford* (now Marquis of *Downshire*) and his Assigns for his Life, without Impeachment of Waste, and from and immediately after the Determination of that Estate, to the Use of the said *James* Earl of *Salisbury*, *John Chetwynd* Earl *Talbot*, *Thomas Bruce* Earl of *Ailesbury*, and *Edwin* Lord *Sandys*, and their Heirs during his Life, upon Trust only to preserve the contingent Uses and Estates therein-after limited; and from and immediately after his Decease, to the Use and Intent, that in case the said *Mary* Lady Viscountess *Fairford*, now Marchioness of *Downshire*, should survive both him and the said *Wills* Earl of *Hillsborough*, she and her Assigns should and might, from and immediately after the Decease of the Survivor of the said *Arthur* Lord Viscount *Fairford*, now Marquis of *Downshire*, and *Wills* Earl of *Hillsborough*, yearly have and receive during her Life One Annuity or clear yearly Rent Charge of Five thousand Pounds, to be issuing out of the said Hereditaments therein-before limited in Use to the said *Arthur* Lord Viscount *Fairford*, now Marquis of *Downshire*, for his Life, together with other Hereditaments therein mentioned, (which said Annuity or clear yearly Rent Charge of Five thousand Pounds, together with the Provisions therein-after made for her by or under the Trusts of a certain Term of One thousand Years, thereby limited in Use to the said *Richard* Earl of *Mornington*, *Arthur* Lord Viscount *Dungannon*, and *Henry Cecil*, of certain Hereditaments in the Kingdom of *Ireland* therein comprised, was to be in full for her Jointure, and in Bar of her Dower), with Powers of Distress and Entry for compelling the Payment thereof, and subject thereto and to a Term of One hundred Years thereby limited of the Hereditaments so charged, to the Use of the said *John* Earl of *Westmorland* and *Henry* Lord *Stawell*, their Executors, Administrators, and Assigns, upon Trust for better securing the Payment of the same, to the Use of the said *William* Duke of *Leinster* and *Cromwell Price*, their Executors, Administrators, and Assigns, for the Term of Two thousand Years, to be computed from the Day of the Decease of the said *Arthur* Lord Viscount *Fairford*, now Marquis of *Downshire*, without Impeachment of Waste; but nevertheless upon the Trusts therein-after declared, concerning the same Term, and herein-after in Part mentioned; and from and after the Determination of the said Term of Two thousand Years, and subject thereto and to the Trusts thereof in the mean Time to the Use of *Arthur Blundell Sandys Trumbull Hill* Esquire, (then the only Son and Heir apparent of the said *Arthur* Lord Viscount *Fairford* now Marquis of *Downshire*, on the Body of the said *Mary* Lady Viscountess *Fairford* his Wife, now Marchioness of *Downshire*, begotten), in Tail Male; Remainder to all and every other the Son and Sons of the Body of the said *Arthur* Lord Viscount *Fairford*, now Marquis of *Downshire*, on the Body of the said *Mary* Lady Viscountess *Fairford* now Marchioness of *Downshire*, his Wife, to be begotten, severally, successively, and in Remainder one after another, as such Sons and every of them should be in Priority of Birth; in Tail Male; Remainder to the Use of the said *Mary* Lady Viscountess *Fairford*, (now Marchioness of *Downshire*), and her Assigns during her Life, without Impeachment of Waste; Remainder to the Use of all and every the Daughter and Daughters of the Body of the said *Arthur* Lord Viscount *Fairford*, now Marquis of *Downshire*, on the Body of the said *Mary* Lady Viscountess *Fairford*, now Marchioness of *Downshire*, his Wife, as

Tenants in common in Tail, with cross Remainders to and among them as Tenants in common in Tail; Remainder to such Uses as the said *Mary Lady Viscountess Fairford*, now Marchioness of *Downshire*, by her Last Will and Testament in Writing, or any Writing in the Nature of her Last Will and Testament, executed by her in the Presence of, and attested by, Three or more credible Witnesses, should, notwithstanding her Coverture, appoint; and in Default of such Appointment, and in the mean Time until such Appointment should be made or should take Effect, to the Use of the said *Mary Lady Viscountess Fairford*, now Marchioness of *Downshire*, her Heirs and Assigns for ever: And as to, for, and concerning the said Term of Two thousand Years therein-before limited in Use to the said *William Duke of Leinster* and *Cromwell Price*, their Executors, Administrators, and Assigns, as aforesaid, it was declared that the same was so limited in Use to them, upon such Trusts for the raising and paying of Portions for the Child or Children of the said Marriage (other than and besides an eldest Son) as are therein mentioned; that is to say, if there should be but one such Child, Twenty thousand Pounds for his or her Portion, to be paid at such Age or Time, and in such Manner as therein is expressed; and in case there should be Two such Children, and no more, besides an eldest or only Son, then Thirty thousand Pounds for the Portions of such Two Children; and in case there should be Three or more such Children, besides an eldest or only Son, then Forty thousand Pounds for the Portions of such Three or more of them; the said Thirty thousand or Forty thousand Pounds, as the Case should happen, to be paid to and divided between or among such Daughters or younger Sons in such Parts, Shares or Proportions, in such Manner, at such Ages, Days, and Times, and subject to such Clauses of Accruer or Survivorship, and other Clauses, Provisoos, and Conditions as are therein mentioned: But if the said Children for whom Portions were thereby provided should by Death be reduced to Two, there was not to be raised for the Portions of Two Children, by Reason of any such Accruer, any Sum or Sums that would in the Whole exceed Thirty thousand Pounds; and in case they should by Death be reduced to One, there was not to be raised for the Portion of such One Child, by Reason of any such Accruer as aforesaid, any Sum or Sums that would in the Whole exceed the principal Sum of Twenty thousand Pounds; and the said Trustees or Trustee for the Time being of the said Term of Two thousand Years were also empowered, by the Ways and Means therein-mentioned, to levy, raise, and pay, for the Maintenance and Education of the Child and Children for whom a Portion or Portions was or were thereby provided in the mean Time until their respective Portions should become payable, such yearly Sum and Sums of Money (not exceeding the Interest of the Portion or Portions after the Rate therein mentioned) as they the said *William Duke of Leinster* and *Cromwell Price*, or the Survivor of them, or the Executors, Administrators, or Assigns of such Survivor, should think proper: But in the said Indenture of Seven Parts is contained a Proviso, that if the said *Arthur Blundell Sandys Trumbull Hill*, and every other Son that the said *Arthur Lord Viscount Fairford*, now Marquis of *Downshire*, might have by the said *Mary Lady Viscountess Fairford*, now Marchioness of *Downshire*, his Wife, should die under the Age of Twenty-one Years, and without Issue Male, one Moiety, and no more, of the Portions and Maintenances to which the Daughter or Daughters of the said Marriage should be entitled, under the Trusts of the said Term of Two thousand Years,

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should be raised out of certain Hereditaments in the Kingdom of *Ireland* therein comprised, and the other Moiety of the same Portions and Maintinances should sink into and be extinguished in the Reversion and Inheritance of the Residue of the Premises comprised in the said Term thereinbefore, by the said *Arthur* Lord Viscount *Fairford*, and *Mary* Lady Viscountess *Fairford* his Wife, released as hereinbefore is mentioned: And in the said Indenture of Nine Parts is contained a Proviso or Power, enabling the said *Arthur* Lord Viscount *Fairford*, now Marquis of *Downshire*, during his Life, and the said *Mary* Lady Viscountess *Fairford* his Wife, now Marchioness of *Downshire*, during her Life, in case she should survive him, and there should be a Failure of their Issue Male, to make Leases of the same Premises by them released, for One, Two, or Three Life or Lives, or for any Term of Years determinable on the dropping of One, Two, or Three Life or Lives in being at the Time of the making thereof, or for any Term of Years absolute, not exceeding Forty-one Years, to take Effect respectively in Possession, and subject to the Restrictions therein mentioned: And whereas the said *Arthur* Marquis of *Downshire* hath Issue, by the said *Mary* his Wife, the said *Arthur* *Blundell Sandys Trumbull Hill*, commonly called *Earl of Hillsborough*, his eldest Son, and the Right Honourable Lord *Arthur* *Moses William Hill*, and the Right Honourable Lord *Arthur* *Marcus Cecil Hill*, their younger Sons; and the Right Honourable Lady *Charlotte Hill*, and the Right Honourable Lady *Mary Hill*, their Daughters: And whereas the said settled Estates in the said County of *York* consist of divers Messuages, Farms, and Lands, situated in the Parish of *East Harsley*; the said settled Estate in the said County of *Somerset* consists of the Rectory impropriate of *North Petherton*, with the Tithes and Appurtenances thereto belonging; and the Rest of the said settled Estates consists of the capital Mansion House and Park called *East Hampstead*, and of the Manors of *East Hampstead* and *West Shefford*, a Messuage, Farm, and Lands, situate in the Parish of *Lawrence Waltham*; and divers other Messuages, Farms, Lands, and Hereditaments, situate in the Parishes of *East Hampstead*, *Wokingham*, *West Shefford*, and *Peasmore*, in the said County of *Berks*; of a Farm and Lands in the Parish of *Wyrardsbury* in the County of *Bucks*; and of several undivided Parts or Shares of divers other Messuages, Lands, Tenements, Tithes, Quit Rents, and Hereditaments, in the Parishes of *Beenham*, *Hampstead Norris*, *Compton*, *Tilehurst*, *Cookham*, *Bisham*, and *Harley*, in the County of *Berks*, and *Great Marlow* in the County of *Bucks*: And in regard that the said several Estates and Premises in the Counties of *York* and *Somerset* do, not only lie remote from each other, but also at a great Distance from the said Mansion House and Bulk of the said settled Estates, which respectively are situate in the said County of *Berks*, and that the said Farm in the County of *Bucks* lies detached from the said Estates in the County of *Berks*, and the said Farm at *Lawrence Waltham* is also unconnected with and lies at a considerable Distance from the Rest of the said settled Estates in the said County of *Berks*, and great Inconvenience is found to result from great Part of the said settled Estates, consisting of undivided Shares, the said *Arthur* Marquis of *Downshire* and *Mary* Marchioness of *Downshire* conceive it will be advantageous for themselves and their Children, and are therefore desirous, that the said settled entire Estates in the said Counties of *York*, *Somerset*, and *Bucks*, and in the Parish of *Lawrence Waltham*, in the said County of *Berks*, may be sold, or exchanged, and that such of the said settled Estates in the said Counties

ties of *Berks* and *Bucks* as consist of undivided Parts or Shares respectively may be sold or exchanged, or conveyed upon Partition, and that the clear Money arising by such Sales may be laid out in the Purchase of other Manors, Lands, or Hereditaments, to be settled to the same Uses as the said Estates so proposed to be sold do now stand limited: But inasmuch as by Reason of the strict Limitations contained in the said Marriage Settlement, the Purposes aforesaid cannot be accomplished without the Aid of Parliament, wherefore Your Majesty's dutiful and loyal Subjects, the said *Arthur* Marquis of *Downshire*, and *Mary* Marchioness of *Downshire*, do most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That all that Capital Messuage or Farm House called *Morton Grange*, and one other Messuage or Tenement called the *Outfarm House*, together with the Barns, Stables, and Appurtenances thereunto belonging, situate, lying, and being, in the Parish of *East Harsley*, in the County of *York*; and also all those Seventy several Pieces or Parcels of Arable, Pasture, and Meadow Land thereunto belonging, herein-after mentioned, (that is to say), all those Twenty-one several Pieces or Parcels of Arable Land called by the several Names of *Old Brunt*, *Clift Rough Close*, *Sketter Moor*, *Middle Sketter Moor*, *Old Four Acres*, *Long White Close*, *Road Close*, *Stoney Lane Field*, *Ox Close*, *West Ox Close*, *Little Ox Close*, *Cow Moor*, *The other Cow Moor*, *East Cow Moor*, *West Cow Moor*, *Low Spring Close*, *High Spring Close*, *Paddock Nooke*, *Trentham Ings*, *Little Long Field*, and *Far West Moor*, containing together One hundred and sixty-eight Acres, Two Roods, and Seven Poles; and also all those Twenty-nine several Pieces or Parcels of Pasture Land called by the several Names of *Brunt Cliff*, *Little Sketter Moor*, *Fox Pasture*, *Winter Close*, *West Little Sketter Moor*, *West Sketter Moor*, *Farlow Pasture*, *Low Pasture*, *Road Close Hill*, *New Field*, *White Close*, *Stoney Lane*, *Road Close*, *Far Ox Close*, *Last Ox Close*, *Ox Close*, *Goat Hill*, *The other Goat Hill*, *Far Cow Moor*, *Low Narrow Close*, *Butter Ings*, *Goat Close*, *The Roundabout*, *Far Long Field*, *Near Long Field*, *South-west Field*, *West Field*, *Great West Field*, and *Half Garth*, containing together Two hundred and sixty-four Acres and Thirty-seven Perches; and all those Fifteen several Pieces or Parcels of Meadow called by the several Names of *Tomafine Bottom*, *Nooked Close*, *Four Days' Mowing*, *Back Barn Close*, *Newlain*, *Hasgate Ings*, *Feminson Ings*, *Ox Close*, *Narrow Close*, *Carr Butts*, *Longfield End*, *Longfield Calf Close*, and *Trentham Wellbank*, containing together One hundred and twenty-seven Acres, Three Roods, and Thirteen Poles; all which said Messuages, Tenements, Farms, Lands, and Premises, are situate, lying, and being in the Parish of *East Harsley* aforesaid, and were formerly in the Tenure or Occupation of *Robert Miles*, and now are, or late were, in the Occupation of *Michael Miles*, his Assigns or Under Tenants, and all and singular other the Messuages, Lands, Tenements, and Hereditaments, situate, lying, and being in the Parish of *East Harsley*, or elsewhere, in the said County of *York*, comprised in the said Indenture of Nine Parts, with their respective Rights, Members, and Appurtenances; and also all that the Rectory or Parsonage impropriate of *North Petherton*, in the County of *Somerset*, and also all Houses, Outhouses, Barns, Bartons, Stables, Dovehouses, Glebe Lands, Tithes, Tenths, Profits, Advantages, and Appurtenances whatsoever, to the said Rectory or Parsonage impropriate belonging, situate, arising, increasing, renewing, growing, and being

Premises comprised in the recited Indenture vested in Trustees to be exchanged or sold.

being in the Parish of *North Petherton* aforesaid and the Tithable Places thereof, which said Rectory or Parsonage impropriate was formerly in the Tenure or Occupation of *Richard King*, his Under Tenants or Assigns; and all and singular other the Messuages, Lands, Tenements, and Hereditaments, situate, lying, or being in the said Parish of *North Petherton*, or elsewhere, in the said County of *Somerset*, comprised in the said Indenture of Nine Parts, with their respective Rights, Members, and Appurtenances; and also all that Barn and Freehold Part of the Farm situate and being in the Parish of *Wyrardsbury*, in the County of *Bucks*, with all Freehold Closes, Meadows, Pastures, Arable and other Lands, Tenements, and Hereditaments whatsoever, to the said Barn and Farm belonging or appertaining, or therewith occupied or enjoyed, containing, by Estimation, Two hundred and eighty Acres, or thereabouts, be the same more or less, formerly in the Tenure of *John Grove*, afterwards of *Richard Jones*, since and now of *Michael Willis*, his Assigns or Under Tenants; all which last mentioned Farm, Lands, Hereditaments, and Premises, are situate in the Parish of *Wyrardsbury*, in the said County of *Bucks*; and all and singular other the Messuages, Lands, Tenements, and Hereditaments, situate, lying, and being in the Parish of *Wyrardsbury* aforesaid, comprised in the said Indenture of Nine Parts, with their respective Rights, Members, and Appurtenances; and also all that Messuage or Tenement and Farm, situate and being in the Parish of *Lawrence Waltham*, in the said County of *Berks*, with all Houses, Outhouses, Fields, Closes, Meadows, Pastures, Arable and other Lands, Tenements, and Hereditaments whatsoever, to the said Messuage or Tenement and Farm belonging or appertaining, or therewith used, held, occupied, or enjoyed, containing by Estimation Forty-four Acres and One Rood, be the same more or less, formerly in the Tenure of *Thomas Cotterell*, and now or late of his Under Tenants or Assigns; and all and singular other the Messuages, Lands, Tenements, and Hereditaments, situate, lying, and being, in the Parish of *Lawrence Waltham* aforesaid, comprised in the said Indenture of Nine Parts, with their respective Rights, Members, and Appurtenances; and also all that One undivided Third Part, and One Moiety or Half Part, of One other undivided Third Part, (the Whole into Three equal Parts being divided), of and in all that capital Messuage, Tenement, or Farm House, with the Barns, Stables, and Appurtenances thereunto belonging, called *Beenham Farm*, situate, lying, and being in the Parish of *Beenham* in the County of *Berks*; and all those Nineteen several Pieces or Parcels of Arable Land thereunto belonging, called by the several Names of *Fuzze Hills*, *Pound Close*, *Hither Ruxhome*, *Further Ruxhome and Shaw*, *The Platts*, *The Seven Acres*, *The Six Acres*, *Great Wood*, *Fuzze Ground*, *Little Wood*, *Fox Hills*, *Hither Flexhome*, *Further Flexhome*, *Barn Close*, *The Grove*, *The Lanes*, *Lise Furley*, *Eastmans*, and *Redfield*, containing together Two hundred and sixteen Acres, One Rood, and Twenty-five Poles; and all those Fifteen several Pieces or Parcels of Arable Land lying dispersed in the Common Field called *Padworth Field*, and all those Fourteen Pieces or Parcels of Arable Land in the Common Field called *Aldermaston Field*; and all those Five Pieces or Parcels of Arable Land in a Common Field called *Dunston Field*, and One other small Piece or Parcel of Arable Land next *Gutrich*, containing together One hundred Acres, One Rood, and Thirty-nine Poles; and also all those Nine several Pieces or Parcels of Land in a Common Mead called *Towney Mead*, and also those Four several Pieces or Parcels of Meadow Land in a Common Mead called *Padworth East Mead*, and One Piece or Parcel of Meadow in *Padworth East Mead*, containing together Twenty-seven

seven Acres, One Rood, and Thirteen Poles; and also all those Two several Coppices or Wood Grounds called *Shrub Wood*, and the Coppice, containing together Thirty Acres, One Rood, and Twenty Poles; all which said last-mentioned Farm, Lands, Coppices, and Premises, were formerly in the Tenure or Occupation of *Elizabeth Carter* Widow, her Assigns or Under Tenants, and now are, or late were, in the Occupation of *Richard Stevens*; and also all that Moiety, or undivided Half Part of and in all that the Rectory or Parsonage impropriate of *Hampstead Norris*, in the County of *Berks* aforesaid, and of and in all Houses, Out-houses, Barns, Stables, Glebe Lands, Tithes, Tenths, Profits, Advantages, and Appurtenances whatsoever to the said Rectory or Parsonage impropriate belonging or appertaining, situate, arising, increasing, renewing, growing, and being within the said Parish of *Hampstead Norris*, and the Titheable Places thereof; and also of and in all those several Parcels of Glebe Lands herein-after mentioned, (that is to say), of and in all those Six several Parcels of Arable Land, called by the several Names of *Harwe Closes*, *Wild Court Close*, *Stubkins Picked Hollingworth*, *Lower Hollingworth*, and *Great Hollingworth*, containing together Forty-four Acres, Two Roods, and Twenty-six Poles; and all those Two several Pieces or Parcels of Meadow Land, called by the several Names of *The Mead behind the Yard*; and *The Piece of Meadow by the Brook*, containing together Two Acres and Two Poles; and of and in all that Piece or Parcel of Land situate, lying, and being in a Common Field, called *Milk Hill Common Field*, containing, by Estimation, Seventy Acres, or thereabouts (be the same more or less); and of and in all that other Piece or Parcel of Land situate, lying, and being in the Common and Waste Grounds of *Hampstead Norris* aforesaid, containing Forty Acres, or thereabouts (be the same more or less); which said Two last-mentioned Pieces or Parcels of Land were allotted under and by virtue of a certain Act of Parliament for that Purpose in Lieu of and as a Recompence, Compensation, and full Satisfaction of and for Thirty-one Pieces of Arable Land heretofore belonging to the said *Mary Sandys*, and to *William Phillips Lee* Esquire, respectively, deceased, in a Common Field called *Whaley Field*, and of and for Twenty-five Pieces or Parcels of Arable Land in the said Common Field called *Milk Hill Field*, and also of and for Fourteen Pieces or Parcels of Arable Land in a Common Field called *Little Ash Field*, containing together Seventy-six Acres and Nine Poles, which said Pieces or Parcels of Land so allotted as aforesaid are within the Parish of *Hampstead Norris* aforesaid, and are inclosed with a boundary Fence as first allotted, agreeable to the Act of Parliament as aforesaid, all which said last-mentioned Rectory or Parsonage impropriate, Glebe Lands, and Premises, now are, or late were, in the Tenure or Occupation of *John Matthews*, his Under Tenants or Assigns; and also all that Moiety or undivided Half Part of and in the Advowson or perpetual Right of Patronage or Presentation of or to the Vicarage of the Church of *Hampstead Norris* aforesaid; and also all that Moiety or undivided Half Part of and in all that Coppice or Wood Ground called *West Wood* in the Parish of *Compton* in the County of *Berks* aforesaid, containing together Twenty-seven Acres and Six Poles, formerly in the Tenure of the said *Martin Sandys*, and now or late of the said *Arthur Marquis of Downshire*; and also all that Moiety or undivided Half Part of and in all and singular the several Messuages or Tenements, Farms, Lands, Hereditaments, and Premises in the Parish of *Tilehurst*, in the County of *Berks*, aforesaid, herein-after particularly mentioned and described, and formerly in the

several Tenures of *Matthew Justice*, *John Loader*, *Ann Snell* Widow, *James Brance*, and *William Holey*, and now or late of *James Isley*, *William Brookman*, *Henry Brookman*, and *John Webb*, their Under Tenants or Assigns, (that is to say), all that Messuage, Tenement, or Farm House, with the Barns, Stables, and Appurtenances thereunto belonging, called *Bristows*; and all those Ten several Pieces or Parcels of Arable Land thereunto belonging, called by the several Names of *The Post Ground* or *West Wood*, *The Slower Smallhams*, *Long Three Acres*, *Orchard Close*, *Home Close* or *Beacham's Nether Stays*, *The Four Acres*, *The Eleven Acres*, and *The String*, containing together Fifty-six Acres, Two Roods, and Six Poles; and all that Piece or Parcel of Pasture Land called *The Moor*, containing Two Acres, One Rood, and Eleven Poles; and also all that Messuage, Tenement, or Farm House, with the Barns, Stables, and Appurtenances thereunto belonging, called *Carter's*; and all those Ten several Pieces or Parcels of Arable Land thereunto belonging, called by the several Names of *Old Keys*, *Straight Furlong*, *Wide Moor*, *The Nine Acres*, *Penham's Pit Close*, *Cow Park*, *Downs*, *Little Beachams*, and *Great Beachams*, containing together Ninety Acres and Nineteen Poles; and also all that Piece or Parcel of Pasture Land thereunto belonging called *Brook's Moor*, containing Four Acres and Twenty Poles; and also all that Tenement or Cottage, with the Orchard, Garden, and Appurtenances thereunto belonging, all which said Two last-mentioned Messuages or Tenements, Farms, Lands, and Premises, together with the said last mentioned Cottage, were formerly in the Tenure or Occupation of the said *Matthew Justice*, and now are, or late were, in the Tenure of the said *James Isley*; and also all that Messuage, Tenement, or Farm House, with the Barns, Stables, and Appurtenances thereunto belonging, called *Blagrove's*; and also all those Six several Parcels of Arable Land thereunto belonging, called by the several Names of *The Three Acres* or *Little West Wood Slower Piddle*, *The Eight Acres*, *The Nine Acres*, *The Seven Acres*, and *The Four Acres*, containing together Thirty-six Acres, One Rood, and Four Poles, which said last-mentioned Farm, Lands, and Premises are now, or late were, in the Tenure or Occupation of the said *James Isley*; and also all those several Pieces or Parcels of Meadow Land lying dispersed in a Common Meadow called *Norcott Mead*, in the Parish of *Tilehurst* aforesaid, containing together about Twenty Acres, which were held and enjoyed by the said *Matthew Justice* and *John Loader* in Right of the said respective Farms before-mentioned, and now or late by the said *James Isley*; and also all that Messuage, Tenement, or Farm House, with the Two Barns, Stable, and Appurtenances thereto belonging, called *Classel's*; and all those Twelve Pieces or Parcels of Arable Land thereunto belonging called by the several Names of *Bunbury*, *Curtis's* otherwise *Curtis's Wood*, *Barn Close*, *Stable Piddle*, *Home Croft*, *Lower Crofts*, the *Piddle* adjoining *Chowlons*, *The Six Acres* above the *Chalk Pit*, and the Five Acres by the *Calcot Field Lane*, and One Piece in a Common Field called *Blackam Field*, containing together Forty Acres and Twenty-six Poles; and all those Three several Pieces or Parcels of Meadow lying in the Three several Common Meads called *Little Calcot Mead*, *Mill Mead*, and *Calcot Moor*, containing together Six Acres and Seventeen Poles; and the Scite of all that Messuage or Tenement, and Premises, with the Farm and Appurtenances thereunto belonging, called *Hell Farm*; and all those Eight several Pieces or Parcels of Arable Land thereunto belonging, called by the several Names of *Fenham's*, *Wheat Piddle*, *Long Close*, *Down Close*, *Barn Close*, *The Six Acres*, *Hallams*, and *Hell Piddle*, containing together Forty-six Acres, One

One Rood, and Twenty-seven Perches; and all those Two several Pieces or Parcels of Arable Land in a Common Field called *Sandham's Field*, and all those Two several Pieces or Parcels of Arable Land in a Common Field called *Carlham*, containing together Six Acres, One Rood, and Six Poles; and all that Piece or Parcel of Meadow in a Common Mead called *Hallam*, and One other Piece or Parcel of Meadow in a Common Mead called *Langley Mead*, containing together Two Acres, Two Roods, and Twenty-four Poles; all which said last-mentioned Farms and Premises were formerly in the Tenure or Occupation of the said *Ann Snell*; and now are, or late were, in the Occupation of the said *William Brookman*; and also all that Messuage, Tenement, or Farm-House, with the Barns, Stable, and Appurtenances thereunto belonging, called *Blackman*, and also those Thirteen several Pieces or Parcels of Arable Land thereunto belonging, called by the several Names of *The Further Rapkins*, *Home Rapkins*, *Well Close*, *Little Rapkins*, *Hew or Calve's Piddle*, *Calve's Close*, *Wheelam's Lower Skipper Lands*, *Upper Skipper Lands*, *Upper Middle Lands*, *Lower Middle Lands*, *Stonehams*, and *Horns*, containing together Fifty-seven Acres, Three Roods, and Eighteen Poles; and all that Piece of Meadow called *Lockmore Green Piddle*, and all those Six several Pieces of Meadow herein-after mentioned, (that is to say), Two Pieces in a Common Mead called *Tbeale*, and Four Pieces in a common Mead called *Langley's Mead*, containing together Ten Acres, One Rood, and Thirty-four Perches; and also the Scite of all that Messuage, Tenement, or Cottage and Barn, and Appurtenances thereunto belonging, called *Whitlock's*, and all those two several Pieces or Parcels of Arable Land thereunto adjoining and belonging, called by the several Names of the *Close* and *Middle Rapkins*, containing together Four Acres and Twenty-seven Poles; all which said last mentioned Farm called *Blackman's* and Lands called *Whitlock's*, and other the last-mentioned Premises, were formerly in the Tenure or Occupation of *James Brance*, and now are, or late were, in the Tenure of the said *William Brookman*; and also all those Two several Tenements or Cottages, with the Gardens and Appurtenances thereunto belonging, called *Brookman's*, and one Piddle of Arable Land called *Brookman's Piddle*, containing together Two Acres, Three Roods, and Twenty Poles; and also all those Three several Pieces or Parcels of Arable Land called *Goodall's* herein-after mentioned, (that is to say), Two Pieces or Parcels thereof called *Goodall's Closes*, containing together Six Acres, Two Roods, and Twelve Perches, and Four several Pieces in the Common Field, containing together Five Acres and Thirty-eight Poles; and also all those Two several Pieces or Parcels of Arable Land called *Freeman's Closes*, containing Six Acres, Two Roods, and Twelve Poles; all which said Two last-mentioned Messuages, Lands, and Premises, called *Brookham's*, *Goodall's*, and *Freeman's*, were formerly in the Tenure or Occupation of *William Holey*, and now are, or late were, in the Occupation of *John Webb*; and also all that Moiety or undivided Half Part of and in the several Quit Rents following, (that is to say), One Quit Rent of Three Pounds issuing out of a certain Farm called *Rent Wood*, and one other Quit Rent of One Pound Nine Shillings and Four-pence issuing out of a certain Farm called *Beansheaves*, within the Parish of *Tilehurst* aforesaid; and also all that Moiety or undivided Half Part of and in all those Two several Coppices or Wood Grounds, and also all those Two several Messuages or Tenements, Farms, Lands, and Hereditaments, situate, lying, and being in the Parish of *Bisbam* in the County of *Berks* aforesaid, herein-after particularly mentioned and described, formerly in the several

Tenures

Tenures, or Occupations of the said *Edwin Blundell Sandys*; and of *Robert Jones* and *Richard Denbam*, and now or late of the said *Arthur Marquis of Downshire*, and of the Widow *Jones* and *William Skilton*, their Under Tenants or Assigns, (that is to say), all those several Coppices of Wood Grounds called by the several Names of *Starling's Grove* and *Quick Coppice*, containing together Seventeen Acres, Three Roods, and Nineteen Perches, in the Tenure or Occupation of the said *Arthur Marquis of Downshire*; and also all that Messuage, Tenement, or Farm House, with the Barn, Stable, and Appurtenances thereto belonging, called the *Town Farm*, and all those Nineteen several Pieces or Parcels of Arable Land thereunto belonging, called by the several Names of the *Home Close*, *Good Hale* (Part of which was formerly a Hop-Garden), *Townfield Hall*, *Little Hall*, *Great Stoney Veere*, *Little Stoney Veere*, *Stoney Veere*, and *Horse Lease*, containing together One hundred and twenty-six Acres, Two Roods, and Thirty-nine Perches, and all those Two Pieces or Parcels of Meadow thereto belonging, called by the several Names of *Church Mead* and *Little Mead*, containing together Fourteen Acres, Three Roods, and Two Perches, together with all Tithes, Tenths, Profits, and Advantages whatsoever arising, increasing, renewing, growing, and being in and upon the said Farm, Lands, and Premises, or any Part or Parcel thereof, all which said last-mentioned Messuage or Tenement, Farm, Lands, Tithes, and Premises, are now, or late were, in the Tenure or Occupation of the said Widow *Jones*; and also all that Messuage, Tenement, or Farm House, with the Barns, Stables, and Appurtenances thereunto belonging, called *Lee Farm*, and all those Five several Pieces or Parcels of Arable Land thereunto belonging, called by the several Names of *The Farther Hide*, *Weak Lands*, *South Croft*, and *Little South Croft*, containing together Seventy-five Acres and Twenty Poles, all which said last-mentioned Messuage or Tenement, Farm, Lands, and Premises, are now, or late were, in the Tenure or Occupation of the said *William Skilton*; and also all that Moiety or undivided Half Part of and in all that Messuage, Tenement, or Farm House, with the Barns, Stables, and Appurtenances thereunto belonging, situate, lying and being at *Cookham Dean*, in the Parish of *Cookham*, in the County of *Berks* aforesaid, called *Dyer's*, and all that Close of Pasture called the *Home* or *Orchard Close*, and Six several Closes of Arable Land thereunto adjoining and being, containing together Forty-four Acres, Three Roods, and Twenty-six Perches; and all that Piece or Parcel of Meadow thereunto belonging in the Common Mead, containing One Acre, One Rood, and Seven Perches; all which last-mentioned Messuage or Tenement, Farms, Lands, and Premises, were formerly in the Tenure or Occupation of *Richard Denbam*, and now are, or late were, in the Tenure or Occupation of the said *William Skilton*, his Under Tenants or Assigns; and also all that Moiety or undivided Half Part of, in, and to Three several Quit Rents issuing out of divers Lands and Premises in *Cookham* aforesaid, amounting together to the Sum of One Pound Eight Shillings *per Annum*; and also one Moiety or undivided Half Part of and in all that the Water and Fishery in the River *Thames*, extending and being in the several Parishes of *Bisham* and *Cookham* aforesaid, and *Hurley*, in the said County of *Berks*, beginning at the upper End of the said Fishery, and going down the Stream to the lower End thereof, (*videlicet*), at and from the upper End of a certain Mead called *Winch Mead*, above *Temple Lock*, down to *Temple Mill Lock Bush*, Half the Stream on the South Side thereof; and again, from *Temple Mills* down to within Eighteen Feet of *Marlow Bridge*, the whole Stream; and again, from

Marlow Lock to the lower Side of the said Bridge, down to the lower End of the great Eyot, the whole Stream round on both Sides of the said Eyot, to within Eighteen Feet of *Marlow Lock Weir*; and from the lower End of the said great Eyot down to the upper End of a certain Mead called *Spade Oak Mead*, and at an Oak and Gate called *Spade Oak Gate*, the whole Stream; and of and in all those Fourteen several Eyots or Oser Beds, and Part of One other Eyot, growing and being in the River *Thames*, within the said Fishery, containing Five Acres, One Rood, and Twenty-two Poles, all which said Fishery, and Eyots or Oser Beds, were formerly in the Tenure or Occupation of *William Rosewell*, afterwards of his Widow, and now of *Richard Millett*, as Tenant thereof; and all and singular other undivided Parts or Shares comprised in the said Indenture of Nine Parts, of and in all other Messuages, Granges, Farms, Cottages, Barns, Stables, Orchards, Gardens, Edifices, Buildings, Lands, Meadows, Demesne Lands, Feedings, Commons, Coppices, Woods, Underwoods, Waters, Fisheries, Osiers, Waste and void Grounds, Rents, Rectories, Advowsons, and Hereditaments, situate, lying, being, or arising, in the Parishes of *Beenham, Hampstead Norris, Compton, Tilehurst, Cookham, Bisbam, and Hurley*, or elsewhere, in the said County of *Berks*, and in the Parish of *Great Marlow*, or elsewhere, in the said County of *Bucks*, and of and in the Appurtenances to the same Premises; or any of them, or any Part or Parts thereof belonging, or in anywise appertaining; or therewith or with any Part or Parts thereof usually held, used, occupied, or enjoyed, or accepted, reputed, deemed, taken or known as Part, Parcel, or Member thereof, or of any Part or Parts thereof, a Particular of all which Estates, specifying the annual Rent thereof, is annexed by way of Schedule to this Act; and the Reversion and Reversions, Remainder and Remainders, yearly and other Rents, Issues, and Profits, of all and singular the said Hereditaments and Premises, and of every Part and Parcel thereof, shall, from and after the passing of this Act, be vested in and settled upon *Thomas Wyatt*, of *Ford House* in the County of *Wilts*, Esquire, and *Thomas Handley*, of *Clerkenwell* in the County of *Middlesex*, Gentleman, and their Heirs, to the Use of them and their Heirs for ever, freed and discharged, and absolutely acquitted, exempted, and exonerated of, from, and against all and every the Uses, Estates, Limitations, Trusts, Provisoos, and Powers in and by the said Indenture of Settlement of the Seventeenth Day of *July* One thousand seven hundred and eighty-nine, and Articles of the Twenty-ninth Day of *June* One thousand seven hundred and eighty-six, limited, created, declared, or mentioned of and concerning the same; but nevertheless upon Trust that they the said *Thomas Wyatt* and *Thomas Handley*, or the Survivor of them, or the Heirs of such Survivor, do and shall, as soon as conveniently may be, (with the Consent of the said *Arthur Marquis of Downshire* and *Mary Marchioness of Downshire*, or the Survivor of them, and after the Death of the said *Arthur Marquis of Downshire* with the Consent of the Person or Persons who, if this Act had not been passed, would, for the Time being, have been entitled, under the Limitations in the said Settlement contained, to the actual Receipt of the Rents, Issues, and Profits of the said Hereditaments and Premises, if such Person or Persons shall be of the Age of Twenty-one Years; but if not, then, with the Consent of his, her, or their Guardian or Guardians, such Consents to be respectively signified in Writing, under the Hand or Hands of the Person or Persons giving the same), make Sale and dispose of, either by publick

Auction or private Contract, all and every or any Part or Parts of the Manors, Messuages, Farms, Lands, Parts, or Shares, and Hereditaments hereby vested in them the said *Thomas Wyatt* and *Thomas Handley*, and their Heirs as aforesaid, either together, or in Parcels, or convey all or any Part or Parts of the Premises in Lieu of or in Exchange for other Manors, Lands, or Hereditaments, to be situate in that Part of *Great Britain* called *England*, of an Estate of Inheritance in Fee Simple, (whereof not more than One Sixth Part in Value shall be Copyhold), or convey all or any Part or Parts of the Premises which consist of undivided Shares, upon Partition to any Person or Persons who shall be willing to become the Purchaser or Purchasers thereof, or to take the same in Exchange, or upon Partition respectively, at or for such Price or Prices, Sum or Sums of Money, or such other Equivalent in Manors, Lands, undivided Parts or Shares, or Hereditaments, and with Money, or without, as to them the said Trustees or Trustee for the Time being shall seem reasonable; and do and shall grant, convey, and assure the Messuages, Farms, Lands, Parts and Shares, and Hereditaments, hereby made saleable, exchangeable, and partible as aforesaid, or such Part or Parts thereof as shall be so agreed to be sold or conveyed in Exchange, or upon Partition, with the Appurtenances, and the Fee Simple, and Inheritance thereof, respectively unto and to the Use of such Person or Persons as shall so become the Purchaser or Purchasers thereof, or who shall convey and assure Manors, Messuages, Lands, Parts, or Shares, or Hereditaments in Lieu or in Exchange or upon Partition for the same, and his, her, or their respective Heirs and Assigns respectively, or as he, she, or they shall direct or appoint.

Purchase Money after paying Expences of the Act to be laid out in the Purchase of Premises under the Direction of the Court of Chancery.

II. And be it further enacted, That a sufficient Part of the Monies to arise from such Sales, Exchanges, and Partitions as aforesaid, shall be applied in the First Place in paying and discharging all Costs, Charges, and Expences, to be taxed and settled as between Solicitor and Client, preparatory to, and in soliciting, applying for, and obtaining this Act, or which may be incident or relative thereto, and of making and completing the Sales, Exchanges, and Partitions herein-before directed or authorized to be made, or otherwise to be occasioned by carrying the Trusts of this Act into Execution; and that the Residue of the Money to arise by such Sales, Exchanges, or Partitions, shall, with all convenient Speed, with the Approbation of the said *Arthur Marquis of Downshire* and *Mary Mar- chioness of Downshire*, or the Survivors of them, (and if the said *Arthur Marquis of Downshire* shall be dead, then of the Person or Persons who, if this Act had not been passed, would, for the Time being, have been entitled, under the Limitations contained in the said Settlement, to the actual Receipt of the Rents, Issues, and Profits of the said Hereditaments and Premises hereby vested in Trust as aforesaid, if such Person or Persons shall be of the Age of Twenty-one Years, but if not, then, with the Approbation of his, her, or their Guardian or Guardians), be laid out and invested by and under the Direction of the Court of Chancery, to be obtained in the Manner herein-after mentioned, in Purchase of Manors, Messuages, Lands, Tenements, or Hereditaments, convenient to be enjoyed with the said entire settled Estate in the County of *Berks*, (whereof not more than One Sixth Part in Value shall be Copyhold), free from Incumbrances (except Chief Rents or Quit Rents, and customary Duties and Services); and that all and singular the Hereditaments and Premises so to be purchased, received in Exchange, or allotted upon Partition, shall be conveyed, limited, settled, and assured to, upon, and for such and so many of the Uses and Trusts,

and under and subject to such and so many of the Powers, Provisoos, Limitations, Declarations, and Agreements, in and by the said Indenture of Settlement of the Seventeenth Day of *July* One thousand seven hundred and eighty-nine, limited, expressed, created, declared, and contained, of and concerning the Hereditaments hereby vested as aforesaid, as shall be then existing, undetermined, or capable of taking Effect.

III. And it is hereby enacted, That all and every Persons and Person who shall purchase, or take in Exchange or upon Partition, all or any Part of the Hereditaments to be sold or conveyed in Exchange or upon Partition, in pursuance of this Act, shall pay his, her, or their Purchase Money or Purchase Monies, and also any Sum or Sums of Money agreed to be paid to make up any Deficiency in Value upon any Exchange or Partition, into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, *ex parte* the Purchaser or Purchasers of the Estate or Estates of the said Marquis of *Downshire*, pursuant to the Method prescribed by the Act of the Twelfth Year of King *George* the First, Chapter the Thirty-second, and the General Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of King *George* the Second, Chapter the Twenty-fourth; which Monies, when so paid in, shall be laid out in the Purchase of Navy Bills or Victualling Bills, or Exchequer Bills, and the Interest arising from the Money so laid out in the said Navy or Victualling or Exchequer Bills, and the Money received for the same, as they shall respectively be paid off by Government, shall also be laid out, in the Name of the said Accountant General, in the Purchase of other Navy or Victualling or Exchequer Bills, all which said Navy and Victualling and Exchequer Bills shall be deposited in the Bank in the Name of the said Accountant General, and shall there remain until proper Purchases shall be found and approved, as hereinbefore directed, and until the same shall, upon Petition, setting forth such Approbation, to be preferred to the Court of Chancery in a summary Way by the said *Arthur* Marquis of *Downshire*, or the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments to be purchased with the same, be ordered to be sold by the said Accountant General for the completing such Purchases in such Manner as the said Court shall think just and direct; and if the Money arising by the Sale of the said Navy, Victualling or Exchequer Bills, shall exceed the Amount of the whole Purchase Money when laid out as aforesaid, then and in such Case the Surplus which shall remain, after discharging the Expences of the Application to the Court, shall be paid to such Person or Persons respectively as would have been entitled to receive the Rents and Profits of the Lands directed to be purchased in case the same had been purchased in pursuance of this Act, or to the Representatives of such Person or Persons.

Purchase Money to be paid into the Bank in the Name of the Accountant General in Chancery, and until proper Purchases be found be laid out in the Purchase of Navy Bills, &c.

IV. Provided always, That it shall be lawful for the Court of Chancery, and the said Court is hereby required to make an Order for taxing and settling the Costs, Charges, and Expences hereinbefore directed to be paid, and for taxing and settling the Costs of the several Applications to be made to the said Court respecting the Matters aforesaid, and the Costs of taking the said Monies out of the Bank, and investing such Monies in a new Purchase or Purchases as aforesaid, and for Payment of all such Costs, Charges and Expences, out of the said Monies, or out of the Monies arising by

Court of Chancery to make an Order for taxing Costs.

by Sale of the Navy, Victualling, or Exchequer Bills so to be purchased as aforesaid.

Certificate of the Accountant General and Receipt of the Cashier of the Bank to be a good Discharge to the Purchaser of Premises.

V. And be it further enacted, That the Certificate or Certificates of the said Accountant General, and Receipt of the Cashier of the Bank of *England*, for the Money or Monies arising from such Sale or Sales, Exchanges, or Partitions as aforesaid, or Office Copies thereof respectively, shall from Time to Time, and at all Times hereafter, be a good and sufficient Discharge to any Person or Persons who shall become the Purchaser or Purchasers of, or take in Exchange or upon Partition, the said Hereditaments and Premises hereby made saleable, or exchangeable; or partible respectively, and to his, her, or their respective Heirs and Assigns, for so much Money as in such Certificates and Receipts shall be expressed or certified to be paid; and that such Person or Persons, having paid his, her, or their said Money; and obtained such Certificates and Receipts for the same, or Office Copies thereof respectively, shall not, nor shall his, her, or their Heirs or Assigns, be liable to see to the Application of such Monies, or be answerable or accountable for any Loss, Misapplication, or Non-application, of the same.

Until Premises are sold, Trustees to apply the Profits for the Benefit of the Persons entitled thereto.

VI. And be it further enacted, That in the mean Time, until the said Hereditaments and Premises, hereby vested in Trust as aforesaid, shall be sold or conveyed, in Exchange or upon Partition, in pursuance of this Act, they the said Trustees or Trustee for the Time being shall permit and suffer the same Premises respectively to be held and enjoyed, and the Rents, Issues, and Profits thereof to be had, received, and taken by and for the Benefit of such Person or Persons as respectively would be entitled to, and ought to hold, enjoy, and receive the same respectively, in case this Act had not been made.

On the Person in Possession, with Consent of Trustees signifying before Sale his Intention not to sell the Premises the Trust for Sale shall cease, etc.

VII. Provided always, and be it further enacted, That if the said *Arthur Marquis of Downshire*, or after his Death, if any Person or Persons then being of the Age of Twenty-one Years or upwards, and who, if this present Act had not been made or passed, would for the Time being have been entitled to an Estate or Estates in Tail in Possession, of or in the Hereditaments and Premises hereby vested as aforesaid, (though subject to any prior Term or Terms of Years), shall, at any Time before the same and every Part thereof shall be sold or conveyed in Exchange or upon Partition in pursuance of this Act, be minded and desirous that the same, or any Part thereof so remaining unsold, or not conveyed in Exchange or upon Partition, shall not be sold or conveyed in Exchange or upon Partition, and shall signify such his, her, or their Mind or Desire, by any Writing under his, her, or their Hand or Hands to the Trustees or Trustee for the Time being, for carrying the Trusts of this Act into Execution, and such Trustees or Trustee shall approve thereof; then and in such Cases, all the Trusts, Intents, and Purposes, Powers, Provisoes, and Declarations herein before declared and contained for Sale, Exchange, or Partition of the said Hereditaments and Premises, shall, as to the said Hereditaments and Premises, or such of them as shall remain unsold or not conveyed in Exchange or upon Partition, and which shall be specified in such Writing as aforesaid, absolutely cease and determine; and the same shall, with all convenient Speed, be conveyed by the said Trustees or Trustee for the Time being, to such Uses, upon and for such Trusts, Intents, and Purposes, and subject to such Powers and Provisoes as would

be

be thereof respectively subsisting under and by virtue of the said Settlement of the Seventeenth Day of *July* One thousand seven hundred and eighty-nine, in case this present Act had not been made; any Thing herein-before contained to the contrary thereof in anywise notwithstanding.

VIII. And be it further enacted, That in case the said *Thomas Wyatt* and *Thomas Handley*, or either of them, or any Trustee or Trustees to be appointed, as herein-after is mentioned, shall happen to die, or be desirous to be discharged, or decline to act, or become incapable of acting, in the Trusts hereby in them reposed, then, and in such Case, and when and so often as it shall so happen, the surviving, or other Trustee, his Heirs, Executors, or Administrators, shall, within the Space of Six Calendar Months after any of the said Trustees shall die, desire to be discharged, decline to act, or become incapable of acting as aforesaid, (with the Consent and Approbation of the Person or Persons for the Time being entitled to the Rents and Profits of the said Estates, such Person or Persons having attained the Age of Twenty-one Years, or otherwise with the Consent and Approbation of his, her, or their Guardian or Guardians, testified in Writing), nominate and appoint some other Person or Persons to be a Trustee or Trustees in the Place and Stead of him or them so dying, desiring to be discharged, declining to act, or becoming incapable of acting, as aforesaid; and when and so often as any new Trustee or Trustees shall be so nominated and appointed as aforesaid, in case such Nomination and Appointment shall be approved of by the Court of Chancery, (an Order in which Behalf the said Court is hereby authorized to make, upon Petition in a summary Way), all and every the Powers and Authorities by this Act given shall be vested in, and all and every the Trust Estates shall be conveyed, assigned, and transferred, so as that the same may be legally and effectually vested in such new Trustee or Trustees, in Conjunction with the surviving or continuing Trustee, or in such new Trustee or Trustees only, as the Case may be, upon the same Trusts as are herein-before declared concerning the same; and that all and every such new Trustee and Trustees shall and may have, and exercise, and act, in the Execution of the Trusts and Powers aforesaid, in such and the same Manner as if originally named and appointed by this Act (any Thing herein contained to the contrary thereof in anywise notwithstanding).

Appointment
of new
Trustees.

IX. And be it further enacted, That the said *Thomas Wyatt* and *Thomas Handley*, or such other Trustee or Trustees to be appointed, as aforesaid, shall not, nor shall either of them, nor the Heirs, Executors, or Administrators of them, or either of them, be chargeable with, or answerable for, any Money to be received by virtue of the Trusts hereby in them reposed, any otherwise than each Person for such Sum or Sums of Money as he or she may or shall actually receive; and that neither of them shall be answerable or accountable for the Acts, Receipts, Neglects, or Defaults, of the other of them, nor with or for any Loss or Damage which may happen, without the respective wilful Default of the said *Thomas Wyatt* and *Thomas Handley*, or their respective Heirs, Executors, or Administrators.

Trustees an-
swerable each
for his own
Act.

X. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to *William Sainsbury* and *Robert Ray* Esquires, as surviving

Saving Clause.

[Loc. & Per.]

viving Mortgagees of the Hereditaments hereby vested in Trust as aforesaid, or some Part or Parts thereof, for a Term of Years determinable with the Life of the said *Arthur* Marquis of *Downshire*, under and by virtue of a certain Indenture bearing Date the Twenty-fourth Day of *June* One thousand seven hundred and ninety-eight, and to all and every other Persons and Person, Bodies Politick and Corporate, his, her, and their Heirs, Executors, Administrators, and Successors, (other than and except the said *Arthur* Marquis of *Downshire* and *Mary* Marchioness of *Downshire* his Wife, their respective Heirs, Executors, and Administrators, and all and every the Sons and Son of the said *Arthur* Marquis of *Downshire*, by the said *Mary* his Wife, now born or hereafter to be born, and the respective Heirs Male of their respective Bodies, and all and every the Daughters and Daughter of the said *Arthur* Marquis of *Downshire*, by the said *Mary* his Wife, now born or hereafter to be born, and the respective Heirs of their respective Bodies, and the respective Heirs, Executors, and Administrators of all and every such Son and Sons, Daughter and Daughters, and the Trustees of the said yearly Rent Charge of Twelve hundred Pounds, and of the said Terms of Ninety-nine Years, One hundred Years, and Two thousand Years, and the Trustees for preserving contingent Remanders named in the said Settlement, and all and every other Persons or Person entitled to, or claiming, or hereafter to become entitled to or to claim any Estate, Right, Title, Trust, or Interest of, in, to, or out of the Hereditaments and Premises hereby vested in them, the said *Thomas Wyatt* and *Thomas Handley*, and their Heirs, in Trust as aforesaid, under and by virtue of the said Indenture of Settlement of the Seventeenth Day of *July* One thousand seven hundred and eighty-nine, or Articles of the Twenty-ninth Day of *June* One thousand seven hundred and eighty-six, or either of them), all such Estate, Right, Title, and Interest of, in, to, or out of the said Hereditaments and Premises so hereby vested in Trust as aforesaid, as they respectively had before the passing of this Act, or would, could, or might have had, in case the same had not been made.

Publick Act.

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

The SCHEDULE to which the ACT refers.

ENTIRE ESTATES

	ANNUAL RENTS OR VALUES.
	£. s. d.
A FARM and Lands, called by the Name of <i>Morton Grange</i> , situate in the Parish of <i>East Harsley</i> , in the County of <i>York</i> , let on Lease to <i>Michael Myles</i> , at the yearly Rent of — — — — —	280. 0. 0
The Rectory impropriate of <i>North Petherton</i> , in the County of <i>Somerset</i> , with the Tithes thereto belonging, let on Lease to <i>Richard King</i> , at the yearly Rent of — — — — —	300. 0. 0
A Farm and Lands, situate in the Parish of <i>Wyrardsbury</i> , in the County of <i>Bucks</i> , let to <i>Michael Willis</i> , at the yearly Rent of — — — — —	300. 0. 0
A Farm and Lands situate in the Parish of <i>Lawrence Waltham</i> , in the County of <i>Berks</i> , let to <i>James Child</i> , at the yearly Rent of — — — — —	35. 0. 0
Amount of annual Rents of the entire Estates	£. 915. 0. 0

UNDIVIDED ESTATES

THREE Sixth Parts (or One Moiety) of a Farm and Lands in the Parish of <i>Beenhams</i> , in the County of <i>Berks</i> , held by <i>Richard Stevens</i> , under a Lease, at the yearly Rent of — — — — —	150. 0. 0
One Moiety of the Rectory of <i>Hampstead Norris</i> , in the County of <i>Berks</i> , with the Glebe Lands and Tithes thereto belonging, let to <i>John Mathews</i> , at — — — — —	200. 0. 0
One Moiety of the Advowson of the Right of alternate Presentation to the Vicarage of <i>Hampstead Norris</i> — — — — —	0. 0. 0
One Moiety of a Wood, called <i>West Wood</i> , in the Parishes of <i>Compton</i> and <i>Hampstead Norris</i> , or One of them, in the said County of <i>Berks</i> , in Hand; but the annual Value of which is supposed to be about — — — — —	10. 0. 0
One Moiety of a Farm and Lands in the Parish of <i>Tilehurst</i> , in the said County of <i>Berks</i> , let to <i>James Isley</i> , at — — — — —	51. 0. 0

	£.	s.	d.
One Moiety of a Farm and Lands in the same Parish, let to the said <i>James Ilfley</i> , at — — — —	33	0	0
One Moiety of a Farm and Lands in the same Parish, let to <i>William Brookman</i> , at — — — —	47	0	0
One Moiety of a Farm and Lands in the same Parish, let to <i>Henry Brookman</i> , at — — — —	26	0	0
One Moiety of a Farm and Lands in the same Parish, let to the before-named <i>James Ilfley</i> , at — — — —	22	0	0
One Moiety of a Farm and Lands in the same Parish, let to <i>John Webb</i> , at — — — —	9	10	0
One Moiety of a Quit Rent issuing out of a Farm called <i>Rentwood</i> , in the said Parish of <i>Tilehurst</i> — — — —	1	10	0
A Moiety of another Quit Rent, issuing out of a Farm called <i>Beansheaves</i> , in the same Parish — — — —	0	14	8
A Moiety of a certain Wood or Coppice called <i>Harding's Grove</i> , and of another Wood or Coppice called <i>Wick's Coppice</i> , in the Parish of <i>Bisham</i> , in the said County of <i>Berks</i> , in Hand; but the annual Value of which is supposed to be about — — — —	5	2	0
A Moiety of a Farm and Lands situate in <i>Bisham</i> aforesaid, let to <i>Widow Jones</i> , at — — — —	71	0	0
A Moiety of another Farm and Lands in the said Parish of <i>Bisham</i> , let to <i>William Skilton</i> , at — — — —	35	0	0
A Moiety of a Farm and Lands in the Parish of <i>Cookham</i> , in the said County of <i>Berks</i> , let to the said <i>William Skilton</i> , at — — — —	25	0	0
A Moiety of Quit Rents in <i>Cookham</i> aforesaid, amounting to — — — —	0	14	0
A Moiety of a Fishery and certain Eyots in the River <i>Thames</i> near <i>Marlow Bridge</i> , in the Parishes of <i>Bisham</i> , <i>Cookham</i> , and <i>Hurley</i> , in the said County of <i>Berks</i> , and <i>Great Marlow</i> , in the County of <i>Bucks</i> , or some or one of them, let to <i>William Millet</i> , at — — — —	13	10	0
Amount of annual Rents or Values of undivided Estates —	£. 701	0	8
Amount of annual Rents of entire Estates —	915	0	0
Total Amount of annual Rents or Values of Estates —	£. 1,616	0	8

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