ANNO TRICESIMO QUINTO

Georgii III. Regis.

****

CAP. XLVII.

An Act for taking down the Chapel of the Chapelry of *Haydon*, in the Pariſh of *Warden*, in the County of *Northumberland*, and for building a new Chapel, in a convenient Situation, within the ſaid Chapelry. [28th *April* 1795.]

Preamble.

WHEREAS the Chapel of the Chapelry of *Haydon*, in the Pariſh of *Warden*, in the County of *Northumberland*, is a Chapel of Eaſe to the Vicarage or Pariſh Church of *Warden*, and is an ancient Building, and is now in a ruinous Condition, and is inſufficient in Point of Size, and alſo inconveniently ſituated for the Inhabitants of the ſaid Chapelry to attend Divine Service therein: And whereas the building of a new Chapel in a convenient Situation, within the ſaid Chapelry, ſufficiently large for the Inhabitants, would be a Benefit to them, and would tend to the Encouragement of religious Worſhip within the ſaid Chapelry: And whereas *Thomas Richard Beaumont* Eſquire, and *Diana* his Wife, are Owners of the Advowſon, Donation, and Patronage, and Right of Preſentation to the Vicarage or Pariſh Church of *Warden* aforeſaid, and the Chapelries of *Newbrough* and *Haydon* thereunto belonging: And whereas the ſaid Patrons have conſented to the taking down the preſent Chapel at *Haydon*, and to the building a new Chapel in lieu thereof, upon the Scite, and under the Conditions in this Act particularly mentioned: And whereas by an Act of Parliament, paſſed in the Sixteenth Year of the Reign of His preſent Majeſty, intituled,

Act 16 Geo. III. intituled, *An Act for veſting certain Eſtates, now held in Truſt for the Benefit of the Royal Hoſpital for Seamen at* Greenwich, *in the Commiſſioners and Governors of the ſaid Hoſpital incorporated by His Majeſty's Letters Patent*, after reciting ſeveral Letters Patent, and an Act of Parliament made in the Twenty-ſecond Year of the Reign of His late Majeſty King *George* the Second, and His preſent Majeſty's Letters Patent of Incorporation of the Sixth Day of *December* One thouſand ſeven hundred and ſeventy-five, as therein are particularly recited, it is thereby enacted, That all and every the Barony, Manor, Meſſuages, Lands, Tenements, Tithes, and Hereditaments, and Light Houſe Duties therein reſpectively mentioned and deſcribed, with their ſeveral Rights, Members, and Appurtenances thentofore given, granted, deviſed, ſettled upon, or veſted in, or conveyed or limited, or demiſed or aſſigned, to any Perſon or Perſons whomſoever, in Truſt for or for the Uſe or Benefit of the ſaid Hoſpital, or given, granted, or deviſed, to the ſaid Hoſpital by any Gift, Grant, Letters Patent, Will, Letters of Adminiſtration, Act of Parliament, Indentures, Deed Poll, or other Deed in Writing, or otherwiſe howſoever, and the Reverſion and Reverſions, Remainder and Remainders, Rents, Iſſues, and Profits thereof, ſhould, from and after the Firſt Day of *May* One thouſand ſeven hundred and ſeventy-ſix, be diveſted out of all and every ſuch Perſon and Perſons, his, her, and their Heirs, Executors, and Adminiſtrators, and the ſame ſhould be and ſhould be deemed to be, and they were accordingly from thenceforth ſettled upon and veſted in the ſaid Corporation, being the Commiſſioners and Governors of the Royal Hoſpital for Seamen at *Greenwich*, in the County of *Kent*, their Succeſſors and Aſſigns, to the Uſe of the ſaid Commiſſioners and Governors of the ſaid Royal Hoſpital, their Succeſſors and Aſſigns for ever, freed and abſolutely diſcharged of and from all ſuch Right, Title, Intereſt, Claim, and Demand, as any Perſon or Perſons whatſoever had, or might or could have, in or to the ſaid Barony, Manors, Meſſuages, Lands, Tenements, Tithes, and Hereditaments, and Light Houſe Duties, or in or to any Part or Parcel thereof, upon any Account howſoever, ſave as therein mentioned: And whereas the ſaid Commiſſioners and Governors of the ſaid Royal Hoſpital are Owners of the principal Part of the Lands lying within the ſaid Chapelry of *Haydon*, and in order to accommodate the Inhabitants of the ſaid Chapelry, and for encouraging religious Worſhip therein, have propoſed to ſet out and give a Piece or Parcel of Ground, containing by Eſtimation Two Roods or thereabouts, Parcel of *Green's Croft*, ſituated at or near the Village of *Haydon Bridge* within the ſaid Chapelry and within the Barony or Manor of *Langley*, and Part of the ſaid Eſtates ſo veſted in the ſaid Commiſſioners and Governors of the ſaid Royal Hoſpital, in and by virtue of the ſaid recited Act of Parliament as aforeſaid, as a Site for a new Chapel, together with a Chapel Yard thereto, being a convenient Situation for ſuch Purpoſe: But forasmuch as the ſaid Parcel of Ground cannot be diveſted out of the ſaid Commiſſioners and Governors, nor can the other Purpoſes of this Act be carried into Execution, without the Aid and Authority of Parliament: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Piece or Parcel of Ground, containing by Eſtimation

Part of *Green's Croft* veſted in Truſtees.

timation Two Roods, or thereabouts, Parcel of *Green's Croft*, ſituated at or near *Haydon Bridge*, within the ſaid Chapelry, with the Appurtenances, and the Reverſion and Reverſions, Remainder and Remainders thereof, ſhall, from and immediately after the paſſing of this Act, be for ever diveſted out of the ſaid Commiſſioners and Governors of the ſaid Royal Hoſpital, their Succeſſors and Aſſigns, and the ſame ſhall be, and ſhall be deemed to be, and the ſame, and the Fee-Simple and Inheritance thereof, is from thenceforth ſettled upon and veſted in the Truſtees herein after appointed, and their Succeſſors, Truſtees, for the Purpoſes of this Act, and for carrying the ſame into Execution freed and abſolutely diſcharged of and from all Right, Title, Intereſt, Claim, and Demand, which the ſaid Commiſſioners and Governors, their Succeſſors or Aſſigns, or any Perſon or Perſons whomſoever, (other than and except the ſaid Truſtees and their Succeſſors as aforeſaid), have or hath or may or can have, in or to the ſame, or any Part or Parcel thereof, with the Appurtenances, upon any Account, or by any Gifts, Grants, Indentures, Deeds Poll, Wills, Charters, Letters Patent, Acts of Parliament, or otherwiſe howſoever, to the Intent and Purpoſe that a new Chapel for the ſaid Chapelry of *Haydon* may be built on ſuch Part thereof as ſhall be thought proper, in the Manner and under the Rules and Orders herein-after directed, for the Celebration of Divine Service, according to the Rites and Ceremonies of the Church of *England*, and for a Chapel Yard to the ſaid new Chapel.

Truſtees Names.

II. And be it further enacted, That the Reverend *Robert Thorp* D. D. Archdeacon of *Northumberland*, the Reverend *John Thompſon* Vicar of *Warden*, *Thomas Richard Beaumont* Eſquire, Patron of the Vicarage of *Warden*, *John Maughan* and *Joſeph Fawcitt*, Chapelwardens of the ſaid Chapelry of *Haydon*, *Nicholas Walton* the younger, and Sir *John Chrichloe Turner* Knight, Receivers for the Commiſſioners and Governors of the Royal Hoſpital for Seamen at *Greenwich*, in the County of *Kent*, and the Archdeacon of *Northumberland*, the Vicar of *Warden*, the Patron of the Vicarage of *Warden*, the Chapelwardens of the ſaid Chapelry of *Haydon*, and the Receivers for the ſaid Commiſſioners and Governors reſpectively for the Time being, *William Armſtrong*, *John Armſtrong*, *Francis Armſtrong*, Sir *Edward Blackett* Baronet, *John Eraſmus Blackett*, *George Bates*, *John Bell* of *Hexham Abbey*, *George Bell* of *Eaſt Brokenheugh*, *Thomas Coats* the younger of *Lipwood*, *William Coats* of *Haydon Bridge*, *John Craig*, *John Cowing*, *John Davidſon*, *Edward Dodd*, *William Errington*, *Henry Eſhton*, the Reverend *Joſeph Fell*, *Joſeph Fawcitt*, the Reverend *William Hall* Maſter of Arts, *Edward Hunter*, *Ralph Heron*, *Thomas Kirſop*, *Thomas Kirſop* the younger, *John Lowes*, *Richard Lambert* of *Elrington*, *William Lambert*, *John Maughan* of *Whinnetley*, *William Maughan* of *Bundilands*, *Edward Maughan* of *Mill Hills*, *Peter Mulcaſter*, *James Mulcaſter*, *William Peters*, *William Peters* the younger, *Nicholas Ruddock*, *Francis Tweddell*, *John Tweddell* of *Threepwood*, *John Tweddell* of *Unthank Hall*, *John Todd* of *The Toſts*, *John Woodman* of *Whitechapel*, and *Charles Wren*, ſhall be, and they are hereby appointed Truſtees for putting this Act in Execution; and that all and every the Powers, Authorities, Directions, Acts, Matters, and Things, by this Act given to, or directed to be done by or before, the ſaid Truſtees, ſhall and may be exerciſed, had, and done, by or before any Three or

Three Truſtees may act.

more of them, except in the Caſes herein-after directed to be done by a leſs or greater Number of them.

Truſtees dying, &c. others to be choſen.

III. And be it further enacted, That when any Truſtee appointed by, or to be appointed in purſuance of, this Act (except ſuch Perſons as are declared to be Truſtees by virtue of their Situation or Office) ſhall die, or refuſe to act, or, being a Land Owner in the ſaid Chapelry, ſhall ſell and diſpoſe of his Property therein, or, being an Inhabitant of the ſaid Chapelry, ſhall leave the ſaid Chapelry and reſide elſewhere, the remaining Truſtees ſhall, by Writing under their Hands, nominate and appoint another Perſon, being an Owner of Land, or Inhabitant, in the ſaid Chapelry, whoſe Lands or Tenements ſhall be aſſeſſed, to the Poor Rates of the ſaid Chapelry, at the Annual Rental or Sum of Ten Pounds or upwards, within the ſaid Chapelry, to be a Truſtee in the Room of the Truſtee ſo dying or refuſing to act, or ſelling his Property, or leaving the ſaid Chapelry, as aforeſaid; and every Perſon ſo to be nominated and appointed ſhall be, and is hereby inveſted with the ſeveral Powers by this Act granted to the herein-before named Truſtees, as if he had been named and appointed a Truſtee in and by this Act; and that no Perſon ſhall act as a Truſtee during the Time he ſhall be intereſted in any Contract, or enjoy any beneficial Employment under this Act.

Firſt Meeting of the Truſtees.

IV. And be it further enacted, That the ſaid Truſtees ſhall meet together at the Houſe of *William Hubbuck*, in *Haydon Bridge* aforeſaid, within One Calendar Month next after the paſſing of this Act, or as ſoon after as conveniently may be, between the Hours of Nine of the Clock in the Forenoon and Three of the Clock in the Afternoon, and proceed to put this Act in Execution; and ſhall then and from Time to Time afterwards adjourn their Meetings, or meet according to ſuch Notice as is herein-after directed to be given, within the ſame Hours, and at ſuch Place or Places, within the ſaid Chapelry, as ſuch Truſtees ſhall think proper and convenient; but no Act of the ſaid Truſtees ſhall be valid, unleſs made or done at ſome publick Meeting to be holden by virtue of this Act.

Proceedings to be at publick Meetings only.

Notice of Special Meetings, how to be given.

V. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid Truſtees to meet as often as they ſhall find it neceſſary, and that of all Meetings to be holden in purſuance of this Act (unleſs by Adjournment) at leaſt Seven Days previous Notice, in Writing, ſhall be given by the ſaid Truſtees or their Clerk, by affixing the ſame in ſome conſpicuous Place in the Village of *Haydon Bridge*, and in ſuch other Manner as the ſaid Truſtees ſhall think neceſſary, thereby ſetting forth the Day, Hour, Place, and Purport, of ſuch Meeting; and the ſaid Truſtees ſhall at all their Meetings pay their own Expences; and that all ſuch Truſtees as are Juſtices of the Peace, may act as ſuch within their reſpective Juriſdictions in the Execution of this Act, notwithſtanding their being Truſtees; and that in all Caſes where the Truſtees, or any Juſtice or Juſtices of the Peace are authorized to examine any Perſon or Perſons on Oath, it ſhall be lawful for ſuch Truſtees and Juſtices reſpectively, and they are hereby reſpectively required to adminiſter ſuch Oath.

Truſtees to pay their own Expences.

Truſtees being Juſtices may act as ſuch.

VI. Pro-

VI. Provided always, That if at any Meeting to be holden by virtue of this Act a ſufficient Number of Truſtees ſhall not attend to act, that then the Truſtee or Truſtees preſent, or the Clerk to the ſaid Truſtees, ſhall adjourn ſuch Meeting to the Place where the ſame was appointed to have been held, to that Day Fortnight next after the Day on which ſuch laſt Meeting was appointed, giving a Notice as is before directed to be given in Caſes of Special Meetings. If Three Truſtees do not meet, an Adjournment to be made for a Fortnight.

VII. And be it further enacted, That every Queſtion, whereon a Difference of Opinion ariſes, ſhall be determined by the Majority of Votes of the Truſtees preſent at every Meeting at which ſuch Difference ſhall ariſe, and the Truſtees preſent ſhall, at every Meeting, before they proceed to Buſineſs, elect One of the Truſtees then preſent to be Chairman at ſuch Meeting; and if at any Meeting of the ſaid Truſtees any Queſtion ſhall be put to the Vote, and there ſhall happen to be an equal Number of Votes for and againſt the Queſtion, then the Chairman ſhall have a Second or caſting Vote, which ſhall determine the Queſtion. Queſtions how to be determined.

VIII. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, by Writing under their Hands, to appoint a Treaſurer and Clerk, Surveyor, and ſuch other Perſon or Perſons as may be neceſſary to be employed for the Purpoſes of this Act, they the ſaid Truſtees taking ſuch Security as they ſhall think proper for the due Execution of thoſe reſpective Offices, and ſhall and may, from Time to Time, remove ſuch Treaſurer and Clerk, Surveyor, or other Perſon or Perſons, as may be ſo appointed as aforeſaid, when and as often as they the ſaid Truſtees ſhall think proper, and appoint others in the Room and Stead of ſuch of them as ſhall be ſo removed, or who ſhall die, or may diſcontinue any ſuch Office or Offices; and ſuch Truſtees ſhall and may, out of the Monies ariſing by virtue of this Act, pay or cauſe to be paid to ſuch Treaſurer, Clerk, Surveyor, and other Perſons, ſuch Salaries or other Allowances as the ſaid Truſtees ſhall judge reaſonable for and in Conſideration of their Employments reſpectively. Truſtees may appoint Officers, &c. taking Security from them. Truſtees may remove Officers.

IX. And be it further enacted, That all Contracts and Agreements to be made or entered into by or between the ſaid Truſtees and any Perſon or Perſons whomſoever, relating to any Act, Matter, or Thing, to be done or performed in Execution of any of the Powers hereby granted, ſhall be reduced or put into Writing, and ſigned by the Parties thereto. Contracts to be in Writing.

X. And whereas the voluntary Subſcriptions made towards building the ſaid new Chapel are found to be inadequate thereto, therefore, in order to raiſe Money towards defraying the Deficiency of the Expences thereof, and of carrying this Act into Execution; be it further enacted, That it ſhall be lawful to and for the ſaid Truſtees, and they are hereby required, as ſoon as they ſhall find it neceſſary, to rate or aſſeſs all Perſons who do or ſhall inhabit, occupy, or enjoy, any Lands, Houſes, or other Tenements or Hereditaments whatſoever, within the ſaid Chapelry, in any Sum of Money, not exceeding the Rate of Eightpence Halfpenny in the Pound of the Yearly Rent or Yearly Value of ſuch Lands, Houſes, or other Tenements or Hereditaments, as the Rate to be made.

ſame are now aſſeſſed, or liable to be aſſeſſed, to the Poor Rates of the ſaid Chapelry, and that the Monies to ariſe from ſuch Rate or Aſſeſſment ſhall be from Time to Time veſted in the ſaid Truſtees for the Purpoſes of this Act, and ſhall be collected by the Chapelwardens for the Time being of the ſaid Chapelry, or either of them, and the Money ſo to be collected ſhall be paid by the reſpective Chapelwardens to the ſaid Truſtees, or as they ſhall direct or appoint, which Rate or Aſſeſſment ſhall take place upon the Thirteenth Day of *May* One thouſand ſeven hundred and ninety-five.

Recovery of Rate.

XI. And be it further enacted, That if any Perſon or Perſons ſhall neglect or refuſe to pay the Sum or Sums of Money which ſhall be ſo rated or aſſeſſed upon him, her, or them, by virtue and for the Purpoſes of this Act, for the Space of Fourteen Days after the ſame ſhall become payable as aforeſaid, and Demand made thereof in Writing delivered to or left at the uſual Place of Abode of ſuch Perſon or Perſons by either of the Chapelwardens of the ſaid Chapelry for the Time being, then and in every ſuch Caſe it ſhall and may be lawful to and for the ſaid Chapelwardens of the ſaid Chapelry, or either of them, and they are hereby reſpectively authorized and required to levy the ſame by Diſtreſs and Sale of the Goods and Chattels of the Perſon or Perſons ſo neglecting or refuſing to pay as aforeſaid, not only in the ſaid Chapelry of *Hayden*, but in any other Pariſh, Chapelry, or Place, by virtue of a Warrant under the Hands and Seals of any Two or more Juſtices of the Peace for the County or Place where any Goods and Chattels of the reſpective Perſon or Perſons ſo neglecting or refuſing ſhall be found, which Warrant any ſuch Juſtices within their reſpective Juriſdictions are hereby authorized and required to grant upon Proof upon Oath made before them of ſuch Demand and Nonpayment as aforeſaid, rendering the Overplus (if any) to the Owner or Owners of ſuch Goods and Chattels, after deducting the reaſonable Coſts and Charges attending ſuch Warrant, Diſtreſs, and Sale.

Chapelwardens to account.

XII. And be it further enacted, That the Chapelwardens for the Time being of the ſaid Chapelry, ſhall, from Time to Time, when required by the ſaid Truſtees, deliver, in Writing under their reſpective Hands (upon Oath if required) to the ſaid Truſtees, a true, faithful, and perfect Account of all Monies which they ſhall have reſpectively collected, received, or levied, and of all other Matters and Things done and performed by them by virtue or for the Purpoſes of this Act, and ſhall alſo, from Time to Time, when thereunto required by the ſaid Truſtees, pay all ſuch Monies as ſhall be in their or either of their Hands to the ſaid Truſtees, or to ſuch Perſon or Perſons as they ſhall order and direct; and in caſe ſuch Chapelwardens, or either of them, ſhall wilfully neglect, or ſhall refuſe to make ſuch Accounts and Payments as are by this Act required to be made by them reſpectively, then any Two or more Juſtices of the Peace of the ſaid County of *Northumberland* ſhall and may, upon Complaint thereof made to them, make Enquiry of and concerning ſuch Neglect or Refuſal, as well by the Confeſſion of the Parties themſelves as by the Oath or Oaths of a credible Witneſs or Witneſſes, and if any ſuch Chapelwarden ſhall be convicted of ſuch Neglect or Refuſal before ſuch Juſtices of the Peace, then the ſaid Juſtices ſhall thereupon commit the Perſon or Perſons ſo

offending to the common Gaol of the ſaid County, there to remain, without Bail or Mainprize, until he or they ſhall have made a true and perfect Account and Payment as aforeſaid, or otherwiſe compounded for the ſame, to the Satisfaction of the ſaid Truſtees, which Compoſition the ſaid Truſtees are hereby authorized and empowered to make and receive: Provided always, that no Perſon ſhall be ſo committed for any longer Space of Time than Twelve Calendar Months.

Monies received, and Proceedings, &c. of Truſtees to be entered in a Book.

XIII. And be it further enacted, That the ſaid Truſtees ſhall cauſe Entries of all ſuch Sums of Money as ſhall be received from or on Account of the ſaid Rate or Aſſeſſment, and from the voluntary Contributions or Subſcriptions of any Perſon or Perſons, Body or Bodies Politick or Corporate, diſpoſed to promote the ſaid pious Undertaking, and of all other Receipts of Money to be received on Account of this Act, and alſo of all Acts, Orders, Reſolutions, Payments, Debts, Credits, Copies, and Minutes of Contracts, and all other Matters and Proceedings whatſoever of the ſaid Truſtees, relative to this Act, or in carrying the ſame into Execution, or otherwiſe relating thereto, to be fairly written and entered in a Book or Books to be kept for that Purpoſe, and which ſhall be ſigned by the ſaid Truſtees, or their Clerk by their Order, and which Book or Books ſhall be kept by the Clerk to the Truſtees until the ſaid new Chapel ſhall be opened for Divine Service, and afterwards in the Veſtry Room of the ſaid Chapel, and ſhall and may be produced and read in Evidence in all Courts and Places whatſoever, and ſhall alſo from Time to Time, and at all convenient Times, be open to the Inſpection and Peruſal of every Perſon who ſhall be intereſted in the Premiſes, or their reſpective Agents, without Fee or Reward.

Old Chapel to be taken down.

XIV. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, and they are hereby authorized and required, with all convenient Speed, to cauſe the Whole of the preſent Chapel (except the Chancel Part thereof, which is to continue in Manner as herein-after directed) to be taken down, and the Materials thereof are hereby veſted in the ſaid Truſtees, and which they are hereby authorized and required to ſell, or otherwiſe diſpoſe of for the Purpoſes of this Act; and the ſaid Truſtees are alſo hereby authorized and required to cauſe a new Chapel and a Chancel, or Place proper for the adminiſtering the Sacrament of the Lord's Supper, and alſo a Steeple, to be built (upon the ſaid Piece or Parcel of Ground at *Haydon Bridge*, ſo diveſted out of the ſaid Commiſſioners and Governors of the ſaid Royal Hoſpital as aforeſaid, or upon ſo much thereof as may be proper) according to ſuch Plan or Model, Elevation, and Section, and of ſuch Dimenſions and Materials, and in ſuch Manner, as they the ſaid Truſtees ſhall agree upon and direct at ſome publick Meeting to be particularly called for that Purpoſe, and in which Plan no Alteration ſhall be afterwards made without the Aſſent of Ten of the ſaid Truſtees at the leaſt; and the ſaid Truſtees ſhall cauſe ſuch Pews, Seats, Galleries, and Conveniences, for the Accommodation of the Inhabitants of the ſaid Chapelry, and a Bell or Bells, and ſuch Ornaments to be made, erected, and ſet up, and ſuch other Matters and Things to be done, as they the ſaid Truſtees ſhall or may deem proper or neceſſary, in order that the ſaid Chapel may be conſecrated and ſet apart, and completely finiſhed and furniſhed, for the Celebration of Divine Service, according to the Rites and Ceremonies of the Church of

New Chapel to be built.

Pews, &c. to be made.

of *England*; all which Works, Matters, and Things, shall be done by Contract, or otherwise, subject to the Inspection and Controul of a Surveyor or Surveyors on the Part of the said Trustees, as the said Trustees shall from Time to Time think proper and most expedient to fulfil the Intentions of this Act.

Monuments, &c. to be taken down.

XV. And be it further enacted, That, in the taking down the said old Chapel, and removing the Materials thereof, the Graves shall be as little disturbed, and as little Damage shall be done to the Grave Stones, Monuments, and Monumental Inscriptions, in and about the same, as reasonably may be; and that such Monuments and Monumental Inscriptions as shall be necessarily removed on Account thereof, shall be fixed, at the Request and Expence of the Person or Persons interested therein, on such Part or Parts of the Site of the said old Chapel, or in such Part or Parts of the said new Chapel, as the said Trustees shall think fit, but so as that the same shall be placed and fixed in the said new Chapel as Mural Monuments only, and not otherwise.

Mural Monuments only to be placed in the new Chapel.

Pews to be set out for the Vicar, Chapelwardens, and for Christenings, Churchings, and for the Poor, &c.

XVI. And be it further enacted, That the said Trustees shall set out and allot, in proper and convenient Situations, unto and for the Vicar or Minister of the said Chapel for the Time being, One of the Pews to be made or built in the said new Chapel, and also One other Pew for the Chapelwardens thereof for the Time being, and also Two other Pews for the Use of Persons attending Christenings and Churchings in the same new Chapel, and also a Pew or Pews for the Use of the Poor of the said Chapelry for the Time being, and also such Number of Common Pews or Seats as they the said Trustees shall think necessary, proper, and convenient; and shall also set out and allot to the several Owners or Proprietors of Pews or Seats in the said old Chapel the like Number of Pews or Seats in the said new Chapel as they respectively now have in the said old Chapel, the same to be held and enjoyed by the said Owners and Proprietors, their Heirs, Successors, and Assigns, in the same, and as full and ample a Manner as the Pews or Seats in the said old Chapel, in lieu of which such new Pews or Seats shall be so set out and allotted, are now or ought to be held and enjoyed respectively; and that the said Trustees shall set out and allot, at their Discretion, all the Rest and Residue of such Pews or Seats, unto and amongst the Owners and Proprietors of Messuages, Lands, and Tenements, within the said Chapelry, in Right of their said Messuages, and which last mentioned Pews or Seats, so to be set out and allotted as aforesaid, shall be deemed and taken to be annexed to, and be for ever thereafter held and enjoyed with, the said several Messuages, in Right of which the same shall be so allotted and set out respectively, as appendant or appurtenant thereto, for the Use of the several Tenants or Occupiers thereof for the Time being: Provided always, that a due Uniformity in the Pews and Seats in the said new Chapel shall be observed in the building and placing the same.

Pews or Seats to be set out to Owners of *such* in the old Chapel.

Residue of Pews or Seats to be allotted to Owners of Messuages, &c. in the Chapelry, for the Use of their Tenants.

Pews to be numbered.

XVII. And be it further enacted, That the said Trustees shall cause the several Pews and Seats so to be allotted and appointed to be numbered, and the several Numbers thereof to be entered in a Book to be provided for that Purpose, with the Names of the Persons to whom the Pews or Seats shall be allotted or appointed, which Book shall be signed by

by the Truſtees, and ſhall be preſerved and kept in the Veſtry Room of the ſaid new Chapel, and ſhall be open to the Inſpection of all Perſons intereſted therein, or their reſpective Agents, at all ſeaſonable Times, without Fee or Reward, and ſhall be admitted as legal Evidence in all Courts whatſoever.

The new Chapel to be called *Haydon Chapel.*

XVIII. And be it further enacted, That the ſaid new Chapel ſhall be completed, finiſhed, conſecrated, and rendered fit for the Celebration of Divine Service, within Two Years at fartheſt after laying the Foundation thereof, or as ſoon after as conveniently may be, and that the ſame, with the Chapel Yard or Cemetery thereof, ſhall, from and immediately after the Conſecration thereof, and from thenceforth for ever thereafter, be called or known by the Name of *Haydon Chapel* and *Chapel Yard*, and be veſted in the ſaid Vicar and his Succeſſors, Vicars of *Warden with Haydon* for the Time being, the Statutes of Mortmain, or any other Law or Statute to the contrary notwithſtanding; and that Divine Service, Banns of Marriage, the Solemnization of Marriage, Baptiſms, Burials, and all other Rites and Ceremonies of the Church of *England*, ſhall and may be publiſhed, celebrated, ſolemnized, adminiſtered, and performed, from Time to Time and at all Times thereafter, in the ſaid new Chapel and Chapel Yard reſpectively, in as full and effectual a Manner as the ſame now is or are, or have been uſually heretofore publiſhed, celebrated, ſolemnized, adminiſtered, and performed, in the ſaid old Chapel and Chapel Yard reſpectively; and that the Chapelwardens for the Time being of the ſaid Chapelry ſhall be inveſted with the Bells, Ornaments, Furniture, Books, Plate, Goods, and Chattels, of the ſaid new Chapel, and ſhall have the ſame Power and Authority in the ſaid new Chapel and Chapel Yard thereof as aforeſaid, as they now have in the ſaid old Chapel and Chapel Yard; and that the ſaid new Chapel and Chancel, and Chapel Yard or Cemetery thereof, ſhall from Time to Time, and at all Times from and after the Conſecration thereof, be ſupported, ſuſtained, and kept in good and ſufficient Repair and Condition by the ſame Ways and Means, and by the ſame Perſon and Perſons, and in like Manner, as the preſent Chapel, Chancel, and Chapel Yard, have heretofore or ought to have been reſpectively ſupported, ſuſtained, and kept in Repair.

Chapelwardens to be inveſted with the Furniture, &c. and with the ſame Authority as in the old Chapel.

New Chapel, &c. how to be repaired.

No Burials in the new Chapel.

XIX. Provided always, and be it further enacted, That no Burials or Interment of the Dead ſhall at any Time be allowed or permitted, by any Perſon or Perſons whomſoever, in or under the Site of the ſaid new Chapel, nor any Grave or Vault made therein for that Purpoſe; and that no Corpſe ſhall be interred in the ſaid new Chapel Yard, nearer to the Outſide of the Walls of the ſaid new Chapel than Six Feet.

Divine Service, &c. to be performed in the School-Houſe at *Haydon Bridge*, until the new Chapel is completed.

XX. And be it further enacted, That, during the Time of taking down the ſaid old Chapel, and until the ſaid new Chapel ſhall be opened for Divine Service, Banns of Marriage, Solemnization of Marriage, Baptiſms, Divine Service, and all other Rites and Ceremonies of the Church of *England*, ſhall and may be publiſhed, celebrated, ſolemnized, adminiſtered, and performed, by the Vicar, or Miniſter, or Curate, of the ſaid Chapelry for the Time being, or by any other Parſon, Vicar, Miniſter, or Curate, lawfully authorized in that Behalf, in the School Houſe of *Haydon Bridge* aforeſaid; and that all ſuch Publications of Banns

of Marriage, Marriages, Baptiſms, and other Rites and Ceremonies, ſhall be good and available in Law to all Intents and Purpoſes whatſoever; any Law, Statute, or Uſage, to the contrary notwithſtanding.

Site of old Chapel and Chapel Yard to continue as a Burial Place.

XXI. And be it further enacted, That the Chancel Part, and the Site of the ſaid old Chapel, together with the ſaid old Chapel Yard, ſhall continue as a Burial Ground for the ſaid Chapelry, and that all and every the Vaults, Grave Stones, Monuments, and Monumental Inſcriptions, and Right of Burial, in the Chancel Part, and in the Site of the ſaid old Chapel, and in the ſaid old Chapel Yard reſpectively, ſhall continue and belong to every Perſon or Family in like Manner as the ſame would have done if this Act had not been made, (except only as to ſuch Power of removing all or any of the Monuments and Monumental Inſcriptions as aforeſaid); and that the Chancel Part, Walls, and Incloſures, of the ſaid Burial Ground ſhall, from Time to Time and at all Times hereafter, be kept in Repair by the Land Owners and Inhabitants of the ſaid Chapelry, in ſuch and the like Manner as the ſaid old Chapel, Chancel, Walls, and Incloſures, of the ſaid Chapel Yard have heretofore, or ought to have been kept in Repair.

Right of Preſentation reſerved to *T. R. Beaumont*, Eſq. and Wife, Patrons.

XXII. Provided always, and be it further enacted, That the ſaid *Thomas Richard Beaumont* Eſquire, and *Diana* his Wife, Patrons, and the Patrons for the Time being, of the ſaid Vicarage or Pariſh of *Warden*, with the Chapelries of *Newbrough* and *Haydon* thereunto belonging, ſhall and may, from Time to Time and at all Times hereafter, have ſuch and the like Eſtate, Right, and Title, of and in the ſaid new Chapel and Chapel Yard thereof, and of the ſaid old Chapel Site, Chancel, and Chapel Yard, and alſo of, in, and to, the Advowſon, Donation, and Patronage and Right of Preſentation to the Vicarage or Pariſh Church of *Warden*, with the Chapelries of *Haydon* and *Newbrough* thereunto belonging, as he, ſhe, or they reſpectively now have, or might or could have, of, in, or to, the Advowſon, Donation, and Patronage and Right of Preſentation thereof, and of the ſaid old Chapel and Chapel Yard, as if this Act had not been made; any Thing herein contained to the contrary notwithſtanding.

Rights of Vicar continued.

XXIII. Provided alſo, and be it further enacted, That the ſaid Reverend *John Thompſon*, the preſent Vicar of *Warden with Haydon*, and he and his Succeſſors, Vicars as aforeſaid, is and are hereby declared to be the Vicar or Miniſter of the ſaid new Chapel and Chapel Yard of *Haydon*, as of the ſaid old Chapel Site, Chancel, and Chapel Yard reſerved as a Burial Place as aforeſaid, and that nothing in this Act contained ſhall prejudice, impeach, or defeat, or be conſtrued to extend to prejudice, impeach, or defeat, the Right, Title, Intereſt, Claim, or Demand, of the ſaid Vicar or his Succeſſors of, in, or to, the Fees, Oblations, Obventions, Mortuaries, *Eaſter* Offerings, Profits, Privileges, or other Eccleſiaſtical Rites, Dues, Benefits, or Advantages ariſing within the ſaid Chapelry of *Haydon*, but that the ſame ſhall be paid and payable to the ſaid Vicar and his Succeſſors in the ſame Manner as they would or ought to have been in caſe this Act had not been made.

Rights of the Ordinary reſerved.

XXIV. Provided always, and be it further enacted, That this Act, or any Thing herein contained, ſhall not, after the Conſecration of the

ſaid

ſaid new Chapel and Chapel Yard, extend or be conſtrued to extend to invalidate any Eccleſiaſtical Law of the Church of *England*, or in anywiſe to deſtroy, affect, prejudice, or impeach any of the Rights, Privileges, Powers, or Authorities, of the Lord Biſhop of *Durham*, or his Succeſſors, or his or their Vicars General or Archdeacons, having Juriſdiction in the Premiſes, but that they and every of them ſhall have Power to exerciſe all Eccleſiaſtical Juriſdictions, as well in and over the ſaid new Chapel and Chapel Yard thereof, as in and over the ſaid old Chapel Site, Chancel, and Chapel Yard, reſerved as a Burial Place as aforeſaid, as they heretofore by Law had a Right to exerciſe in and over the ſaid old Chapel and Chapel Yard of the ſaid Chapelry.

Coſts of this Act to be paid.

XXV. And be it further enacted, That all the Monies ariſing by virtue of this Act, and from ſuch voluntary Subſcriptions or Contributions as aforeſaid, ſhall, in the Firſt Place, be applied in paying and defraying all the Coſts, Charges, and Expences, attending the applying for, obtaining, and paſſing this Act, and all other Charges incident thereto, and afterwards in taking down the preſent Chapel and in erecting and completing the ſaid new Chapel, and in defraying all other Charges and Expences occaſioned by or attending the ſame.

Actions to be in the Name of the Treaſurer or Clerk to the Truſtees.

XXVI. And be it further enacted, That the ſaid Truſtees ſhall and may ſue and be ſued in the Name of their Treaſurer or Clerk, and that no Action to be brought or commenced by or againſt the ſaid Truſtees, or any of them, by virtue of this Act, in the Name of their Treaſurer or Clerk, ſhall abate or be diſcontinued by the Death or Removal, or by the Act of ſuch Treaſurer or Clerk, without the Conſent of the Truſtees, but the Treaſurer or Clerk to the ſaid Truſtees for the Time being ſhall always be deemed to be Plaintiff or Defendant, as the Caſe may be, in every ſuch Action: Provided always, that every ſuch Treaſurer or Clerk, in whoſe Name any Action or Suit ſhall be commenced, proſecuted, or defended, in purſuance of this Act, ſhall always be reimburſed and paid, out of the Monies to ariſe by virtue of this Act, all ſuch Coſts and Charges as by the Event of any ſuch Proceedings he ſhall be put to or become chargeable with, by reaſon of his being made Plaintiff or Defendant therein.

Remedy for Recovery of Subſcriptions.

XXVII. And be it further enacted, That the ſeveral Perſons who have ſubſcribed or ſhall ſubſcribe Money towards building the ſaid new Chapel ſhall, and are hereby required to pay to the ſaid Truſtees the reſpective Sums ſo by him, her, or them ſubſcribed, within ſuch Time or Times, and in ſuch Parts and Proportions, and to ſuch Perſon or Perſons as the ſaid Truſtees ſhall order and direct; and if any ſuch Subſcriber or Subſcribers ſhall neglect or refuſe to pay the Money ſo by him, her, or them reſpectively ſubſcribed as aforeſaid, according to the Order or Direction of the ſaid Truſtees, the ſame ſhall and may be recovered by the ſaid Truſtees by Action of Debt to be brought in any of His Majeſty's Courts of Record at *Weſtminſter*.

General Appeal.

XXVIII. And be it further enacted, That if any Perſon or Perſons ſhall think himſelf, herſelf, or themſelves, aggrieved by any Matter or Thing to be done in purſuance of this Act, it ſhall be lawful for ſuch

Perſon or Perſons to appeal to the Juſtices of the Peace at any General Quarter Seſſions of the Peace to be holden for the ſaid County of *Northumberland*, who are hereby authoriſed to ſummon and examine Witneſſes upon Oath, and to hear and determine the Matter of every ſuch Appeal in a ſummary Way, ſuch Appeal being made within Six Calendar Months next after the Cauſe of Complaint ſhall have ariſen, and the Perſon or Perſons ſo appealing firſt giving or cauſing to be given Ten Days Notice at the leaſt in Writing of his, her, or their Intention of appealing as aforeſaid, and of the Matter or Cauſe thereof, to the Chapel Wardens for the Time being of the ſaid Chapelry, or to the ſaid Truſtees, or to their Clerk or Treaſurer, and within Six Days after ſuch Notice entering into a Recognizance before ſome Juſtice of the Peace for the ſaid County, with Two ſufficient Sureties, conditioned to try ſuch Appeal at, and abide the Order of, and pay ſuch Coſts as ſhall be awarded againſt him, her, or them, by the Juſtices at ſuch Seſſions, and that ſuch Juſtices, upon the Hearing and Determination of the Matter of ſuch Appeal, ſhall and may make ſuch Order therein as to them ſhall ſeem meet, and they are alſo hereby required to award ſuch Coſts to the Party or Parties appealing or appealed againſt as they ſhall think proper, and their Determination in the Premiſes ſhall be final and concluſive, to all Intents and Purpoſes.

No Action to be commenced before Twenty-one Days Notice.

XXIX. And be it further enacted, That no Action ſhall be commenced againſt any Perſon or Perſons for any Thing done in purſuance of this Act, until Twenty-one Days Notice ſhall be given thereof in Writing to the Chapel Wardens for the Time being of the ſaid Chapelry, or to the ſaid Truſtees, or their Clerk or Treaſurer, or after ſufficient Satisfaction or Tender of Amends hath been made to the Party or Parties aggrieved, or after Three Calendar Months next after the Fact committed, for which ſuch Action ſhall be brought; and every ſuch Action ſhall be brought and tried in the ſaid County of *Northumberland*, and not elſewhere; and the Defendant or Defendants in ſuch Action 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 Matter or Thing for which ſuch Action ſhall be ſo brought was done in purſuance and by the Authority of this Act; and if it ſhall appear to have been ſo done, or that ſuch Action was brought before ſuch Notice thereof was given as aforeſaid, or that ſufficient Satisfaction was made or tendered as aforeſaid, or ſhall not be commenced within the Time before for that Purpoſe limited, or ſhall be laid in any other County or Place than as aforeſaid, then the Jury ſhall find for the Defendant or Defendants, and upon ſuch Verdict or Verdicts, or if the Plaintiff or Plaintiffs ſhall become nonſuited, or ſuffer a Diſcontinuance of ſuch Action or Actions, or if, upon Demurrer, Judgement ſhall be given for the Defendant or Defendants, then ſuch Defendant or Defendants ſhall have Treble Coſts, and ſhall have ſuch Remedy for recovering the ſame as any Defendant hath for Coſts of Suit in other Caſes by Law.

Defendants may plead the General Iſſue.

Treble Coſts.

Diſtreſs not unlawful for Want of Form.

XXX. And be it further enacted, That where any Diſtreſs ſhall be made for any Sum or Sums of Money to be levied by virtue of this Act, the Diſtreſs itſelf ſhall not be deemed unlawful, nor the Party or Parties making the ſame be deemed a Treſpaſſer or Treſpaſſers, on account of any Defect or Want of Form in any Proceedings relating thereto,

nor

nor ſhall the Party or Parties diſtraining be deemed a Treſpaſſer or Treſpaſſers *ab initio*, on account of any Irregularity which ſhall be afterwards done by the Party or Parties diſtraining, but the Perſon or Perſons aggrieved by ſuch Irregularity may recover full Satisfaction for the ſpecial Damage in an Action on the Caſe: Provided always, that no Plaintiff or Plaintiffs ſhall recover in any Action or Actions for any ſuch Irregularity, Treſpaſs, or other Proceedings, if Tender of ſufficient Amends ſhall be made by or on the Behalf of the Party or Parties who ſhall have committed or cauſed to be committed any ſuch Irregularity, Treſpaſs, or other wrongful Proceedings, before ſuch Action brought; and in caſe no ſuch Tender ſhall have been made, it ſhall be lawful for the Defendant or Defendants in any ſuch Action, by leave of the Court where ſuch Action ſhall depend, at any Time before Iſſue joined, to pay into Court ſuch Sum of Money as he or they ſhall ſee fit, whereupon ſuch Proceedings, Order, and Judgements, ſhall be made, had, and given, in and by ſuch Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Tender of Amends;

or bring ſame into Court.

XXXI. And be it further enacted, That no Proceedings to be had, touching the Conviction of any Offender or Offenders againſt this Act, or any Order made, or other Matter or Thing to be done or tranſacted in or relating to the Execution of this Act, ſhall be quaſhed for Want of Form, or be liable to be removed by *Certiorari*, or any other Writ or Proceſs whatſoever, into any of His Majeſty's Courts of Record at *Weſtminſter* or elſewhere, any Law or Statute to the contrary notwithſtanding.

No Proceedings to be vacated for Want of Form.

XXXII. And be it further enacted, That in caſe the ſaid Piece of Ground, containing Two Roods, Parcel of *Green's Croft* aforeſaid, ſo hereby diveſted out of the ſaid Commiſſioners and Governors as aforeſaid, ſhall be, or ſhall or may by the ſaid Truſtees be thought, inadequate to the Purpoſes of this Act, it may be lawful to and for the ſaid Commiſſioners and Governors, their Succeſſors or Aſſigns, if they ſhall think fit and proper, to grant and convey unto the ſaid Truſtees, and their Succeſſors, Truſtees as aforeſaid, for the Purpoſes of this Act, for ſuch Conſiderations, and upon ſuch Terms, as the ſaid Commiſſioners and Governors, their Succeſſors or Aſſigns, ſhall think reaſonable and deem expedient in the Premiſes, a further Piece or Parcel of Ground, not exceeding Two Roods, or thereabouts, (Parcel of *Green's Croft* aforeſaid, or Parcel of any other Lands of the ſaid Commiſſioners and Governors lying contiguous to the ſame, and convenient for the ſaid new Chapel and Chapel Yard), in order that ſuch further Piece or Parcel of Ground may be added to the ſaid Two Roods of Ground ſo hereby diveſted out of the ſaid Commiſſioners and Governors as aforeſaid, as and for an Increaſe of the Chapel Yard of the ſaid new Chapel; and that all and every the Clauſes, Powers, Proviſoes, and other Matters and Things herein enacted, ſhall extend, and be conſtrued and deemed to extend, to the ſaid further Piece or Parcel of Ground ſo to be granted as aforeſaid, in the ſame Manner as if the ſame had originally been propoſed to be given and ſet out by the ſaid Commiſſioners and Governors, for the Purpoſes herein-before mentioned, and had been actually and ſpecifically included in this Act, and the Powers and Proviſions thereof.

Power to grant a further Piece of Ground for increaſing the Chapel Yard.

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

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FINIS.