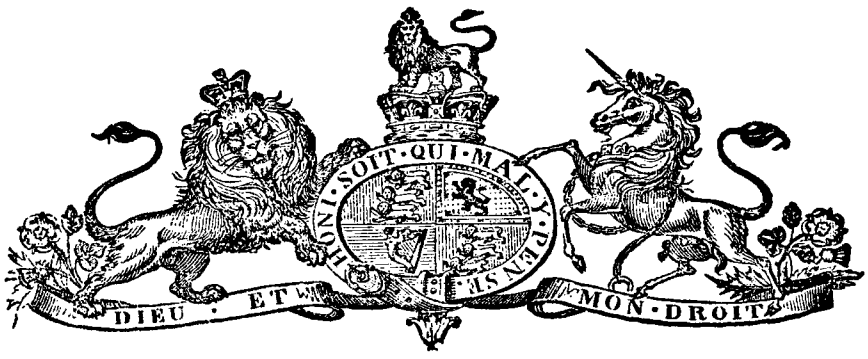


ANNO VICESIMO PRIMO & VICESIMO SECUNDO

VICTORIÆ REGINÆ.

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CAP. LXXXI.

An Act for confirming a Scheme as amended of the Charity Commissioners for *Cowley*'s Charity in the Parish of *Swineshead* in the County of *Lincoln*. [2d *August* 1858.]

WHEREAS the Charity Commissioners for *England* and *Wales*, in their Report to Her Majesty of their Proceedings during the Year One thousand eight hundred and fifty-seven, have reported that they have provisionally approved and certified (among other Schemes for the Application and Management of Charities) a Scheme for *Cowley*'s Charity in the Parish of *Swineshead* in the County of *Lincoln*, and such Scheme is set out in the Appendix to the said Report, and is also set out, with certain Alterations, in the Schedule to this Act: And whereas it is expedient that the said Scheme as amended should be confirmed: Be it enacted by the Queen'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, as follows:

5th Report, dated 26th Feb. 1858, approving Scheme for Cowley's Charity.

I. The said Scheme as amended shall be confirmed and take effect. Scheme confirmed.

SCHEDULE.

SCHEME

For the APPLICATION and MANAGEMENT of THOMAS COWLEY'S CHARITY, in the Parish of Swineshead, in the County of Lincoln.

1. The Reverend Joseph Watkins Barnes, clerk, formerly vicar of the above-mentioned parish of Swineshead, but now vicar of Kendal, in Westmoreland, and Richard Odlin Milson, formerly of Swineshead aforesaid, but now of Hanging Heaton, in the county of York, surgeon, having respectively ceased to reside in the parish of Swineshead, are hereby discharged from being trustees of the above-mentioned Charity.

2. The following persons shall be the trustees for the administration and management of the said Charity, under the provisions of this scheme viz.:— The vicar of the parish of Swineshead and the incumbent of the perpetual curacy of Chapel Hill, in the said parish of Swineshead respectively for the time being; Thomas Holmes and John Cooper, of Swineshead, farmers, two of the present surviving trustees, John Jessop, farmer; Robert Shaw, farmer; William Caswall Ingall, farmer; and Charles Henry Little, farmer, all of Swineshead aforesaid.

3. The office of any trustee under this scheme (not being a trustee by virtue of his office) shall be vacated by death, resignation, bankruptcy, insolvency, incapacity to act, or the omission for a period of two consecutive years to attend any meeting of the trustees; and whenever the number of trustees shall be reduced by the occurrence of vacancies to less than eight, the remaining trustees for the time being shall elect and appoint some fit person or persons from the most sufficient inhabitants of the parish as the new trustee or trustees, to fill such vacancy or vacancies, so as to make up the number of trustees to eight; provided that the approval of the Board of Charity Commissioners for England and Wales shall be requisite to the validity of every such election and appointment, and that, until such appointment, the continuing trustees of the Charity shall be competent in all respects to act in the administration of the trust.

4. All the real estate, of whatsoever tenure, and rights and privileges belonging to or held in trust for the Charity, including the school house and its appurtenances in the parish of Swineshead, now used as a parochial school, and all the personal estate belonging to the said Charity, and the right to sue for and recover all choses in action recoverable for the benefit thereof, shall be immediately vested in the said trustees hereby appointed, and shall from time to time vest and continue vested in the trustees of the Charity for the time being for the purposes and according to the provisions of this scheme, without any conveyance, assignment, or assurance.

5. The clear annual income of the Charity, after providing for the proper outgoings and expenses of repairs and management, and after paying thereout, as directed by the founder, the weekly sum of 2*s.* for providing bread, to be distributed every Sunday to 12 poor inhabitants of Swineshead, and the annual sum of 20*s.* to the vicar of Swineshead for preaching or causing to be preached a sermon annually in the parish church of Swineshead on Easter Tuesday, shall be applied by the trustees as follows; that is to say, a yearly sum, to be fixed from time to time by the trustees, according to the requirements of the school

school, with the sanction of the Board of Charity Commissioners for England and Wales, and not exceeding in any one year the sum of 90*l.*, shall be appropriated and applied by the trustees in or towards the payment of the salaries of the master and mistress, and the general maintenance and support of a school for the instruction of children of the parish of Swineshead, (which shall be called "Cowley's Foundation School,") according to regulations to be established by the said trustees, with the approval of the said Board.

6. The annual residue of the said income which shall remain after providing for the payments aforesaid shall be applied by the trustees, in such manner and proportions as they shall from time to time think most desirable, in providing fuel, blankets, clothing, and other necessaries or comforts, to be distributed, according to the discretion of the trustees, amongst the poorest and most deserving persons or families residing in the parish of Swineshead, such persons or families to be selected from time to time by the trustees duly assembled at a meeting, due regard being had to the respective necessities and other claims and qualifications of the several objects.

7. Subject to the provisions herein-before contained, suitable rules shall be established by the trustees, with the approval of the Board of Charity Commissioners for England and Wales, for the administration and management of the Charity by the trustees and for the conduct and regulation of the school, and the master, mistress, teachers, and scholars thereof; and such rules may from time to time be altered or modified by the said trustees, with the like approval: Provided that no alteration shall be made which shall be inconsistent with the principal objects and provisions of this scheme.

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