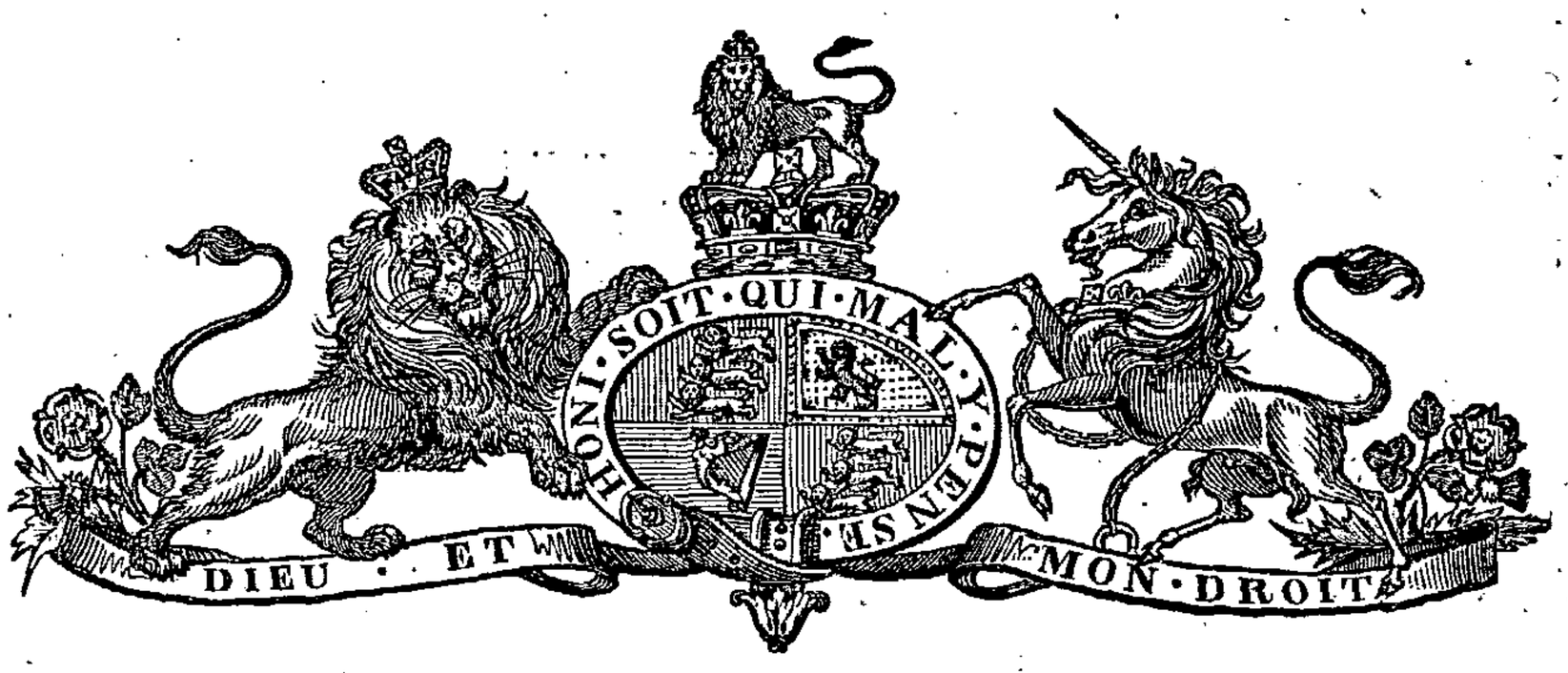


ANNO UNDECIMO & DUODECIMO

VICTORIÆ REGINÆ.

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Rents, and Income of the said Estates, and enlarging the charitable Uses of the said Charities; and for other Purposes concerning the same. [14th *August* 1848.]

17 G. 3. c. 87. WHEREAS an Act was passed in the Seventeenth Year of the Reign of King *George* the Third, intituled *An Act for uniting and better regulating the Charities of* Nathaniel Waterhouse *within the Town and Parish of* Halifax *in the West Riding of the County of* York, whereby, after reciting that by Letters Patent under the Great Seal of *England* bearing Date at *Canbury* the Fourteenth Day of *September* in the Eleventh Year of the Reign of King *Charles* the First, His Majesty made, constituted, ordained, and established that a large House within the Town of *Halifax* (mentioned in the said Letters Patent to have been given by *Nathaniel Waterhouse* Gentleman, One of the Petitioners for such Letters Patent, to the end the same might be employed for a Workhouse to set the Poor within the said Town and Parish on Work,) should for ever thereafter be and be called by the Name of a Workhouse for the Poor within the Town and Parish of *Halifax* in the County of *York*, and to that Use should be for ever thereafter employed, and that for the better Government, ordering, and guiding of the said Poor in their Employments His Majesty willed, constituted, ordained, and appointed that Thirteen of the ablest and most discreet Persons in the said Town and Parish should be for ever thereafter a Body Corporate and Politic by the Name of Master and Governors of the Workhouse for the Poor within the Town and Parish of *Halifax* in the County of *York*, and that by such Name such Master and Governors should for ever thereafter be able and capable in Law to have, purchase, receive, and possess Lands, Tenements, Rectories, Tythes, Liberties, Privileges, Franchises, Jurisdictions, and Hereditaments whatsoever, to them and their Successors, in Fee and Perpetuity or for Term of Life, Lives, or Years, or otherwise howsoever, and also Goods and Chattels and all other Things whatsoever, of what Kind or Quality soever, and also to give, grant, lease, assign, and otherwise to dispose the same Lands, Tenements, and Hereditaments, Goods and Chattels, as they pleased, and to do, perform, fulfil, and execute all other Things and Matters whatsoever to them belonging, and have a Common Seal, so that the said Manors, Lands, Tenements, Rectories, Tythes, Rents, Reversions, or other Hereditaments did not exceed in the whole the clear yearly Value of One hundred Marks above all Charges, and over and above the said Workhouse, with the Appurtenances, the Statute of Lands and Tenements not to be put in Mortmain, or any other Statute, Act, or Provision, to the contrary thereof in anywise notwithstanding; and also reciting that the said *Nathaniel Waterhouse* duly made and published his last Will and Testament in Writing, bearing Date on or about the First Day of *July* which was in the Year of our Lord One thousand six hundred and forty-two, and thereby gave, devised, and bequeathed unto Sixteen Persons (reciting their Names), and to their Heirs for ever, all and singular his Messuages, Houses, Cottages, Barns, Buildings, Mills, Lands, Tenements, Meadows, Closes, Pastures, Feedings, Woods, Underwoods, Rents, Reversions, Easements, Emoluments, and

and Hereditaments whatsoever, with all and singular their and every of their Rights, Members, and Appurtenances, in *Halifax*, *Skircoat*, and *Southowram*, and in *Siddal* and *Exley*, in the said County of *York*, and elsewhere in the same County, (except such Housing, Land, Tenement, Rent, Revenues, and Profits as were therein-after given and devised to the Master and Governors of the Workhouse for the Poor within the Town and Parish of *Halifax* aforesaid, and their Successors for ever,) to hold the said Messuages, Cottages, Mills, Lands, Tenements, Closes, Rents, Hereditaments, and Premises, with the Appurtenances, (except before excepted,) unto them the said Trustees and their Heirs for ever, of Intent, Confidence, and Trust that they the said Trustees and their Heirs should, from and immediately after the Decease of the said Testator, convert, dispose, and employ the said Messuages, Mills, Lands, Tenements, Rents, Hereditaments, and Premises, with the Appurtenances, and the Rents, Issues, and Profits thereof, to the several Uses and Purposes therein-after mentioned, namely, first, that all that Part of the said Houses and Buildings, with the Appurtenances, situate or being at or near the *Overchurch Steele* and *Causey Head* in *Halifax* aforesaid, which he had late bought and purchased to him and his Heirs for ever, and which he had then made into Twelve several Dwellings, wherein he had placed certain poor Persons, should be used, converted, and employed from Time to Time for ever to and for the Habitations and Dwellings of Twelve aged or impotent poor Persons, whereof Three should be continually taken forth of the Town of *Halifax* aforesaid, and the other Nine of the other Towns within the Parish of *Halifax* aforesaid, (to wit, One out of each of the several Towns of *Sowerby*, *Midgley*, *Warley*, *Ovenden*, *Skircoat*, *Northowram*, *Southowram*, *Hipperholme*, and *Shelf*,) there to continue without paying any Rent for the same during their respective Lives, or so long as to the said Sixteen Devisees or Trustees before named, or the greater Part of them, and their Heirs, should be thought fit and convenient, and that after Decease or Removal of any of the said Poor the said Devisees or Trustees, and their Heirs, or the greater Part of them, should and might choose out of the said Ten Towns some other aged or impotent poor People to succeed and be placed in the Room or Place of such Poor so deceased or removed, in which Case the said Trustees should deal faithfully and indifferently according to the true Intent of the said Testator, that there might be always in the said Houses Three of *Halifax* and One of every of the said Nine other Towns; and that his said Devisees and Trustees, and their Heirs, should pay to the said Twelve aged or impotent poor Persons the yearly Sum of Eighteen Pounds, namely, to each of them Thirty Shillings *per Annum* towards their Maintenance, and Six Pounds a Year to array them withal in Black; and the said Testator declared his Will to be, that all that House or Tenement, Garden, Backside, and Easements, with the Appurtenances, in *Halifax* aforesaid, then in the several Tenures or Occupations of *Christopher Marshall* and *Thomas Marshall* his Son, or One of them, their or the One of their Assignee or Assignees, should be employed and disposed of in such Manner and for such charitable Purposes as in the said Will are particularly expressed; and the said Testator willed, that his said Trustees or Devisees, and their Heirs, should bestow Twenty Shillings a Year from thenceforth for

for ever in the Maintenance of the same House and of the said Twelve Dwellings for Twelve poor Persons aforesaid in good and sufficient Repair, and should for ever yield, pay, and allow unto the Person made Overseer and Superintendent or Master of the said Children, for their Maintenance with Meat, Drink, Clothing, and all other Necessaries, and his Pains in training them up in Work, not only the yearly Sum of Forty-five Pounds, but also Five Pounds *per Annum* to buy the said Twenty Children Blue Coats withal, and permit him besides to take the Gains which he could make of such reasonable Service of the said Children as therein is mentioned; and that touching the House and Buildings at the *Causey Head*, then in the Tenure of *Christopher Robinson* or his Assigns, with the Garden, West Part of the Croft adjoining thereunto, and new House then lately (by the said *Christopher Robinson*) built on the North Part of the said Croft, with all their Appurtenances, in *Halifax* aforesaid, and all Rents and yearly Profits reserved upon any Demise, Lease, or Grant theretofore made of the Premises last mentioned, or any Part thereof, the Testator willed that the same should be used and employed by his said Trustees or Devisees, and their Heirs, to and for the Use and Benefit of the Person who from Time to Time for ever should be the stipendiary Preacher or hired Lecturer in the Parish Church of *Halifax*; and that his said Trustees or Devisees, and their Heirs, should, toward their Charges at their Meetings about the Execution of his Will, yearly allow and keep to themselves out of the Rents and Profits of the Premises the annual Rent or Sum of Forty Shillings; and that during so long Time as there should be no Lecturer at the said Parish Church of *Halifax* the said House, Buildings, Garden, West Part of the Croft, and new House, with the Appurtenances, in the Tenure of the said *Christopher Robinson* or his Assigns, and the Rents, Issues, and Profits thereof, should be used and employed towards the Maintenance of the poor People within the said Town of *Halifax*, and *Sowerby*, *Midgley*, *Warley*, *Skircoat*, *Ovenden*, *Southowram*, *Northowram*, *Shelf*, and *Hipperholme*, at the Discretion of his said Trustees or Devisees; and that his said Devisees or Trustees, and their Heirs, should pay, employ, and dispose the annual Sum of Forty-six Pounds out of the Rents, Issues, and Profits of the said Messuages, Mills, Lands, Tenements, Hereditaments, and Premises, (except as therein-before excepted and mentioned,) to such Person or Persons, and to such Uses, Intents, and Purposes as therein-after mentioned, that is to say, unto the Preachers which should be from Time to Time unto succeeding Generations for ever hired at the several Chapels or Churches within the Parish of *Halifax* aforesaid called *Sowerby Bridge* Chapel, *Illingworth* Chapel, *Coley* Chapel, *Lightcliffe* Chapel, Chapel in the *Greaves* or *Bryers*, *Rastrick* Chapel, *Eland* Chapel or Church, *Ribonden* Chapel, *Sowerby* Chapel, *Luddington* Chapel or Church, *Heptonstall* Chapel or Church, and *Crostone* Chapel, the several Stipends, Parts, or Portions of the said Forty-six Pounds a Year therein particularly mentioned, towards the Augmentation of the respective Stipends, Maintenance, and Wages of the said Preachers respectively, and for the preaching such monthly Lecture or Sermon in each of the said Chapels as therein is expressed; and in default thereof that his said Devisees and Trustees, and their Heirs, should employ and pay the said

said yearly Stipends or Wages, or so much thereof as should for that Time be proportionably and rateably due or payable to the said Preachers or any of them, unto the said Overseer or Master of the said Twenty Children, for and towards their better Education and Maintenance; and that his said Trustees and Devisees should pay, employ, and convert and dispose of the yearly Sum of Forty Shillings to the Churchwardens and Overseers for the Poor of the Parishes of *Huddersfield* and *Mirfield* in the said County of *York* for the Time being, and their Successors for ever, and employ and dispose of the annual Sums of Forty Shillings and Twenty Shillings to and upon the repairing and amending the Highways in the said Will mentioned, and should also pay, apply, and dispose of the annual Sum of Forty Shillings unto the Governors of the Possessions, Revenues, and Goods of the Free Grammar School of Queen *Elizabeth* within the Parish of *Halifax*, and their Successors for ever, for the Use of the said School; and the said Testator thereby also gave, devised, and bequeathed to the said Master and Governors of the same Workhouse for the Poor within the said Town and Parish of *Halifax*, and their Successors for ever, all the Residue and Remainder of all the Rents, Issues, Revenues, and Profits of all and every his said Messuages, Mills, Lands, Tenements, Closes, Rents, Reversions, Hereditaments, and Premises, (over and above the said yearly Allowances, Stipends, Wages, and Gifts,) and also all that Messuage, House, and Tenements for divers Years then past employed in and then commonly called or known by the Name of the Workhouse, and all the Chambers, Cellars, Sollars, Taverns, Rooms, and Easements whatsoever thereunto belonging, the East Part of the said Croft used for a Backside for and adjoining to the said Workhouse, all that Laith or Barn near adjoining to the West Part thereof, and then in the Tenure of the said *Christopher Robinson*, and all that Close commonly called *Hatter's Close*, with all their and every of their Rights, Members, and Appurtenances, in *Halifax* aforesaid, and all Rents and yearly Profits reserved upon all, every, or any Demise, Lease, or Grant theretofore made of the last-mentioned Premises, and every or any Parts thereof, to have and to hold the same Premises last mentioned to the said Master and Governors of the Workhouse for the Poor within the Town and Parish of *Halifax* aforesaid, and to their Successors for ever, to the Use of the said Workhouse, and for setting and employing the Poor therein on Work, according to the true Intent of the said recited Letters Patent; and the said Testator thereby also gave to the said Master and Governors of the said Workhouse the Sum of Two hundred Pounds, to be bestowed on Lands and Tenements, for the Benefit of the said Workhouse, and Poor therein set on Work; and if his Personal Estate in Goods and Chattels should extend to discharge the several Legacies in his said Will mentioned, and anything remain, he gave, devised, and bequeathed the same clear Residue and Remainder of all his Goods, Chattels, Credit, and Debts to his said Trustees and Devisees, and their Heirs, and the Survivors and Survivor of them, and his Heirs, by them to be bestowed on Lands, merely for the Use and Benefit of the Poor of the Parish of *Halifax* aforesaid for ever, namely, the Poor of *Halifax*, *Ovenden*, *Northowram*, *Southowram*, *Hipperholme*, *Shelf*, *Skircoat*, *Warley*, *Midgley*, and *Sowerby* aforesaid, and to or for none other Use;

Use; and also reciting that by a Decree made at *Leeds* in the West Riding of the County of *York* the Fourth Day of *October* in the Twenty-third Year of the Reign of King *George* the Second, and in the Year of our Lord One thousand seven hundred and forty-nine, under the Hands and Seals of certain Commissioners for Charitable Uses (acting under a Commission bearing Date at *Westminster* the Fifth Day of *November* then last past), reciting that at a Meeting of such Commissioners held the Thirteenth Day of *September* at *Leeds* aforesaid it was then and there found that by a Decree made at *Halifax* in the Fifth Year of the Reign of King *George* the First, by certain Commissioners, by virtue of a Commission for putting in execution the Statute of the Forty-third Year of the Reign of Queen *Elizabeth* respecting charitable Uses, it was found (amongst other things) that the said Workhouse had been misemployed, and the Rents and Profits of the Tenements and Premises misconverted, and divers other Abuses committed in the Trust, they the said first-mentioned Commissioners ordered, adjudged, and decreed that from thenceforth the said Workhouse should be employed as a Workhouse for the Poor of the Towns of *Ovenden*, *Northowram*, *Southowram*, *Hipperholme*, *Shelf*, *Skircoat*, *Warley*, *Midgley*, and *Sowerby*, as well as of the Town of *Halifax*, and that the Rents and Profits of the *Hatter's Close* and of the Tenements in *Northowram* should be employed for the Maintenance of the Poor of the said several Townships kept in the said Workhouse according to the true Intent and Tenor of the said Letters Patent, and of the last Will of the said *Nathaniel Waterhouse*; and after setting forth that *William Walker* for the Township of *Hipperholme*, and *George Stansfeld* for the Township of *Sowerby*, were the only surviving acting Governors of the said Workhouse then in being, and that *James Wetherherd*, and also *John Priestley*, *John Baldwin*, *Samuel Waterhouse*, *Thomas Ramsden*, and *John Ramsden* were the only surviving acting Feoffees or Trustees, except *Jonathan Nicholls*, who had lately removed out of the Parish of *Halifax* beyond the Limits of the said Trust, in whose Place *Michael Wainhouse*, who was theretofore elected, and after acting declined, was then willing to act again in the said Trust; and also setting forth that at the Time of obtaining the said Letters Patent establishing the said Workhouse for the Poor of the Parish of *Halifax* the Poor of the Parish in general were maintained at the common Charge of the whole Parish, but some Years afterwards the several Townships which constituted the Parish of *Halifax* were separated by an Act of Parliament passed in the Thirteenth and Fourteenth Years of the Reign of King *Charles* the Second, with respect to their Poor, and afterwards each Township distinctly supported its own Poor by monthly Payments, or in Workhouses established by each Township respectively, and that by means of such Separation and Alteration the Exercise of the Powers in the said Letters Patent were rendered difficult, and could not in case of a Renewal thereof be then conveniently carried into execution, yet in case the several Trusts vested in the said Governors and Feoffees or Trustees respectively were united and vested in the same Persons, with proper Powers for the Execution and Discharge thereof, consistent with the then present Laws and charitable Intention of the Founder, the Purpose of both Trusts would be more completely answered, the Execution of those

Trusts

Trusts facilitated, and the several Objects of the Bounty of the Donor be greatly benefited thereby; it was enacted, that the Messuages, Lands, Tenements, Hereditaments, and Premises comprised in the said Letters Patent and given and devised by the said last Will of the said *Nathaniel Waterhouse* respectively for the Benefit of the said Charities or either of them, or intended so to be, and also certain Lands and Tenements in *Northowram* in the said County, then commonly called by the several Names of *South Howcans*, *Holling Hay*, and *Tenter Croft*, and a small Parcel of Land used for a Lane, purchased with the said Two hundred Pounds given by the said *Nathaniel Waterhouse* respectively, should from thenceforth be vested in and settled upon the said *William Walker* and *George Stansfeld*, *John Priestley*, *Samuel Waterhouse*, and *Thomas Ramsden*, (the said *James Wetherherd*, *John Baldwin*, and *John Ramsden* not being present to accept the Trust,) their Heirs and Assigns, upon trust and to the Intent and Purpose that they, or the Survivor or Survivors of them respectively, should convey, settle, and assure all and every the said several Trust Estates and Premises so respectively vested in them, as aforesaid to *Henry Wood* Doctor in Divinity, the then present Vicar of *Halifax*, or the Vicar of *Halifax* for the Time being, the said *James Wetherherd*, *John Baldwin*, *John Ramsden*, and *Michael Wainhouse*, and their Heirs, to the Use of the said Vicar of *Halifax* and his Successors Vicars of *Halifax* for the Time being, and of the said *William Walker*, *George Stansfeld*, *John Priestley*, *Samuel Waterhouse*, *Thomas Ramsden*, *James Wetherherd*, *John Baldwin*, *John Ramsden*, and *Michael Wainhouse*, their Heirs and Assigns, upon the several Trusts, nevertheless, and to and for the several Intents and Purposes, and subject to, with, and under the several Powers, Provisoes, Declarations, and Directions therein-after expressed and declared of and concerning the same, that was to say, upon trust that the said Governors and Trustees of the said Premises, together with Six Governors and Trustees to be elected as therein-after mentioned, should, by and out of the Rents and Profits of the said Trust Estates and Premises, and the Monies remaining in the Hands of the said Governors respectively, and out of such other Trust Monies as should come to their Hands in pursuance of the said Act, pay and discharge the Costs, Charges, and Expenses of obtaining the said Act, and the Debts due from the said Charity Estates or the said Governors and Trustees in respect thereof, and upon further Trust that they the said Governors and Trustees should pay, apply, and dispose of the Residue and Surplus of the Rents and Profits of such of the said Trust Premises as were devised by the Will of the said *Nathaniel Waterhouse* to the Feoffees or Trustees therein named, and as should be from Time to Time received by the said Governors and Trustees, and also the Residue (if any) of the Monies in the Hands of the said Governors, according to the Directions expressed in the said Will regarding the same, other than and except in such Instances where a different Application was by the said Act directed to be made concerning the same or any Part thereof; and it was also enacted, that when and so often as the clear Rents and Profits of the said Trust Premises should be sufficient to answer the several annual Payments directed by the said Will to be made, and to yield a sufficient Surplus, there should be paid annually out of such Surplus

the

the several further Sums next therein-after mentioned, in augmentation of such annual Payments respectively, (that is to say,) the further Sum of Six Pounds yearly to the said Twelve aged or impotent poor Persons, the further Sum of Twenty Shillings yearly for the Maintenance of the House and the said Twelve Dwellings in the Will mentioned, the further Sum of Twenty Pounds yearly to the Overseer and Master of the said Twenty Children, the further Sum of Forty Shillings yearly to the Governors of the said School, and the further Sum of Twenty Pounds yearly to the several hired Preachers at the Chapels or Churches in the Will mentioned, in augmentation of their several Stipends thereby provided, to be divided amongst them in proportion thereto respectively, and also that the Residue and Surplus of the Rents and Profits of all other the Trust Premises should, instead of being applied to the said One Workhouse established by the said *Nathaniel Waterhouse*, be by them the said Governors and Trustees respectively paid annually to the Overseers of the Poor of the said Ten Townships, who should pay, apply, and dispose of the same for the better ordering, setting to work, and providing for the Poor in the said Workhouses of such Ten Townships respectively in the Proportions in the said Act mentioned; and it was also enacted, that it should be lawful for the said Governors and Trustees from Time to Time, by Indentures under their Hands and Seals, duly executed by all the said Governors and Trustees for the Time being, or Twelve of them at the least, to make Grants, Demises, or Leases of all or any Part of the Trust Premises, so as the same be not made for a longer Term than Twenty-one Years, and also by Indenture under their Hands and Seals, duly executed by all the said Governors and Trustees for the Time being, or Twelve of them at the least, to grant, demise, or lease any such Parts of the Trust Estates not already built upon as might appear to the said Governors and Trustees, or Twelve of them at the least, to be fit and proper to grant and lease out for the Purpose of new building, as also other Parts and Parcels of the Houses and other Buildings already erected or thereafter to be erected on the said Trust Estates as might appear to them to be fit and proper to lease out for the Purpose of effectually repairing, rebuilding or new building the same, so as every such Grant, Lease, or Demise be made for such Term or Number of Years, not exceeding Ninety-nine Years for the Purpose of rebuilding or erecting new Buildings, and not exceeding Forty-one Years for the Purpose of effectually repairing any Part of the said Trust Estates, as they should think reasonable, and also that it should be lawful for the said Governors and Trustees to sell and convey such Part of the said Trust Premises in the Township of *Halifax* as they should think proper for the Site of a new Church, and for a convenient Churchyard therewith, and to sell and convey such Parts of the said Trust Estates for making any public Roads within the Township or Parish of *Halifax* as they should think proper, and to sell and convey any such small Parts of the said Trust Estates and Premises to accommodate any private Persons, Owners of Estates adjoining thereto, and for such Prices as the said Governors and Trustees should think fit; and it was also enacted, that the said Workhouse so given by the said *Nathaniel Waterhouse* for the Benefit of the said several Townships respectively should from Time to Time and at all

Times

Times thereafter, so long as the Overseers of the Poor of the Township of *Halifax* should think fit, be a Workhouse for the Poor of the Township of *Halifax* only, and that such Overseers should pay to the said Governors and Trustees by and out of the Poor's Rates of the said Township the yearly Rent of Ten Pounds, not to be varied or altered, but in case such Overseer should at any Time be desirous to quit and discontinue to use the same as a Workhouse, that then and from thenceforth it should be lawful for the said Governors and Trustees to grant, demise, and lease the same in manner by the Act directed concerning the other Parts of the said Charity Estates and Premises; and it was also enacted, that it should be lawful for the said Governors and Trustees, or the major Part of them, to make all such Regulations, Rules, and Orders, for the better executing the Powers vested in them, and regulating the said Charity, and Management of the said Trust Estates and Premises, as to the said Governors and Trustees, or such Majority as aforesaid, should seem meet: And whereas in pursuance of the said Act new Governors have been from Time to Time elected, and the said Trust Estates from Time to Time conveyed to them accordingly, and ultimately by Indentures of Lease and Release bearing Date respectively the Twenty-ninth and Thirtieth Days of *July* One thousand eight hundred and twenty-two, made or expressed to be made between *John Waterhouse*, *William Rawson*, *William Henry Rawson*, *Thomas Milne*, *John Walker*, and *Henry Lees Edwards*, of the one Part, and the Reverend *Samuel Knight*, Vicar of *Halifax*, *Christopher Rawson*, *William Bates*, *Gervase Alexander*, *George Priestley*, *John Eastwood*, *James Greenwood*, *William Mitchell*, and *James Lister*, of the other Part, after reciting the said Letters Patent, the said Will of the said *Nathaniel Waterhouse*, and also reciting the said Act of Parliament, and that in pursuance thereof, by certain Indentures of Lease and Release bearing Date the Thirtieth and Thirty-first Days of *May* One thousand seven hundred and seventy-seven, the several Estates and Premises belonging to the said united Charities were conveyed, settled, and assured to the Use of *Henry Wood*, *William Walker*, *George Stansfeld*, *John Priestley*, *Samuel Waterhouse*, *Thomas Ramsden*, *James Wetherherd*, *John Baldwin*, *John Ramsden*, and *Michael Wainhouse*, their Heirs and Assigns, upon the several Trusts, nevertheless, and to and for the several Intents and Purposes, and subject to, with, and under the several Powers, Provisoes, Declarations, and Directions in the said Act of Parliament expressed and declared; and also reciting, that by divers Acts, Deeds, Conveyances, and Assurances in the Law, and ultimately by Indentures of Lease and Release of the Twenty-second and Twenty-third *October* One thousand eight hundred and thirteen, the same Premises had been conveyed to the Use of *Henry William Coulthurst*, *John Lees*, *Joseph Priestley*, *John Rawson*, *William Howarth*, *John Waterhouse*, *William Rawson*, *Joseph Lister*, *Robert Alexander*, and the said *William Henry Rawson*, *Joseph Woodhead*, *Thomas Milne*, *Robert Ramsbottom*, *John Edwards*, *John Walker*, and *Henry Lees Edwards*, and their Heirs and Assigns, upon the said several Trusts aforesaid; and also reciting, that all the said Trustees named and appointed in and by the said last-mentioned Indentures were since dead, except the said *William Howarth*, who had vacated and resigned his Trust in manner therein mentioned, leaving the said *John*

Waterhouse, William Rawson, William Henry Rawson, Thomas Milne, John Walker, and *Henry Lees Edwards* them surviving; and also reciting, that the said Parties to the now-reciting Indenture of the other Part had been at different Times duly elected Governors and Trustees of the said united Charities, in compliance with the Directions of the said Act of Parliament, and in pursuance of such Election, and to the Intent that the said Trusts might have Continuance, and for other the Objects and Considerations therein expressed, they the said *John Waterhouse, William Rawson, William Henry Rawson, Thomas Milne, John Walker*, and *Henry Lees Edwards* conveyed, bargained, sold, released, assured, and confirmed unto the said *Samuel Knight, Christopher Rawson, William Bates, Gervase Alexander, George Priestley, John Eastwood, James Greenwood, William Mitchell*, and *James Lister*, and to their Heirs, all the Messuages, Lands, Tenements, Hereditaments, and Premises situate in the Town and Parish of *Halifax* aforesaid, then vested in them the said *John Waterhouse, William Rawson, William Henry Rawson, Thomas Milne, John Walker*, and *Henry Lees Edwards*, as such surviving and remaining Trustees as aforesaid, to hold the same, with their and every of their Appurtenances, unto the said *Samuel Knight, Christopher Rawson, William Bates, Gervase Alexander, George Priestley, John Eastwood, James Greenwood, William Mitchell*, and *James Lister*, and their Heirs, to the Use of the said *John Waterhouse, William Rawson, William Henry Rawson, Thomas Milne, John Walker, Henry Lees Edwards, Samuel Knight*, Vicar of *Halifax*, aforesaid, and his Successors Vicars of *Halifax* for the Time being, *Christopher Rawson, William Bates, Gervase Alexander, George Priestley, John Eastwood, James Greenwood, William Mitchell*, and *James Lister*, and of their Heirs and Assigns, upon the several Trusts, nevertheless, and to and for the several Intents and Purposes, and subject to, with, and under the several Powers, Provisoes, Declarations, and Directions in the said Act of Parliament expressed and declared of and concerning the same, to the Intent that the same Trusts, Powers, Provisoes, Declarations, and Directions might be performed, fulfilled, and executed according to the true Intent and Meaning of the same Act of Parliament; and after reciting, that the Lands and Tenements in *Northowram* aforesaid called *South Howcans, Holling Hay*, and *Tenter Croft*, and the small Parcel of Land used for a Lane there, or some Part thereof respectively, were of Copyhold Tenure, and Parcel of the Manor of *Wakefield* in the said County of *York*, and that the said *John Waterhouse, William Rawson, William Henry Rawson, Thomas Milne, John Walker*, and *Henry Lees Edwards*, in whom the same were vested, had, in pursuance and exercise of the Trusts reposed in them, by Surrender of even Date therewith, duly surrendered the same, or as much thereof as was of the Nature of Copyhold, into the Hands of the Lord of the said Manor, to the Use of the said *John Waterhouse, William Rawson, William Henry Rawson, Thomas Milne, John Walker, Henry Lees Edwards, Samuel Knight*, Vicar of *Halifax* aforesaid, and his Successors Vicars of *Halifax* for the Time being, *Christopher Rawson, William Bates, Gervase Alexander, George Priestley, John Eastwood, James Greenwood, William Mitchell*, and *James Lister*, and their Heirs and Assigns, upon the several Trusts, nevertheless, and to and for the several Intents and Purposes, and subject to, with, and under the several Powers, Provisoes,

visoes, Declarations, and Directions in the said Act expressed and declared of and concerning the same, to the Intent that the same Trusts, Powers, Provisoes, Declarations, and Directions might be performed, fulfilled, and executed according to the true Meaning of the said Act, to be holden of the said Lord of the Manor of *Wakefield* aforesaid by Rents, Customs, and Services therefore anciently due and of right accustomed; it was thereby agreed and declared, by, between, and amongst all and every the Parties thereto, that the said Surrender was so made and passed in conformity to the Intent of the said Act of Parliament, for the better executing the several Trusts, Powers, Provisoes, Declarations, and Directions therein expressed of and concerning the Premises, and that the same Surrender, and the Admittance to be thereupon taken, should at all Times thereafter operate and enure accordingly to the Intent that the same might be better performed, fulfilled, and executed according to the true Meaning of the same Act of Parliament: And whereas no Conveyance of the legal Estate in the said Charity Lands has been made since the Execution of the last-recited Indentures of the Twenty-ninth and Thirtieth Days of *July* One thousand eight hundred and twenty-two; and all the said Trustees thereby appointed have since died, except the said *William Henry Rawson* (of *Sowerby*), *Christopher Rawson* (late of *Halifax*), *Gervase Alexander* (of *Halifax*), and *George Priestley* (late of *Sowerby*), of whom the said *Christopher Rawson* by his Removal out of the Township of *Halifax*, and the said *George Priestley* by his Removal out of the Township of *Sowerby*, have become disqualified to act, and have resigned their Office, and such legal Estate is now vested in such Survivors, together with the Vicar of *Halifax* for the Time being, but other and new Governors and Trustees have from Time to Time been elected in the Room of those who have so died or removed, and the Venerable *Charles Musgrave* Doctor in Divinity, Archdeacon of *Craven*, the Vicar of *Halifax* for the Time being, *John Waterhouse* (of *Halifax*), *Samuel Waterhouse* (of *Halifax*), *John Staveley* (of *Halifax*), *George Pollard* (of *Halifax*), *Gervase Alexander* (of *Halifax*), *John Priestley* (of *Sowerby*), *William Henry Rawson* (of *Sowerby*), *John Eastwood* (of *Midgley*), *Charles Milne* (of *Warley*), *Thomas Turney* (of *Ovenden*), *Joseph Stocks* (of *Northowram*), *Francis William Rawson* (of *Southowram*), *Daniel Carter* (of *Hipperholme*), and *Peter Woodhead* (of *Shelf*) are the present Governors and Trustees of the said united Charities, and *John Eastwood* of *Midgley* is now the President, Governor, and Treasurer: And whereas by a Conveyance bearing Date the Ninth Day of *May* One thousand eight hundred and forty-three *Charles Musgrave*, Vicar of *Halifax*, *John Waterhouse*, *Christopher Rawson*, *George Pollard*, *Gervase Alexander*, *John Staveley*, *John Priestley*, *William Henry Rawson*, *John Eastwood*, *Thomas Milne*, *Henry Lees Edwards*, *John Rawson*, *Daniel Carter*, *Peter Woodhead*, *Peter Bould*, and *Joseph Stocks*, the then acting Governors and Trustees of the said united Charities, in consideration of the Sum of Six hundred and sixty Pounds paid 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 *Manchester and Leeds* Railway Company, being the Company established and incorporated by an Act of Parliament passed in the Sixth and Seventh Years of the Reign of His late

The legal Estate is now vested in the surviving Trustees under the Indentures of July 1822.

Conveyance of the 9th May 1843, to the Manchester and Leeds Railway Company.

6 & 7 W. 4. c. 111.

late Majesty King *William* the Fourth, intituled *An Act for making a Railway from* Manchester *to* Leeds, and acting under the Authority or Powers of such Act and of the other Acts therein mentioned, conveyed and assured a Portion of the Charity Estates situate in *Skircoat* in the Parish of *Halifax*, containing Four Acres Three Roods Nineteen Perches and Three Quarters, Statute Measure, together with the Appurtenances, to the said Company, their Successors and Assigns for ever: And whereas the net Purchase Money was paid into the Bank of *England* to the Credit of the Accountant General, and was invested in the Purchase of Seven hundred and fifty-nine Pounds One Shilling Three *per Cent.* Consols, the Interest of which was, by an Order of the Court of Chancery made on the Fifth *March* One thousand eight hundred and forty-four, directed to be paid to the said Governors, and no eligible Purchase of Land having hitherto presented itself, the before-mentioned Purchase Money still remains invested in Stock as aforesaid: And whereas by Articles of Agreement bearing Date the First Day of *May* One thousand eight hundred and forty-seven, made between *Charles Musgrave*, *John Waterhouse*, *Samuel Waterhouse*, *John Staveley*, *George Pollard*, *Gervase Alexander*, *John Priestley*, *William Henry Rawson*, *John Eastwood*, *Charles Milne*, *Thomas Turney*, *Henry Lees Edwards*, *Joseph Stocks*, *John Rawson*, *Daniel Carter*, and *Peter Woodhead*, the then Governors and Trustees of the said united Charities, of the one Part, and *Charles Henry Jones* of *Huddersfield* in the County of *York*, Esquire, and *John Rhodes Ralph* of *Halifax* aforesaid, Esquire, on behalf of the *Manchester and Leeds* Railway Company, of the other Part, after reciting, among other things, that the Governors and Trustees were seised of or entitled to certain Estates in the Township of *Skircoat* at or near *Salterhebble* in the West Riding of the County of *York*, and which were situate upon or near to the Line of and would be intersected by the several Railways of the said Company therein-after mentioned, called the West Riding Union Railways, and that in obedience to the Lands Clauses Consolidation Act, 1845, Two able practical Surveyors, nominated according to the said Act, had made their Valuation of the Land, Hereditaments, and Premises therein-after mentioned, amounting to the Sum of Two thousand nine hundred and twenty-one Pounds Fourteen Shillings, and that the said Governors and Trustees had contracted with the said *Charles Henry Jones* and *John Rhodes Ralph* for the absolute Sale to the said Company of the said Hereditaments for the Sum and upon the Terms therein-after mentioned, it was witnessed, that the said Governors agreed to sell, and the said *Charles Henry Jones* and *John Rhodes Ralph*, on behalf of the said Company, agreed to purchase, certain Pieces or Parcels of Land as then staked and set out, for the Purpose of the said Railways and Works, together with the Buildings thereon, situate in *Skircoat* aforesaid, and containing Nine Acres Two Roods Eighteen Perches Statute Measure, and more particularly described in the Map or Plan thereof thereunto annexed, subject as therein mentioned, at or for the Price of Two thousand nine hundred and twenty-one Pounds Fourteen Shillings, with Interest at the Rate of Four *per Cent. per Annum* on One thousand nine hundred Pounds, Part thereof, from the Eighteenth Day of *February* One thousand eight hundred and forty-seven, to be paid by

Articles of Agreement dated 1st May 1847, with the Manchester and Leeds Railway Company.

by the said Company to the said Governors and Trustees in manner therein mentioned, that is, to be paid into the Bank of *England*, in manner directed by the Lands Clauses Consolidation Act, 1845, on the Fifteenth Day of *May* then instant, and it was, amongst other Conditions and Stipulations in the said Agreement expressed, and it was agreed, that the said Governors and Trustees should, on Payment of the said Sum of Two thousand nine hundred and twenty-one Pounds Fourteen Shillings, and the said Interest on the said Sum of One thousand nine hundred Pounds in manner aforesaid, execute, and procure to be executed by all other necessary Parties, if any, a proper Conveyance of the said Hereditaments and Premises with the Appurtenances, and the Inheritance thereof in Fee Simple, free from Incumbrances, save as therein mentioned, unto the said Company or their Successors or Assigns, or as they should direct, and that such Conveyance should be prepared by and at the Expense of the said Company, and should be tendered or left by them on the Twelfth Day of *May* then instant at the Offices of Messieurs *Alexanders* and *Hammerton*, Solicitors in *Halifax*, for Execution by the said Governors and Trustees, that the said Purchase should be completed on the said Fifteenth of *May* then instant, and at the Place lastly hereinbefore mentioned, and the said Company should on that Day be let into the Possession of the said Premises, and up to that Day all Outgoings should be discharged by the said Governors and Trustees, and that the Stipulations and Agreements therein contained, so far as the same were not inconsistent with or repugnant to the Clauses and Provisions contained in the said Lands Clauses Consolidation Act, 1845, and the Railway Clauses Consolidation Act, 1845, or either of them, should be deemed and taken to be in addition to and not in substition for such Clauses and Provisions, and the said Governors and Trustees should be entitled to the same Benefit of the said Clauses and Provisions in the said Acts respectively contained, and in particular to those which relate to the Purchase of Lands by Agreement, the Application of Purchase or Compensation Money, the Conveyance of Lands, and the Execution thereof by the said Company, and were not inconsistent with or repugnant to the Stipulations and Agreements therein contained, as if that Agreement for Sale had been made in pursuance of or under the Sanction of the said Acts or either of them: And whereas such Portions of the said Charity Lands as were so agreed to be sold are specified in the Second Part of the Schedule to this Act annexed, Parts whereof were not within the Limits of Deviation of the Line on the Parliamentary Plans of the Railway, and it would be advantageous to the said united Charities if the said Sales were confirmed, and the Governors and Trustees were enabled to convey such Portions of the said Charity Lands to the said Company, or otherwise to vest in the said Company the Fee Simple of the Lands so agreed to be conveyed: And whereas other small Parts of the Lands comprised in the said Letters Patent and in the said Will of the said *Nathaniel Waterhouse* have been sold and conveyed by virtue of the Powers of the said first-recited Act, and the whole of the Lands and Premises now belonging to the said united Charities are comprised in the Schedule to this Act: And whereas the said Ten Townships (with others) have, under the Provisions of the Fourth and Fifth *William* the Fourth, Chapter Seventy-six, intituled

4 & 5 W. 4. c. 76.

An Act for the Amendment and better Administration of the Laws relating to the Poor in England *and* Wales, been united into an Union called the *Halifax* Union, within which a spacious Workhouse has been erected for the Poor of the several Townships included in the said Union, and the said Workhouse so given by the said *Nathaniel Waterhouse* for the Benefit of the Ten several Townships respectively, and by the said first-recited Act declared to be a Workhouse for the Township of *Halifax* only, has been discontinued to be used as a Workhouse, and the Possession thereof has been given up to the said Governors and Trustees, and the Workhouses in the others of the said Ten Townships, in consequence of the Erection and Establishment of the said Union Workhouse, became useless for the Purposes of setting to work the Poor of the said Townships, and have been abandoned: And whereas the total Amount of the annual Payments directed by the said Will, and increased by the said first-recited Act as aforesaid, is One hundred and seventy-nine Pounds or thereabouts, and since the passing of the said first-recited Act the Value and Income of the Estates of the said united Charities have considerably increased, and the Population of the said Townships has also considerably increased; and if the Governors and Trustees of the said united Charities were incorporated, and the Powers and Provisions of the said Act were amended, and others granted in lieu thereof, with additional Powers for the Sale and Exchange of Lands Parts of the said Estates, and for leasing the Mines and Minerals therein, and felling Timber, and effecting Improvements thereon, the Income might be very considerably further increased, and the charitable Purposes of the Will of the said *Nathaniel Waterhouse* might be enlarged, and extended to a greater Number of aged or impotent poor Persons and fatherless and motherless Children in the said Townships than are provided for by the said Will, and the charitable Uses of the Charities might be better promoted if Provision were made for regulating the Application of the Revenues, Rents, and Income of the Charity Estates and Premises: And whereas the Matters aforesaid having been represented by Petition to the High Court of Chancery, the said Court, by an Order bearing Date the Second Day of *July* One thousand eight hundred and forty-seven, made in the Matter of the *Waterhouse* Charities, and in the Matter of an Act of Parliament made and passed in the Fifty-second Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to provide a summary Remedy in Cases of Abuses of Trusts created for charitable Purposes*, it was referred to the Master of the High Court of Chancery in rotation to inquire and state to the Court whether it was necessary and for the Benefit of the said Charities that any Application should be made to Parliament for an Act to vary and alter the Directions of the said recited Act of the Seventeenth of *George* the Third, or to give new Powers and Authorities to the Governors or Trustees of the said Charities, or to incorporate the said Governors or Trustees, or to apply the Income of the said Charities for charitable Purposes, or for any other Purposes, and by whom and for what Purposes such Application should be made: And whereas the Master in rotation to whom the said Order stood referred, by his Report made in the said Matter, and bearing Date the Eighth Day of *January* One thousand eight hundred and forty-eight, certified that he was of Opinion and therefore

Order of the Court of Chancery, dated 2d July 1847.

52 G. 3. c. 101.

Master's Report, dated 8th Jan. 1848.

fore

fore found that it was necessary and for the Benefit of the said Charities that an Application should be made to Parliament in the present Session, or as soon as conveniently might be, by the said Governors and Trustees of the said Charities, or some of them, for an Act of Parliament for the following Purposes; *i. e.* first, to incorporate the Governors and Trustees of the said Charities, and to repeal the Act of Seventeenth *George* the Third as far as it is inconsistent with the Provisions of the Act to be obtained on such Application; secondly, to confirm the Title of the present Governors and Trustees of the said Charities, and effectually to vest in them all the Estates and Property respectively belonging thereto; thirdly, to authorize and empower the present Governors and Trustees of the said Charities, and their Successors, when incorporated, and under the Sanction and Direction of the Court of Chancery, to be obtained in a summary Way on Petition, to sell all such Part or Parts of the Charity Estates in the Parish of *Halifax* as should be considered proper and advantageous to be sold, and to pay the Purchase Money arising therefrom into the Bank of *England* in the Name of the Accountant General of the Court of Chancery, to be applied, under the Direction of the said Court, in Payment of the Costs, Charges, and Expenses to be from Time to Time incident to or occasioned by the Sale or Sales of such Part of the Estates as might be sold, together with such Monies as might be proper to be so laid out in making and erecting new Buildings, and in making, repairing, and rebuilding, upon such Part of the Charity Estates as should be thought advisable, and to lay out and apply the Residue of such Money forming Part of the Capital belonging to the said Charities, under the Direction of the Court of Chancery, in the Purchase of other Estates of Inheritance in Fee Simple, to be conveyed to such Governors and Trustees upon the like Trusts for the Benefit of the Charity, and to make Provision that in the meantime and until laid out in such Purchases the Residue of such Trust Monies should be laid out and invested in Three Pounds *per Cent.* Consolidated Bank Annuities, and that the Dividends or Income thereon should be paid to the said Governors and Trustees for the Purposes of the said Charity; fourthly, to authorize and empower the said Governors and Trustees, and their Successors, with the like Sanction and Direction of the Court of Chancery, to be obtained in the same Manner, when incorporated, to pull down old Buildings and erect new Ones upon any Part of the said Charity Estates; fifthly, to authorize and empower the Governors and Trustees, and their Successors, when incorporated, with the like Sanction and Direction of the Court of Chancery, to be obtained in the same Manner, to agree with any Person or Persons entitled to the Benefit of any Lease which had been or should be granted of any Part of the said Charity Estates for the Purchase of the whole of the Leasehold Interest under such Lease, and also to agree with any Party or Parties who should be entitled to the Benefit of any such Lease subject to any Sub-lease for the Purchase of the Interest of the Party entitled to the Benefit of such Lease subject to such Sub-lease, and also to agree with any Sub-lessee for the Purchase of his Interest therein, and to accept proper Surrenders or Assignments of such Leasehold Interest; and in order to facilitate the Surrender of existing Leases and Sub-leases, and the Acceptance of new Leases and Sub-leases, by Mortgagees in possession,

possession, Trustees, Executors, Tenants for Life, or other incapacitated Persons, to empower such Persons to surrender the existing Leases or Sub-leases to which they may be entitled, or in which they may be interested, and to accept new Leases and Sub-leases in lieu thereof, and to charge the Costs and Expenses incident thereto, and also such Sums of Money as may be necessary for obtaining such new Leases and Sub-leases, upon the Premises to be comprised in such new Leases or Sub-leases, and in the Case of Mortgagees in possession and Trustees to raise and pay the same out of or from the Premises to be comprised in such new Leases or Sub-leases, or out of or from any other Property, Real or Personal, subject to the same Mortgages and Trusts respectively; sixthly, to authorize and empower the Governors and Trustees, and their Successors, when incorporated, to demise or lease, with the Consent and Direction of the Court of Chancery, to be obtained as aforesaid, all or any Part of the several Charity Estates of which they should be in the actual Possession, and to grant Leases for any Terms of Years not exceeding Ninety-nine Years, to take effect in possession and not in reversion, (for the Purpose of building upon,) of any Part of the Charity Estates which they should think fit, reserving fit and adequate Rents, to be secured by Powers of Distress and Entry, and also with proper Covenants, to any Person or Persons whomsoever, either in consideration of a gross Sum of Money, to be invested or disposed of as the Court should direct, or in consideration of a yearly Rent, to be limited and made payable thereout to the said Governors and Trustees; seventhly, to authorize and empower the Governors and Trustees, and their Successors, when incorporated, with the Sanction of the Court of Chancery, so to be obtained as aforesaid, to make Exchanges of any Parts of the Charity Lands for other Lands of Inheritance, to be conveyed to the Governors and Trustees upon the like Trusts for the Benefit of the Charity, and to receive or pay any Money for Equality of Partition; eighthly, to authorize and empower the Governors and Trustees, and their Successors, when incorporated, whenever it should appear to them to be beneficial to the Charity, and with the Sanction of the said Court of Chancery, to be obtained in like Manner, to demise or lease all or any of the Mines or Minerals, opened and unopened, within and under any Part of the Charity Lands, for such Terms, and on such Conditions, and at such Rentals, annual or otherwise, as should be approved of by the said Court of Chancery; ninthly, to authorize the Governors and Trustees, and their Successors, when incorporated, from Time to Time to fell and dispose of the Timber growing on the Charity Estates, and to apply the Proceeds thereof as Capital for the Benefit of the Charity, either in the Purchase of Land, or if no such Purchase be then available, to pay the same from Time to Time into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court, to be laid out and invested, under the Direction of the said Court, in like Manner in all respects and with such and the same Powers as the Money to arise from the Sale of any Part of the Charity Lands which should be sold; tenthly, to confirm the said Sales lately made to the *Manchester and Leeds* Railway, now the *Lancashire and Yorkshire* Railway Company, and to enable the Governors and Trustees to convey such Portions of Land sold to the said Company as were not

within

within the Limits of Deviation, or otherwise to vest the Fee Simple of the Lands so agreed to be conveyed in the Company; eleventhly, to empower the said Governors and Trustees, when incorporated, to increase the Number of aged or impotent poor Persons resident in the Almshouses from the original Number of Twelve, as set forth in the Will of the Founder, to Twenty-four, such Increase to be in strict Accordance with the original Appropriation, and the Number thereof, when increased, to be Six for the Township of *Halifax*, and Two for each of the Nine following Townships, namely, *Sowerby*, *Midgley*, *Warley*, *Ovenden*, *Skircoat*, *Northowram*, *Southowram*, *Hipperholme*, and *Shelf*, and to enlarge, increase, and alter the present Almshouses and Buildings accordingly, and to increase the Allowance to each of the above Almspersons to an annual Sum not exceeding Ten Pounds, and the Allowance for Dress to an annual Sum not exceeding Two Pounds Ten Shillings, as the annual Income of the Charity Estate shall from Time to Time allow; twelfthly, to empower the Governors and Trustees to enlarge, increase, or alter the present Almshouses as may be necessary for the Accommodation of such poor Persons, or, with the Sanction of the Court of Chancery, to be obtained as aforesaid, to appropriate other Buildings belonging to the said Charity Estates, or to erect other Buildings on Lands then or at any Time thereafter forming Part of the said Charity Estates, for such Purposes; thirteenthly, to empower the Governors and Trustees to increase the Number of orphan Children in the Bluecoat School from the original Number of Ten Boys and Ten Girls, as set forth in the Will of the Founder, to Thirty Boys and Thirty Girls, such Increase to be in strict Accordance with the original Appropriation, and the Number thereof when increased to be Fifteen for the Township of *Halifax*, and Six for each of the Six following Townships, namely, *Southowram*, *Northowram*, *Hipperholme*, *Ovenden*, *Warley*, and *Sowerby*, and Three for each of the Three following Townships, *viz.*, *Skircoat*, *Shelf*, and *Midgley*, and in the event of there not being Children eligible who should be fatherless and motherless, to elect and appoint fatherless Children to the said School, and in the event of there not being Children eligible who should be fatherless, then to elect and appoint such Children to the said School as the Governors and Trustees might from Time to Time think proper Objects of the said Charity, and to enlarge, increase, and alter the present Bluecoat School and Buildings accordingly, or, with the Sanction of the Court of Chancery, to be obtained in manner aforesaid, to appropriate other Buildings belonging to the said Charity Estates, or to erect new Buildings on any Land now or at any Time hereafter forming Part of the Charity Estates, for the Purposes of such School and the Buildings necessary for the same; fourteenthly, to empower the said Governors and Trustees to increase the Allowance for the Maintenance and Clothing of each Child to an annual Sum not exceeding Eight Pounds, as the annual Income of the Charity Estates should from Time to Time allow; fifteenthly, to empower the said Governors and Trustees, in lieu of the present Remuneration, and the Profits upon the Children's Services, mentioned in the Founder's Will, to pay to the Master and Mistress of the School, for the Instruction and Management of the Scholars, an annual Sum not exceeding One hundred Pounds, as the annual Income of the

Charity Estates should from Time to Time allow; sixteenthly, to empower the Governors and Trustees to augment the present Payment of Sixty Pounds to the several Preachers at the several Chapels mentioned in the said Act of the Seventeenth of *George* the Third, One thousand seven hundred and seventy-seven, and also the present Payment of Four Pounds to the Governors of *Heath* School, to an annual Sum not exceeding in the whole One hundred and fifty Pounds, as the annual Income of the Charity Estates should from Time to Time allow, to be apportioned and divided amongst them according to the relative Proportions which their present Stipends and Interests now bear to each other under the said Act; seventeenthly, to empower the said Governors and Trustees to apply the Income of the said Charity Estates in paying the Costs and Expenses of renewing, rebuilding, and repairing the Houses and Buildings on the Charity Estates, and keeping the whole of the Charity Estates in repair, and also in paying all reasonable and proper Law and other current Expenses incident to the Management of the Charity Estates, and the obtaining and carrying into execution of the Act of Parliament so to be applied for, and all such other fit and proper Costs and Expenses as the Court of Chancery might from Time to Time direct to be paid thereout, the Payment of the yearly Sum of Twenty Shillings to the Churchwardens and Overseers of the Poor of *Huddersfield*, of the yearly Sum of Twenty Shillings to the Churchwardens and Overseers of the Poor of *Mirfield*, of the yearly Sum of Forty Shillings in repairing the Highways on the Banks called the *Northowram Banks* and *Southowram Banks*, and the yearly Sum of Twenty Shillings in repairing the Highway between *Spright Smithy* and *Southowram Banks*, in the said Will of the Founder respectively particularly mentioned, and, subject to such Payments, to divide the net Income of the said Charity Estates into Seven equal Parts, and to appropriate Two of such Seven Parts, not exceeding the annual Sum of Three hundred Pounds, or such other larger annual Sum as, having regard to the Income of the Charity Estates, the Court of Chancery might from Time to Time direct, for the Use of the said Twenty-four aged or impotent poor Persons in the Almshouses aforesaid, to appropriate Four other of such Seven Parts, not exceeding the annual Sum of Six hundred Pounds, or such other larger annual Sum as, having regard to the Income of the Charity Estates, the Court of Chancery might from Time to Time direct, for the Use of the said Sixty Blue-coat Children in the said School, and the before-mentioned Salary of the Master and Mistress thereof, and to appropriate the remaining Seventh Part, not exceeding the annual Sum of One hundred and fifty Pounds, or such other larger annual Sum as, having regard to the Income of the Charity Estates, the Court of Chancery might from Time to Time direct, for the Use of the said Preachers and the said Governors of *Heath* School, in manner and in the Proportions thereinbefore mentioned, and to apply any Surplus of the Income of the Charity Estates which might remain after providing for all the beforementioned Objects in such Manner and to such Purposes as the Court of Chancery should from Time to Time direct, regard being had on the Appropriation to the present Scale of the Division of the Surplus among the several Townships then entitled to such Surplus according to the existing *pro ratâ* Shares therein, and in the meantime

time to pay the same into the Bank of *England* in the Name and with the Privity of the Accountant General, to be there placed to an Account entitled "The Account of the Surplus Income of the Estates of the Governors and Trustees of the United Charities of *Nathaniel Waterhouse* within the Town and Parish of *Halifax*;" eighteenthly, to empower the Court of Chancery from Time to Time to make Orders for the Payment of Costs, Charges, and Expenses of and incident to and in contemplation of the Petition mentioned in the Title to that his Report, and all such other Costs, Charges, and Expenses as might from Time to Time be or become payable in or in respect of the obtaining the Act of Parliament so to be applied for, or any Purposes relating to the said Charity Estates or the Management thereof, and to make Rules and Orders for the Management of the Charity Estates, and the Appropriation of the Income thereof, and for the Regulation of the said Almshouses and Bluecoat School, and also from Time to Time to repeal or vary any of the present or future Rules and Orders, and to make others in lieu thereof, and all such Rules and Orders to be considered as and to be Part of the Scheme for the future Management and Regulation of the Charity, so as the same were not repugnant to the Act of Parliament to be applied for; and, nineteenthly, to enact that all Applications to the said Court of Chancery which the said Governors and Trustees should be empowered to make by the Act so to be applied for might be made in a summary Way by Petition, and might be adjudicated upon by the said Court of Chancery: And whereas by an Order of the said High Court of Chancery made by the Right Honourable the Vice Chancellor of *England*, bearing Date the Twelfth Day of *January* One thousand eight hundred and forty-eight, the said Report of the said Master was confirmed, and it was ordered that the said Governors and Trustees of the said Charities should be at liberty to make an Application to Parliament in the present Session, or so soon as conveniently might be, for an Act of Parliament for the Purposes mentioned in the said Report, and also, in addition thereto, for such Provisions as might be necessary to enable Corporations, Trustees, Guardians, Infants, Lunatics, and all other incapacitated Parties to sell Lands to the Governors and Trustees, and to effect Exchanges with them, such Purchases and Exchanges to be made with the Sanction of the Court of Chancery, to be obtained as in the said Petition mentioned; and the Master to whom by a further Order of the said High Court of Chancery made by the said Vice Chancellor on the Seventeenth Day of *April* One thousand eight hundred and forty-eight the Matter was referred, by his Report bearing Date the Second Day of *June* One thousand eight hundred and forty-eight, certified that he had perused and settled a Draft of the Bill laid before him, and that he approved thereof as a proper Bill for the Purposes mentioned in such Order: Wherefore Your Majesty's most dutiful Subjects the Governors and Trustees of the United Charities of *Nathaniel Waterhouse* in the said Parish of *Halifax*, appointed by virtue of the said recited Act of the Seventeenth Year of the Reign of King *George* the Third, do most humbly beseech Your Majesty that it may be enacted; and 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,

Incorporation of Governors and Trustees.

Commons, in this present Parliament assembled, and by the Authority of the same, That *Charles Musgrave*, the present Vicar of *Halifax*, or the Vicar of *Halifax* for the Time being, together with *John Waterhouse*, *Samuel Waterhouse*, *John Staveley*, *George Pollard*, *Gervase Alexander*, respectively Residents in *Halifax*, *John Priestley*, *William Henry Rawson*, respectively Residents in *Sowerby*, *John Eastwood* resident in *Midgley*, *Charles Milne* resident in *Warley*, *Thomas Turney* resident in *Ovenden*, *Robert Wainhouse* resident in *Skircoat*, *Joseph Stocks* resident in *Northowram*, *Francis William Rawson*, resident in *Southowram*, *Daniel Carter* resident in *Hipperholme*, and *Peter Woodhead* resident in *Shelf*, and their Successors, shall be united and incorporated by the Name of "The Governors and Trustees of the United Charities of *Nathaniel Waterhouse*," and by that Name shall be a Body Corporate, with perpetual Succession, and by that Name shall have, hold, and enjoy all those Messuages, Lands, Tenements, Hereditaments, and Premises comprised in the Schedule to this Act, and by this Act vested in them, as herein-after mentioned, and also all such other Messuages, Lands, Tenements, Hereditaments, Estates, and Premises as may be purchased or acquired by them under the Powers and Provisions in this Act contained, without being subject to the Provisions of the Statutes of Mortmain, and by that Name shall exercise all Powers, Provisions, and Authorities contained in this Act, and execute and perform the Directions and Trusts expressed in the said Will of the said *Nathaniel Waterhouse*, subject to the Provisions in this Act contained concerning such Directions and Trusts, and by that Name shall sue and be sued, and shall have a Common Seal.

Charity Estates vested in the incorporated Governors and Trustees.

II. And be it enacted, That all those the Messuages, Lands, Tenements, Hereditaments, and Premises comprised in the Schedule to this Act, being the Messuages, Lands, Tenements, Hereditaments, and Premises (except such Parts as have been sold as aforesaid) comprised in the said Letters Patent of the Eleventh Year of the Reign of King *Charles* the First, and given and devised by the said last Will of the said *Nathaniel Waterhouse* respectively as aforesaid, for the Benefit of the Charities founded by the said Will, or intended so to be, and the Lands and Tenements in *Northowram* purchased with the Two hundred Pounds given by the said *Nathaniel Waterhouse* as aforesaid, the legal Estate in all which Messuages, Lands, Tenements, Hereditaments, and Premises was immediately before the passing of this Act vested in the Survivors of the Governors and Trustees appointed by the said recited Act of the Seventeenth Year of the Reign of King *George* the Third, shall from henceforth be vested in and the same are hereby vested in the Governors and Trustees of the United Charities of *Nathaniel Waterhouse*, and their Successors, by this Act incorporated as aforesaid, upon trust for the Purposes of this Act, absolutely freed and discharged of, from, and against all and every the Estates, Powers, Authorities, Rights, and Interests of the said Survivors of the Governors and Trustees appointed by the said recited Act as aforesaid, and of, from, and against all Claims, Rights, and Interests of the Heirs and Assigns of the said Survivors, severally and respectively; and all the Revenues, Rents, and Income arising and to arise from the said Estates and Premises shall be from Time

to

to Time applicable for the Uses, Trusts, and Purposes of the said Will of the said *Nathaniel Waterhouse*, other than and except in such Instances where a different Application is by this Act directed to be made concerning the same or any Part thereof, and for the Uses and Purposes by this Act declared of and concerning the same.

Rents, &c. under Leases heretofore granted to be paid to the incorporated Governors.

III. Provided always, and be it enacted, That all Grants, Demises, or Leases of any Part or Parts of the said Estates and Premises granted or made by the Governors and Trustees acting under the Powers and Provisions of the said recited Act, and now subsisting, shall continue in force until the Expiration of the Term or Terms granted by such Leases respectively, unless sooner vacated under the Powers and Provisions herein-after contained, and the Rents and Monies thereby payable shall be paid to and recovered by the Governors and Trustees by this Act incorporated.

Revenues, Rents, and Income of the Estate, and other Monies, vested in the Governors and Trustees.

IV. And be it enacted, That all the Revenues, Rents, and Income arising and to arise from the Estates and Premises by this Act vested in the Governors and Trustees by this Act incorporated, and all Monies which shall be paid for the Purchase of any Part or Parts thereof, on the Sale of any such Part or Parts thereof, and all Monies which now are or which shall be in the Hands of the Treasurer of the Governors and Trustees acting under the said recited Act, and all Monies paid as aforesaid into the Bank of *England*, and invested in the Purchase of Three *per Cent.* Consols, and ordered to be paid to the said last-mentioned Governors and Trustees, but which still remain vested in such Stock as aforesaid, and all Monies which shall hereafter be paid into the Bank of *England ex parte* the Governors and Trustees of the United Charities of *Nathaniel Waterhouse*, or in pursuance of this Act, and the Dividends or Interest Monies arising therefrom, and the Interest Monies agreed to be paid to the said last-mentioned Governors and Trustees by the *Manchester and Leeds* Railway Company, now the *Lancashire and Yorkshire* Railway Company, under the herein-before recited Articles of Agreement of the First Day of *May* One thousand eight hundred and forty-seven, and all Monies to become payable on the Confirmation of such Agreement, and all other Monies due or payable by virtue of the said recited Act to the Governors and Trustees acting under the said recited Act, and all Monies to arise by virtue of this Act, shall be and are hereby vested in the Governors and Trustees by this Act incorporated, and may and shall be by them the said Governors and Trustees demanded, received, and recovered, and applied for the several Purposes herein-after mentioned.

Governors to be considered as representing the Townships in which they reside, and on Removal of Residence their Office to be deemed vacated.

V. And be it enacted, That such of the several and respective Persons herein-before incorporated to be the Governors and Trustees of the United Charities of *Nathaniel Waterhouse* as are respectively herein-before named and described as Residents in *Halifax*, *Sowerby*, *Midgley*, *Warley*, *Ovenden*, *Skircoat*, *Northowram*, *Southowram*, *Hipperholme*, and *Shelf*, and their respective Successors, to be elected as herein-after mentioned, shall respectively be considered as representing the Township in which such Persons are respectively so described as Residents, and in case they or any or either of them shall cease to

to be a Resident in the Township of which he is so considered Representative, he shall thereupon cease to be One of the said Governors and Trustees, and his Place or Office of Governor and Trustee shall thereupon be deemed to be and be vacated, but nevertheless he shall not be thereby disqualified from being again elected, in case of any future Vacancy in the same Township, on his again becoming or being a Resident therein, or from being elected to the Place or Office of Governor and Trustee representing any other of the said Ten Townships in which he shall reside.

Appointment of Successors on Vacancies by the Governors.

VI. And in order that the Number of the Governors and Trustees by this Act incorporated may always be Sixteen, including the Vicar of *Halifax* for the Time being, and that the Successor of each of the other Fifteen Governors and Trustees herein-before named respectively may be a resident Inhabitant of the same Township as his Predecessor, and that there may be always Five of them resident in the Township of *Halifax*, Two resident in the Township of *Sowerby*, and One resident in each of the other Eight Townships of *Midgley*, *Warley*, *Ovenden*, *Skircoat*, *Northowram*, *Southowram*, *Hipperholme*, and *Shelf* respectively, be it enacted, That whenever any such Governor and Trustee shall die, resign, or cease to be a resident Inhabitant of any such Township, the remaining Governors and Trustees by this Act incorporated shall, at a Meeting to be held for the Purpose, elect another Inhabitant of the same Township to be One of the Governors and Trustees by this Act incorporated, in the Place of the Governor so dying, resigning, or ceasing to be resident in the Township; provided that Notice of the Intention of holding such Meeting, and specifying the Time and Place of holding the same, shall have been published in Two Newspapers circulated in the Town of *Halifax* Fourteen Days at least before the Day appointed for holding such Meeting.

Inhabitants of the Township may appoint Successors, if the Governors neglect or omit so to do for Three Months.

VII. Provided always, and be it enacted, That if at any Time the Governors and Trustees by this Act incorporated shall neglect or omit to elect another such Inhabitant as aforesaid to supply any such Vacancy within Three Months after any such Vacancy shall happen or be known, then and in every such Case it shall be lawful for such of the Inhabitants of the Township whereof the Governor and Trustee so dying, resigning, or ceasing to be a Resident shall be considered the Representative as shall be assessed to the Poor's Rate of such Township at Ten Pounds or upwards *per Annum*, at any Meeting of such Inhabitants to be called by the Overseer or Overseers of the Township, or by any Five or more of such Inhabitants, and to be held in such Township for the Purpose, and whereof Notice specifying the Time and Place and Purpose of the Meeting shall have been published in Two Newspapers circulated in the Town of *Halifax* Fourteen Days at least before the Day appointed for holding the same, to elect a resident Inhabitant of such Township, being assessed to the Poor's Rate of such Township at Forty Pounds or upwards *per Annum*, to supply such Vacancy; and at every such Meeting the Overseer or One of the Overseers of the Township present at the Meeting, or if no such Overseer be present then One of such Inhabitants, shall preside; and the Election shall be determined by a Majority of the

Inhabitants

Inhabitants assessed as aforesaid then present, and in case of an Equality of Votes the Overseer or Inhabitant presiding shall have the casting Vote; and the Overseer or Inhabitant of such Township presiding at such Meeting shall by Writing under his Hand certify such Election, with the Name and Address of the Person elected, to the President Governor and Treasurer for the Time being, and thereupon the Person so elected shall become and be One of the Governors and Trustees by this Act incorporated, in the Place of the Governor and Trustee so dying, resigning, or ceasing to be such Resident as aforesaid.

Appointing annual President Governor and Treasurer.

VIII. And be it enacted, That One of the Governors and Trustees by this Act incorporated shall be President Governor and Treasurer for the Space of One Year, and that *John Eastwood* of *Midgley*, the present President Governor and Treasurer, shall continue in Office until the first *Wednesday* in the Month of *March* One thousand eight hundred and forty-nine, and afterwards the respective Governors and Trustees representing the several Townships of *Warley*, *Ovenden*, *Skircoat*, *Northowram*, *Southowram*, *Hipperholme*, and *Shelf* shall respectively be President Governor and Treasurer for One Year, commencing on the first *Wednesday* in the Month of *March* annually, by Rotation, in the Order in which such several Townships are last above named; and when the Term of Service of the Office of President Governor and Treasurer by the Governor and Treasurer representing the Township of *Shelf* shall have expired, which will be on the first *Wednesday* in the Month of *March* in the Year One thousand eight hundred and fifty-six, then the Vicar of *Halifax* for the Time being shall be President Governor and Treasurer for One Year, and afterwards the Order in which the Service of that Office shall be taken shall be by annual Rotation in the Order in which the several Governors and Trustees are named and described in the Enactment herein-before contained incorporating the said Governors and Trustees and their Successors, always including the Vicar of *Halifax* for the Time being in such annual Rotation of Service.

Provision in case the President Governor and Treasurer die, &c. while in Office.

IX. Provided always, and be it enacted, That if any Governor and Trustee representing any Township as aforesaid shall die, resign, or cease to be a Resident of such Township while holding the Office of President Governor and Treasurer, then it shall be lawful for the Governors and Trustees by this Act incorporated to appoint any One of such Governors and Trustees to the Office of President Governor and Treasurer, without Reference to the Order of Rotation, and such Governor and Trustee so appointed may continue to hold the said Office of President Governor and Treasurer until the first *Wednesday* in the then next Month of *March*.

Meetings, where to be held.

X. And be it enacted, That all Meetings of the Governors and Trustees by this Act incorporated shall be held in the Town of *Halifax*, and all Proceedings, Orders, and Acts of the said Governors and Trustees in execution of the Powers of this Act may be had, made, and done at any such Meeting at which not less than Seven of such Governors and Trustees shall be present; and at all such Meetings the

the then President Governor and Treasurer, if present, or otherwise the Person present who shall stand next in Rotation to serve in the Office of President Governor and Treasurer, shall be Chairman; and all Questions discussed at any such Meeting may be decided by the Majority of Votes of the Governors and Trustees present thereat, and in case of an Equality of Votes on any such Question the Chairman shall have and give the casting Vote; and such Meetings may be adjourned from Time to Time.

Clerk may be appointed.

XI. And be it enacted, That the Governors and Trustees by this Act incorporated may appoint a Clerk, and may from Time to Time remove such Clerk, and appoint others, from Time to Time, and may allow and pay to such Clerk such Salary or other Allowance out of the Monies to be by them received under the Powers of this Act as shall be considered reasonable.

Governors to keep Books, and cause Entries to be made of Proceedings, Orders, &c., which shall be signed by Chairman.

XII. And be it enacted, That the Governors and Trustees by this Act incorporated shall from Time to Time and at all Times hereafter provide and keep proper Books, and shall cause Entries to be made therein of all their Proceedings at their several Meetings, and of all Orders which shall from Time to Time be made for carrying into execution the several Powers and Purposes of this Act, and of all Regulations, Rules, and Orders which shall from Time to Time be made for the Management of the said Charities, or of the Charity Estates and Premises, and fair Copies shall be made therein of all Grants made by virtue of this Act, and of all Contracts or Agreements entered into for the Improvement of the said Estates, or other the Purposes of this Act; and all Entries of Proceedings at such Meetings, and of all Orders, Rules, and Regulations made at any such Meetings, shall be signed by the Chairman of such Meeting; and such Books, and such Entries therein, purporting to be so signed, and examined Copies of such Entries, shall be received as *primâ facie* Evidence in all Courts, and before all Judges, Justices, and others, without Proof of such respective Meetings having been duly convened or held, or of the Person or Office or Signature of the Chairman of the Meeting, all of which Matters shall be presumed; and all such Books, and the Books of Accounts herein-after mentioned, shall at all reasonable Times be open to the Inspection of any or either of the said Governors and Trustees.

Accounts to be kept in a separate Book.

XIII. And be it enacted, That in One other of such Books the said Governors and Trustees shall cause to be fairly written and entered true and accurate Accounts of all the Revenues, Rents, and Income arising from the said Charity Estates and Premises, and of the Appropriation of such Revenues, Rents, and Income, and showing all Receipts, Payments, and Disbursements had and made from Time to Time in respect or on account of the said Charities or Charity Estates and Premises, or the Affairs and Concerns thereof, or in execution of any of the Powers, Authorities, or Directions in this Act contained, or of the Purposes thereof.

Accounts to be audited yearly.

XIV. And be it enacted, That a Meeting of the Governors and Trustees by this Act incorporated shall be holden on the first *Wednesday*

Wednesday in *March* annually, when the Accounts of the said Charities for the preceding Year shall be audited and passed by the said Governors and Trustees, at which Time, or at any Time within Twenty-one Days thereafter, all and every the Clergymen receiving or taking any Benefit under the Will of the said *Nathaniel Waterhouse* or this Act, and also the Governors of Queen *Elizabeth's* School aforesaid, shall have full and free Liberty to examine and inspect the said Books and Accounts, between Ten o'Clock in the Forenoon and Four o'Clock in the Afternoon.

Governors may make Rules, &c.

XV. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated, at any Meeting to be called and held for the Purpose, and whereof Notice shall have been published in Two Newspapers circulated in the Town of *Halifax* Fourteen Days at least previously to the Day of holding the Meeting, to make Orders for the Payment of all Costs, Charges, and Expenses by this Act directed or authorized to be paid, and for carrying into execution the several Powers and Purposes of this Act, or any of them, or any Part thereof, and also to make all such Regulations, Rules, and Orders for the Management and Improvement of the Charity Estates, and the Appropriation of the Revenues, Rents, and Income thereof, and for the Regulation of the said Almshouses and Bluecoat School, as to the said Governors and Trustees shall from Time to Time seem meet, and also from Time to Time to repeal or vary any of such Regulations, Rules, and Orders, and to make others in lieu thereof, consistently with the Provisions of this Act.

Number of Almspeople to be increased.

XVI. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated to order that the Number of Twelve aged or impotent poor Persons by the said Will of the said *Nathaniel Waterhouse* directed to be allowed to live Rent-free in the Almshouses in the said Will mentioned shall be increased to Twenty-four, and to choose the increased Number of aged and impotent poor Persons out of the said Ten Townships; and such Twenty-four aged or impotent poor Persons shall be allowed to be resident and continue within such Almshouses without paying any Rent for the same during their respective Lives, or so long as to the said Governors and Trustees shall be thought fit and convenient, and with and under and subject to the like Powers and Provisions regarding the Decease or Removal of any of the said aged or impotent poor Persons as are authorized by the Will of the said *Nathaniel Waterhouse* with regard to the Decease or Removal of the Twelve aged or impotent poor Persons therein mentioned; provided that such Increase be made in strict Accordance with the original Appropriation, that is to say, Six of such aged or impotent poor Persons shall be continually taken from the Town of *Halifax*, and the other Eighteen from the other Townships within the Parish of *Halifax* aforesaid, (to wit,) Two out of each of the several Townships of *Sowerby*, *Midgley*, *Warley*, *Ovenden*, *Skircoat*, *Northowram*, *Southowram*, *Hipperholme*, and *Shelf*.

Number of Bluecoat Children to be increased.

XVII. And be it enacted, That it shall also be lawful for the said Governors and Trustees to order that the Number of Twenty orphan Children directed by the said Will of the said *Nathaniel Waterhouse* to

to be maintained in the House or School therein mentioned, and now called the Bluecoat School, shall be increased to Sixty (Half of such increased Number of orphan Children being Boys and the other Half being Girls), and to take the increased Number of orphan Children out of the said Ten Townships, and to maintain them in the said Bluecoat School, together with the original Number of Twenty orphan Children; provided that such Increase be made in strict Accordance with the original Appropriation, that is to say, in such Manner that of such Number of Sixty Children Fifteen be always taken from the Town of *Halifax*, and Six from each of the Townships of *Sowerby*, *Northowram*, *Southowram*, *Hipperholme*, *Ovenden*, and *Warley*, and Three from each of the several Townships of *Midgley*, *Skircoat*, and *Shelf*.

Children, being fatherless only, may be admitted, in case there be none others eligible under the Will.

XVIII. Provided always, and be it enacted, That in the event of there not being Children eligible who shall be fatherless and motherless, according to the Provisions of the said Will of the said *Nathaniel Waterhouse*, then it shall be lawful for the said Governors and Trustees from Time to Time to take and maintain in the said Bluecoat School Children who shall be fatherless only; and in the event of there not being Children eligible who shall be fatherless only, then to take and maintain in the said School such Children as the said Governors and Trustees may from Time to Time, in their Discretion, think proper Objects of the said Charity; but so nevertheless that such discretionary Power shall not extend to authorize the said Governors and Trustees to alter or exceed the Number of such Children by this Act directed to be taken from each of the said Townships respectively, or to take or maintain in the said School any Child not inhabiting One of the said Townships.

Power to enlarge or alter Almshouses and Bluecoat School.

XIX. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated, and they are hereby authorized and empowered, at such Time or Times as they shall think fit, to enlarge, increase, or alter the present Almshouses and Bluecoat School respectively in such Manner as may be necessary for the Accommodation of the increased Number of aged or impotent poor Persons and orphan Children by this Act authorized to be taken and maintained; or it shall also be lawful for the said Governors and Trustees, with the Sanction or Approbation of the Court of Chancery, to be obtained upon Petition by the said Governors and Trustees, as herein-after mentioned, to appropriate any other Buildings belonging to or which may at any Time hereafter belong to or form Part of the said Charity Estates, for the Accommodation of the increased Number of aged or impotent poor Persons and the increased Number of orphan Children, or, with the Sanction or Approbation of the said Court of Chancery, to be obtained in like Manner, to erect new Buildings on any of the Lands or Grounds now or at any Time hereafter forming Part of the said Charity Estates, for the Accommodation of the said increased Number of aged or impotent poor Persons and orphan Children, or for either of those Purposes; and all Expenses incurred in or about the Execution of any such Works shall be paid out of any Monies which shall be paid into the Bank of *England* in pursuance of this Act, or otherwise, as herein-after provided.

XX. And

Allowances may be increased for the Almspeople, Orphans, Preachers, and Grammar School.

XX. And be it enacted, That it shall be lawful for the said Governors and Trustees to order that the annual Allowance or Payments now payable to or for the Benefit of the aged and impotent poor Persons, the orphan or Bluecoat Children, the hired Preachers, and the Governors of the Free Grammar School of Queen *Elizabeth* within the Parish of *Halifax*, shall be increased, whenever the annual Amount of the Revenues, Rents, and Income of the Charity Estates and Premises (after all the Costs, Charges, and Expenses by this Act directed or authorized to be paid shall have been fully paid and discharged,) shall be more than sufficient to pay the several annual Payments now payable by the said Will or by the said recited Act, as the annual Income shall from Time allow; provided that the respective Amounts of such several annual Payments when so increased shall not at any Time exceed the respective several Amounts herein-after mentioned; that is to say, the annual Sum of Ten Pounds to each of the aged and impotent poor Persons who shall be from Time to Time resident in the said Almshouses, and the further annual Sum of Two Pounds Ten Shillings each for the Purpose of clothing and arraying them in Black, the annual Sum of Eight Pounds each for maintaining and clothing the orphan or Bluecoat Children in the said Bluecoat School, the respective annual Sums herein-after mentioned to the respective hired Preachers at the Chapels or Churches in the said Will mentioned, that is to say, to the Preacher at *Sowerby Bridge* Chapel Seventeen Pounds Eleven Shillings and Sixpence, to the Preacher at *Illingworth* Chapel Fourteen Pounds One Shilling and Three-pence, to the Preacher at *Coley* Chapel Fourteen Pounds One Shilling and Three-pence, to the Preacher at *Lightcliffe* Chapel Fourteen Pounds One Shilling and Three-pence, to the Preacher of the Chapel of *Saint Ann*'s in *Southowram* (formerly called Chapel in the *Greaves* or *Bryers*) Ten Pounds Eleven Shillings, to the Preacher at *Rastrick* Chapel Seven Pounds and Eight-pence, to the Preacher at *Elland* Chapel or Church Fourteen Pounds One Shilling and Three-pence, to the Preacher at *Ripponden* (formerly called *Ribonden*) Chapel Ten Pounds Eleven Shillings, to the Preacher at *Sowerby* Chapel Fourteen Pounds One Shilling and Three-pence, to the Preacher at *Luddenden* (formerly called *Luddington*) Chapel or Church Ten Pounds Eleven Shillings, to the Preacher at *Heptonstall* Chapel or Church Seven Pounds and Eight-pence, and to the Preacher at *Crosstone* Chapel Seven Pounds and Eight-pence, and the annual Sum of Nine Pounds Seven Shillings and Three-pence to the said Governors of the said Free Grammar School of Queen *Elizabeth*; which said several Payments respectively shall be made at such Times and in such Manner as the original Payments are in and by the said Will directed to be made; and such several and respective increased Payments aforesaid shall be in lieu of the annual Payments respectively made payable by the said Will and the said recited Act for the same Purposes.

Limiting Amounts when so increased.

Schoolmaster to be allowed a Salary in lieu of Gains from Children's Work, &c., which he

XXI. And be it enacted, That from and after the passing of this Act it shall not be lawful for the Master of the said Children to take for his own Benefit the Gains which shall be made by the Service or Work of the Children maintained in the said Bluecoat School, but all such Gains shall be duly accounted for by the said Master to the said Governors

now takes under the Will.

Governors and Trustees, and the same shall be by them applied for the Benefit of the Children maintained in the said Bluecoat School, in augmentation of the ordinary and regular Allowance for maintaining and clothing such Children, or otherwise in aid of the Revenues, Rents, and Income of the said Charity Estates and Premises, as the Court of Chancery may from Time to Time think fit to direct; and it shall be lawful for the said Governors and Trustees to allow and pay, out of the Revenues, Rents, and Income of the said Charity Estates and Premises, unto the said Master, such an increased annual Salary as they shall think proper, in lieu of such Gains, and in lieu of the annual Sum of Forty-five Pounds directed by the said Will to be paid to the said Master.

Power to appoint a Matron to the Girls.

XXII. And be it enacted, That it shall be lawful for the said Governors and Trustees to appoint a Mistress or Matron who shall teach and instruct the said Girls according to such Instructions as shall be by the said Governors and Trustees ordered or directed, and who shall superintend the Work done by such Girls, and to allow and pay out of the Revenues, Rents, and Income of the said Charity Estates and Premises such annual Salary to such Mistress or Matron as to the said Governors and Trustees shall seem meet and proper.

Amount of Salaries of the Master, &c. limited.

XXIII. Provided always, and be it enacted, That the Amount of the Two Salaries to be allowed as aforesaid to the said Master and such Mistress or Matron shall together in the whole not exceed One hundred Pounds *per Annum*.

Authorizing Sale of Lands, &c.

XXIV. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated, at such Time or Times as they shall judge expedient, under the Sanction and Direction of the Court of Chancery, to be obtained in a summary Way on Petition, to make Sale and dispose of any Part or Parts of the Charity Estates by this Act vested in them which shall be considered proper and advantageous to be sold, and the Fee Simple and Inheritance thereof, either together or in Parcels, and either by public Auction or private Contract, unto any Person or Persons who shall be willing to become the Purchaser or Purchasers thereof, for such Price as can be reasonably had or gotten for the same, and that upon the Payment of any Sum or Sums of Money which shall be produced by any such Sale or Sales into the Bank of *England* in the Manner herein-after mentioned it shall be lawful for the said Governors and Trustees and they are hereby directed and required to convey and assure the Hereditaments and Premises for the Purchase of which any Sum or Sums of Money shall be so paid as aforesaid to the Purchaser or Purchasers of the same respectively, or to such Person or Persons, to such Uses, upon such Trusts, or in such Manner as he or they shall direct, absolutely freed and for ever discharged of and from all and every the charitable Uses to which the Revenues, Rents, and Income of the Charity Estates and Premises are applicable: Provided always, that no such Sale shall be made by private Contract until after the Lands intended to be sold shall have been put up to Sale by public Auction, nor for a less Sum than shall have been bid at such public Auction, in case any Bidding shall have been there made

made, nor unless Notice of the Intention of making such Sale shall have been given in a Newspaper circulated in the said Parish of *Halifax*, on Two successive Days of Publication, Fourteen Days previous to the Day appointed for such Sale.

Monies arising from Sales to be paid into the Bank.

XXV. And be it enacted, That all Purchasers of any Part or Parts of the Charity Estates shall pay the Purchase Money into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex parte* "The Governors and Trustees of the United Charities of *Nathaniel Waterhouse*," pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of King *George* the First, Chapter Thirty-two, and the General Rules and Orders of the said Court, without Fee or Reward, according to the Act of the Twelfth Year of the Reign of King *George* the Second, Chapter Twenty-four; and all Costs, Charges, and Expenses incurred by the said Governors and Trustees, and occasioned by or incident to any such Sales, shall be paid and discharged out of such Purchase Monies.

Purchasers to hold Estates discharged from the charitable Uses.

XXVI. And be it enacted, That all and every the Persons or Person who shall be the Purchasers or Purchaser of all or any of the said Charity Estates and Premises to be sold by virtue and in pursuance of this Act, and the respective Heirs and Assigns of such Purchasers or Purchaser, shall and may, from and immediately after the Payment of the Purchase Money into the Bank of *England* as aforesaid, and the Execution of the Conveyance thereof, have, hold, receive, and enjoy the Charity Estates, Hereditaments, and Premises so purchased, conveyed, and assured, with the Remedies for enforcing Payment of the Rents thereof, or of so much and such Part of the said Estates, Hereditaments, and Premises as they or he shall so purchase, absolutely freed and discharged of, from, and against all and every the Uses, Trusts, Estates, Powers, Provisoes, and Limitations in and by the said Letters Patent or the said Will, or by any Decree or Order, Decrees or Orders of any Court of Equity, or otherwise, or by the said recited Act, declared of and concerning the same Charity Estates, Hereditaments, and Premises, or any or either of them, or any Part or Parts thereof.

Certificates of Accountant General and Receipts of Cashier of the Bank to be sufficient Discharges.

XXVII. And be it enacted, That the Certificates or Certificate of the said Accountant General of the said High Court of Chancery under his Hand, together with the Receipts or Receipt of some or One of the Cashiers of the Bank of *England*, to be thereunto annexed, and therewith filed in the Registrar's Office of the said Court, of the Payment of any Purchase Monies, or of any Mineral Rents, or of any other Monies by this Act directed to be paid into the Bank of *England*, shall from Time to Time and at all Times thereafter be a good and sufficient Receipt and Discharge to all and every Persons and Person who for any of the Purposes of this Act, or in obedience to the Directions herein-before or herein-after contained, shall pay any Purchase Monies, or any Mineral Rents, or any other Monies into the Bank of *England*, and to their or his Heirs, Executors, Administrators, and Assigns, for so much of such Monies respectively for which such Certificates or Certificate and Receipts or Receipt shall be

be given respectively; and all and every the Purchasers or Purchaser and Lessees or Lessee of any Part of the said Charity Estates, and all other Persons by this Act required to pay any such Money into the Bank of *England*, and their or his Heirs, Executors, Administrators, and Assigns, shall be and are and is hereby absolutely freed, acquitted, and discharged of and from the same, and they and he, and each of them respectively, shall not, after such Certificates or Certificate and Receipts or Receipt respectively shall have been obtained, be answerable or accountable for any Loss, Misapplication or Nonapplication of the said Monies respectively, or any Part thereof.

Power to complete Sales to the Lancashire and Yorkshire Railway Company.

XXVIII. And in order that the Purposes of the herein-before in part recited Agreement of the First Day of *May* One thousand eight hundred and forty-seven, made and entered into with the said *Charles Henry Jones* and *John Rhodes Ralph* for and on behalf of the *Lancashire and Yorkshire* Railway Company, then called the *Manchester and Leeds* Railway Company, may be carried out, and that the Sales thereby agreed to be made to the said Company may be completed, be it enacted, That the Governors and Trustees by this Act incorporated shall and they are hereby empowered and required, on the Fulfilment by the said Company of the Conditions contained in the said Agreement, to convey to the said Company the Lands comprised in the Second Part of the Schedule to this Act, being the Lands by the said Agreement agreed to be sold, and comprising as well the Charity Lands lying within the Line of Deviation marked on the Parliamentary Plans as the adjoining Charity Lands lying without the said Line of Deviation; and on Payment of the Purchase Money, and the Execution of the Conveyance to the said Company, according to such Agreement, the said Lands, and the Fee Simple thereof, shall be and is and are hereby declared to be vested in the said *Lancashire and Yorkshire* Railway Company, and their Successors, absolutely freed and discharged of, from, and against all and every the Uses, Trusts, Estates, Powers, Provisoes, and Limitations in and by the said Letters Patent or the said Will, or by any Decree or Order, Decrees or Orders of any Court of Equity, or otherwise, or by the said recited Act, declared of and concerning the same Charity Estates, Hereditaments, and Premises, or any or either of them, or any Part or Parts thereof, but subject, nevertheless, and except and reserved as in the said Agreement is mentioned; and the said Company and their Successors shall hold all the said Lands so to be conveyed to them (subject and except and reserved as aforesaid) for the same Uses or Purposes as if the same had been acquired by them under the Powers and Provisions of the several Acts recited in the said Agreement for making and maintaining any Railway; and such Purchase Monies shall be paid into the Bank of *England* to an Account there *ex parte* the Governors and Trustees of the United Charities of *Nathaniel Waterhouse*, provided that all Costs, Charges, and Expenses attending such Purchase or Conveyance, or incident thereto, shall be first paid out of such Purchase Monies.

Residue of Monies paid into the Bank

XXIX. And be it enacted, That the Residue or Surplus of the Monies which shall be paid into the Bank of *England* to the Account there

there "*Ex parte* the Governors and Trustees of the United Charities of *Nathaniel Waterhouse*," in pursuance of this Act, after paying and discharging all the Costs, Charges, and Expenses to be incurred from Time to Time incident to or occasioned by the Sale or Sales made under the Powers of this Act, and after paying and discharging all the Costs, Charges, and Expenses preparatory to and attendant upon the several Proceedings in the Court of Chancery, and all other Proceedings incident to or concerning the Application for, and preparing, obtaining, and passing this Act, and after paying all Expenses incurred in altering, enlarging, or increasing the present or providing or erecting new Almshouses and Bluecoat School and Buildings, as by this Act authorized, and also in making and erecting new Buildings, and in making Reparations and Rebuildings upon any Parts of the Charity Estates and Premises, and after making any Payments out of such Monies, if any shall be required, for Equality of Exchange, shall be laid out and applied, under the Direction of the said Court of Chancery, by the Governors and Trustees by this Act incorporated, in the Purchase of Freehold Messuages, Farm Lands, and other Hereditaments of a clear and indefeasible Estate of Inheritance in Fee Simple, or of Copyhold Messuages, Lands, Tenements, and Hereditaments of Inheritance in the said West Riding of the County of *York*, freed from all Incumbrances (except Quit Rents, Fee Farm Rents, and other usual Outgoings and Payments, or Leases at Rack Rents for any Term or Number of Years of which not more than Twenty-one Years shall then be to come and unexpired); and all and singular the Messuages, Farms, Lands, Tenements, and Hereditaments which shall be so purchased shall be conveyed to and vested in the Governors and Trustees by this Act incorporated, and the Rents and Profits to arise therefrom shall be paid to the said Governors and Trustees, and by them applied for the Purposes to which the Revenues, Rents, and Income of the Charity Estates are by this Act directed or authorized to be applied.

Monies after Payment of certain Expenses shall be laid out in the Purchase of Lands.

XXX. And be it enacted, That all Sums of Money which shall be paid into the Bank of *England* in pursuance of this Act, and which shall remain after Payment of the said several Costs, Charges, and Expenses of the Sales, and of Proceedings in the Court of Chancery, and of or incident to the Application to Parliament for this Act, as aforesaid, and Payments, if any, for Equality of Exchange, or otherwise, shall, until the same shall be required for paying the Expenses of altering, enlarging, or increasing the said Almshouses and Bluecoat School, or erecting new Buildings for the Accommodation of the said aged or impotent poor Persons or the said orphan Children, or for erecting or rebuilding or repairing such other Buildings as the said Governors are by this Act authorized to erect, rebuild, or repair, or until such Purchases shall be made as aforesaid, be laid out in the Purchase of Three Pounds *per Cent.* Consolidated Bank Annuities or other Government Securities; and such Monies respectively shall remain so invested until the same shall be required for the Purpose of altering, increasing, or enlarging the said Almshouses and Bluecoat School, or erecting new Buildings for the Accommodation of the said aged or impotent poor Persons or the said orphan Children, or for either of those Purposes, or until a proper Purchase or proper Pur-

Monies remaining after Payment of certain Costs to be invested in the Three per Cents until required for Improvements.

chases

chases or advantageous Exchange shall be found, and approved of, in pursuance of this Act; and when such Monies shall be required for such Purposes such Bank Annuities shall, upon a Petition to be preferred to the said Court of Chancery in a summary Way by the said Governors and Trustees, setting forth the Necessity of such Application of such Monies for such Purposes or any of such Purposes, be ordered to be sold by the Accountant General of the Court of Chancery, and the same shall be paid to and applied by the said Governors and Trustees for such Purposes and in such Manner as the said Court may think just to direct.

Interest of Monies invested to accumulate until wanted for paying Expenses of enlarging, &c. Buildings belonging to the Charity.

XXXI. And be it enacted, That until the said Almshouses and Bluecoat School respectively shall have been altered, enlarged, or increased, or new Buildings for the like Purposes erected, as aforesaid, or until there shall be a sufficient Fund invested in the said Three Pounds *per Cent.* Consolidated Bank Annuities for those Purposes, the Interest, Dividends, and Income arising from the Money so laid out in the said Bank Annuities shall be laid out and invested by the said Accountant General in the Purchase of other Three Pounds *per Cent.* Consolidated Bank Annuities, and placed to the same Account with the said original Bank Annuities, there to accumulate from Time to Time in like Manner until there shall be a sufficient Fund for altering, enlarging, or increasing the said Almshouses and Bluecoat School, or erecting new Buildings for the like Purposes, as aforesaid; and after a sufficient Fund for the Purposes aforesaid shall have been raised by such Investments or by such Investment and Accumulations respectively, then the Interest, Dividends, and Income of the said Money so laid out in the said Bank Annuities, and of all other Investments of Monies which shall be paid into the Bank in the Name of the said Accountant General in pursuance of this Act, shall be paid to the said Governors and Trustees for the Purposes of the said Charities, and form Part of the Revenue, Rents, and Income of the said Charity Estates and Premises, and shall be by them applied for the Purposes to which the Revenues, Rents, and Income of the Charity Estates and Premises are by this Act directed or authorized to be applied.

Power to grant Leases not exceeding 21 Years.

XXXII. And be it enacted, That it shall be lawful to and for the Governors and Trustees by this Act incorporated, from Time to Time and at all Times hereafter, by Indentures under their Corporate Seal, to make any Grants, Demises, or Leases of all or any Part of the said Charity Estates and Premises which are not now under Lease, or of any of such Charity Estates and Premises which are now under Lease on or shortly previous to the Expiration of the present existing Lease or Leases, for any Term not exceeding Twenty-one Years, to such Person and Persons, from Time to Time being the highest Bidder or who shall offer to give the greatest Rent for the same, in manner herein-after mentioned: Provided always, that every such Grant, Demise, or Lease be made to take effect in possession, and not in reversion or by way of future Interest, without taking any Fine, Premium, or Foregift for the making thereof, and that there be contained in every such Grant, Demise, or Lease a Condition of Re-entry for Nonpayment of the Rent thereby reserved, and also that the Person

to

to whom any such Grant, Demise, or Lease shall be made execute a Counterpart of such Grant, Demise, or Lease granted to him, and that every such Grant, Demise, or Lease contain Covenants for the due Payment of the Rent thereby reserved, and that every such Grant, Demise, or Lease do not contain any Clause or Clauses whereby any Power or Authority shall or may be given to such Lessee or Grantee to commit any Waste, or whereby he shall be exempted from Punishment for committing Waste.

Notice of letting to be given.

XXXIII. Provided always, and be it enacted, That it shall not be lawful for the said Governors and Trustees to make any Grant, Lease, or Demise of any of the said Charity Estates and Premises for any Term of Years, without first offering the same for letting by public Auction within the Town of *Halifax*, of the Time and Place whereof Notice shall have been given in some Newspaper circulated in the Parish of *Halifax*, and by printed Bills posted and distributed in the said Town, and in the Vicinity of the Property thereby advertised to be let, Fourteen Days at least before the Day appointed for such letting.

Power to grant Building and Repairing Leases.

XXXIV. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated, from Time to Time and at all Times hereafter, under the Sanction and Direction of the said Court of Chancery, to contract and agree to lease, and afterwards, by Indentures under their Corporate Seal, to grant, demise, and lease, or, in the first instance, and without any previous Contract or Agreement, in like Manner to grant, demise, and lease, to any Person or Persons willing to take the same, all or any Part or Parts of the said Charity Estates and Premises, with their Appurtenances, for any Term or Number of Years not exceeding Ninety-nine Years, commencing from or antecedently to the Date of every such Contract or Agreement or Lease, and to take effect in possession, and not in remainder or reversion or by way of future Interest, either for the Purpose of repairing, rebuilding, or substantially improving any House or other Buildings which is or are or shall be erected on the said Charity Estates and Premises or any Part thereof, or of erecting any new Houses or other Buildings, with or without Offices, Outbuildings, or Conveniences, with Liberty for the Lessee or Lessees to take down all or any Part of the Buildings which shall be standing on the Premises to be comprised in any such Grant, Demise, or Lease, at the Time of granting or making the same, and to convert and dispose of the Materials thereof to such Uses and Purposes as shall be therein mentioned and agreed upon, and also to lay out and appropriate any Part of the said Premises to be comprised in any such Demise or Lease as and for a Street or Streets, Way or Ways, Passage or Passages, for the Use and Convenience of such Lessees or Lessees and others the Tenants and Occupiers of the said Premises, or for the Use and Convenience of the Public, in such Manner as shall be mentioned and agreed upon in such Grant, Demise, or Lease, so as in and by every such Grant, Demise, or Lease there shall be reserved the best or most improved Rent, during the Continuance of the Term of Years to be demised by such Grant, Demise, or Lease, as the Case may be, that can be reasonably had or obtained for the Hereditaments

and Premises to be thereby demised or leased, without taking any Sum or Sums of Money or other Thing by way of Fine, Premium, or Foregift for or in respect of such Grant, Demise, or Lease; and so as such Rent shall be made payable half-yearly, and be reserved and limited to the said Governors and Trustees for the Term thereby granted; and so as the Lessee execute a Counterpart of such Grant, Demise, or Lease (the Mention of which Counterpart in any such Grant, Demise, or Lease shall for the Purposes of this Act be conclusive Evidence of the same); and so as in every such Grant, Demise, or Lease the Lessee enter into Covenants to build and keep in repair during the Term so thereby demised as aforesaid the Messuages and Buildings intended and thereby agreed to be built, rebuilt, or substantially improved, and at the Expiration or other End or Determination of such Term of Years or Demise which shall be so granted as aforesaid to leave the said Premises in good tenantable Repair, and to make and repair the Streets, Ways, and Passages so to be laid out and appropriated for the Purposes aforesaid in such Manner as shall be stipulated and agreed upon in and by such Grant, Demise, or Lease; and so as in every such Grant, Demise, or Lease there be contained a Covenant on the Part of the Lessee to surrender and deliver up to the said Governors peaceable and quiet Possession of the Hereditaments and Premises to be comprised in such Grant, Demise, or Lease at the End or Expiration of the Term thereby granted or demised, also Powers of Distress and of Entry, and also a Condition of Re-entry on Nonpayment of the Rent thereby reserved during any Number of Days, not exceeding Thirty Days at the utmost, in such Grant, Demise, or Lease expressed or agreed upon.

Power to grant Leases of Mines and Minerals.

XXXV. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated, and they are hereby authorized and empowered, with the Sanction or Approbation of the said Court of Chancery, to contract and agree for granting, demising, or leasing, and afterwards to grant, demise, or lease, or, in the first instance, and without any previous Contract or Agreement, to grant, demise, or lease, to any Person willing to take the same, all or any of the Mines and Minerals, whether opened or unopened, lying within, under, or upon any Parts of the Charity Estates and Premises, and also any Parts of such Charity Estates and Premises which may be thought proper or expedient to be demised therewith, and any Part of such Charity Estates and Premises which it may be deemed expedient to demise for facilitating the working of other Minerals than those of the said Governors and Trustees, for any Term or Number of Years not exceeding Sixty-three Years, to take effect in possession, and not in reversion or by way of future Interest, together with full and free Liberty, Licence, Power, and Authority to dig, search for, win, work, take, use, and dispose of all such Minerals as shall be found in the Mines so to be demised, and to sink, make, and work Grooves, Shafts, Drifts, Trenches, Sluices, Waygates, Watergates, and Watercourses, and to erect Furnaces, Fire or other Engines, Buildings, Kilns, Ovens, Mills, or Gins, and to use all other Ways and Means whatsoever, whether of present Use or future Invention, as well for the finding, discovering, winning, working, and getting of Minerals forth and out of the same Mines or any adjoining

or

or other Mines, as for the avoiding and carrying away Water, foul Air or Stench, from, forth, and out of the said Mines respectively; and also full and free Liberty of Outstroke or Instroke into or from any adjoining Mines, and also to make and use sufficient Ways, Paths, and Passages, Trains, Tramways, and Railroads, to and for the respective Lessees to be named in such Grants, Demises, or Leases, and their respective Executors, Administrators, and Assigns, and their Agents, Workmen, and Servants, from Time to Time during the Continuance of such Grants, Demises, or Leases respectively, to take and carry away, with Horses, Carts, Wains, Waggons, and other Carriages, over or under any of the Charity Estates and Premises for the Time being, all the Minerals which shall from Time to Time be wrought, won, or gotten in, from, forth, or out of the said Mines to be granted, demised, or leased as aforesaid, or any adjoining or other Mines; and also full and free Liberty, Licence, Power, and Authority to erect, build, and set up, in any convenient Place or Places near any of the said Mines so to be granted, demised, or leased, all such Houses, Hovels, Lodges, Sheds, or other Buildings as shall from Time to Time be needful or convenient for, in, or about the working of the said Mines and Minerals respectively, and to do whatsoever shall be needful or requisite in or about or for the winning, working, obtaining, and getting the Minerals from, forth, and out of the said Mines, and washing, cleaning, smelting, manufacturing, taking, and carrying away the same; so that in and by every such Grant, Demise, or Lease there be reserved and made payable during the Continuance of the said Term to be thereby granted the best or most improved yearly or other Rent, whether certain or contingent, that can at the Time of making such Grant, Demise, or Lease, and considering the Nature and Circumstances of the Case, and the Responsibility of the proposed Tenant, be obtained for or in respect of the said Mines and Minerals, Powers and Privileges respectively, either alone or together with the Lands to be comprised in such Grants, Demises, or Leases as aforesaid, (as the Case may be,) without taking any Sum or Sums of Money or other Thing by way of Fine, Premium, or Foregift for or in respect of such Grants, Demises, or Leases; and so that such Rents shall have reference to the Quantity of Minerals obtained, save and except that Part thereof may (if thought proper) be made payable as a certain Money Rent, as is customary in Mining Leases, so as to induce the Lessees to work the Mines leased, and that the Lessee in every such Grant, Demise, or Lease execute a Counterpart of such Grant, Demise, or Lease, the Mention of which Counterpart in any such Grant, Demise, or Lease shall for the Purposes of this Act be conclusive Evidence of the same; and so that in every such Grant, Demise, or Lease the Lessee enter into Covenants for Payment of the Rent or Rents thereby reserved, of all Taxes, Charges, Rates, Assessments, Compositions, and Impositions whatsoever affecting the same Premises, to get and work the said Mines and Minerals in a workmanlike and improved Manner, to remove all Engines, Engine-houses, Buildings, and other Conveniences, or permit and suffer the said Governors to purchase the same, if they shall think fit, and also to remove the Pit Hills and restore the Corn Mould or Earth to the Ground occupied thereby, and to all Roads which may have been made for the taking away the said Minerals, and at the

End

End or Determination of the Term to surrender and deliver up the same to the said Governors and Trustees (if not exhausted) in a working Condition; and so that in every such Grant, Demise, or Lease there be contained Powers of Distress and Entry, and also a Condition of Re-entry, and of making void and determining any such Grant, Demise, or Lease, on Nonpayment of the Rent or Rents to be thereby reserved, or during any Number of Days, not exceeding Thirty Days at the utmost, in such Grant, Demise, or Lease to be expressed, after the Times to be appointed for Payment thereof; and so that the Grant, Demise, or Lease of all Lands or Grounds to be granted, demised, or leased with any Mines or Minerals, or to be given up or used for the Purpose of Railways, Tramroads, or other the Purposes aforesaid, shall cease with the Grant, Demise, or Lease of the same Mines or Minerals.

Rents of Mines and Minerals to be paid to the Governors, and by them into the Bank.

XXXVI. And be it enacted, That the Rents, Dues, and Reservations which from Time to Time hereafter shall be reserved or become payable on any Grant, Demise, or Lease of any Mines or Minerals under any of the Charity Estates and Premises for the Time being shall from Time to Time be paid to the said Governors and Trustees, and by them paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be there placed to the said Account "*Ex parte* the Governors and Trustees of the United Charities of *Nathaniel Waterhouse*."

Power to pull down old Buildings, and erect new ones.

XXXVII. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated, from Time to Time, with the like Sanction and Direction of the said Court of Chancery, to be obtained in the Manner herein-after mentioned, to take down and remove all or any old or decayed Buildings which now are or at any Time hereafter shall or may be standing or being upon the said Charity Estates or any of them, and to sell the old Materials, or any Part thereof, and apply the Proceeds of any such Sale as the Revenues, Rents, and Income of the said Charity Estates and Premises are by this Act directed to be applied, or to otherwise dispose of the said Materials or any Part thereof for the Benefit of the said Charities, or to use or employ the said Materials or any Part thereof in the Construction of any new Buildings to be erected under the Powers of this Act; and it shall also be lawful for the said Governors and Trustees, with the like Sanction and Direction of the said Court, to reconstruct any such old or decayed Buildings, or to erect and build any new Buildings upon the Site of those so hereby authorized to be taken down, or upon any other Part of the said Charity Estates.

Power o fell Timber on the Charity Estates, and sell the same.

XXXVIII. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated, from Time to Time as they may think fit, to fell and cut down any Timber or other Trees which now are or shall or may be from Time to Time hereafter standing and growing in or upon the said Charity Estates and Premises or any of them, and to sell the same, or to use or employ the same or any Part thereof in repairing any of the Buildings upon or belonging to the said Charity Estates and Premises, or use or employ the same or any Part thereof in the Buildings by this Act

authorized to be erected, or otherwise to dispose of the same for the Benefit of the said Charities; and that all Sums of Money to arise or be produced from or by any Sale or Sales of Timber or other Trees under the Authority of this Act shall be paid and applied from Time to Time in the same Manner, and with such and the same Powers, as the Monies which shall be paid for the Purchase of any Parts of the Charity Estates and Premises hereby authorized to be sold are by this Act directed to be paid and applied respectively.

Power to make Exchanges of Charity Lands.

XXXIX. And be it enacted, That it shall be lawful for the Governors and Trustees by this Act incorporated, under the Direction of the said High Court of Chancery, to convey or give in exchange to any Person or Persons whomsoever, and his, her, or their Heirs and Assigns, any Part of the said Charity Estates and Premises, for and in lieu of any other Messuages, Lands, Tenements, or Hereditaments to be situate in the said West Riding of the County of *York*, and to be conveyed to the said Governors and Trustees and their Successors, and either with or without any Sum of Money or other Satisfaction to be received or given on either Side by way of Equality of Exchange, as the said Court shall think reasonable and proper; and all Monies which shall be so payable on the Side of the said Governors and Trustees to the Person or Persons with whom such Exchanges shall be made shall be paid out of any Monies which shall be in the Bank of *England* belonging to the said Governors and Trustees, or out of the surplus Revenues of the said Charity Estates; and all Monies which shall be so payable on the Side of the Person or Persons with whom the said Governors and Trustees shall make such Exchanges shall be paid into the Bank of *England ex parte* the Governors and Trustees of the United Charities of the said *Nathaniel Waterhouse;* and all Lands, Hereditaments, and Premises so to be taken in exchange by the said Governors and Trustees shall be conveyed to and vested in them and their Successors for the like Uses and Purposes as the present Estates and Premises of the said Charities are by this Act vested in them, and shall be holden by them as Part of the Estates belonging to the said Charities, without any Writ of Ad quod damnum, the Statute of Mortmain, or other Law, Usage, Statute, or Custom, to the contrary thereof in anywise notwithstanding.

Power for the Governors to purchase Leases which have or may be granted of the Charity Estates.

XL. And be it enacted, That the Governors and Trustees by this Act incorporated, with the like Sanction and Direction of the said Court of Chancery, for all or any of such Considerations as hereinafter in that Behalf are mentioned, may agree with any Party or Parties entitled to the Benefit of any Lease which has been or shall be granted of any Part of the said Charity Estates and Premises respectively, for the Purchase of the whole of the Leasehold Interest under such Lease, and also, for all or any of the like Considerations, may agree with any Party or Parties who shall be entitled to the Benefit of any such Lease subject to any Sub-lease or Sub-leases which may have been granted of all or any Part of the Premises comprised in such Lease, for the Purchase of the Interest of the Party or Parties entitled to the Benefit of such Lease subject to such Sub-lease or Sub-leases as aforesaid; and in all Cases in which the said Governors and Trustees

Trustees shall by any such Purchase as aforesaid have become entitled to the Reversion immediately expectant upon any such Sub-lease or Sub-leases they may agree, for all or any of the like Considerations, with the Party or Parties entitled to the Benefit of such Sub-lease or Sub-leases, whether such Party or Parties shall be in the actual Possession or the actual Receipt of the Rents and Profits of the Premises comprised in such Sub-lease or Sub-leases, or shall be entitled subject to any Estate or Interest derived out of such Sub-lease or Sub-leases, for the Purchase of the Interest of the Party or Parties entitled to the Benefit of such Sub-lease or Sub-leases, and so from Time to Time until by such Purchases as aforesaid the said Governors and Trustees shall have acquired all the Estate and Interest derived out of any Lease which has been or may be granted of any Part of the said Charity Estates and Premises.

Prescribing Considerations on Purchase of Leases by the Governors.

XLI. And be it enacted, That upon every Purchase under the Provisions of this Act of the Benefit of any Lease, Sub-lease, or other Estate or Interest derived out of any Lease herein-before authorized to be purchased, the Consideration or Considerations on the Part of the said Governors and Trustees shall be wholly paid or satisfied out of the Revenues, Rents, and Income of the said Charity Estates and Premises, and the Consideration or Considerations on the Part of the said Governors and Trustees may be any One or more of the Considerations herein-after mentioned, (that is to say,) the Payment by the said Governors and Trustees of a gross Sum of Money, or the Grant by them of One or more Annuity or Annuities of a competent Amount, to be payable during the Period which may be then unexpired of the Leasehold Interest purchased, and to be secured as herein-after is mentioned, or, in every Case in which by the Effect of such Purchase the whole Estate and Interest created in and by and derived out of any Lease which has been or shall have been granted of any Part of the said Charity Estates and Premises shall be acquired by them, and shall be merged and extinguished, a new Lease or Leases, by the said Governors and Trustees, of all or any Part or Parts of the Premises comprised in the previously subsisting Lease, or Conveyance by them of the Fee Simple of all or any Part of the Premises comprised in such previously subsisting Lease, and either upon Payment by the Grantee or Grantees under such Conveyance of a gross Sum of Money, or upon the Reservation out of the Premises comprised in such Conveyance or any Part thereof of a perpetual yearly Rent, to be limited in Use or made payable thereout to the said Governors and Trustees, and secured as herein-after is mentioned.

Further Provision as to Leases, and as to Conveyances subject to perpetual yearly Rents.

XLII. And be it enacted, That in every Lease to be granted under all and every the Powers last herein-before contained there shall be reserved, and in every Conveyance under all and every such Powers in consideration of a perpetual yearly Rent there shall be limited to the Use of or made payable to the said Governors and Trustees, the best and most approved yearly Rent or Rents that can be reasonably had or obtained for the same, having regard to the Terms of the Lease or Conveyance, and such yearly Rent or Rents shall be secured to the said Governors by Powers of Distress and Entry, and every such Lease and Conveyance shall contain such

Covenants and Provisions as the said Governors and Trustees shall think proper.

Power to repair Almshouses;

XLIII. And be it enacted, That the Governors and Trustees by this Act incorporated shall and they are hereby authorized and required, from Time to Time and at all Times hereafter, to uphold, support, maintain, and keep in sufficient Repair the Almshouses, Bluecoat School, and all other Houses and Buildings which now are or may be hereafter erected and built by the said Governors and Trustees upon any Part of the Charity Estates and Premises, and to pay the Expenses attending the same out of the Revenues, Rents, and Income of the said Charity Estates and Premises.

and insure Buildings from Loss by Fire.

XLIV. And be it enacted, That it shall and may be lawful to and for the said Governors and Trustees and they are hereby authorized and empowered to insure all or any of the said Buildings in some public Insurance Office from Loss or Damage by Fire, in such Sum or Sums of Money as the said Governors and Trustees shall from Time to Time, in their Discretion, think proper, the Expenses whereof shall be paid, and the said Governors and Trustees are hereby authorized and empowered to pay the same, out of the Revenues, Rents, and Income of the said Charity Estates and Premises.

Application of Monies paid into the Bank, &c.

XLV. And be it enacted, That the Monies paid into the Bank of *England*, and invested in the Purchase of Seven hundred and fifty-nine Pounds One Shilling Three *per Cent.* Consols, as aforesaid, and all Monies which shall be paid into the Bank of *England* in pursuance of this Act (except such Parts thereof as are by this Act required to be laid out in the Purchase of Lands and Premises), shall, under the Sanction and Direction of the said Court of Chancery, be applied by the said Governors and Trustees in manner following; that is to say, in the first place, in paying and discharging all the Costs, Charges, and Expenses from Time to Time incurred, incident to, or occasioned by any Sales or Demises to be made in pursuance of this Act, according to the Directions herein-before contained relating thereto respectively; and, in the next place, in paying and discharging all the Costs, Charges, and Expenses of the several Petitions to the Court of Chancery, and of all Proceedings in the said Court relative to the said Charity Estates previously to the passing of this Act; and, in the next place, in paying and discharging all Costs, Charges, and Expenses attendant upon or relating or incident to the applying for and preparing, obtaining, and passing this Act, and in repaying all Monies advanced by any Person for the necessary immediate Payment of any such Costs, Charges, and Expenses, with Interest for Monies advanced by any Person for any such Purposes; and, in the next place, in paying and discharging from Time to Time all Costs and Expenses to be incurred in altering, enlarging, or increasing the present and providing and erecting new Almshouses and Bluecoat School and Buildings, and also in making and erecting new Buildings, and in making Reparations and Rebuildings, and other such like Improvements, upon such Parts of the Charity Estates as shall be deemed expedient by the said Governors and Trustees to be made from Time to Time, and in paying Money for Equality of Exchange and other

Purposes

Purposes herein-before mentioned; and it shall be lawful for the said Governors and Trustees, if they shall deem it expedient, to apply and pay any Part of the Revenues, Rents, and Income of the said Charity Estates for or towards or in aid of the several Payments, or any or either of them, herein-before directed to be paid and discharged out of the Monies paid into the Bank of *England* as aforesaid.

Application of Revenues, Rents, and Income of the Charity.

XLVI. And be it enacted, That the Governors and Trustees by this Act incorporated shall apply the Revenues, Rents, and Income of the said Charity Estates and Premises for the charitable Purposes directed or intended by the said Will of the said *Nathaniel Waterhouse*, subject to the Provisions of this Act directing or authorizing an altered, increased, or extended or different Application of such Revenues, Rents, and Income; and until the Allowances respectively herein-before authorized to be increased shall be ordered to be increased as aforesaid the said Governors and Trustees shall allow and pay to the aged and impotent poor Persons resident in the said Almshouses, and for maintaining the orphan Children in the said Bluecoat School, and to the said several hired Preachers, and the said Governors of the said Grammar School, the same annual Payments as are now payable for such Purposes respectively in pursuance of the said Will of the said *Nathaniel Waterhouse*, together with the further Sums herein-before mentioned to be payable in pursuance of the said recited Act for such Purposes respectively; and after any Increase of such Allowances respectively shall be ordered to be made pursuant to and in conformity with the Power herein-before contained for that Purpose, the said Governors and Trustees shall pay the same accordingly out of the said Revenues, Rents, and Income; and the said Governors and Trustees shall and they are hereby required, at all Times from and after the passing of this Act, to pay, out of the Revenues, Rents, and Income of the said Charity Estates and Premises, the yearly Sum of Twenty Shillings to the Churchwardens and Overseers of the Poor of *Huddersfield*, the yearly Sum of Twenty Shillings to the Churchwardens and Overseers of the Poor of *Mirfield*, the yearly Sum of Forty Shillings in repairing the Highways on the Banks called the *Northowram Banks* and the *Southowram Banks*, and the yearly Sum of Twenty Shillings in repairing the Highway between *Spright Smithy* and *Southowram Banks*, in the said Will of the Founder particularly mentioned, all which said several Payments respectively shall be made at such Times and in such Manner as the same respectively are in and by the said Will or this Act directed to be made; and it shall be lawful for the said Governors and Trustees and they are hereby authorized and empowered to apply the Revenues, Rents, and Income of the said Charity Estates and Premises in Payment of all or any of the Monies, Costs, Charges, and Expenses and Disbursements which under the Powers or Provisions of this Act are directed or authorized to be paid by them (whether the same be so directed or authorized to be paid out of any specified Receipts or Funds or otherwise), or which shall be required for carrying into execution any of the Powers or Authorities in this Act contained or incident thereto, where no Direction or Provision is given or made for paying any

any Disbursements or Expenses accruing in execution thereof, and also in Payment of all Monies and Disbursements incident to the due Execution of this Act, and to the Management of the said Charities or of the said Charity Estates and Premises, or which shall in any Manner become due or payable in or about the Execution of all or any of the Powers and Authorities by this Act vested in them, or in defence thereof or of the said Charity Estates and Premises, or incident thereto, and all Debts incurred or which shall be incurred in respect of any of the Matters aforesaid.

Governors may retain a certain Sum for current Expenses.

XLVII. Provided always, and be it enacted, That it shall be lawful for the said Governors and Trustees to reserve and retain from Time to Time in the Hands of the President Governor and Treasurer a Sum of Money not exceeding Two hundred Pounds, as the said Court of Chancery may from Time to Time authorize, for Payment of any current Expenses or Disbursements in the Management of the said Charities or of the said Charity Estates and Premises, or in executing any of the Purposes of this Act, all which Payments and Disbursements shall be duly entered in the Book of Accounts.

Treasurer to pass over Balance to his Successor.

XLVIII. Provided also, and be it enacted, That all Monies which shall have come to the Hands of any such President Governor and Treasurer under this Act during the Term of his Office as such Treasurer shall on the Expiration of his Term of Office be duly accounted for, and the Balance paid over within One Month from the Expiration of such Term, into the Hands of his Successor as such President Governor and Treasurer; and in case of the Death of any such President Governor and Treasurer during his Term of Office, or before such Balance shall have been paid over to his Successor as aforesaid, the same shall be payable and paid over by the Executors or Administrators of such deceased Treasurer, in the like Manner and within the like Term.

Governors to be reimbursed Expenses.

XLIX. Provided also, and be it enacted, That every Person being or who at any Time shall be One of the Governors and Trustees by this Act incorporated shall be reimbursed and paid, out of the Revenues, Rents, and Income of the said Charity Estates and Premises, the full Amount of all such Costs, Charges, and Expenses as he shall by any Order of the said Governors and Trustees pay, disburse, or incur in or about the Execution of all or any Part of the Powers or Provisions of this Act, or in defence thereof or of the Charity Estates, or for any of the Purposes of this Act; and no such Person shall be answerable for or chargeable with the Acts, Neglects, Receipts, or Defaults of any other of such Persons, or be chargeable with or answerable for any Money by this Act vested in the said Governors and Trustees, or directed to be paid by them, except for such Money as shall come to his Hands which shall belong to the said Governors and Trustees, nor for any Loss of Rents or other of the said Monies, so as the same happen without his Collusion or wilful Default.

Directing Application shall

L. And be it enacted, That if at any Time after all the Costs, Charges, and Expenses by this Act authorized or directed to be paid

of the increased Income.

shall have been fully paid and discharged the net annual Revenues, Rents, and Income of the said Charity Estates and Premises shall be sufficient to pay, as well the annual Sum of Five Pounds, being the total Amount of the several annual Payments herein-before directed to be paid without Increase, as the annual Sum of One thousand and fifty Pounds, being the total annual Amount of the several annual Payments herein-before authorized to be increased when increased to the full Extent herein-before limited as aforesaid, then the said annual Sum of One thousand and fifty Pounds shall be divided into Seven equal Parts or Shares, and the said Governors and Trustees shall pay and apply the same Parts or Shares in manner following; that is to say, they shall apply and appropriate Two of such Seven Parts or Shares, not exceeding together the annual Sum of Three hundred Pounds, for the Use of the said Twenty-four aged or impotent poor Persons from Time to Time being in the said Almshouses aforesaid; and shall pay, apply, and appropriate Four other of such Seven Parts or Shares, not exceeding together the Sum of Six hundred Pounds, for the Use of the Sixty Bluecoat Children who shall from Time to Time be in the said School, and the before-mentioned Salaries of the Master and Mistress thereof; and shall pay, apply, and appropriate the remaining Seventh Part or Share, not exceeding the Sum of One hundred and fifty Pounds, for the Use of the said Preachers and the Governors of the said Free Grammar School, in the Manner and in the same Proportions as herein-before is mentioned in respect of the original Payments to the said Preachers and the Governors of the said Grammar School.

Surplus to be applied for the Benefit of the Poor.

LI. And be it enacted, That if at any Time the net Revenue, Rents, and Income of the said Charity Estates and Premises shall yield a Surplus beyond the Sum of One thousand and fifty-five Pounds, the Application whereof is herein-before directed, then, so often as the same shall happen, it shall be lawful for the Governors and Trustees by this Act incorporated, and they are hereby authorized and directed, under the Sanction and Direction of the said Court of Chancery, to pay, apply, and appropriate such Surplus for the Benefit of the Poor of the said Ten several Townships, in such Manner as the said Court of Chancery shall from Time to Time direct, regard being had, on such Payment, Application, and Appropriation, to the following Scale of Proportions; that is to say, out of every Forty-eight Pounds there shall be paid for the Benefit of the Poor of the Township of *Halifax* Twelve Pounds One Shilling and Sixpence, for the Benefit of the Poor of the Township of *Sowerby* Six Pounds and Nine-pence, for the Benefit of the Poor of the Township of *Midgley* Two Pounds Eighteen Shillings, for the Benefit of the Poor of the Township of *Warley* Five Pounds Thirteen Shillings, for the Benefit of the Poor of the Township of *Ovenden* Four Pounds Seventeen Shillings and Nine-pence, for the Benefit of the Poor of the Township of *Skircoat* Two Pounds Two Shillings and Ten-pence, for the Benefit of the Poor of the Township of *Northowram* Five Pounds Seventeen Shillings and Nine-pence, for the Benefit of the Poor of the Township of *Southowram* Three Pounds Thirteen Shillings and Sixpence, for the Benefit of the Poor of the Township of *Hipperholme* Three Pounds Thirteen Shillings and Sixpence, for the Benefit of the Poor of the

Township of *Shelf* One Pound One Shilling and Five-pence, and so on in proportion for any greater or lesser Sum which may from Time to Time become applicable for such Purposes as aforesaid; and in the meantime the said Surplus shall be paid into the Bank of *England* with the Privity of the said Accountant General, to be there placed to an Account to be entitled "The Account of the Surplus Income of the Estates of the Governors of the United Charities of *Nathaniel Waterhouse* within the Town and Parish of *Halifax*:" Provided always, nevertheless, that it shall also be lawful for the said Governors and Trustees to apply and pay such further Sum or Sums of Money to the Use of the said aged or impotent poor Persons, the said Bluecoat Children, the Augmentation of the Salaries of the Master and Mistress of the Bluecoat School, and the said Preachers, and the said Governors of the said School, or any of them, as, having regard to the Income of the said Charity Estates, the said Court of Chancery may from Time to Time direct.

Court of Chancery to order Payment of Costs, &c., and may make Rules and Orders, &c.

LII. And be it enacted, That it shall be lawful for the said Court of Chancery, from Time to Time and at all Times hereafter, to make an Order or Orders for the Payment of the Costs, Charges, and Expenses of and incident to and in contemplation of the said recited Report and Order, and all such other Costs, Charges, and Expenses as may from Time to Time be properly incurred and become payable in or in respect of the obtaining this Act or the Execution thereof, or any other Purposes relating to the said Charity Estates and Premises, or the Management thereof, or any other Payments under this Act, and to make Rules and Orders for the Management of the said Charity Estates and Premises, and the Appropriation of the Income thereof, and in further Augmentation of all or any of the Allowances herein-before authorized, and for the Regulation of the said Almshouses and Bluecoat School, and also from Time to Time to repeal, annul, or vary any of the present or future Rules or Orders, and to make others in lieu thereof; which said Rules and Orders, when made, shall be and be considered as Part of the Scheme for the future Management and Regulation of the said Charity, so as the same be not repugnant to this Act, and be carried into execution accordingly.

The Court of Chancery to make Orders on Petition in a summary Way.

LIII. And be it enacted, That in all Cases in which the Governors and Trustees by this Act incorporated are authorized by this Act to do any Act under the Direction or with the Approbation of the High Court of Chancery, and in all other Cases in which the Direction, Approbation, or Sanction of the said Court shall be necessary under the Provisions of this Act, or in which the Court is hereby authorized to make any Rule, Order, or Direction, such Direction, Approbation, or Sanction shall be made and given respectively by Order of the said Court made in a summary Way upon a Petition to be presented by the said Governors and Trustees.

General Saving.

LIV. Saving always to the Queen's most Excellent Majesty, Her Heirs and Successors, all such Estate, Right, Title, Interest, Claim, and Demand of, in, to, or out of the said Charity Estates and Premises by this Act vested in the said Governors and Trustees, or any

any Part thereof, as She or they had before the passing of this Act, or could or might have had in case this Act had not been made.

Interpretation of Act.

LV. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number:

Words importing the Masculine Gender only shall include Females:

The Word "Person" or the Word "Persons" shall include Corporations, whether aggregate or sole:

The Words "Charity Estates and Premises" shall include all Hereditaments, either of Freehold or Copyhold Tenure, which now are or shall hereafter become the Property of the Governors and Trustees by this Act incorporated:

The Words "orphan Children" shall include all Children, whether fatherless and motherless, or fatherless only, or otherwise, who have already been or hereafter shall be elected, chosen, or appointed to the said Bluecoat School:

The Word "Mines" shall include Delphs, Quarries, Beds, Loads, Veins, and Seams of Coal, Canal Coal, Culm, Copper Ore, Lead Ore, Iron Ore, Firestone, Flags, Tiles, Slates, Marble, Limestone and other Stone, Fireclay and other Clay, Brick Earth, Gravel, Peat, Manganese, Pyrites of Metals, and of all other Metals, Minerals, and Substances whatsoever:

The Word "Minerals" shall include Coal, Culm, Copper Ore, Lead Ore, Iron Ore, Ironstone, Firestone, Flags, Tiles, Slates, Marble, Limestone and other Stone, Fireclay and other Clay, Brick Earth, Gravel, Peat, Manganese, Pyrites of Metals, and all other Metals and Minerals whatsoever:

The Word "Rent" shall include Rents, Payments, Royalties, and Reservations of every kind reserved or made payable in or by any Lease, Agreement, or Contract.

Act as printed by Queen's Printers to be Evidence.

LVI. And be it enacted, That this Act shall be printed by the several Printers to the Queen's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom, and a Copy thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

SCHE-

SCHEDULE referred to by the foregoing Act.

FIRST PART OF THE SCHEDULE.

Township.	Description of Property.	Contents of Land.	Situation, and Tenant's or Lessee's Name.	Commencement of Term of Lease.	Length of Term of Lease.	Expiration of Lease.	Yearly Rent.
		A. R. P.	*South Howcans, Holling Hay, and Tenter Croft.*				£ s. d.
Northowram	Land, 5 Cottages, Stable and Yard, Barn and Mistal, Out-offices.	13 2 13	George Halliday -	- - -	- -	- - -	50 0 0
			Salterhebble.				
Southowram Do. -	Land - - -	2 3 4	Jeremiah Bairstow -	- - -	- -	- - -	15 0 0
			Cinder Hills.				
Do. -	Land - -	4 3 24	David Brear - -	- - -	- -	- - -	12 12 0
Do. -	Land, Little Holme -	0 2 34	James Denton -				
Skircoat -	Land - - -	1 3 5	*Salterhebble.* James Denton -	- - -	- -	- - -	7 0 0
Do. -	Privilege of Watercourse	- - -	Richard Kennett Dawson.	- - -	- -	- - -	0 5 0
			Bankhouse Lane.				
Do. -	Building Land - -	450 Square Yards.	John Oates - -	3d Sept. 1783 -	99 Years	3d Sept. 1882 -	1 10 0
Do. -	Do. - -	2851 Square Yards.	John Oates - -	3d Sept. 1817 -	65 Years	Do. - -	5 11 8
Do. -	Land - -	4 3 29	James Pearson - -	- - -	- -	- - -	20 0 0
Do. -	Buildings - -	- - -	Jerh. Bairstow and others	- - -	- -	- - -	2 10 0
Do. -	Quarry - -	0 2 34	In hand.	—	—	—	—

Township.	Description of Property.	Contents of Land. A. R. P.	Situation, and Tenant's or Lessee's Name.	Commencement of Term of Lease.	Length of Term of Lease.	Expiration of Lease.	Yearly Rent. £ s. d.
Skircoat -	Woody Ground -	14 1 27	In hand.	—	—	—	—
Do. -	Cottage - -	- - -	Jerh. Bairstow - -	- - -	- -	- - -	3 5 0
Do. -	Do. - - -	- - -	Do. - -	- - -	- -	- - -	3 15 0
Do. -	Do. - -	- - -	Thomas Waterhouse -	- - -	- -	- - -	4 0 0
Do. -	Do. - -	- - -	George Haigh - -	- - -	- -	- - -	2 15 0
Do. -	Do. - -	- - -	Charles Duckworth -	- - -	- -	- - -	4 10 0
Do. -	Do. - - -	- - -	Thomas Sladden -	- - -	- -	- - -	4 10 0
Do. -	Land and Buildings -	9 0 28	Widow Bird - -	- - -	- -	- - -	32 0 0
Do. -	Land and Buildings -	8 0 34	Jeremiah Bairstow -	- - -	- -	- - -	25 0 0
Do. -	Cottage - -	- - -	Joseph Lockwood -	- - -	- -	- - -	1 0 0
Do. -	Do. - -	- - -	James Lockwood -	- - -	- -	- - -	2 10 0
Do. -	Do. - -	- - -	John Iredale - -	- - -	- -	- - -	4 0 0
Do. -	Lime-shed - -	- - -	Slater and Turner -	- - -	- -	- - -	1 0 0
Do. -	Garden - -	- - -	William Fletcher -	- - -	- -	- - -	1 0 0
			Long Row.				
Halifax -	Hare and Hounds Inn House and Shop - Do. - -	- - -	William Garforth -	1st July 1846 -	21 Years	1st July 1867 -	90 0 0
Do.	Do. - - Do. - - Do. - -	- - -	John Turner - -	2d May 1840 -	21 Years	2d May 1861 -	40 0 0
Do. -	House, Shop, Cottage, and Brewhouse.	- - -	William Empsall -	Do. - -	Do. -	Do. - -	28 0 0
			Swine Market.				
Do. -	Cottage - - House and Shop - Do. - - House, Lime-house, Yard, and Offices - Shop - -	- - -	Joseph Dean and Hiram Fell.	- - -	- -	- - -	42 0 0
Do. -	Privilege of Doorway -	- - -	Joseph Stott - -	- - -	- -	- - -	0 10 6

				Long Back Yard.							
Do.	-	Building Ground	-	472 Square Yards.	Thos. and Geo. Hainsworth.	24th June 1838	-	99 Years	24th June 1937	-	15 16 2
Do.	-	Privilege of Doorway	-	- - -	Mrs. Gath - -	- - -		- -	- - -		0 1 6
Do.	-	Building Ground	-	268 1/9 Yards	William Patchett -	2d February 1833		99 Years	2d Feb. 1932	-	6 13 6
Do.	-	Do. - -	-	249 „	Joseph Taylor - -	Do. - -		„	Do. - -		6 4 6
Do.	-	Do. -	-	35 6/9 „	Riley Kitson - -	Do. - -		„	Do. - -		1 0 10
Do.	-	Do. -	-	61 „	Samuel Thompson -	Do. -		„	Do. - -		1 15 7
Do.	-	Do. -	-	46 3/4 „	John Standeven -	24th June 1838	-	„	24th June 1937	-	2 12 7
Do.	-	Do. - -	-	318 „	George Parke - -	Do. - -		„	Do. - -		13 5 0
Do.	-	Do. -	-	354 „	George Drake -	Do. -		„	Do. - -		14 5 6
Do.	-	Do. - -	-	332 „	Richard Cooke - -	Do. - -		„	Do. - -		13 16 8
Do.	-	Do. -	-	304 5/9 „	George Hainsworth -	Do. - -		„	Do. - -		9 10 4
					Crown Street.						
Do.	-	House, Shop, and Warehouse.	- - -		James Foster - -	- - -		- -	- - -		30 0 0
Do.	-	House and Shop	- - -		G. J. Machin - -	- - -		- -	- - -		15 0 0
Do.	-	House, Shop, and Cottage.	- - -		Joshua Stott - -	- - -		- -	- - -		31 10 0
Halifax	-	Two Houses and Shops, Stable and Out-offices.	- - -		F. H. Nicholson -	- - -		- -	- - -		123 15 0
Do.	-	House and Shop	- - -		Joshua Smithson - -	- - -		- -	- - -		31 0 0
Do.	-	Do. - -	- - -		A. Suter's Executors -	- - -		- -	- - -		49 10 0
Do.	-	Do. - -	- - -		G. M. Bennett - -	- - -		- -	- - -		31 0 0
					Hall End, Waterhouse Street.						
Do.	-	Building Ground	-	287 2/9 Yards	William Gill - -	1st June 1825	-	99 Years	1st June 1924	-	34 0 2
Do.	-	Do. -	-	163 6/9 „	Isaac Green - -	Do. - -		Do. -	Do.	-	16 7 4
Do.	-	Do. - -	-	235 „	J. E. Norris - -	Do.	-	Do. -	Do. -	-	23 10 0
Do.	-	Do. -	-	117 2/9 „	Samuel Thompson -	Do. -	-	Do. -	Do. -	-	13 13 6
Do.	-	Do. - -	-	136 8/9 „	Isaac Green - -	Do.	-	Do. -	Do. -	-	13 13 9
Do.	-	Do. -	-	129 5/9 „	Riley Kitson - -	Do.	-	Do. -	Do. -	-	16 3 10
Do.	-	Do. - -	-	136 8/9 „	Henry Pohlman -	Do. -	-	Do. -	Do. -	-	20 10 8

Township.	Description of Property.	Contents of Land.	Situation, and Tenant's or Lessee's Names.	Commencement of Term of Lease.	Length of Term of Lease.	Expiration of Lease.	Yearly Rent.
			Causey Head.				£ s. d.
Halifax -	Building Ground -	2477 Yards	Reverend E. Nelson and others.	1st July 1779 -	99 Years	1st July 1878 -	36 9 6
Do. -	Dwelling House, Yard, and Offices, Public House, Yard, Brewhouse, Stable, and Offices, Shop.	- - -	Joseph Hanson - -	- - -	- -	- - -	80 0 0
Do. -	Barracks - -	- - -	Board of Ordnance -	- - -	- -	- - -	70 0 0
Do. -	Warehouse - -	- - -	J. B. and J. Farrer -	- - -	- -	- - -	20 10 0
Do. -	House - -	- - -	John Best - -	- - -	- -	- - -	10 10 0
Do. -	Do. - -	- - -	Joseph Empsall - -	- - -	- -	- - -	10 10 0
Do. -	Do. - - -	- - -	John Drake - -	- - -	- -	- - -	10 0 0
Do. -	Do. - -	- - -	Robert Bottomley -	- - -	- -	- - -	10 0 0
Do. -	Do. - - -	- - -	Joseph Mallinson -	- - -	- -	- - -	10 0 0
Do. -	Do. - -	- - -	John Bairstow - -	- - -	- -	- - -	10 0 0
Do. -	Do. - - -	- - -	Isaac Ingham - -	- - -	- -	- - -	9 10 0
Do. -	Do. - -	- - -	Susan Parker - -	- - -	- -	- - -	5 5 0
Do. -	Do. - - -	- - -	Joseph Farrar - -	- - -	- -	- - -	10 0 0
Do. -	Do. - - and Do. and Shop - -	- - -	Robert Bottomley -	- - -	- -	- - -	24 0 0
Do. -	Do. - -	- - -	J. B. and J. Farrar -	- - -	- -	- - -	7 0 0
Do. -	Do. - - -	- - -	James Barlow - -	- - -	- -	- - -	7 0 0
		A. R P.	*Baths.*				
Do. -	Building Ground -	0 3 23	T. Rawlinson - -	10th March 1784	99 Years	10th March 1883	12 12 0
			Harrison Road.				
Do. -	Building Ground -	- - -	Christopher Rawson Esquire, for Trustees of Bell's School.	15th April 1814 Agreement for Lease, but no Lease actually executed.	99 Years	15th April 1913	3 0 0
Do. -	Land - -	- - -	J. and S. M. Highley -	- - -	- -	- - -	15 0 0

			Hatter's Close.					
Do. -	Building Ground -	180⅝ Yards	Sunday School Committee.	23d June 1824 -	Do. -	23d June 1823 -	1	10 0
Do. -	Cottages and Buildings -	2158 Ditto	Thos. Hainsworth -	1st May 1827 -	21 Years	1st May 1848 -	46	0 0
Do. -	Land - -	- -	Do. - -	- - -	- -	- - -	5	0 0
Do. -	Cottage - - -	- - -	John Speight - -	- - -	- -	- - -	4	0 0
			Green's Fold.					
Do. -	Do. - -	- - -	Benjamin Pindar -	- - -	- -	- - -	2	10 0
			Ring of Bells Yard.					
Do. -	Do. - - -	- - -	T. Richardson - -	- - -	- -	- - -	3	10 0
Do. -	Do. - -	- - -	Edward Illingworth -	- - -	- -	- - -	3	10 0
Do. -	Do. - - -	- - -	James Cassiday -	- - -	- -	- - -	3	10 0
Do. -	Do. - -	- - -	Alice Browne - -	- - -	- -	- - -	3	10 0
Do. -	Do. - - -	- - -	A Halstead -	- - -	- -	- - -	4	0 0
Do. -	Do. - -	- - -	J Fitzgerald -	- - -	- -	- - -	4	0 0
Do. -	Do. - - -	- - -	James Dee - -	- - -	- -	- - -	4	0 0
Do. -	Do. - -	- - -	Joseph Hurst - -	- - -	- -	- - -	4	0 0
Do. -	Do. - - -	- - -	Joseph Hanson - -	- - -	- -	- - -	4	0 0
Do. -	Do. - -	- - -	John Blennard - -	- - -	- -	- - -	4	0 0
			Causeway Foot.					
Do. -	Almshouses - -	- - -	In hand.	—	—	—	—	
Do. -	Bluecoat Hospital -	- - -	Do.	—	—			
			Upper Kirkgate.					
Do. -	Old Workhouse, Buildings, and Yard.	- - -	In hand.	—	—	—	—	

Charles Norris.
Matt[w] *Oates*, Surveyor.

SECOND PART OF SCHEDULE,

BEING

The LANDS agreed to be sold to the LANCASHIRE AND YORKSHIRE RAILWAY COMPANY, comprising, as well the Charity Lands lying within the Line of Deviation marked on the Parliamentary Plan as the adjoining Charity Lands lying without the said Line of Deviation.

All those Pieces or Parcels of Land as now staked and set out for the Purposes of the Railway and Works authorized by the West Riding Union Railway Act, 1846, together with all Houses and Buildings, if any, thereon, situate and being in the Township of Skircoat in the Parish of Halifax in the County of York, and containing by Admeasurement 9A. 2R. 18P. Statute Measure, being Part of the several Closes or Parcels of Land and Hereditaments in the said Township and Parish comprised in the Plan of the said Railway deposited with the Clerk of the Peace for the West Riding aforesaid, and referred to by the said West Riding Union Railway Act.

Edward N. Alexander.

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Printers to the Queen's most Excellent Majesty. 1848.