ANNO QUINTO & SEXTO

VICTORIÆ REGINÆ.

****

Cap. 18.

An Act for empowering the Trustees of *Brewood* Grammar School in the County of *Stafford* to make Sales and to grant Mining Leases of certain Parts of the Estates belonging to the said School, and for other Purposes therein mentioned. [9th *July* 1842.]

WHEREAS by virtue of a Decree or Order of certain Commissioners appointed by a Commission of charitable Uses, and of a Decree of the High Court of Chancery confirming the same, made in or about *Easter* Term in the Fifth Year of the Reign of His Majesty King *Charles* the First, and of various Feoffments and other Assurances in pursuance of or conformity to the said Decree, and of divers Acts in the Law, and ultimately by means of an Indenture of Feoffment with Livery of Seisin, dated on or about the Fourteenth Day of *December* One thousand eight hundred and thirty-five, (amongst other Hereditaments) all and singular the Freehold Hereditaments described in the Schedule to this Act annexed became vested in *William Legge* Earl of *Dartmouth*, *George Augustus Frederick Henry* Earl of *Bradford*, *Samuel* Lord Bishop of *Lichfield* and *Coventry*, *Henry* Viscount *Ingestre*, *Arthur Chetwynd Talbot*,

Robert Curzon the younger, *William Bagot*, *George Chetwynd*, *John* now Lord *Wrottesley*, *Robert Pigot*, *Edward John* Lord *Hatherton*, *Henry Howard*, *George Monckton*, *Henry Vernon Graham*, *Thomas William Giffard*, *Henry Hordern*, *William Chetwynd*, *Richard Levett*, *Richard Levett* the younger, *Alexander Bunn Haden*, *Robert Wrottesley* deceased, *Walter Giffard*, *Joseph Salt*, *Walter Wrottesley*, and *John Cotes*, *Charles Chetwynd* Earl *Talbot*, *William* Lord *Bagot*, *Edward Monckton*, *Robert Curzon*, *John* Lord *Wrottesley* deceased, *Francis Eld*, Sir *George Chetwynd*, and Sir *George Pigot*, their Heirs and Assigns, in Trust to apply the Rents, Issues, and Profits of the said Premises for the Benefit of the Free Grammar School in *Brewood* aforesaid, and for the Maintenance of the Schoolmaster and Usher of the said School from Time to Time, in pursuance of and according to the Directions of the said Decree, as therein is mentioned: And whereas the said Hereditaments described in the said Schedule are now let at a Rack Rent of Ninety-seven Pounds Three Shillings and Sixpence a Year only, whereof Two Thirds belong to or are appropriated for the Master for the Time being of the said School, and the remaining One Third belongs to or is appropriated for the Usher for the Time being of the same School: And whereas there are Mines and Veins of Coal and Ironstone in and under the said Hereditaments: And whereas it would increase the Revenues of the said Charity, and be advantageous thereto, if such Powers were given to the Trustees thereof as are herein-after contained: May it therefore please 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, in this present Parliament assembled, and by the Authority of the same, That it shall be lawful for the said Trustees, or others the Trustees for the Time being of the said School, and they are hereby empowered, at any Time or Times hereafter, to sell all or any of the Hereditaments mentioned in the Schedule to this Act, together with the Mines and Minerals in or under all or any of the said Hereditaments, or to sell the Surface of all or any of the said Hereditaments separate from the said Mines and Minerals, or to sell and dispose of the said Mines and Minerals separate from the said Surface of the said Hereditaments, and in all respects as they shall think fit, and either by public Auction or by private Contract, or partly in each such Mode, and with, under, and subject to such Conditions of Sale as the said Trustees may deem advisable, and with full Power for the said Trustees to reserve any Bidding upon any such Sale by Auction, and to buy in or rescind or modify the Contract for Sale of the same Premises, and resell the same, in or by all or any of the Modes aforesaid, and to deal with such Contract and the Deposits or Damages thereon as the said Trustees may think fit, and upon Payment in the Manner herein-after directed of the Purchase Monies to convey the same as the Purchaser or Purchasers thereof shall direct.

Trustees empowered to sell the Hereditaments mentioned in the Schedule.

II. And

Purchase Monies to be paid into the Court of Chancery.

II. And be it enacted, That every Person who may become the Purchaser of all or any Part of the said Hereditaments, Mines, and Minerals shall pay his Purchase Monies 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 the Account there "*ex parte* the Purchasers of the Estates of the *Brewood* Free Grammar School," pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of His Majesty King *George* the First, Chapter Thirty-two, and the general Orders of the said Court, without Fee, according to the Act of the Twelfth Year of the Reign of His Majesty King *George* the Second, Chapter Twenty-four.

Trustees may grant Leases of Mines.

III. And be it enacted, That it shall be lawful for the said Trustees from Time to Time, by any Deed, to grant any Lease to any Person or Persons or Bodies Corporate of any Mines or Veins of Coal, Ironstone, or other Mines or Minerals, found or to be found in or under all or any Part or Parts of the Hereditaments mentioned in the said Schedule, and either with or without any of such Lands and Hereditaments, for such Term or Terms of Years, and under such Conditions, and with such Powers and Provisions in all respects whatsoever as the Trustees may think fit, so as a Counterpart of every such Lease be executed; and a Memorandum signed by the said Trustees or their Clerk, indorsed upon the original Lease, acknowledging the Execution and Receipt of the Counterpart thereof, shall be Evidence of the Execution of such Counterpart.

Monies received in respect of Leases to be paid into the Court of Chancery.

IV. And be it enacted, That all Monies received in respect of any Lease of any Mines or Minerals to be made as aforesaid shall be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be there placed to an Account "*Brewood* Free Grammar School Mines Account," as is before described with respect to Monies to arise from any Sale.

Monies arising by Sales or from Leases to be laid out in the Purchase of Lands.

V. And be it enacted, That it shall be lawful for the said Trustees to lay out the Monies to arise by such Sales, or to be received in respect of any Lease of Mines or Minerals, under and subject to the Direction of Her Majesty's High Court of Chancery, in pursuance of an Order or Orders for that Purpose, to be obtained upon Motion or Petition in a summary Way, in the Purchase of Freehold Hereditaments in *England* of a clear indefeasible Estate of Inheritance in possession, free from all Incumbrances (except Quit Rents, Fee-farm Rents, and other usual Outgoings or Payments), and which Hereditaments shall be assured to the said Trustees of the said School for the Time being and their Heirs for ever, upon such Trusts for the Benefit of the said School as the Hereditaments hereby authorized to be sold are now subject to or shall be subject after the passing of this Act.

VI. And

Until such Purchases are made Monies to be invested in the Funds.

VI. And be it enacted, That until such Purchases shall be made as aforesaid it shall be lawful for the said Court of Chancery, on Motion or Petition in a summary Way, to order the aforesaid Monies, or so much as shall remain uninvested, to be laid out in the Purchase of any of the Parliamentary Funds or such other Security as the Court shall direct.

Court of Chancery may make Orders for Taxation and Payment of Costs.

VII. And be it enacted, That it shall be lawful for the said Court of Chancery, on Motion or Petition in a summary Way, from Time to Time to make such Orders as the Court shall think fit for taxing or settling all Costs, Charges, and Expences incident to or attending or in anywise relating to the applying for, obtaining, and passing this Act, and preparatory thereto, and which shall be incurred in making the same Applications to the said Court in pursuance of this Act, and investing all or any of the Monies which under this Act shall be paid into the Bank of *England* in the Purchase of Hereditaments, according to the Directions herein-before contained, or otherwise in carrying the Trusts and Powers of this Act into complete Execution; and also from Time to Time to make an Order for Payment of all such Costs, Charges, and Expences aforesaid out of the said Monies which shall be paid into the Bank as aforesaid, or from the Stocks or Funds, or otherwise out of the Rents and Profits of the Estates and Properties belonging to the said Charity.

Application of the Income of the Lands to be purchased.

VIII. And be it enacted, That the said Trustees for the Time being shall stand possessed of the Income of all the Hereditaments so to be purchased and of the said Funds or Securities until any such Purchase, and also of the Income of the said Hereditaments comprised in the said Schedule till Sale, upon Trust, in the first place, to pay the annual Sum of Ninety-seven Pounds Three Shillings and Sixpence at the least to and between the present Master and Usher of the said School in the Proportions aforesaid, to the end that their present Salaries shall not be diminished; and subject as aforesaid, the whole of the said annual Income shall be applied by the said Trustees either in increasing the Salaries of the Master and Usher, or in providing Assistant Masters or Ushers, or the founding Exhibitions for the Students.

Quorum of Trustees.

IX. And be it enacted, That any Act hereby authorized to be done by the said Trustees may be done and executed by any Five or more of them; and that as regards any Trustees so acting any Purchaser or Lessee shall not be bound to inquire whether they have been duly appointed as Trustees, but that the Certificate of the Person acting as Clerk of the said Trustees that such Trustees have been duly elected or appointed, shall be sufficient.

General Saving.

X. Saving always to the Queen's most Excellent Majesty, Her Heirs and Successors, and to all and every other Person and Persons,

Bodies Politic and Corporate, and his, her, or their Heirs, Successors, Executors, and Administrators, (other than and except such Person or Persons as is or are or may be seised or possessed of any Messuages, Lands, Tenements, or Hereditaments, or any Goods, Chattels, or Personal Estate, upon the Trusts of the herein-before mentioned Indenture of Feoffment, and his and their Heirs, Executors, and Administrators,) all such Estate, Right, Title, Interest, Claim, and Demand of, in, to, or out of the Premises hereby vested in the said Trustees or their Successors, as he or they or any of them had before the passing of this Act, or could or might have had in case this Act had not been passed.

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

XI. 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.

The SCHEDULE referred to by the foregoing Act.

Lands in the Township of Willenhall in the County of Stafford.

Place.	Names of Fields.	Quantity. A.	R.	P.	Names of Tenants.	Rent. £	s.	d.
Pool Hayes -	Little Piece -	2	0	28	Joseph Hemingsley.			
	Gorsey Piece -	4	1	29	Ditto.			
	Far Piece -	3	1	21	Ditto.			
	Barn Piece -	3	2	1	Ditto.			
	Barn and Yard -	0	0	13	Ditto.			
	First Piece -	4	1	15	Ditto.			
	Wood's Piece -	2	2	27	Ditto.			
	Bank Piece -	5	1	29	Ditto.			
	Rick Yard Piece	5	1	22	Ditto.	97	3	6
	Aphouse Lake -	0	0	22	Ditto.			
	Dalman's Field -	4	0	26	Ditto.			
	Flat Piece -	2	3	25	Ditto.			
	Quinton's Piece -	2	3	8	Ditto.			
	Long Piece -	2	2	30	Ditto.			
	Far Piece -	4	0	8	Ditto.			
	Total -	48	0	24				
New Invention -	School Ground -	3	3	21	Ditto.			
	Ditto -	3	0	27	Ditto.			
	Ditto -	3	3	38	Ditto.			
	Ditto -	4	1	9	Ditto.			
	Ditto -	5	0	34	Ditto.			
	Total -	20	2	19				

Geo. Robinson.

LONDON: Printed by GEORGE E. EYRE and ANDREW SPOTTISWOODE, Printers to the Queen's most Excellent Majesty. 1842.