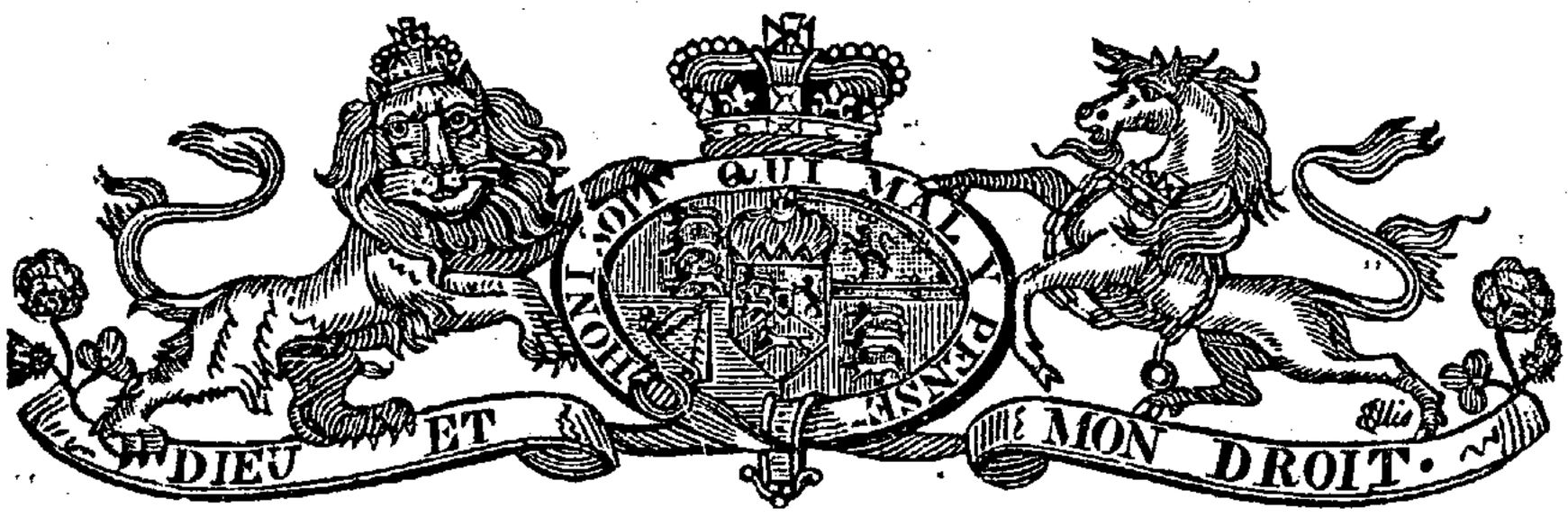


ANNO SEXTO & SEPTIMO

GULIELMI IV REGIS.

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Tenements, Hereditaments, and Real Estates in the said County of *York* unto the Honourable *Thomas Windsor* and *James Graham* of *Lincoln's Inn* in the County of *Middlesex*, Esquire, afterwards Sir *James Graham* Baronet, their Heirs and Assigns, upon Trust to convey, settle, and assure the same so and in such Manner as that the said Annuities might be well and effectually secured, and, subject thereto, to convey, settle, and assure her said Real Estates unto the Use of her Nephew *Benjamin Kennet* (since deceased) for his Life; with Remainder to Trustees to be therein mentioned, upon Trust, during his Life, to preserve contingent Remainders; with Remainder to *Richard Kennet Dawson*, therein called *Richard Kennet*, Son of the said *Benjamin Kennet*, for his Life, without Impeachment of Waste; with Remainder to Trustees, upon Trust, during his Life, to preserve contingent Remainders; with Remainder to the First and other Sons of the said *Richard Kennet Dawson* successively in Tail; with Remainder to all and every the Daughter and Daughters of the said *Richard Kennet Dawson* in Tail; with Remainder to all and every the Son and Sons of the Testatrix's said Nephew *Benjamin Kennet* successively in Tail; with Remainder to *Frances Mary Kennet* (Daughter of her said Nephew *Benjamin Kennet*) for her Life, without Impeachment of Waste; with Remainder to Trustees, upon Trust during her Life to preserve contingent Remainders; with Remainder to the First and other Sons of the said *Frances Mary Kennet* successively in Tail; with Remainder to all and every the Daughter and Daughters of the said *Frances Mary Kennet* successively in Tail; with Remainder to the Heirs of the Body of the Testatrix's said Nephew; with Remainder to the right Heirs of the said *Benjamin Kennet* for ever; and the said Testatrix also gave to the said *Thomas Windsor* and Sir *James Graham*, their Executors, Administrators, and Assigns, all her Messuages, Lands, Tenements, and Premises situate, lying, and being at and near *Pontefract* in the said County of *York*, which she then held by Lease under the Duchy of *Lancaster*, upon Trust to be by them settled, assigned, and assured in like Manner and for the same Intents and Purposes as she had directed her Real Estates in the County of *York* to be settled, or as near thereto as the Difference of the Property would admit of; and did direct that her said Nephew *Benjamin Kennet* should immediately, or within Six Months after her Death, and also his Issue, should take upon him and them and should use the Surname of *Dawson* in addition to that of *Kennet*, and should quarter the Arms of *Dawson* with those of *Kennet*, and should procure the King's Licence or Sign Manual for the same; and did give to the said *Thomas Windsor*, Sir *James Graham*, and her Nephew *Benjamin Kennet*, all the Bank Stock which she should die possessed of, upon Trust that they should, out of the Interest and Dividends arising therefrom, pay and allow certain annual Sums of Money for the Maintenance or Education of the eldest or only Son or such other Child or Children of her said Nephew *Benjamin Kennet*, as therein mentioned, until such Son or Child should attain his or her Age of Twenty-one Years, and from that Time until he or they should attain the Age of Twenty-five Years she directed the whole of the Interest and Dividends of her said Bank Stock to be paid and allowed to him or her; and she did direct the said *Thomas Windsor*, Sir *James Graham*, and *Benjamin Kennet* to place out or invest the surplus Interest and Dividends arising from the said Bank Stock in the like Stock, or in Real or Government Securities, which should go to the same Persons and in the same Manner

as her said Bank Stock; and did also authorize and empower the said *Thomas Windsor*, Sir *James Graham*, and *Benjamin Kennet* to sell and dispose of and apply Part of the Capital of the said Bank Stock, not exceeding One thousand Guineas of the same, for the Preferment or Advancement in the World of such eldest or only Son or such other Child as aforesaid of her said Nephew during his or her Infancy; and directed that the whole of the Capital Stock and the Interest thereof, or so much thereof as should remain unapplied for the Purposes aforesaid, should be by the said *Thomas Windsor*, Sir *James Graham*, and *Benjamin Kennet* laid out and invested in the Purchase of a Mansion House and Lands, being an Estate of Inheritance, and conveyed and settled to the Use of the said *Richard Kennet Dawson* for his Life, with Remainder to such and the same Persons and Uses as she had therein-before directed of her *Yorkshire* Estates; and did further direct that the Money which should arise by the Sale of Timber and Wood from her *Yorkshire* Estates, or from Coal or Lead Mines, during the Minority of the eldest or only Son or such other Child as aforesaid of her said Nephew, should be received by her said Trustees the said *Thomas Windsor*, *Benjamin Kennet*, and Sir *James Graham*, and should be by them laid out in the Purchase of Real Estates, and should be settled to the same Uses as she had before directed of her *Yorkshire* Estates; and did give to the said *Thomas Windsor*, Sir *James Graham*, and *Benjamin Kennet* all her Funded Property at the Time of her Death, either in her own Name or in the Name of Trustees for her, (except the said Bank Stock therein-before disposed of,) and all Money due to her on Mortgage or otherwise, all Arrears of Dividends and Interest, and all Arrears of Rent due at her Decease, and all other her Personal Estate not therein-before specifically bequeathed, and not disposed of by any Codicil or Codicils to her said Will, subject to the Payment of her Debts, Funeral Expences, and Legacies, upon Trust that they and the Survivors and Survivor of them should sell and dispose of the said Funded Property, except as aforesaid, and call in the Mortgages and other Debts, and place out and invest the Produce thereof respectively, and all Interest and Accumulations to arise therefrom, and all Arrears of Dividends, Interest, and Rents, in the Purchase of Real Estates of Inheritance, which she directed should be conveyed and settled by them to such and the same Uses as she had therein-before devised her *Yorkshire* Estates, or directed the same to be settled; and nominated and appointed the said *Thomas Windsor*, Sir *James Graham*, and *Benjamin Kennet* Executors of her said Will: And whereas the said *Hannah Pownall* made Thirteen Codicils to her said Will, but did not thereby revoke or alter her said Will so far as the same relates to her Estates in the County of *York*: And whereas the said *Hannah Pownall* died on or about the Fifth Day of *January* One thousand eight hundred and seven: And whereas the said *Benjamin Kennet*, soon after the Death of the said *Hannah Pownall*, obtained the Royal Licence for himself and his Issue to take and use the Surname of *Dawson* and quarter the Arms of *Dawson* in addition to those of *Kennet*, pursuant to the Direction of the said Will: And whereas the said *Benjamin Kennet Dawson* intermarried with *Catherine Steer* on or about the Seventh Day of *November* One thousand seven hundred and ninety-two, and died on the Eighth Day of *July* One thousand eight hundred and fifteen, leaving surviving Issue by her Six Children only, namely, the said *Richard Kennet Dawson*, his eldest Son and Heir at Law, and *James Kennet Dawson*, and *Edward Kennet Dawson*, and the said

Frances

Frances Mary Kennet Dawson, in the aforesaid Will called *Frances Mary Kennet*, and *Sarah Kennet Dawson*, and *Jane Kennet Dawson*, and leaving the said *Thomas Windsor* and Sir *James Graham* his Co-trustees him surviving: And whereas by means of Indentures of Lease and Release dated on or about the Fifth and Sixth Days of *June* One thousand eight hundred and sixteen, and made or expressed to be made between *John Payne* Esquire of the First Part, *William Payne* Esquire of the Second Part, the said *Thomas Windsor* and Sir *James Graham* of the Third Part, and the said *Richard Kennet Dawson* of the Fourth Part, and a Fine *Sur conuzance de droit come ceo, &c.* duly levied by the said *William Payne* Esquire in or as of *Trinity* Term in the Fifty-sixth Year of the Reign of His Majesty King *George* the Third, the Manor or Lordship or reputed Manor or Lordship of *Frickley* in the said County of *York*, with its Rights, Members, and Appurtenances, and the Capital Messuage or Mansion House called *Frickley Hall*, in the Township of *Frickley* in the same County, and the several Messuages, Cottages, Closes, and Pieces or Parcels of Land, Tithes, and other Hereditaments, particularly described in the said Indenture of Release, situate in the Township of *Frickley* aforesaid, and in the Township of *South* or *Long Elmsall* in the Parish of *South Kirkby* in the said County of *York*, and in *Clayton* in the same County, were, in consideration of the Sum of Thirty thousand five hundred Pounds therein expressed to be paid by the said *Thomas Windsor* and Sir *James Graham* to or on account of the said *William Payne*, conveyed and assured by the said *William Payne* and by his Direction unto and to the Use of the said *Thomas Windsor* and Sir *James Graham* and their Heirs, but subject to the Annuities and Corn Rents in the said Indenture of Release mentioned: And whereas by Indenture of Lease and Indenture of Release and Assignment, bearing Date on or about the Nineteenth and Twentieth Days of *June* One thousand eight hundred and sixteen, the Indenture of Release and Assignment being made or expressed to be made between the said *Thomas Windsor* and Sir *James Graham* of the First Part, the said *Richard Kennet Dawson* of the Second Part, *Francis Maude* of *Wakefield* in the County of *York*, Esquire, *Robert Allott* of *Crofton House* in the said County of *York*, Esquire, and the Reverend *Charles Steer*, Vicar of *Axminster* in the County of *Devon*, Clerk, of the Third Part, and the said *Thomas Windsor* and Sir *James Graham* of the Fourth Part, after reciting, amongst other Things, that the whole of the said Sum of Thirty thousand five hundred Pounds, the Consideration Money paid for the Purchase of the said Estate from the said *William Payne*, was Part of the Residue of the Personal Estate of the said *Hannah Pownall* remaining in the Hands of the said *Thomas Windsor* and Sir *James Graham*, in pursuance of the Direction for that Purpose contained in the said Will of the said *Hannah Pownall*, the said *Thomas Windsor* and Sir *James Graham*, with the Privity and Approbation of the said *Richard Kennet Dawson*, did convey unto the said *Francis Maude*, *Robert Allott*, and *Charles Steer* the Messuages, Lands, Tenements, and other Hereditaments by the said Will of the said *Hannah Pownall* devised to the said *Thomas Windsor* and Sir *James Graham*, and also the said Capital Mansion House called *Frickley Hall*, with the Offices thereto belonging, and the said Manor, Messuages, Lands, and Hereditaments so purchased by the said *Thomas Windsor* and Sir *James Graham* from the said *William Payne*, and by the said recited Indentures of Lease and Release of the Fifth and Sixth Days of *June* One thousand eight hundred and sixteen, and Fine levied in pursuance thereof,

Indentures of 5th and 6th of June 1816, and Fine.

Indentures of 19th and 20th of June 1816.

thereof, conveyed unto and to the Use of the said *Thomas Windsor* and Sir *James Graham*, their Heirs and Assigns as aforesaid, with the Rights, Members, and Appurtenances, to hold the same (severally subject and charged as therein and herein-before mentioned) unto the said *Francis Maude*, *Robert Allott*, and *Charles Steer*, their Heirs and Assigns, to the Uses and upon the Trusts therein-after expressed and contained, and herein-after in part recited; that is to say, as to the Messuages and other Hereditaments devised by the said Will of the said *Hannah Pownall*, with their Appurtenances, to the Use of the said *Thomas Windsor* and Sir *James Graham*, their Executors, Administrators, and Assigns, for the Term of Ninety-nine Years, to be computed from the Date of the said Indenture now in recital, upon certain Trusts therein mentioned for securing the Payment of the said Annuities of Forty Pounds, Twenty Pounds, and Forty Pounds so severally bequeathed by the said Will of the said *Hannah Pownall* to the said *Mary Bingley*, *Mary Delaney*, and *Frances Kennet* respectively during their respective Lives; and as to the said Messuages and other Hereditaments devised by the said Will of the said *Hannah Pownall*, with their Appurtenances, subject to the said Term of Ninety-nine Years and the Trusts thereof; and as to the said Capital Messuage or Mansion House, Manor, Messuages, Lands, Tenements, Hereditaments, and Premises therein-before granted and confirmed, with their Rights, Members, and Appurtenances, but charged as therein is mentioned, to the Use of the said *Richard Kennet Dawson* and his Assigns, during his Life, without Impeachment of Waste, with a Limitation to the Use of the said *Francis Maude*, *Robert Allott*, and *Charles Steer*, and their Heirs, during the Life of the said *Richard Kennet Dawson*, in Trust to support contingent Remainders; with Remainder to the Use of the First Son of the said *Richard Kennet Dawson* in Tail; with Remainder to the Use of the Second, Third, Fourth, Fifth, and all and every other the Sons or Son of the said *Richard Kennet Dawson* severally and successively in Tail; with Remainder to the Use of all and every the Daughters and Daughter of the said *Richard Kennet Dawson* in Tail, if more than One, in equal Shares as Tenants in Common, with cross Remainders between them in Tail; with Remainder to the Use of the said *James Kennet Dawson*, the Second Son of the said *Benjamin Kennet Dawson*, in Tail; with Remainder to the Use of the said *Edward Kennet Dawson*, the Third and only other Son of the said *Benjamin Kennet Dawson*, in Tail; with Remainder to the Use of the said *Frances Mary Kennet Dawson* (Daughter of the said *Benjamin Kennet Dawson*) for her Life, without Impeachment of Waste, with a Limitation to the Use of the said *Francis Maude*, *Robert Allott*, and *Charles Steer*, and their Heirs, during the Life of the said *Frances Mary Kennet Dawson*, in Trust to support contingent Remainders; with Remainder to the Use of the First Son of the said *Frances Mary Kennet Dawson* in Tail; with Remainder to the Use of the Second, Third, Fourth, Fifth, and all and every other the Son and Sons of the said *Frances Mary Kennet Dawson* severally and successively in Tail; with Remainder to the Use of all and every the Daughter and Daughters of the said *Frances Mary Kennet Dawson* severally and successively in Tail; with Remainder to the Use of the Heirs of the Body of the said *Benjamin Kennet Dawson*; with Remainder to the Use of the right Heirs of the said *Benjamin Kennet Dawson* for ever; and by the same Indenture of Release and Assignment, in pursuance of the said Direction for that Purpose contained in the said Will of the said *Hannah Pownall*, so far as related to the said Leasehold

Messuages, Lands, Tenements, and Premises thereby bequeathed to the said *Thomas Windsor* and Sir *James Graham*, the said *Thomas Windsor* and Sir *James Graham*, with the Privity and Approbation of the said *Richard Kennet Dawson*, did assign unto the said *Francis Maude*, *Robert Allott*, and *Charles Steer* the ruinous Castle of *Pontefract*, and the Messuages, Lands, Tenements, and Premises comprised in the therein-recited Indenture of Lease, dated on or about the Nineteenth Day of *June* One thousand eight hundred, from the King's most Excellent Majesty to *John Bagnall* Esquire (a Trustee for the said *Hannah Pownall*), for the Term of Thirty-one Years, with the Appurtenances, to hold the same unto the said *Francis Maude*, *Robert Allott*, and *Charles Steer*, their Executors, Administrators, and Assigns, for and during all the Estate, Term, and Interest for which the same were then vested in the said *Thomas Windsor* and Sir *James Graham*, upon and for divers Trusts for effectuating Renewals of the said Leases, and, subject thereto, upon and for such Trusts, Intents, and Purposes, and with, under, and subject to such Powers, Provisoes, Agreements, and Declarations, Regard being had to the Difference in the Nature and Quality of the Premises, as would best and nearest correspond with the Uses, Trusts, Intents, Purposes, Provisoes, Agreements, and Declarations by the Indenture now in recital expressed and declared of and concerning the said Messuages, Lands, Tenements, and Hereditaments by the said Will of the said *Hannah Pownall* devised to the said *Thomas Windsor* and Sir *James Graham* in Trust as aforesaid, yet so that the said Leasehold Hereditaments should not, for the Effect of Transmission, vest absolutely in any Child or Children of any Person thereby made Tenant for Life who should not attain the Age of Twenty-one Years: And whereas by an Indenture dated on or about the Twenty-fifth Day of *June* One thousand eight hundred and sixteen, and made between His said Majesty of the one Part, and the said *Francis Maude*, *Robert Allott*, and *Charles Steer* of the other Part, in consideration of the Surrender of the former Lease, and for other the Considerations therein mentioned, His said Majesty did grant and demise unto the said *Francis Maude*, *Robert Allott*, and *Charles Steer* the said ruinous Castle of *Pontefract*, and the Site and Walls thereof, and the Messuage and Pieces or Parcels of Land therein mentioned, except as therein excepted, being the same Premises as were granted and demised by the said therein-before recited Indenture of Lease of the Nineteenth Day of *June* One thousand eight hundred, with the Appurtenances, to hold the same, with the Appurtenances (except as therein excepted), unto the said *Francis Maude*, *Robert Allott*, and *Charles Steer*, their Executors, Administrators, and Assigns, for the Term of Thirty-one Years, at the Rent and under and subject to the Covenants and Conditions in and by the same Indenture reserved and contained: And whereas by an Act of Parliament passed in the Fifty-ninth Year of the Reign of His Majesty King *George* the Third, intituled *An Act for vesting the Estates devised by the Will of* Hannah Pownall *Widow, deceased, situate in the County of* York, *in Trustees for Sale, and for investing the Purchase Money in the Purchase of other Estates to be settled to the former Uses*, reciting, (after various Recitals, the Effect whereof is herein-before recited,) that the said *Richard Kennet Dawson* intermarried on the Third Day of *December* One thousand eight hundred and seventeen with *Mary Anne Were* Spinster, and had Issue by her One Child only, *videlicet*, a Daughter, who was named *Catharine Anne Kennet Dawson*, and was born on the Seventeenth Day of *November* One thousand eight hundred and eighteen; and also

Indenture of 25th June, 1816.

59 G. 3. c. 42.

also reciting that the said *James Kennet Dawson* was then an Infant under the Age of Twenty-one Years, that is to say, of the Age of Seventeen Years, and that the said *Edward Kennet Dawson* was an Infant under the Age of Twenty-one Years, that is to say, of the Age of Twelve Years, and that the said *Frances Kennet Dawson* had never been married; and also reciting an Order of the High Court of Chancery made on the Twenty-seventh Day of *April* One thousand eight hundred and nineteen, and a Report of *John Campbell* Esquire, one of the Masters of the said Court, made in pursuance of the said Order, and dated the Eighteenth Day of *May* One thousand eight hundred and nineteen, under which, on the Behalves of the said *James Kennet Dawson* and *Edward Kennet Dawson*, Consent was given to the passing of the Act now in recital; and also reciting that the said *Richard Kennet Dawson* was the first adult Tenant in Tail under the said Will, and the Settlement executed in pursuance thereof, of the said devised Estates, and that an Opportunity offered of purchasing a considerable Estate then on Sale lying contiguous to and extremely convenient to be held with the said Mansion House and Estate so purchased under the Directions of the Will of the said *Hannah Pownall* with the Residue of the said Trust Fund as aforesaid, and at which said Mansion House the said *Richard Kennet Dawson* then resided, and that the said *Richard Kennet Dawson* was desirous of purchasing such Estate, and annexing the same to the said Mansion House and Estate so purchased as aforesaid; and reciting that the Estates devised by the Will of the said *Hannah Pownall*, a Particular whereof was contained in the Schedule annexed to the said Act, lay very much dispersed through the West Riding of the County of *York* at a Distance from each other, and principally in small Parcels, and all at a considerable Distance from the Mansion House and Estate purchased, under the Directions of the Will of the said *Hannah Pownall*, with the Residue of the said Trust Fund as aforesaid, and that it would be very beneficial to the said *Richard Kennet Dawson* and to his Children, and to the several other Parties interested in the said devised and purchased Estates, that the said Estates so devised by the said Will of the said *Hannah Pownall* should be sold, and the Money arising by such Sale invested in the Purchase of the said Estate then on Sale as aforesaid, or of other Estates convenient to be held with the said Mansion House and Estate purchased with the Residue of the said Trust Fund as aforesaid, but that by reason of the Limitations contained in the said Will of the said *Hannah Pownall* and in the said Indenture of Release and Assignment of the Twentieth Day of *June* One thousand eight hundred and sixteen, such Sales and Purchases could not be effected without the Aid and Authority of Parliament, it was enacted, that all those the Messuages, Lands, Tenements, Hereditaments, Real and Leasehold Estates, devised and bequeathed respectively by the said Will of the said *Hannah Pownall*, and which are particularly mentioned in the First and Second Schedules annexed to the said Act, with their Rights, Members, and Appurtenances, should, from and immediately after the passing of the said Act, (but as to such of the same Hereditaments as are situate in the said Parish of *Halifax*, subject and without Prejudice to the said Three several Annuities of Forty Pounds, Twenty Pounds, and Forty Pounds bequeathed by the Will of the said *Hannah Pownall* as aforesaid, and to the said Term of Ninety-nine Years therein created by the therein-before recited Indentures of Lease and Release and Assignment of the Nineteenth and Twentieth Days of

June

June One thousand eight hundred and sixteen, and the Trusts declared of the said Term, and also subject and without Prejudice to the Leases which might have been granted of the same Freehold and Leasehold Hereditaments and Premises, or any Part or Parts thereof,) be and the same were vested in and settled upon the said *Francis Maude* and *Robert Allott*, their Heirs, Executors, Administrators, and Assigns, according to the Nature and Quality of the said Hereditaments and Premises respectively, and all the Estates, Rights, Titles, and Interests which the said *Hannah Pownall* had in the same respectively at the Time of her Decease, and, in respect of the said Leasehold Premises, for all the Estate, Term, and Interest acquired under or by virtue of the therein-before recited Renewal, absolutely freed and for ever discharged of and from all and every the Uses, Estates, Entails, Remainders, Limitations, Trusts, Annuities, Charges, Powers, Provisoes, Agreements, and Declarations (but as to such of the same Hereditaments as were situate in the said Parish of *Halifax* subject to the said Three several Annuities of Forty Pounds, Twenty Pounds, and Forty Pounds, and the said Term of Ninety-nine Years therein, and the Trusts thereof,) which in and by the therein and herein before recited Will of the said *Hannah Pownall* deceased, and Indentures of Lease and Release and Assignment of the Nineteenth and Twentieth Days of *June* One thousand eight hundred and sixteen, or either or any of them, were limited, expressed, or declared of and concerning the same Freehold and Leasehold Messuages, Lands, Tenements, and Hereditaments, and as to the Leasehold Hereditaments subject to the Rents, Covenants, and Agreements payable and to be performed for or in respect of the same Hereditaments, and as to both the said Freehold and Leasehold Hereditaments (subject to such Leases as aforesaid) upon the Trusts and to and for the Intents and Purposes therein-after expressed and declared, and herein-after in part recited or noticed, of and concerning the same, (that is to say,) upon Trust that the said *Francis Maude* and *Robert Allott*, and the Survivor of them, and the Heirs, Executors, Administrators, and Assigns of such Survivor, should, with the Consent in Writing of the said *Richard Kennet Dawson* during his Life, and after his Decease then as in the said Act expressed, sell and dispose of the same Messuages, Lands, Tenements, Hereditaments, and Estates in manner in the same Act mentioned, and upon Payment of the Purchase Money for the same as in the said Act expressed convey or assure the Hereditaments agreed to be sold, with their respective Appurtenances, to the Purchaser or Purchasers of the same respectively, and absolutely freed and for ever discharged as therein-before is mentioned; and it was further enacted, that the Purchaser or Purchasers of the said Hereditaments and Premises thereby authorized to be sold as aforesaid should pay his, her, or their Purchase Money or respective Purchase Monies into the Bank of *England* in the Name and with the Privity of the Accountant General of His Majesty's High Court of Chancery, to be placed to his Account there "*Ex parte* the Purchasers of the devised and bequeathed Estates of *Hannah Pownall* deceased"; and it was also enacted, that upon a Petition to be preferred to the said Court of Chancery in a summary Way by the said *Richard Kennet Dawson*, or other the Person or Persons in the said Act mentioned or referred to, the Monies which, pursuant to the Direction therein-before contained, should be paid into the Bank of *England* as aforesaid, should be laid out, in such Manner as the Court of Chancery should direct, in the Purchase or Purchases of any Manors, Messuages, Lands, Tenements, or Hereditaments in *England*, either wholly Freehold

or Freehold and Copyhold, such Copyhold not being more than One Sixth Part of the whole, which should be contiguous to or intermixed with, or convenient to be holden or enjoyed with the said Mansion House and Estate purchased with the Residue of the Personal Estate of the said *Hannah Pownall* as aforesaid, and that the Manors, Messuages, Lands, Tenements, and Hereditaments so to be purchased should immediately after the Purchase thereof be settled and assured to, for, and upon, and with, under, and subject to the Uses, Trusts, Charges, Powers, Provisoes, Limitations, and Declarations which in and by the said Will of the said *Hannah Pownall* were directed, expressed, declared, or contained of and concerning the said Hereditaments and Premises by the same Act authorized to be sold as aforesaid, or to, for, upon, with, under, and subject to such and so many of the said Uses, Trusts, and Charges, Powers, Provisoes, Limitations, and Declarations, as should be then subsisting and capable of taking effect, or as near thereto as the Nature and Quality of the Estate so to be purchased would admit of; and it was further enacted, that all the Monies which, pursuant to the Direction therein-before contained, should be paid into the Bank of *England* as aforesaid, or so much thereof as should not, under the Direction of the said Court of Chancery, be applied in Payment of Costs, Charges, and Expences in manner therein-after mentioned, should in the meantime, and until the same Monies should be invested in the Purchase of Manors, Messuages, Lands, Tenements, or Hereditaments, be from Time to Time laid out by the Accountant General of the said Court of Chancery in the Purchase of Navy, Victualling, Transport, or Exchequer Bills, and that the Monies received for the same as they should respectively be paid off by Government should from Time to Time be laid out, in the Name of the said Accountant General, in the Purchase of other Navy, Victualling, Transport, or Exchequer Bills; and it was further enacted, that in the meantime, and until the said Hereditaments and Premises thereby authorized to be sold should be sold pursuant to the Directions therein-before contained, the said *Francis Maude* and *Robert Allott*, their Heirs, Executors, Administrators, and Assigns, should permit and suffer the same Hereditaments and Premises to be held and enjoyed, and the Rents and Profits thereof respectively to be received and taken, by such Persons or Person as would have been entitled or ought to have held and enjoyed, received and taken the same respectively, in case the said Act had not been passed: And whereas since the passing of the said recited Act of Parliament the said *Richard Kennet Dawson* (the Tenant for Life in Possession under the said Will of the said *Hannah Pownall* of the Estates subject to the Limitations thereof) hath had Issue, besides the said *Catharine Anne Kennet Dawson* named in the said Act, and who is now of the Age of Eighteen Years or thereabouts, Five other Children, namely, *Frances Ellen Kennet Dawson* Spinster, who is now of the Age of Sixteen Years or thereabouts, *Richard Kennet Dawson*, who is now of the Age of Fourteen Years or thereabouts, *Marianne Kennet Dawson* Spinster, who is now of the Age of Twelve Years or thereabouts, *Edward Steer Kennet Dawson*, who is now of the Age of Four Years or thereabouts, and *Louisa Jane Kennet Dawson* Spinster, who is now of the Age of Two Years or thereabouts, and who, with the said *Catharine Anne Kennet Dawson*, are the only Children of the said *Richard Kennet Dawson*: And whereas since the passing of the said Act, and on or about the Fifteenth Day of *May*

One thousand eight hundred and thirty, the said *Edward Kennet Dawson*, one of the Brothers of the said *Richard Kennet Dawson*, and the Third Son of the said *Benjamin Kennet Dawson*, hath departed this Life without Issue and unmarried: And whereas by virtue of the Powers of the herein-before recited Act of Parliament divers of the Hereditaments and Premises thereby authorized to be sold have from Time to Time been sold pursuant to the Directions of the said Act, and certain Estates situate at *Frickley cum Clayton*, *South* or *Long Elmsall*, and *Thornscoe*, in the said County of *York*, have by virtue of the Powers of the said Act been purchased with Parts of the Monies which arose from the Sales made under the said Act, and there is now remaining in the Bank of *England*, with the Privity of the Accountant General of the Court of Chancery, to the Credit of the said Account entitled "*Ex parte* the Purchasers of the devised and bequeathed Estates of *Hannah Pownall* deceased," pursuant to the Directions of the said Act of Parliament, the Sum of One thousand five hundred and forty-two Pounds Seventeen Shillings and Two-pence Sterling, which has not yet been applied under the Powers of the said Act: And whereas among the Hereditaments that were devised by the said Will of the said *Hannah Pownall*, and which remain unsold, is an Estate holden in Fee Simple, consisting of Two hundred and thirteen Acres of Land or thereabouts, situate at *Copley* near to the Town of *Halifax* in the West Riding of the said County of *York*, and such Estate is nearly in the Centre of the Manufacturing Districts of *Yorkshire* and *Lancashire*, and is intersected by the River *Calder*, by means whereof, and also of the Canals connected therewith, there is a navigable Water Communication between the *German Ocean* and the *Irish Channel* at the important Ports of *Hull*, *Goole*, and *Liverpool*, and with all the intermediate Manufacturing Districts: And whereas a Set of Mills called *Copley Mills* are now standing on the said Estate at *Copley*, and have been heretofore used as Slubbing and Fulling Mills, and in the Manufacture of Woollen Cloths and Worsted, and the same have been worked by Water Power from the said River *Calder*: And whereas the said Mills called *Copley Mills* are very ancient, and were originally built slightly and at different Times, and are now ruinous and much dilapidated, and the Foundations and Mill Walls of the same have given way in several Places, and any considerable Outlay for the Repair of the same, from their narrow and irregular Construction, and from their Incapacity of being adapted to the Machinery now in use in the Staple Manufactures in the Neighbourhood, would be an improvident and comparatively useless Expenditure: And whereas the Water Wheels of the said Mills, and the various Apparatus connected therewith for the Application of the said Water Power, are so ill formed, and upon such an ancient and imperfect Construction, that a great Part of the Power of the Water which flows through the said Mills hath hitherto been lost: And whereas the Average Power of the Water at the said Mills is estimated to be equal to the Power of Fifty Horses throughout the Year, and to be of itself of the annual Value of Six hundred Pounds, but for the Reasons herein-before mentioned such Power hath not been brought into Use beyond the Power of Twenty-five Horses: And whereas Two eminent Engineers and Millwrights, upon a Survey of the said Mills recently made by them, are of opinion that the Outlay of any Sum of Money in repairing the said Mills would be very injudicious, but that great Benefit and Advantage would accrue

to the Property and those interested in it by taking down the present Buildings, and using the Materials where suitable, and erecting new Mills upon or near the Site of the present Mills, capable of employing the full Power of the Water, and adapted to the Machinery at present used in Mills of a similar Nature, and applicable to any Branch of the Silk, Cotton, Flax, Worsted, and Woollen Manufactures: And whereas Plans of such new Mills, with appropriate Erections and Cottages for the Workmen, have been prepared, and the Expences of carrying such Plans into effect have been estimated at the Sum of Ten thousand seven hundred and sixty Pounds: And whereas according to the Judgment and Opinion of Persons of competent Knowledge and Experience in the Neighbourhood of the said Mills, the same Mills, with such Erections and Cottages as aforesaid, when erected according to the proposed Plans, would let for a Term of Twenty-one Years at an annual Rental of One thousand two hundred and thirty-four Pounds: And whereas no Lands contiguous to the said Mansion House and Estate at *Frickley* aforesaid which might be conveniently held and enjoyed therewith have for some Years past been offered for Sale: And whereas all Parties interested and to be interested in the said Estates under the Will of the said *Hannah Pownall* would be greatly benefited if the Trustees or Trustee for the Time being of the herein-before recited Act of Parliament was or were (in addition and without Prejudice to the Powers and Authorities by such Act conferred) authorized and empowered, with the Consent of the said *Richard Kennet Dawson*, or of the Person or Persons for the Time being entitled to the Possession or to the Receipt of the Rents and Profits of the said Estates, to lay out and apply, under the Directions of the said Court of Chancery, all or any Parts of the Monies now remaining in the Bank of *England* as aforesaid, and to arise from the future Sales of the said Trust Property now remaining unsold (a Particular whereof is contained in the Schedules annexed to this Act), in pulling down the said Mills and rebuilding other Mills, with appropriate Erections and Cottages, and also was or were authorized and empowered, if it be so deemed requisite or expedient, with the like Consent and under the like Directions as aforesaid, to raise all or any Part of the Monies for the Purposes aforesaid by Mortgage of all or any Part of the Estates devised by the Will of the said *Hannah Pownall*, and now remaining unsold, or to effect the Purposes aforesaid, with the like Consent and under the like Directions aforesaid, partly by the Application of the Monies arising from Sales of the Property as aforesaid, and partly by Monies to arise by Mortgage as aforesaid; and such proposed Outlay and Expenditure will be of great Benefit to all the Parties interested or to be interested as aforesaid, whether the Mills so to be rebuilt shall hereafter be sold, pursuant to the Powers of the herein-before recited Act of Parliament, or be retained as Part of the Family Estate; but inasmuch as neither by reason of the Limitations contained in the said Will of the said *Hannah Pownall*, or the Powers and Provisions of the herein-before recited Act of Parliament, can the aforesaid several Purposes be accomplished without the Aid and Authority of Parliament: Therefore Your Majesty's most dutiful and loyal Subjects the said *Richard Kennet Dawson* on behalf of himself and his said infant Children, and the said *Francis Maude* and *Robert Allott* on behalf of themselves, do most humbly beseech Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present

Trustees may pull down present Mills and build new ones.

present Parliament assembled, and by the Authority of the same, That it shall be lawful for the said *Francis Maude* and *Robert Allott* and the Survivor of them, his Heirs or Assigns, or other the Trustees or Trustee for the Time being, acting under the said Will of the said *Hannah Pownall* or the herein-before recited Act of Parliament, with the Consent of the said *Richard Kennet Dawson*, or of the Person or Persons for the Time being entitled to the Possession or to the Receipt of the Rents and Profits of the said Estates, or in case of his, her, or their Infancy, then with the Consent of his, her, or their Guardian or Guardians, with the Approbation and under the Direction of the Court of Chancery, to be signified in a summary Way upon Petition, (as by the herein-before recited Act of Parliament prescribed or authorized with respect to the Purchase of any other Manors, Messuages, Lands, Tenements, and Hereditaments,) to pull down or destroy and remove, or cause or procure to be pulled down, destroyed, and removed, all or any of the said Mills called *Copley Mills* herein-before mentioned, and the Erections, Buildings, and Cottages forming Part thereof or annexed thereto, or holden or occupied for the Purpose thereof, or holden or occupied by the Persons employed therein, or any Parts of the same Mills, Erections, Buildings, and Cottages, and, with such Consent and Approbation and under such Direction as aforesaid, to erect, build, construct, and complete, or cause or procure to be erected, built, constructed, and completed, any new or other Mills, Erections, Cottages, and Buildings, upon or near to the Site or Sites of the present Mills, Erections, Buildings, and Cottages, or any of them, for the Purposes of the Silk, Flax, Worsted, or Woollen Manufactures, or any Branch or Branches of the same, and to use or employ any Portion of the present Buildings or Structures, or all or any of the Materials of the present Mills and Buildings, as may be deemed expedient, and also to make or enter into any Contract or Contracts for such pulling down, reconstructing, and rebuilding, or any of them, as may appear advisable; and

Pulling down the present Mills not to be deemed Waste.

that the pulling down, destroying, or removing all or any of the said Mills, Erections, Buildings, and Cottages now standing or being upon the aforesaid devised Premises, or the Erection, Construction, or building any new or other Mills, Buildings, and Cottages as aforesaid, or the Adaptation or Use of any Part of the present Structures and Materials for the Purposes aforesaid respectively, shall not be deemed or accounted Waste, Spoil, or Destruction at Law or in Equity, or subject the said *Francis Maude* and *Robert Allott* or either of them, their or his respective Heirs, Executors, or Assigns, or other the Trustee or Trustees for the Time being acting in the Execution of the Powers in this Act contained, or the said *Richard Kennet Dawson*, or other the Person or Persons requesting the same as aforesaid, to any Action, Suit, or Proceeding on the Ground of committing Waste, Spoil, or Destruction.

to be vested in the Trustees upon the Trusts declared by 59 G. 3. c. 42. and this Act.

II. And be it further enacted, That all such Mills, Erections, Buildings, and Cottages as may be from Time to Time built, erected, or constructed, under the Authority of this Act shall be vested in and held by the said *Francis Maude* and *Robert Allott*, or the Survivor of them, or other the Trustee or Trustees for the Time being of the herein-before recited Act of Parliament and of this Act, and their or his Heirs or Assigns, upon the Trusts, for the Intents and Purposes, and with and subject to the Powers and Provisions in and by the said Act of Parliament and this Act expressed, contained, or referred to, or such or so many of them as from Time

Time to Time may be capable of taking effect or being exercised, of and concerning the same.

Monies now in the Bank, and to arise from Sales or Mortgage, to be applied in Payment of the Costs of this Act, and consequent thereon, and of pulling down the present Mills and rebuilding new ones.

III. And be it further enacted, That, under such Direction of the Court of Chancery to be so obtained in a summary Way upon Petition as aforesaid, all or any Part of the said Sum of One thousand five hundred and forty-two Pounds Seventeen Shillings and Two-pence now remaining in the Bank of *England* to the Credit of the said Account entitled "*Ex parte* the Purchasers of the devised and bequeathed Estates of *Hannah Pownall* Widow, deceased," and also all or any of the Monies to arise from any Sale or Sales to be hereafter made by virtue of the Powers of the herein-before recited Act of Parliament, or the Produce of the Investments of such Monies, may from Time to Time (and either previously or subsequently to or simultaneously with the raising any Money by way of Mortgage as herein-after authorized) be applied in or towards discharging and defraying the Costs, Charges, and Expences which have been or shall be incurred in obtaining and passing this Act, and attendant thereupon or incidental thereto, and in making the Applications to the said Court of Chancery pursuant to or by virtue of this Act, and of and attending upon the pulling down, destroying, and removing of all or any of the said Mills, Erections, Buildings, and Cottages now standing and being upon the aforesaid devised Premises, and of rebuilding, constructing, and completing such new or other Mills, Erections, Buildings, and Cottages, or otherwise accomplishing the Purposes of this present Act: Provided always nevertheless, that the Sum to be expended in such Rebuilding, Construction, and Completion aforesaid shall not exceed the Sum of Eleven thousand five hundred Pounds.

Trustees may raise Money upon Mortgage.

IV. And be it further enacted, That it shall be lawful for the said *Francis Maude* and *Robert Allott*, or the Survivor of them, his Heirs or Assigns, or other such Trustee or Trustees for the Time being as aforesaid, with the Approbation and under the Direction of the said Court of Chancery to be obtained in a summary Way upon Petition as aforesaid, to levy and raise by Mortgage of all or any of the Freehold and Leasehold Hereditaments devised and bequeathed by the said Will of the said *Hannah Pownall*, and now remaining unsold, (a Particular whereof is contained in the said Schedules annexed to this Act,) or of all or any Part or Parts thereof as may from Time to Time remain unsold, such Sum or Sums of Money for the Purposes of this Act, and at such Rate or Rates of Interest, and either to continue or not to continue, on such Mortgage Security or Securities, for such Period, and under such Stipulations, and to make and effect such Mortgage either by Demise or in Fee Simple, and subject to such Powers and Provisions as the said Court of Chancery shall approve; and that the Monies to be so levied and raised by Mortgage as aforesaid shall be paid or applied in such Manner as the said Court shall direct; and that the Payment or Application of such Sum or Sums of Money as from Time to Time may be so levied or raised by Mortgage as aforesaid, pursuant to the Directions of such Order or Orders of the said Court of Chancery, shall be a full and effectual Discharge to the Persons or Person paying or advancing such Money by way of Mortgage, pursuant to the said Order; and that such Person or Persons, and his, her, or their Heirs, Executors, Administrators, or Assigns, shall not afterwards be answerable for the Misapplication or Nonapplication of the same Money or any Part thereof.

Monies so raised to be applied as the Court of Chancery shall direct.

Money arising from Sales to be applied in paying off Mortgages.

V. Provided also, and be it further enacted, That, with the Approbation or under the Direction of the said Court of Chancery to be obtained in a summary Way upon Petition as aforesaid, all or any Sum or Sums of Money to have been or to be received from any Sale or Sales made or to be made by virtue of the Powers of the herein-before recited Act of Parliament, or a competent Part of the same, shall or may from Time to Time be applied in paying off or reducing the Principal Money or Monies that may have been levied or raised by Mortgage as aforesaid, and which shall remain unpaid or unsatisfied.

Money may be levied by Mortgage, &c.

Application of Money to be raised by Sales.

VI. Provided always, and it is hereby further enacted, That any such Sum or Sums of Money may be so levied or raised from Time to Time by way of Mortgage as aforesaid under the Directions of the said Court of Chancery, notwithstanding that all or any Part of the said Sum of One thousand five hundred and forty-two Pounds Seventeen Shillings and Twopence so standing in the Bank of *England* to the Credit of the Account aforesaid may or may not have been applied for the Purposes of the said recited Act of Parliament or of this present Act; and furthermore, that, notwithstanding any such Sum or Sums of Money shall have been so raised on Mortgage as aforesaid, any Sum or Sums of Money to have been or to be received from any Sale or Sales made or to have been made by virtue of the Powers of the herein-before recited Act of Parliament may, if the said Court of Chancery shall so judge proper, be applied in or towards defraying and discharging the Costs, Charges, and Expences of and attendant upon the obtaining and passing this Act, and in making the Applications to the said Court of Chancery by virtue of the Powers herein contained, and upon pulling down, destroying, and removing the Mills, Buildings, Erections, and Cottages now standing and being upon the aforesaid devised Hereditaments, and building, constructing, and completing such new or other Mills, Erections, Buildings, and Cottages as aforesaid, or other the Purposes of this Act.

Power of leasing the new Mills for Twenty-one Years.

VII. And be it further enacted, That it shall be lawful for the said *Francis Maude* and *Robert Allott*, and the Survivor of them, his Heirs and Assigns, or other such Trustee or Trustees for the Time being as aforesaid, under such Direction of the Court of Chancery to be so obtained in a summary Way on Petition as aforesaid, by Indenture or Indentures from Time to Time to demise or lease the said Mills, Erections, Buildings, and Cottages which shall be built under the Authority of this Act, or any of them, or any Part or Parts thereof respectively, with their respective Appurtenances, to any Person or Persons, for any Term or Number of Years not exceeding Twenty-one Years, in Possession and not in Reversion or by way of future Interest, so as upon every such Lease there shall be reserved and made payable half-yearly or oftener during the Continuance thereof the best and most improved yearly or other Rent or Rents that can be reasonably had and obtained for the same, without taking any Fine or Income, or any other Matter or Thing in the Nature or in lieu of Fine or Income, in respect of the making thereof, and so as none of the Lessees to whom such Lease or Leases shall be made be by any Clause or Words therein contained freed from Impeachment of or made dispunishable for Waste, and so as in every such Lease there be contained a Clause of Re-entry in case the Rent or Rents to be thereby reserved be unpaid for Twenty-one Days, and so as the Lessee or Lessees to whom such Lease or Leases shall be made as aforesaid do seal

and deliver a Counterpart or Counterparts of such Lease or Leases: Provided nevertheless, that the Receipt or Receipts of the Person or Persons or any one of the Persons making such Lease, or of his, her, or their Heirs or Assigns, acknowledging that he, she, or they has or have received such Counterpart, and indorsed on the Indenture of Lease, shall be full and conclusive Evidence that such Counterpart has been duly made and executed.

Not to suspend the Powers of the former Act.

VIII. And be it further enacted, That, notwithstanding and subject and without Prejudice to the Exercise of such of the Trusts and Powers of this Act as shall admit of or be expedient to be exercised, all and singular the Trusts and Powers of Sale and otherwise contained in the herein-before recited Act of Parliament shall and may be exercised as far as Circumstances will admit of or require; and that in the meantime and until Sale thereof the said Mills, Erections, Buildings, and Cottages so to be built, erected, and constructed by virtue of the Provisions of this Act, and other the Hereditaments that may be unsold, shall be holden and enjoyed, and, subject to the Proviso next herein-after contained, the Rents and Profits thereof respectively be received and taken, by such Person or Persons as would have been entitled to or ought to have held or enjoyed, received or taken the same respectively, in case the said Mills, Erections, Buildings, and Cottages had not been pulled down or destroyed, or this Act or the herein-before recited Act had not been passed.

Mills, &c. to be insured and kept in repair.

IX. Provided always, and be it further enacted, That the said *Francis Maude* and *Robert Allott*, or the Survivor of them, his Heirs or Assigns, or other such Trustee or Trustees for the Time being as aforesaid, shall, from and out of the Rents, Issues, and annual Profits which during the Lifetime of the said *Richard Kennet Dawson*, and during the Minority or Minorities of any Infant Tenant or Tenants in Tail of the said Estates, may arise or be received from, for, or in respect of the said Mills, Erections, Buildings, and Cottages to be so built, erected, or constructed as aforesaid, or such of them as shall remain unsold, effect an Insurance or Insurances in his or their Name or Names against Loss or Damage from Fire, in some or one of the Offices for Insurance in *London* or *Westminster*, of and upon the said Mills, Erections, Buildings, and Cottages to be so built, erected, or constructed as aforesaid, as and when the same shall be completed, to the full Amount of the Monies to arise by Sale or Mortgage as aforesaid that shall have been expended in the Building, Erection, or Construction of the same, and also shall from Time to Time, from and out of such Rents, Issues, and annual Profits as aforesaid so to arise and become due during the Lifetime of the said *Richard Kennet Dawson*, and during such Minority or Minorities as aforesaid, from Time to Time keep the said Mills, Erections, Buildings, and Cottages while unsold fully insured in his or their Name or Names to such Amount as aforesaid, and also from Time to Time repair and keep in good and substantial Repair the said Mills, Erections, Buildings, and Cottages; and from and after answering and performing the Trusts and Purposes aforesaid as they from Time to Time shall arise or require Performance, and when and in case and from the Time that any Money shall be levied or raised by way of Mortgage as aforesaid, and until the full Amount of all such Monies shall be accumulated in manner herein-after mentioned, shall retain and take the Residue of the said Rents, Issues, and annual Profits to arise from Time to Time during the Lifetime

Lifetime of the said *Richard Kennet Dawson*, and during such Minority or Minorities as aforesaid, and thereout from Time to Time pay and keep down all Interest on the Monies to have been so levied or raised as aforesaid, and accumulate the Surplus of the said Rents, Issues, and annual Profits from Time to Time by investing the same and the resulting Dividends therefrom, in his or their Name or Names, in or upon some of the Government or Parliamentary Stocks or Funds of *Great Britain* (with Power to vary and transpose all such Investments from Time to Time as Circumstances may require), until by such Investments, Re-investments, and Accumulations a sufficient Sum shall have been obtained, or Investments of sufficient Value shall have been made, to pay off all the Monies that may have been so levied or raised on Mortgage as aforesaid, or so much thereof as shall remain unpaid from such Accumulations; and in case before such sufficient Sum shall have been obtained, or Investments of such sufficient Value shall have been made, by means of such Accumulations as aforesaid, any Sale or Sales shall, under the Provisions of the herein-before recited Act of Parliament or of this Act, take place of the said Mills, Erections, Buildings, and Cottages, or any of them, then the Rents, Issues, and Profits of the Messuages, Lands, Tenements, and Hereditaments that shall be purchased by the Monies to arise from such Sale or Sales which shall accrue and become due during the Lifetime of the said *Richard Kennet Dawson* and during such Minority or Minorities as aforesaid, and also all the Surplus over and above the Amount of the original Purchase Money arising from the Sale of the said Mills, Erections, Buildings, and Cottages, or any of them, which shall be produced from the Sale of any Navy, Victualling, Transport, or Exchequer Bills upon which the said original Purchase Money may have been invested at the Time when such last-mentioned Messuages, Lands, Tenements, and Hereditaments may be purchased, and which under the said last-recited Act would be payable to the said *Richard Kennet Dawson*, or to any Tenant in Tail during his Minority, shall be vested in and holden by the said *Francis Maude* and *Robert Allott*, or the Survivor of them, his Executors, Administrators, or Assigns, or other the Trustee or Trustees for the Time being as aforesaid, upon the Trusts, for the Intents and Purposes, and with, under, and subject to the Powers and Provisions herein-before declared concerning the Rents, Issues, and Profits of the said Mills, Erections, Buildings, and Cottages, during the Lifetime of the said *Richard Kennet Dawson* and such Minority or Minorities as aforesaid, save as to so much of so many of the said Trusts, Intents, and Purposes, Powers and Provisions, as concern or regard the Insurance or Repair of the said Mills, Erections, Buildings, Cottages, or any of them; and subject to so insuring and keeping insured and repairing and keeping repaired the said Mills, Erections, Buildings, and Cottages, and paying off all Interest on any Sum or Sums so borrowed on Mortgage as aforesaid, and accumulating sufficient to discharge the Principal Monies to have been so raised on Mortgage as aforesaid, the said *Francis Maude* and *Robert Allott*, or the Survivor of them, his Heirs or Assigns, or other the Trustee or Trustees for the Time being, shall pay so much of the aforesaid Rents, Issues, and annual Profits to arise or become due during the Lifetime of the said *Richard Kennet Dawson* and during such Minority or Minorities as aforesaid from the said Mills, Erections, Buildings, and Cottages, and the Hereditaments to be purchased as last aforesaid, and also of the said Accumulations to arise from the said Navy, Victualling, Transport, or Exchequer Bills as aforesaid, as may not be required for the

Purposes

Purposes aforesaid, unto the Person or Persons for the Time being entitled to the Rents, Issues, and Profits of the Hereditaments devised by the Will of the said *Hannah Pownall*, for his or their own absolute Use and Benefit.

Monies raised on Mortgage may be reduced.

X. Provided always, and it is hereby further enacted, That although the said *Francis Maude* and *Robert Allott*, or the Survivor of them, his Heirs or Assigns, or other the Trustee or Trustees for the Time being as aforesaid, shall not have accumulated sufficient by the Means aforesaid to satisfy and pay the whole of the Monies that may have been so levied or raised on Mortgage as aforesaid, yet it shall be lawful for him or them, if the said *Richard Kennet Dawson*, or the Person or Persons for the Time being entitled to the Receipt of the Rents and Profits of the said Estates so desire, and the said Court of Chancery so direct, from Time to Time to apply all or any Part of the Monies, or the Produce of the Stocks, Funds, and Securities that may have so accumulated as aforesaid, towards Reduction of the Monies that may have been raised on Mortgage as aforesaid.

Reimbursement of Money applied in building Mills, &c. or borrowed on Mortgage.

XI. Provided also, and be it further enacted, That in case by virtue of the Provisions herein contained any Monies that shall have arisen from Sales to have been made under the Provisions of the herein-before recited Act of Parliament or of this Act shall have been applied, either in building, erecting, or constructing such Mills, Erections, Buildings, and Cottages as aforesaid, or in or towards paying off any Sum or Sums of Money to have been borrowed on Mortgage as aforesaid, then and in such Case the Amount of Monies to have been so applied for every or any such Purpose from such Sales as aforesaid shall be reimbursed by means of Accumulations to be so made of such Rents, Issues, and annual Profits as aforesaid to arise during the Lifetime of the said *Richard Kennet Dawson* and during such Minority or Minorities as aforesaid, and such Accumulations shall be paid into the Court of Chancery, and be subject to the Provisions of the herein-before recited Act, so far as the same relate to the Application of any Monies arising from Sales to be effected under the said Act.

Application of Portion of Money previous to Accumulation.

XII. Provided always, and be it further enacted, That, notwithstanding any thing herein-before contained, the said *Francis Maude* and *Robert Allott*, or the Survivor of them, his Heirs or Assigns, or other the Trustee or Trustees for the Time being as aforesaid, shall, previously to retaining any such Rents, Issues, and annual Profits for the Purpose of such Accumulations as aforesaid, pay unto the said *Richard Kennet Dawson* or his Assigns, or to the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments devised by the Will of the said *Hannah Pownall* until the Trust for Accumulation shall cease as herein-after mentioned, such a Sum of Money out of the same Rents, Issues, and annual Profits as shall be equal to the net Rental which the said *Richard Kennet Dawson* shall have been in receipt of at the Time of the Sale of any Estates or Hereditaments the Purchase Monies whereof shall have been applied for building, erecting, or constructing the said Mills, Erections, Buildings, and Cottages as aforesaid, or for or towards paying off any Monies to have been so raised on Mortgage as aforesaid: Provided nevertheless, that (unless previously satisfied) the Trusts for Accumulation herein-before declared of the Rents, Issues, Profits, and Monies herein-before mentioned shall cease and determine when and as soon as any Person or Persons of the Age of Twenty-one Years shall become entitled, under and by

by virtue of the Limitations contained in the said Will of the said *Hannah Pownall*, to the Rents, Issues, and Profits of the Hereditaments thereby devised as Tenant for an Estate in Tail General in Possession.

Monies received for Damages by Fire to be laid out in rebuilding or repairing.

XIII. And be it further enacted, That all Monies which shall be received by virtue of every or any such Insurance as aforesaid shall from Time to Time by the said *Francis Maude* and *Robert Allott*, or the Survivor of them, his Heirs or Assigns, or other the Trustee or Trustees for the Time being as aforesaid, with such Approbation or under such Direction of the Court of Chancery as aforesaid, be laid out in rebuilding, re-erecting, and reconstructing or repairing the said Mills, Erections, Buildings, and Cottages, or such of them as may be damaged or destroyed by Fire, or require Repair from the Effects of the same.

The Court of Chancery empowered to make the requisite Orders.

XIV. And be it further enacted, That it shall be lawful for the said Court of Chancery from Time to Time to make such Orders as the said Court shall think expedient, just, or reasonable for allowing, taxing, settling, and paying all Costs, Charges, and Expences which have been or shall be incurred in obtaining and passing this Act, and attendant thereupon or incidental thereto, and making the several Applications to the said Court pursuant to or by virtue of this Act, and of and attending upon the pulling down, destroying, and removing of all or any of the said Mills, Erections, Buildings, and Cottages now standing and being upon the aforesaid devised Premises, and of rebuilding, constructing, and completing such new or other Mills, Erections, Buildings, and Cottages as aforesaid, and of and attendant upon making or effecting any such Mortgage as aforesaid, or otherwise in carrying the Trusts and Purposes of this Act into execution, and also from Time to Time to make such Order or Orders as the said Court shall think expedient for Payment of all such Costs, Charges, and Expences as aforesaid, and also all such Costs, Charges, and Expences as may already have been incurred in carrying into execution the Trusts and Powers of the herein-before recited Act of Parliament, out of the Monies that have arisen or shall arise under the Sales made or to be made under the Powers of the said Act or of this Act, or out of the Monies arising by Sale of the Navy, Victualling, or Exchequer Bills to be purchased from all or any such Monies, or out of the Monies to be borrowed or raised on Mortgage as aforesaid, or by all or any of the said Means.

Power of Appointment of new Trustees in former Act, and Indemnity to them, to extend to this Act.

XV. And be it further enacted, That the Power of Appointment of a new Trustee or Trustees, and the Clause of Indemnity to Trustees respectively, contained in the herein-before recited Act of Parliament, shall or may be exercised for the Trusts and Purposes of and shall apply to all Acts done by means or in consequence of this present Act, as well as for the Trusts and Purposes of and the Acts to be done by virtue of the herein-before recited Act of Parliament.

Act not to be valid without Consent of James Kennet Dawson.

XVI. And whereas the said *James Kennet Dawson*, the only surviving Brother of the said *Richard Kennet Dawson*, and the first adult Tenant in Tail of the Estates devised by the said Will of the said *Hannah Pownall*, is now beyond the Seas in the Island of *Jamaica*, and his Consent to this Act has not yet been proved; be it therefore further enacted, That this Act shall not nor shall any of the Provisions herein contained be carried

into execution or operate in any Manner until the said *James Kennet Dawson* shall signify his Consent to this Act by Writing under his Hand, and attested by One or more credible Witness or Witnesses, which Writing shall be enrolled in His Majesty's High Court of Chancery within Two Years from the passing of this Act; and from and after the Enrolment of such Consent the same shall be deemed and taken as Part and Parcel of this Act, and shall be as conclusive and binding on the said *James Kennet Dawson*, the Heirs of his Body, his Heirs, Executors, Administrators, and Assigns, as if such Consent had been obtained and proved before the passing of this Act; and such Consent may be given in the Form or to the Effect following; (that is to say,)

Form of Consent.

'I *James Kennet Dawson* of in the Island of *Jamaica*, Esquire, do hereby consent to an Act of Parliament passed in the Year of the Reign of His most Excellent Majesty King *William* the Fourth, intituled *An Act for enlarging the Powers of an Act passed in the Fifty-ninth Year of the Reign of His Majesty King* George *the Third, intituled "An Act for vesting the Estates devised by the Will of* Hannah Pownall *Widow, deceased, situate in the County of* York, *in Trustees, for Sale, and for investing the Purchase Money in the Purchase of other Estates, to be settled to the former Uses," and for authorizing the rebuilding of certain Mills on the said devised Estates, called* Copley Mills, *out of the Monies to arise from such Sales, and out of Monies to be raised by Mortgage of the said devised Estates remaining unsold,* so far as such Act affects or concerns me, or any Person or Persons claiming from or under me. Given under my Hand this Day of in the Year .'

Provided nevertheless, that in case the said *James Kennet Dawson* shall depart this Life before signing such Consent, then this Clause and the Restrictions herein contained shall be absolutely void to all Intents and Purposes whatsoever as if the said *James Kennet Dawson* had been dead at the Time of the passing of this Act.

General Saving.

XVII. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to the said *Mary Bingley*, *Mary Delaney*, and *Frances Kennet* in respect of their aforesaid Annuities, and to the Trustees for the Time being of the said Term of Ninety-nine Years in the said Hereditaments situate in the said Parish of *Halifax*, and to all and every Person and Persons, Bodies Politic and Corporate, and their respective Heirs, Successors, Executors, Administrators, and Assigns, (other than and except the said *Richard Kennet Dawson*, and all and every the Son and Sons and Daughter and Daughters of the said *Richard Kennet Dawson*, and the Heirs of the Body and Bodies of all and every such Sons and Daughters respectively, and also the said *James Kennet Dawson* and the Heirs of his Body, and also the said *Frances Mary Kennet Dawson*, and also the said *Richard Kennet Dawson* and the Heirs of his Body, and also other than and except all and every other Person and Persons, save as aforesaid, claiming or to claim any Estate, Right, Title, or Interest under or by virtue of the herein-before recited Will of the said *Hannah Pownall* deceased, and the herein-before recited Indentures of Lease and Indenture of Lease and Release and Assignment of the Nineteenth and Twentieth Days of *June* One thousand eight hundred and sixteen, or any or either of them, in respect of the Premises and the Powers

Powers hereby given,) all such Estate, Right, Title, Claim, and Demand whatsoever of, in, to, or out of the same Hereditaments and Premises, and every or any Part thereof, as they or any of them had before the passing of this Act, or could or might have had, held, or enjoyed in case this Act had not been passed.

Act to be printed by the King's Printers.

XVIII. And be it further enacted, That this Act shall be printed by the several Printers to the King'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

The FIRST SCHEDULE to which the foregoing Act refers.

Tenants Names.	Names of Townships.	Particulars.	Contents.	Totals.	Annual Rents.
			A. R. P.	A. R. P.	£ s. d.
		In the Parish of Huddersfield in the County of York.			
William Learoyd	Huddersfield. -	Two Crofts, Cottages, Outbuildings, &c.	- -	4 0 14	40 0 0
		In the Parish of Halifax.			
James Thwaite	Elland cum Greetland.	House, Barn, Yard, and Garden - -	0 0 17		
		Garden - -	0 0 9		
		Croft - -	0 1 11		
		Long Field - -	1 0 0		
		Intake - -	0 1 15		
		Hippings Close, now in Two - -	0 3 36		
		Rough Field, ditto -	2 0 29		
		Ing - - -	1 2 38		
		Dam Stone Field -	1 1 15		
		Thornhill Ing -	2 2 13		
		Two Cottages and Gardens in the Occupation of Robert Washington and Widow Lee - -	0 0 14		
				10 2 37	19 0 0
John Thwaite -	Elland cum Greetland.	House, Barn, Stables, Fold, Garden, with Two Cottages -	0 1 10		
		Upper Ing - -	2 0 13		
		Lower Ing - -	2 0 1		
		Lower Little Field -	1 1 6		
		Upper ditto - -	1 1 30		
		Garden - - -	0 0 28		
		Cottage, Croft, and Garden (occupied by Richard Thwaite)	0 1 31		
		Brow - - -	0 3 24		
		Tenter Field - -	3 2 17		
		Tinker Hey - -	3 1 5		
		Brow - - -	0 2 25		
		Briar Field - -	2 3 38		
		Lane adjoining ditto	0 1 2		
		Heald Hey - -	4 3 24		
				24 1 14	37 5 8
Joseph Whiteley	Elland cum Greetland.	House, Barn, &c. -	0 0 8		
		Garden - -	0 0 35		
		Little Ing - -	1 3 19		
		Garden -	0 0 14		
		Laith Field - -	2 1 20		
		Near Well Intake -	1 2 30		
		Far Well Intake -	2 0 9		
		Little Field - -	1 1 20		
				9 2 35	14 10 6

Tenants Names.	Names of Townships.	Particulars.	Contents.	Totals.	Annual Rents.
			A. R. P.	A. R. P.	£ s. d.
John Carr -	Skircoat - -	Great Oaks - -	3 1 34		
		Laith Field, Part of Great Summer Pasture - - -	3 3 2		
		Fold Yard, Laith, &c.	0 0 39		
		Dick Carr - -	4 0 0		
		Great Holm, Three Nooked Field, and Wheatlands - -	17 1 38		
		Part of Great Holme	0 2 18		
		Part of Upper Holme	0 1 15		
		Lower Holme -	7 3 30		
		Lower Cherry Well Holme - -	7 1 26		
		Part of Rushy Holme	4 1 12		
		Remainder of ditto -	0 3 20		
		Long Holme - -	4 3 33		
		Lock Holme - -	6 0 5		
				61 1 32	221 0 0
David Uttley -	Skircoat - -	Part of Shroggs -	0 2 32		
		Ditto - -	0 3 6		
		Part of Wood Field -	0 1 35		
		Ditto - -	1 2 29		
		Occupation Road -	0 0 19		
		Cottage and Stable -	0 0 7		
		Garden - -	0 0 20		
		Ditto - -	1 2 23		
		Part of Five-day Work - -	2 1 8		
		Ditto - -	2 0 33		
		Little Oaks - -	2 2 7		
		Lime Field - -	5 1 18		
				17 3 37	77 0 0
Charles Priestly	Skircoat - -	House, Barn, Stables, Yard, &c. - -	0 1 20		
		Gardens - -	1 0 12		
		Laith Croft - -	2 3 11		
		Lower Laith Field -	1 2 35		
				5 3 38	50 0 0
Thomas Denton	Skircoat - -	Part of Great Summer Pasture - -	- -	4 0 3	8 8 0
William Denton	Skircoat - -	Back Laith Field -	3 3 7		
		Woodcock Field -	1 3 35		
				5 3 2	16 10 0
Samuel White -	Skircoat - -	Garden - -	- -	0 0 26	0 10 0
Joseph Tate -	Skircoat - -	House, Stable Yard, &c. - - -	0 0 16		
		Garden behind ditto -	0 0 13		
		Croft - - -	0 1 5		
		Rough Close - -	2 2 30		
		Gardens - - -	2 0 13		
		Tongue - -	0 2 3		
		Gardens - - -	1 2 34		
		Ditto - - -	2 0 9		
		Road through ditto -	0 0 19		
		Upper Spring - -	2 2 17		
		Lower ditto, in Two	1 2 38		
				13 3 37	40 0 0
John Bottomley	Skircoat - -	Mill Holme - -	3 0 37		
		Garden - - -	0 1 24		
				3 2 21	6 0 0

Tenants Names.	Names of Townships.	Particulars.	Contents. A. R. P.	Totals. A. R. P.	Annual Rents. £ s. d.
David Naylor -	Skircoat - -	Dwelling House, with Warehouse and Yard and Cottages	- -	0 2 32	71 4 0
John Hitchon -	Skircoat - -	Cottage and Garden -	- -	0 0 12	3 3 0
Bazilla Spivey -	Skircoat - -	Cottage and Garden -	- -	0 0 9	3 3 0
Joseph Lees -	Skircoat - -	Cottage and Garden -	- -	0 0 11	3 3 0
GeorgeCrowther	Skircoat - -	Cottage and Garden -	- -	0 0 5	3 3 0
Joseph Drake -	Skircoat - -	Cottage and Garden -	- -	0 1 29	5 10 0
John Schofield	Skircoat - -	Cottage and Garden -	- -	0 0 7	3 0 0
Joseph Shaw -	Skircoat - -	Cottage and Garden -	- -	0 0 8	3 0 0
George Helliwell.	Skircoat - -	Cottage and Garden -	- -	0 0 16	6 0 0
Michael Washington.	Skircoat - -	Cottage and Garden -	- -	0 0 8	3 0 0
John Schofield	Skircoat - -	Cottage and Garden -	- -	0 0 8	3 0 0

In the Parish of Wakefield.

Benjamin Beaumont.	Alverthorpe with Thornes -	- - - -	- -	5 2 5	17 10 0

In the Parish of Dewsbury.

John Harrap -	Dewsbury - -	Long Close - -	- -	1 1 27	4 0 0
Thomas Fothergill.	Dewsbury - -	Near Pig Hills - -	1 3 36		
		Far ditto - -	2 0 20		
				4 0 16	15 0 0
James Archer -	Ossett - -	House, Barn, Stable, TwoCottages, Yard, &c. - - -	0 1 7		
		Low Gad Holme -	0 3 10		
		Middle ditto - -	1 1 27		
		Upper ditto - -	2 1 8		
				4 3 12	32 8 6
Joseph Thomas	Ossett - -	Near Rye Royd -	2 2 0		
		Far Rye Royd - -	4 2 0		
				7 0 0	15 0 0
Joshua Haigh -	Ossett - -	Hagg Close - -	- -	3 3 0	10 0 0
Joseph Norcliffe	Ossett - -	Near Richard Close -	3 0 0		
		Far Richard Close -	2 1 8		
				5 1 8	15 0 0
Overseers of Ossett Poor.	Ossett - -	Hagg Close - -	- -	7 1 16	21 0 0
				202 1 5	767 8 8

Property unoccupied in the Parish of Halifax.

	Skircoat - -	Copley Mills, Yard, and Outbuildings, Part of Warehouse, &c. - - -	0 2 13	
	Skircoat - -	Cottage and Garden -	0 0 9	
	Skircoat - -	Cottage and Garden -	0 0 8	
				0 2 30

Tenants Names.	Names of Townships.	Particulars.	Contents.	Totals.	Annual Rents.
		Woods in hand in the Parish of Halifax.	A. R. P.	A. R. P.	£ s. d.
		Woodcock Spring -	3 3 7		
		King's Dean Wood -	23 1 23		
		Wood Allotment -	4 1 19		
		Little Wood - -	1 0 28		
		North Dean Wood -	15 2 31		
		Reins above Copley Mill.	1 3 6		
				50 0 34	
		In the Township of Skircoat.			
		PrivateCarriageRoads, Waste Ground, &c. - -		1 1 17	
		In the Township of Greetham.			
		PrivateCarriageRoads, Waste Ground, &c. - -		1 2 1	
				2 3 18	
		In the Parish of Huddersfield.			
		Heath House Wood near Golcar Hill. - -		5 3 7	

Henry Clarkson.

The SECOND SCHEDULE to which the foregoing Act refers.

		A. R. P.	£ s. d.
Francis Dunhill	A Leasehold Estate in the Parish of Kippax in the County of York, held under the Duchy of Lancaster for a Term of Thirty-one Years from the 18th Day of December 1828, consisting of the ruinous Castle of Pontefract, and the Scite and Walls, and Messuage erected thereon, called the Castle House, with the Appurtenances and Lands within or contiguous to the ancient Walls - - - -	7 1 39	50 10 0
JosephRamsden	In Allerton Ings - - - -	8 2 15	28 0 0
George Shaw -	In Allerton and Kippax Ings - - - -	17 2 17	55 0 0
		33 2 31	133 10 0

Henry Clarkson.

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