

member, all lands and tenements, tithes and other hereditaments belonging to the said church or the chapter thereof, except any right of patronage, should without any conveyance or assurance in the law other than the provisions of that Act accrue to and be vested in the Ecclesiastical Commissioners for England and their successors, for the purposes of the first recited Act and of that Act; and that out of the lands, tenements, tithes and other hereditaments and endowments, which should so accrue to the said Commissioners or the proceeds thereof, competent provision should be made by the authority in the said first recited Act provided, and in such manner as should be by such authority deemed expedient for the services of the said church of Southwell, and for the maintenance and reparation of the fabric of the said church, and for any minor canon or officer thereof; and that so soon as conveniently might be, and by the like authority and out of the same lands, tenements, tithes or other hereditaments or endowments, or the proceeds thereof, or out of any other lands, tithes or other hereditaments or endowments then or in the mean time vested in the said Commissioners, or any emoluments already accrued or hereafter accruing to them in respect of the canonries or prebends of the said church, provision should be made for the spiritual care of the said parish of Southwell, and for the competent endowment of ministers in the several parishes within the deanry of Southwell, wherein any of such lands, tenements, tithes and hereditaments were respectively situated or arose:

“ And whereas there are now vacant in the said chapter of Southwell ten canonries, to the whole profits and emoluments whereof we are now entitled, under the provisions of the said Act in that behalf :

“ And whereas by an Order of your Majesty in Council, bearing date the twenty-seventh day of August, one thousand eight hundred and forty-six, and duly gazetted in accordance with the said recited Acts, it is provided, that so long as there should continue to be any canons or canon remaining in the said collegiate church, the chapter or such remaining canons or canon might from time to time appoint a substitute or substitutes, to be approved by the Bishop of Lincoln for the time being, to perform the duties of a

canon in residence for any period or periods during which canonical residence should remain unprovided for after all statutable and customary residence should have been kept by all the canons of the said church then remaining, or by the sole remaining canon as the case might be:

“ And whereas it was by the first and second recited Acts enacted, that any arrangement might from time to time be made, with the consent of the Visitor for the time being, and under the corporate seal of any chapter of any cathedral or collegiate church, for the sale, transfer or exchange of any lands, tithes or other hereditaments belonging to such chapter, or for the purchase of other lands, tithes or other hereditaments in lieu thereof, or for substituting in any case any lands, tithes or other hereditaments for any money payment, or for substituting any money payment for any lands, tithes or other hereditaments:

“ And whereas, under and by virtue of the foregoing enactments and the other general provisions of the said several recited Acts, and for sooner and more effectually carrying into effect the purpose hereinbefore mentioned of making provision for the spiritual care of the said parish of Southwell, we have entered into an agreement in writing with the chapter of the said collegiate church of Southwell, under the corporate seal, bearing date the ninth day of March, in this present year one thousand eight hundred and forty-eight, a copy of which agreement is hereunto annexed:

“ We, therefore, with the consent in writing of the said chapter of the said collegiate church of Southwell, testified by the corporate seal of the said chapter being affixed to this scheme, and also with the consent of the Right Reverend John Bishop of Lincoln, as Visitor of the said chapter, testified by his having signed this scheme, humbly recommend and propose, that the said agreement and all acts, deeds, matters and things already done or executed for carrying the same into effect, shall be valid and effectual in law and binding upon the several parties thereto, and upon all other persons whomsoever to all intents and purposes, and that all such further acts, deeds, matters and things as shall be necessary or proper to be done or executed shall accordingly be done and executed, and shall be valid, effectual and binding