

twenty-ninth day of September in every year, deliver to the said Commissioners, in such form as they shall from time to time direct, a correct account in writing, certified under his hand, of all monies actually received by him, whether consisting of arrears or otherwise, accrued due since the thirty-first day of December one thousand eight hundred and fifty-one, in respect of the revenues of his said see, or of such other ecclesiastical profits or emoluments as aforesaid, during the half year ending on the thirty-first day of December, or the thirtieth day of June, as the case may be, then last past, and also of all monies remaining unpaid in respect of the said see, or of any such other profits or emoluments as aforesaid, on account of such arrears as aforesaid, or otherwise at the date of such account, and in every such account, shall be included as money actually received by the said bishop, such a sum as shall from time to time be agreed upon between him and the said Commissioners, or, in case of their disagreement, then as shall be determined by two indifferent persons, one to be chosen by the said bishop, and the other by the said Commissioners, or in case of the disagreement of such two persons, then by an umpire to be chosen by them, as a fair and reasonable occupation rent to be charged against the said bishop, for such parts of the estates of the said see (other than and except the episcopal houses of residence, with the grounds and premises appurtenant thereto respectively), of and belonging to the said see, situate respectively at Ely, and in Dover-street, London, as shall have been in the possession or occupation of the said bishop, or of any person or persons under his authority or permission (other than and except under any lease, or agreement for a lease, to be granted or entered into after the execution of these presents, with the consent of the said Ecclesiastical Commissioners as hereinafter mentioned), during the preceding half year, or any part thereof, and according to the term of his, her, or their having been in such possession or occupation; and if it shall appear by any such account, that after allowing all such reasonable and customary payments and deductions as shall be allowed by the said Ecclesiastical Commissioners, or their surveyor, or receiver, the net amount actually received has exceeded two thousand seven hundred and fifty pounds, being one half of the said amount of the annual income so fixed for the said see as aforesaid, the surplus shall at the same time be paid by the said bishop; and he doth hereby agree to pay such surplus to the credit of the Ecclesiastical Commissioners for England, at the Bank of England, and that upon the account so delivered being examined and approved by the Treasurers of the said Ecclesiastical Commissioners for the time being, their receipt for the amount of such surplus shall be given to the said bishop, and shall be a good and valid discharge for all payments or contributions accruing due during the half year to which the said account shall relate, in respect of the said annual sum of three thousand five hundred pounds, for which the said bishop is now liable under the said Order in Council; but if it shall appear upon due investigation of any such account, that after allowing such payments and deductions as aforesaid, the net amount so received is less than one half of the said annual income so fixed as aforesaid for the said see, there shall be paid by the said Commissioners, and they do hereby agree to pay to the said bishop, on the first day of November, or the first day of May, as the case may be, then next following, such a sum of money as shall make up the deficiency.

“2. Provided always, and it is further agreed by the said bishop, that subject to the right of apportionment (if any), hereinafter mentioned, after the delivery of such account, all arrears of rent due or other payments in respect of the see, or of any such profits or emoluments as aforesaid, which may have remained unpaid at the end of the half year to which such account shall relate, shall form part of the future revenues of the said see, and shall, when received, be included in the account for the then current half year, so to be delivered to the said Commissioners as aforesaid; and the said bishop shall take and use all lawful means and remedies for obtaining and compelling payment of all such monies as last-mentioned, within a reasonable time, or it shall be lawful for the said Commissioners, if they shall think fit, to use the name and act as the attorneys of the said bishop, in demanding, obtaining, or compelling payment of such monies, and giving good and sufficient discharges for the same, and all monies so recovered, after payment of the costs of obtaining or compelling payment thereof, and of all incidental expenses, shall be carried over to the common fund of the said Commissioners.

“3. Provided nevertheless, that with respect to all such sums of money as were accruing in respect of the same revenues, profits, or emoluments, on the said first day of January now last past, and have been since, or shall be hereafter, received by the said bishop, he, the said bishop, shall be entitled to such apportioned part thereof (if any), as his legal personal representative would have been by law entitled to, in case he had died on that day, and the said see had thereby become void.

“4. Provided also, and it is hereby further mutually agreed between the said bishop and the said Commissioners, that all monies which shall be due to the said bishop on account of his said see, or any such other ecclesiastical profits or emoluments as aforesaid, at the time of his avoidance of the said see, whether by death or otherwise, or which, in case of the avoidance thereof by death, shall accrue to his legal personal representatives, including all arrears accrued due since the said thirty-first day of December one thousand eight hundred and fifty-one, subject to such right of apportionment (if any) as aforesaid, shall be considered as belonging to the said Commissioners, and shall and may be received or recovered by them, or by the said bishop, or his representatives, on their behalf, and paid over to them with as little delay as practicable; and upon such avoidance, an account shall forthwith be made and rendered by the said bishop, or his representatives, as the case may be, to the said Commissioners, in such form as they shall require, of all monies received or to be accounted for as monies received by him, or them, since the then last half yearly account, and also of all monies then remaining unpaid in respect of the said see, or such other ecclesiastical profits or emoluments as aforesaid, and if it shall appear by such account, that after allowing all such reasonable and customary payments and deductions as aforesaid, the net amount received, or to be accounted for, has exceeded so much of the current half yearly payment of the said annual income, or sum of five thousand five hundred pounds, as would be in proportion to the number of days which shall have intervened between the thirtieth day of June, or the thirty-first day of December, whichever shall have happened next before such avoidance of the said see, and in that event, then the said bishop, or his representatives, as the case may be, shall pay over such surplus to the credit of the said Commissioners, at the Bank of England, or if it shall appear upon the examination of such account, that