

‘ aforesaid ; but if such incumbent or incumbents shall not have so consented thereto, this last-mentioned provision shall not come into operation until the next avoidance of the benefice by the incumbent objecting thereto, or by the surviving incumbent objecting, if more than one shall object thereto, and in such case the last-mentioned provision shall forthwith after such avoidance come into operation, and shall be binding on all persons whatsoever.’

And whereas the Lord Bishop of Carlisle has drawn up, together with a scheme, a representation, in writing, bearing date the thirtieth day of November, in the year of our Lord one thousand eight hundred and seventy-two, and has transmitted the same to his Grace the Lord Archbishop of York, in the words and figures following (that is to say) :

“ To the Most Reverend William, Lord Archbishop of York.

“ I, the Right Reverend Harvey, Lord Bishop of Carlisle, hereby represent to your Grace.

“ 1. That there is in the county of Westmorland, and my diocese of Carlisle, the vicarage of Heversham, the parish whereof adjoins the perpetual curacy or vicarage of Preston Patrick.

“ 2. That there is also within the said county and diocese the vicarage of Preston Patrick, the parish whereof adjoins the said parish of Heversham, as the same respectively appear on the plan which accompanies this representation.

“ 3. That the said parish of Heversham and the said parish of Preston Patrick have, each of them, a sufficiently commodious church within their respective limits.

“ 4. That a district part of the said parish of Heversham adjoining to the said parish of Preston Patrick, as the same is shown on the said plan and hereinafter particularly described, is situated considerably nearer to the church of Preston Patrick than to the church of Heversham, and it would be much more convenient for the inhabitants of the said portion to attend divine services at the church of Preston Patrick than to attend at the church of Heversham.

“ 5. That according to the last census the population of the said parish of Heversham is one thousand two hundred and eighty-one persons, and the population of the parish of Preston Patrick is five hundred and nine persons, and the population of the said district part of the said parish of Heversham, referred to in the last paragraph, is three hundred and sixty-four persons.

“ 6. That the patronage of the said vicarage of Heversham belongs to the Master, Fellows, and Scholars of Trinity College, Cambridge, and the Reverend Thomas Morrell Gilbert, Clerk, is vicar of the said vicarage of Heversham, and the patronage of the said vicarage of Preston Patrick belongs to the see of Carlisle, and the Reverend James Henry Blackman, Clerk, is the vicar of the said vicarage of Preston Patrick, all of whom are consenting parties to the separation and annexation hereinafter proposed.

“ 7. That it appears to me that the said district part of the said parish of Heversham adjoining the parish of Preston Patrick, as before stated, may, under the provisions of the Acts of Parliament of the first and second years of Her present Majesty, chapter 106, and the second and third years of Her said Majesty, chapter 49, be advantageously separated from the said parish of Heversham and be united with the said parish of Preston Patrick for all ecclesiastical purposes.

“ 8. That pursuant to the directions contained in the said first-mentioned Act of Parliament I, the

said Lord Bishop, have drawn up a scheme in writing, appended to this representation, describing the mode in which it appears to me that the alteration above proposed may best be effected with justice to all parties, and I do submit the same to your Grace, to the intent that your Grace, if on full consideration and enquiry you shall be satisfied of the said scheme, may certify the same and such consent to Her Majesty in Council.

“ Given under our hand this thirtieth day of November, in the year of our Lord, one thousand eight hundred and seventy-two.

“ *Harvey Carlisle.*”

“ SCHEME referred to in the foregoing Representation.

“ It is proposed to separate from the parish of Heversham to which it now belongs, and to add to the parish of Preston Patrick such district, a portion of the parish of Heversham, as hereinafter described (that is to say), so much of the parish of Heversham as is coloured red on the map attached hereto, within a line commencing at Wath Sutton-bridge, and thence, northwards, up Peasey Beck, which divides the parish of Heversham from the parochial district of Preston Patrick, to the centre of the bridge which crosses the said Peasey Beck, near Gate Beck, and thence along the road leading towards Summerlands, to the turnpike-road from Kendal to Lancaster ; and thence, along the said turnpike-road, southernly, to a point fifty yards or thereabouts south of the fifth mile-stone from Kendal ; from thence, along a lane which turns from the said turnpike-road, to the south-west by Lauramer Gate, till it meets a lane leading from Old Hall to Common-mire ; thence following the last-named lane to a point about half-way between Low Common-mire and High Common-mire, at which point another lane called Common-mire-lane, turns off nearly westwards, and following Common-mire line, to the centre of the bridge by which the lane crosses the canal near Field End ; thence, along the central line of the canal to the bridge near High-lane, and crossing the said bridge, then from the centre thereof, along an occupation road which passes to the north of the old farmhouse at High-lane to another lane, which leads from Crosscracke and Stainton to Milton and Wath Sutton ; and thence, along the said last-mentioned lane, southwards, through the Five Lane Ends to the before-mentioned Wath Sutton-bridge across Peasey Beck.

“ 2. That the said district shall be subject to the same ecclesiastical jurisdiction as the said parish of Preston Patrick, and the vicarage of the last-mentioned parish, shall have exclusive cure of souls within the limits of the same.

“ 3. That all fees and payments arising from baptisms, churchings, marriages, and burials, and for all such other ecclesiastical offices solemnized and performed in respect of the said district, and all such other ecclesiastical dues, offerings, and emoluments usually payable to the incumbent of a parish or benefice as shall arise within or in respect of the said district shall henceforth belong to and be received by the incumbent of the said parish of Preston Patrick, but no change is to be made by this scheme, in regard to the glebe land, tithe, rent-charges, or other endowments of the said parish of Heversham.

“ 4. That no alteration shall be made in the patronage of either of the said benefices of Heversham and Preston Patrick.

“ 5. That the inhabitants of the said district shall henceforth be exempt from all liability in respect of the repair and maintenance of the parish church of Heversham, but shall henceforth