

separate parish under the hereinbefore mentioned Act.

“ And whereas the said piece of land is about to be conveyed to us, the said Ecclesiastical Commissioners, as the site for the said intended church, and it is our intention that such church when duly consecrated shall become the church of the separate district which is hereinafter recommended and proposed, which district will thereupon become a separate parish under the provisions of the hereinbefore mentioned Act.

“ And whereas John Williams Matthews, of Frankfort Chambers, Plymouth, solicitor, and Henry Cooke, of No. 1, Coptshall Buildings, in the city of London, solicitor, the present trustees of the said will, have transferred the sum of three thousand seven hundred and fifty pounds Great Western Railway four pounds per centum per annum debenture stock into our names to be held in trust by us as and for a permanent endowment for the minister of the said proposed district and when the said district shall have become a new parish under the provisions of the hereinbefore mentioned Act then for the incumbent of the said new parish, the amount of the annual interest and dividends to accrue due on account of the said sum of stock to be receivable by the said minister or incumbent for the time being when he shall have been duly licensed according to the hereinbefore mentioned Act.

“ And whereas the said annual interest and dividends to accrue due on account of the said sum of stock and to be receivable by the said minister or incumbent for the time being will amount to not less than the sum of one hundred and fifty pounds.

“ And whereas the said sum of three thousand seven hundred and fifty pounds Great Western Railway four pounds per centum per annum debenture stock has been so transferred to us as aforesaid upon the understanding and condition that the whole right of patronage of the said proposed district or new parish and of the nomination of the minister or incumbent thereto should be assigned in the manner which is hereinafter set forth.

“ And whereas by an Order of the Chancery Division of the High Court of Justice, dated the sixth day of November, one thousand nine hundred and eight, it was declared that the perpetual presentation to the parish proposed to be created in accordance with the said will is vested in the Church Patronage Trustees.

“ And whereas in pursuance of and for the purpose of effectuating the said Order, the said John Williams Matthews and the said Henry Cooke have nominated the present Church Patronage Trustees as the persons to whom they desire that the whole right of patronage of the said proposed separate district shall be assigned, that is to say, Francis Augustus Bevan, of Number 54, Lombard-street, in the city of London, Esquire, John Francis William Deacon, of Number 20, Birchin-lane, in the city of London, banker, the Reverend Ernest Newton Sharpe, of Kersal Rectory, Manchester, clerk in Holy Orders, the Reverend Henry Lawe Corry Vully de Candole, of Holy Trinity Vicarage, Cambridge, clerk in Holy Orders, and the Reverend Edward Grose Hodge, of Holy Trinity Vicarage, Marylebone, in the county of Middlesex, clerk in Holy Orders.

“ Now, therefore, with the consent of the Right Reverend Archibald, now Bishop of Exeter (in testimony whereof he has signed and sealed this scheme), we, the said Ecclesiastical Commissioners, humbly recommend and propose that all that part of the said new parish of Upton, which is more particularly described in the schedule hereunder written, and is delineated and set forth on the map or plan hereunto annexed, shall upon and from the day of the date of the publication in the London Gazette of any Order of Your Majesty in Council ratifying this scheme become and be constituted a separate district for spiritual purposes and that the same shall be named ‘The District of Saint James, Upton, Torquay.’

“ And we further recommend and propose that the whole right of patronage of the said district so recommended to be constituted and when such district shall have become a new parish as aforesaid then of the said new parish and the nomination of the minister or incumbent thereof shall without any assurance in the law other than this scheme and any duly gazetted Order of Your Majesty in Council ratifying the same and upon and from the day of the date of the publication of such Order in the London Gazette as aforesaid be assigned to and be absolutely vested in and shall and may from time to time be exercised by the said Church Patronage Trustees, that is to say, the said Francis Augustus Bevan, John Francis William Deacon, Ernest Newton Sharpe, Henry Lawe Corry Vully de Candole, and Edward Grose Hodge, being the said Church Patronage Trustees, and their heirs and assigns for ever.

“ And we further recommend and propose that nothing herein contained shall prevent us from recommending and proposing any other measures relating to the matters aforesaid or any of them in accordance with the provisions of the said Act or of any other Act of Parliament.

“ The SCHEDULE to which the foregoing Scheme has reference.

“ The District of Saint James, Upton, Torquay, being: all that part of the new parish (sometime district) of Upton, in the county of Devon and in the diocese of Exeter, which is bounded upon the west and upon the north-west by the parish of Tormoham, upon the north-east by the parish of Saint Mary Church, upon the south-east by the new parish of Ellacombe, all in the said county and diocese, and upon the remaining side, that is to say, upon the south, by an imaginary line commencing upon the boundary which divides the said new parish of Ellacombe from the said new parish of Upton at the junction of Saint Mary Church-road, Bronshill-road and the road called Mudge’s Hill, and extending thence first south-westward then north-westward and then again south-westward along the middle of the last-mentioned road for a distance of twenty chains or thereabouts to its junction with Lymington-road, and extending thence south-westward along the middle of Lymington-road for a distance of six chains and a half or thereabouts to its junction with the road leading across the Upton Valley Pleasure Ground into Upton-road, and extending thence north-westward along the middle of the last described road for a distance of four chains or thereabouts to its junction with Upton-road, and extending thence north-eastward along the