

mend and propose that 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 and without any conveyance or assurance in the law other than such duly gazetted Order the whole advowson or perpetual right of patronage of and presentation to the said benefice of Maltby now vested in him the said Lord Scarbrough as aforesaid, shall be transferred to the said Cosmo Gordon, Archbishop of York, and his successors in the same archbishoprick, and shall thereupon and thenceforth become and be absolutely vested in and shall and may from time to time be exercised by the said Cosmo Gordon, Archbishop of York, and by his successors in the same archbishoprick, for ever.

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

And whereas the said scheme has been approved by His Majesty in Council:

Now, therefore, His Majesty, by and with the advice of His said Council, is pleased hereby to ratify the said scheme, and to order and direct that the same and every part thereof shall be effectual in law immediately from and after the time when this Order shall have been duly published in the London Gazette pursuant to the said Acts. And His Majesty, by and with the like advice, is pleased hereby to direct that this Order be forthwith registered by the Registrar of the said Diocese of York.

*Almeric FitzRoy.*

At the Court at *Buckingham Palace*, the 22nd day of *March*, 1911.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS the Ecclesiastical Commissioners for England have, in pursuance of the Act of the thirty-third and thirty-fourth years of Her late Majesty Queen Victoria, chapter thirty-nine, and of the Acts therein mentioned, that is to say, the Act of the third and fourth years of Her said late Majesty, chapter one hundred and thirteen, the Act of the fourth and fifth years of Her said late Majesty, chapter thirty-nine, and the Act of the thirty-first and thirty-second years of Her said late Majesty, chapter one hundred and fourteen, duly prepared and laid before His Majesty in Council a scheme, bearing date the sixteenth day of February, in the year one thousand nine hundred and eleven, in the words and figures following, that is to say:—

“We, the Ecclesiastical Commissioners for England, in pursuance of the Act of the thirty-third and thirty-fourth years of Her late Majesty Queen Victoria, chapter thirty-nine, and of the Acts therein mentioned, that is to say, the Act of the third and fourth years of Her said late Majesty, chapter one hundred and thirteen, the Act of the fourth and fifth years of Her said late Majesty, chapter thirty-nine, and the Act of the thirty-first and thirty-second years of Her said late Majesty, chapter one

hundred and fourteen, have prepared and now humbly lay before Your Majesty in Council the following scheme for effecting a transfer of the ownership of the advowson or perpetual right of patronage of and presentation to the church and cure (hereinafter called ‘the said benefice’) of Loxbear, in the county of Devon and in the diocese of Exeter.

“Whereas under and by virtue of the will of the Right Honourable Sir Thomas Dyke Acland, of Killerton, in the said county of Devon, who died on the twenty-ninth day of May, one thousand eight hundred and ninety-eight, and whose said will bearing date the twenty-ninth day of September, one thousand eight hundred and ninety-six, was, with a codicil thereto, duly proved in the District Registry at Exeter of the Probate Division of the High Court of Justice on the fifteenth day of July, one thousand eight hundred and ninety-eight, and of an indenture bearing date the thirteenth day of March, one thousand nine hundred, and made between Sir Charles Thomas Dyke Acland, Baronet, the Reverend Richard Hart Hart Davis, and Frederick Henry Anson of the first part, the said Sir Charles Thomas Dyke Acland of the second part, and William John Battishill of the third part, the advowson or perpetual right of patronage of and presentation to the said benefice of Loxbear stands limited along with other hereditaments to such uses upon such trusts and generally in such manner as the said Sir Charles Thomas Dyke Acland shall by any deed or deeds revocable or irrevocable or by will or codicil appoint and in default of and until any such appointment to the use of the said Sir Charles Thomas Dyke Acland and his assigns during his life with divers remainders over.

“And whereas the said Sir Charles Thomas Dyke Acland is desirous that the whole advowson or perpetual right of patronage of and presentation to the said benefice of Loxbear should be transferred to and be vested in the Right Reverend Archibald now Bishop of Exeter, in right of his See.

“And whereas the said Archibald, Bishop of Exeter, is willing to accept such transfer and in token of such his willingness and also in token that the same transfer has that consent of the Bishop of the diocese which by the Acts in the hereinbefore mentioned Act recited or by some or one of them is made necessary, he, the said Archibald, Bishop of Exeter, has executed this scheme as hereinafter mentioned.

“And whereas the transfer of the patronage of the said benefice of Loxbear which is hereinbefore mentioned and hereinafter recommended and proposed will in our opinion tend to make better provision for the cure of souls in the parish or district in or in respect of which the right of patronage or advowson so recommended and proposed to be transferred as aforesaid arises or exists, that is to say, in the parish of Loxbear.

“Now, therefore, with the consent of the said Sir Charles Thomas Dyke Acland, being the person whose consent as patron is required by the provisions of the hereinbefore mentioned Acts and of the Act of the first and second years of Her said late Majesty, chapter one hundred and six (in testimony of which consent he has signed and sealed this scheme), and with the consent of the said Archibald, Bishop of Exeter (in testimony whereof he has signed this