

whatsoever, including the Incumbent or Incumbents of the benefice or benefices to be affected thereby, if he or they shall have consented thereto in writing under his or their hands, but if such Incumbent or Incumbents shall not have so consented thereto the Order shall not come into operation until the next avoidance of the benefice by the Incumbent objecting to the alteration or by the surviving Incumbent objecting, if more than one shall object thereto, and in such case the Order shall forthwith, after such avoidance, become binding on all persons whatsoever”;

And whereas the Right Reverend Charles Lord Bishop of Oxford hath, pursuant to the enactment aforesaid, made a Representation in writing to the Right Honourable and Most Reverend Randall Thomas, Lord Archbishop of Canterbury, as follows:—

“ I, Charles, Bishop of Oxford, in pursuance of the twenty-sixth section of the Pluralities Act, 1838, do hereby represent to Your Grace as follows:—

“ That there is in the county of Berks and diocese of Oxford the benefice of Upton with Aston Upthorpe, which benefice consists of the former chapelries of Upton and Aston Upthorpe (the boundaries of which former chapelries are well known and defined). The benefice contains a population of 329 or thereabouts, the nett income of the said benefice is two hundred and five pounds or thereabouts, of which thirty-six pounds fifteen shillings or thereabouts is the gross value of the tithe arising in Aston Upthorpe. The church at Upton has accommodation for 100 persons, and that at Aston Upthorpe for 100 persons.

“ There is also in the same county and diocese the benefice of Aston Tirrold, the parish whereof contains a population of 320 or thereabouts, with a church about three hundred yards from the church of Aston Upthorpe, accommodating 300 people or thereabouts, and the nett annual value of the said benefice is one hundred and forty-three pounds seven shillings and sixpence or thereabouts.

“ The patronage of Upton with Aston Upthorpe belongs to myself by virtue of my Bishopric, and that of Aston Tirrold to the President and Scholars of St. Mary Magdalen College, in the University of Oxford.

“ The Reverend John Henry Moore is the present Incumbent of the benefice of Upton with Aston Upthorpe, and the Reverend Lumley Cecil Green-Wilkinson is the present Incumbent of the benefice of Aston Tirrold.

“ It appears to me that under the said Pluralities Act, 1838, that part of the present benefice of Upton with Aston Upthorpe, which was formerly the chapelry of Aston Upthorpe, may be advantageously separated from the parish of Upton with Aston Upthorpe and united to the parish of Aston Tirrold, to which it is contiguous.

“ Pursuant to the directions contained in the twenty-sixth section of the said Act of Parliament, I, the said Lord Bishop, have drawn up a Scheme in writing annexed to this Representation describing the mode in which it appears to me the proposed alterations may best be effected, and how the changes consequent thereon in respect of ecclesiastical jurisdiction, glebe lands, tithes, rent charges and other ecclesiastical dues, rates and payments, and in respect to patronage and rights to pews may be made with justice to all parties interested. And I do hereby submit the same to Your

Grace, together with the consent thereto, in writing of myself as the patron of the said benefice of Upton with Aston Upthorpe (the Incumbent of the said benefice not being a consenting party), and of the President and Scholars of St. Mary Magdalen College, in the University of Oxford, and Lumley Cecil Green-Wilkinson as the patrons and Incumbent respectively of the said benefice of Aston Tirrold to the intent that if Your Grace shall on full consideration and enquiry be satisfied with such Scheme you may certify the same and such Consents by your report to His Majesty in Council.”

And whereas the said Scheme drawn up by the said Bishop is as follows:—

#### “ The SCHEME.

“ That that portion of the benefice of Upton with Aston Upthorpe which was formerly the chapelry of Aston Upthorpe shall be separated therefrom and united for ecclesiastical purposes to the contiguous parish and benefice of Aston Tirrold.

“ That the people residing within the limits of Aston Upthorpe shall, if entitled to any accommodation in the parish church of Upton cease to be so entitled (except nevertheless any person or persons (if any) possessing a legal right by faculty or otherwise to any pew or sitting in the church of Upton, and who may not be willing to relinquish and give up the same), and shall become parishioners of the parish of Aston Tirrold with Aston Upthorpe.

“ That two Churchwardens shall be annually chosen for each of the said churches of Aston Upthorpe and Aston Tirrold in the customary manner, and at the time when churchwardens are usually appointed, and every person so chosen shall be duly admitted, and shall as heretofore do all things pertaining to the office of churchwarden as to ecclesiastical matters.

“ That baptisms, marriages and all other offices of the church shall be performed and solemnized as heretofore in the said churches respectively, and all ecclesiastical fees, dues and payments in respect thereof shall be paid and belong to the Incumbent for the time being of the said benefice of Aston Tirrold with Aston Upthorpe.

“ That the Incumbent of Aston Tirrold shall have exclusive cure of souls within the limits of Aston Upthorpe, and that all fees, ecclesiastical offerings, dues and payments and emoluments whatsoever arising from and within Aston Upthorpe in respect thereof shall henceforth belong to the Incumbent of Aston Tirrold.

“ That all and singular the tithe rent charge or other payments in lieu of tithes arising or which shall from time to time arise or become payable for or in respect of the lands and hereditaments within the limits of Aston Upthorpe shall be payable to the Incumbent of Aston Tirrold.

“ That the liability (if any) of the Incumbent of Upton with Aston Upthorpe for the repair of the chancel of the church of Aston Upthorpe shall be transferred to the Incumbent of Aston Tirrold with Aston Upthorpe.

“ That no alteration shall be made in the patronage of the said benefices or either of them.”

And whereas the said Bishop of Oxford, as patron of the said benefice of Upton with Aston Upthorpe, the President and Scholars of Saint