

At the Court at *Buckingham Palace*, the 20th day of *November*, 1928.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS the Ecclesiastical Commissioners for England have, in pursuance of the Act of the 33rd and 34th years of Her late Majesty Queen Victoria, Chapter 39, and of the Acts therein mentioned, that is to say, the Act of the 3rd and 4th years of Her said late Majesty, Chapter 113, the Act of the 4th and 5th years of Her said late Majesty, Chapter 39, and the Act of the 31st and 32nd years of Her said late Majesty, Chapter 114, duly prepared, and laid before His Majesty in Council, a Scheme bearing date the 12th day of July, 1928, in the words and figures following, that is to say:—

“We, the Ecclesiastical Commissioners for England, in pursuance of the Act of the 33rd and 34th years of Her late Majesty Queen Victoria, Chapter 39, and of the Acts therein mentioned, that is to say, the Act of the 3rd and 4th years of Her said late Majesty, Chapter 113, the Act of the 4th and 5th years of Her said late Majesty, Chapter 39, and the Act of the 31st and 32nd years of Her said late Majesty, Chapter 114, 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 Saint Cross, Appleton Thorn, in the County of Chester and in the Diocese of Chester:

“Whereas the Advowson or perpetual right of Patronage of and presentation to the said Benefice of Saint Cross, Appleton Thorn, is vested in Geoffrey Egerton Warburton, of Grafton Hall, Malpas, in the said County of Chester, Esquire, Robert Henry Grenville Tatton, of Wybunbury Cliffe, Nantwich, in the same County, a Major in Your Majesty's Army and Walter Arthur Bromley Davenport of The Kennels, Capesthorpe, in the same County, Esquire, as trustees upon the Statutory Trusts for the benefit of Elizabeth Egerton Warburton and Priscilla Egerton Warburton, both of Arley Hall, Northwich, in the said County of Chester:

“And whereas the said Elizabeth Egerton Warburton and Priscilla Egerton Warburton are Minors, and the Honourable Lettice Waters is their Guardian:

“And whereas the said Geoffrey Egerton Warburton, Robert Henry Grenville Tatton and Walter Arthur Bromley Davenport and the said Lettice Waters are desirous that the whole Advowson or perpetual right of Patronage of and presentation to the said Benefice of Saint Cross, Appleton Thorn, should be transferred to and be vested in the Bishop of Chester for the time being:

“And whereas the Right Reverend Henry Luke, now Bishop of Chester, 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 Henry Luke, Bishop of Chester, has executed this Scheme as hereinafter mentioned:

“And whereas the transfer of the Patronage of the said Benefice of Saint Cross, Appleton Thorn, which is hereinbefore mentioned and hereinafter recommended and proposed will render the same Benefice more eligible for augmentation out of funds under our control, and this circumstance 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 New Parish of Saint Cross, Appleton Thorn:

“Now, therefore, with the consents of the said Geoffrey Egerton Warburton, Robert Henry Grenville Tatton and Walter Arthur Bromley Davenport as Trustees (in testimony whereof they have signed and sealed this Scheme), with the consent of the said Lettice Waters, being the person whose consent on behalf of the Patrons is required by the provisions of the hereinbefore mentioned Acts and of the Act of the 1st and 2nd years of Her said late Majesty, Chapter 106 (in testimony of which consent she has signed and sealed this Scheme) and with the consent of the said Henry Luke, Bishop of Chester (in testimony whereof he has signed this Scheme and sealed the same with his Episcopal Seal), we, the said Ecclesiastical Commissioners for England, humbly recommend 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 Saint Cross, Appleton Thorn, shall be transferred to the said Henry Luke, Bishop of Chester, and his successors in the same Bishopric and shall thereupon and thenceforth become and be absolutely vested in and shall and may from time to time be exercised by the said Henry Luke, Bishop of Chester, and by his successors in the same Bishopric 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 Chester.

M. P. A. Hankey.