



ANNO QUINQUAGESIMO PRIMO

GEORGI III. REGIS.

Cap. 114.

An Act for effectuating an Agreement between the Reverend *Anthony Hamilton* Doctor of Divinity, Rector of the Rectory and Parish Church of *Great Hadham*, in the County of *Hertford*, and *James Gordon* Esquire; and for accelerating the Sale to the said *James Gordon* of certain Lands heretofore enjoyed, as Parcel of the said Rectory, for the Purpose of redeeming the Land Tax of such Rectory.

[21st May 1811.]

WHEREAS by Indenture dated the Seventeenth Day of *January* One thousand seven hundred and Seven, and made between the Right Reverend Father in God *Henry* Lord Bishop of *London*, Patron of the Parish Church of *Great Hadham*, in the County of *Hertford*, in the Diocese of *London*, of the First Part; the Reverend *William Stanley* Doctor of Divinity, Rector of the said Parish, of the Second Part; and *William Berners*, of the said Parish of *Great Hadham* Esquire, of the Third Part; It is witnessed, That for the making and executing a reciprocal Conveyance and Assurance, and such Exchange between the said Rector and the said *William Berners*, of the several Lands agreed to be exchanged as therein-mentioned; and for the nominal Consideration therein mentioned, the said *William Stanley*, in pursuance and by virtue of the therein mentioned Licence and Authority from the said Lord Bishop, and by virtue of all other Powers any ways enabling him in that Behalf, for himself and his Successors, and as far as in him lay; and that he lawfully

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could or might, did absolutely exchange, bargain, sell, enfeoff, and confirm unto the said *William Berners*, his Heirs and Assigns for ever: and the said Lord Bishop for him and his Successors, and as far as by the Ecclesiastical and Temporal Laws of this Realm, he could or might by virtue of his Power, as both Ordinary and Patron, did ratify and confirm unto the said *William Berners*, his Heirs and Assigns for ever, several Fields and Closes or Parcels of Glebe Land then belonging to the Parsonage of *Great Hadham*, and agreed to be exchanged with and conveyed to the said *William Berners* as therein before mentioned and in the said Indenture particularly described, and therein mentioned to contain Sixteen Acres, to hold the same unto and to the Use of the said *William Berners*, his Heirs and Assigns for ever, in exchange for and in lieu of the Fields and Wood then belonging to and thereafter conveyed by him the said *William Berners*; and it is by the said Indenture further witnessed, that for conveying and assuring the said Fields and Wood of the said *William Berners* unto the said *William Stanley*, Rector of *Great Hadham* aforesaid, and his Successors for ever, by way of Exchange, for and in lieu of the said Glebe Lands thereby conveyed unto the said *William Berners* as aforesaid, and for a nominal Consideration the said *William Berners* did absolutely exchange, bargain, sell, enfeoff and confirm unto the said *William Stanley* and his Successors, Rectors of the said Parish of *Great Hadham*, for ever, the Two Fields and Wood Ground therein described and mentioned to contain together Twenty-eight Acres, situate in *Great Hadham* aforesaid, to hold the same unto and to the Use of the said *William Stanley* and his Successors, Rectors of *Great Hadham* aforesaid, in exchange for and in lieu of the said Fields and Closes thereby conveyed unto the said *William Berners* and his Heirs as aforesaid: And whereas upon or soon after the making of the said Deed of Exchange, the Lands therein expressed to be thereby conveyed to the said *William Berners*, his Heirs and Assigns for ever, were laid into the Park of him the said *William Berners*, as Part of his Estate, called *Moor Place*, in *Great Hadham* aforesaid, and have ever since been peaceably and quietly possessed and enjoyed by him the said *William Berners* and those claiming under him, free from all Interruption or Claim of or by the Rectors of the said Rectory and Parish Church of *Great Hadham* for the Time being; and in like Manner, during the same Period, the Fields and Wood in the said Indenture expressed to be conveyed to the said *William Stanley* and his Successors have been peaceably and quietly enjoyed by him the said *William Stanley*, Rector as aforesaid, and his Successors free from all Interruption or Claim, of or by the said *William Berners* and those claiming under him: And whereas under and by virtue of several Conveyances and Assurances, the Estate and Interest of him the said *William Berners*, of and in the said Lands mentioned, to contain Sixteen Acres, heretofore enjoyed as Parcel of the Rectory of *Great Hadham* aforesaid, became vested in *James Gordon* of *Moor Place* aforesaid, Esquire, and his Heirs and Assigns, and being so vested in him, he the said *James Gordon* duly made and published his last Will and Testament in Writing, dated the Sixth Day of September One thousand seven hundred and sixty-six, and thereby gave and devised all his Messuages, Lands, Tenements and Hereditaments, in the said County of *Hertford*, to and to the Use of Trustees therein named, and their Heirs for ever, in Trust for his the Testator's Nephew *James Brebner*, who afterwards took the Surname of *Gordon*, and his Assigns for his Lite, Remainder to the same Trustees, and

and their Heirs during the natural Life of the said *James Brebner*, in Trust to preserve Contingent Remainders, with Remainder in Trust for *James Brebner*, the Son of his the Testator's said Nephew *James Brebner*, (which said *James Brebner* the Son, also afterwards took the Surname of *Gordon*) and his Assigns for his Life, with Remainder to the same Trustees and their Heirs, during the natural Life of the said *James Gordon*; then called *James Brebner*, Son of the said *James Brebner* the Nephew, in Trust to preserve Contingent Remainders, with Remainder in Trust for the First and other Sons of the said *James Gordon*, then called *James Brebner*, successively in Tail Male, with Remainder in Trust for all and every other the Son and Sons of the Body of the said *James Brebner* the Elder, successively in Tail Male, with Remainder in Trust for *Mary Brebner*, afterwards the Wife and now the Widow of Sir *William Abdy* Baronet, for her Life, with Remainder to the First and other Sons of the said Dame *Mary Abdy*, successively in Tail Male, with several Remainders over: And whereas the said Testator *James Gordon* died in the Year One thousand seven hundred and sixty-eight, and the said *James Brebner* the Nephew, the First Tenant for Life named in the said Will is since dead, leaving the said *James Gordon* his only Son and Heir, and the said *James Gordon* hath Issue One Son only, named *James Adam Gordon*, an Infant of the Age of Nineteen Years and upwards, and the said *James Gordon* as Devisee for Life under the said Will, is now in the Possession and entitled to the Rents and Profits of the said Estates thereby devised: And whereas the said *James Gordon* hath been informed that the Validity of the said Exchange so made above a Century ago by the said *William Stanley*, Rector of the said Rectory and Parish of *Great Hadham*, with the said *William Berners* as aforesaid, may be drawn into Question: And whereas the Right Reverend Father in God *John Lord Bishop of London*, is the Patron of the said Rectory of *Great Hadham*: And whereas the said Lands mentioned to contain Sixteen Acres heretofore enjoyed as Parcel of the said Rectory, are of the yearly Value of Thirty-two Pounds clear of all Taxes and Deductions whatsoever, and the said Lands mentioned to contain Twenty-eight Acres, heretofore the Estate of the said *William Berners*, are of the yearly Value of Twenty Pounds clear of all Taxes and Deductions, so that the clear yearly Value of the said Lands mentioned to contain Sixteen Acres exceeds the clear yearly Value of the said Lands mentioned to contain Twenty-eight Acres by the Sum of Twelve Pounds: And whereas the said Lands mentioned to contain Sixteen Acres together with the Timber Trees, Pollards, and other Trees thereon, have been estimated as being worth to be sold the Sum of One thousand five hundred and ten Pounds Eight Shillings and Ninepence: And whereas an Act of Parliament was passed in the Forty-second Year of the Reign of His present Majesty, intituled, *An Act for consolidating the Provisions of the several Acts passed for the Redemption and Sale of the Land-Tax into One Act, and for making further Provision for the Redemption and Sale thereof, and for removing Doubts respecting the Right of Persons claiming to vote at Elections for Knights of the Shire and other Members to serve in Parliament, in respect of Messuages, Lands or Tenements, the Land-Tax upon which shall have been redeemed or purchased*: And whereas the said *James Gordon*, being desirous that his Title to the said Lands before-mentioned to contain Sixteen Acres, heretofore enjoyed as Parcel of the said Rectory, may not be questioned, hath proposed to become the Purchaser of the same Lands for the full Value thereof, to the Intent that a sufficient

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Part of the Amount of such Value may be applied for or towards the Redemption of the Land-Tax of the Rectory of *Great Hadbam* aforesaid, with the Parsonage House, Glebe Tythes, and other Hereditaments thereto belonging, provided that the said Lands mentioned to contain Sixteen Acres, heretofore enjoyed as Parcel of the said Rectory, shall be conveyed to him the said *James Gordon*, in Fee Simple, freed and discharged of and from all Claims and Demands of the present Rector of the said Rectory, and his Successors: and that the said Lands mentioned to contain Twenty-eight Acres heretofore the Estate of the said *William Berners*, shall be settled to the Uses of the said Will of the said *James Gordon*, deceased, under which Uses the said *James Gordon* the Son, is Tenant for Life, with such Remainders over as aforesaid; and the Reverend *Anthony Hamilton* Doctor of Divinity, the now Rector of the said Rectory, being well satisfied that the said Proposal is manifestly for the Benefit of himself and his Successors, Rectors as aforesaid, is desirous that the same should be carried into Execution; and as a Preliminary thereto, he the said *Anthony Hamilton* hath contracted and agreed with *W. Wilshere* and *A. Meetkerke*, Two of the Commissioners appointed for the Purposes of the aforesaid Act of Parliament of the Forty-second Year aforesaid, for the Redemption by him of the Land-Tax of the said Rectory of *Great Hadbam*, with the Parsonage House, Glebe Tythes, and other Hereditaments thereto belonging, in Consideration of One thousand nine hundred and twenty-eight Pounds Thirteen Shillings and Fourpence, Capital Stock in the Three Pounds *per Centum* Consolidated and Reduced Bank Annuities, or one of them, to be transferred to the Commissioners for the Reduction of the National Debt, at the Bank of *England*, as by a Certificate in Writing, under the Hands and Seals of the said Two Commissioners, dated the First Day of *March* One thousand eight hundred and eleven, doth appear; but inasmuch as the said Proposal of the said *Anthony Hamilton* and *James Gordon* cannot be effected without the Aid and Authority of Parliament: Therefore Your Majesty's most dutiful and loyal Subjects, the said *Anthony Hamilton*, on Behalf of himself and his Successors, Rectors of the said Rectory and Parish Church of *Great Hadbam*, and the said *James Gordon*, on Behalf of himself, and his said Infant Son, by the Assent of the said *John* Lord Bishop of *London*, do most humbly beseech Your Majesty, That it may be enacted, and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That notwithstanding the aforesaid recited Indenture of the Seventeenth Day of *February* One thousand seven hundred and seven, or any Clause, Matter or Thing therein contained, it shall and may be lawful to and for the said *Anthony Hamilton*, or the Rector of the said Rectory or Parish Church of *Great Hadbam* for the Time being, with the Consent, Authority and Approbation of the Commissioners, authorized by the said Act of Parliament of the Forty-second Year aforesaid, or by any other Act or Acts of Parliament in this Behalf, and by such Mode of Conveyance as by the said Act or Acts of Parliament is prescribed, to convey and assure the said Lands, before mentioned to contain Sixteen Acres, heretofore enjoyed as Parcel of the said Rectory of *Great Hadbam*, together with the Timber Trees, Pollards, and other Trees growing on the same, and all the Rights, Easements, Members and Appurtenances thereto belonging, which Lands are more particularly described

Certain Lands described in the First Schedule, to be conveyed to *James Gordon*, his Heirs and Assigns.

described in the First Schedule to this Act, unto and to the Use of the said *James Gordon*, and his Heirs and Assigns for ever, the Consideration of which Conveyance shall be such Sum of Money as shall be approved of by the Commissioners, Parties thereto, which Sum so approved of shall be paid and applied in Manner following; that is to say, a sufficient Part of such Sum shall be applied in the Purchase of One thousand nine hundred and twenty-eight Pounds, Thirteen Shillings and Four-pence, Capital Stock in the Three Pounds *per Centum* Consolidated and Reduced Bank Annuities or one of them, to be transferred to the Commissioners for the Reduction of the National Debt, at the Bank of *England*, pursuant to the said Contract mentioned in the said recited Certificate, and such further Sum, Part of the said Consideration, as shall be approved of by the said Commissioners, Parties to the said Conveyance, shall be paid and applied in discharging the Costs and Expences attending the Sale so to be made with the Approbation of the said Commissioners, Parties to the said Conveyance; and the Residue of the said Consideration Money shall be by the said *James Gordon*, his Heirs or Assigns, paid into the Bank of *England*, to be there placed to the Account of the Commissioners for the Reduction of the National Debt, under the Title "An Account of the Sale of the Land Tax."

II. And be it further enacted, That after such Application of the said Consideration Money shall be made as aforesaid, and the Conveyance hereinbefore authorized to be made, shall be duly made, executed and perfected, the said Lands mentioned to contain Sixteen Acres, with the Rights, Members and Appurtenances thereto belonging, shall from thenceforth be and remain vested in him the said *James Gordon* and his Heirs and Assigns for ever, freed and discharged, and absolutely acquitted, exempted and exonerated of and from all the Right, Title, Interest, Claim and Demand whatsoever of him the said *Anthony Hamilton* Rector of the said Rectory and Parish Church of *Great Hadbam*, and his Successors, Rectors as aforesaid, and of all and every other Person and Persons whomsoever, in Right of the said Rectory, and also freed, and discharged and absolutely exempted and exonerated of and from all the Uses, Trusts, Estates, Powers, Provisoos and Declarations in and by the said recited Will of the said *James Gordon* the Testator, deceased, limited, expressed and declared of and concerning the same Land and Hereditaments.

After Consideration Money is paid, the Lands shall vest absolutely in Mr. Gordon.

III. And be it further enacted, That after such Application of the said Consideration Money shall be made as aforesaid, and the Conveyance hereinbefore authorized to be made shall be duly executed and perfected, the aforesaid Lands mentioned to contain Twenty-eight Acres, together with the Timber Trees, Pollards, and other Trees, and Underwood growing thereon, and all the Rights, Members, Easements and Appurtenances thereto belonging, which Lands are more particularly described in the Second Schedule to this Act, shall from thenceforth be freed and discharged or absolutely acquitted, exempted and exonerated of and from all the Right, Title, Interest, Claim and Demand whatsoever of him the said *Anthony Hamilton* Rector of the said Rectory and Parish Church of *Great Hadbam*, and his Successors, Rectors as aforesaid, and of all and every other Person and Persons whomsoever in Right of the said Rectory,

Exonerating certain other Lands from all Claim of the Rev. A. Hamilton.

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and so freed, and discharged, and acquitted, exempted and exonerated as aforesaid, the said last-mentioned Lands, with the Rights, Members, Easements and Appurtenances thereto belonging, shall be, and go, and remain and continue to, for, and upon, and under, and subject to such and so many of the Uses, Trusts, Estates, Powers, Provisoes and Declarations in and by the said recited Will of the said *James Gordon* the Testator, limited, expressed and declared of and concerning the Freehold Hereditaments thereby devised as aforesaid, as shall be then existing, undetermined and capable of taking Effect.

General
Saving.

IV. Saving always to the King's most Excellent Majesty, his Heirs and Successors, and to all and every other Person and Persons, Bodies Politic and Corporate, his, her and their Heirs, Successors, Executors and Administrators (other than and except the said *Anthony Hamilton* and his Successors, Rectors of the said Rectory and Parish Church of *Great Hadbam*, and the said *James Gordon* and his First and other Sons, and the Heirs Male of the Body and Bodies of all and every such Son and Sons, and the said Dame *Mary Abdy* and her Assigns, and Sir *William Abdy* Baronet, Son of her the said Dame *Mary Abdy*, and the Heirs Male of his Body, and all other Persons claiming under the aforesaid Will of the aforesaid *James Gordon*, the Testator, deceased) all such Estate, Right, Title, Interest, Claim and Demand whatsoever, of, in, to or out of the aforesaid Lands mentioned to contain Sixteen Acres, and the aforesaid Lands mentioned to contain Twenty-eight Acres, with the Rights, Members, Easements and Appurtenances thereto belonging or any Part thereof, as they, every or any of them had before the passing of this Act, or could or might have held or enjoyed in case this Act had not been made.

Act to be
printed.

V. And be it further enacted, That this Act shall be printed by the Printer to the King's most Excellent Majesty, and a Copy thereof so printed shall be admitted as Evidence thereof by all Judges, Justices and others.

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The First SCHEDULE to which the foregoing Act refers.

ONE Field called *Taylor's Croft*, containing by Estimation and also by Admeasurement, Seven Acres, abutting Eastwards on the King's Highway, Northward on Land of the said *James Gordon* called *Brickbill Close*, Westward partly on Land of the said *James Gordon* heretofore called the *Grove*, and partly on Land belonging to the said Rectory of *Great Hadham* aforesaid, and hereinafter mentioned, called *Round Grove* or *Bush Grove*, and Southwards to a Lane heretofore called *Lord's Lane*, leading to the said *James Gordon's* House.

A Piece of Land, heretofore a Field, called *Bush Grove* or *Round Grove* before mentioned, containing by Estimation Four Acres, but by Admeasurement, Four Acres, Two Roods and One Pole, of which One Acre by Estimation, but by Admeasurement, One Acre and Five Poles, was heretofore *Busby Wood*, and abuts Eastwards on *Taylor's Croft* before mentioned, North to the said *James Gordon's* Lands called the *Grove*, and West and South on Land of the said *James Gordon*, called the *Foreground*.

Another Close, or Field, called *Gravel Pit Field*, containing by Estimation Five Acres, but by Admeasurement, Four Acres, Three Roods and Twenty Poles, abutting Eastward on the King's Highway, Northwards on the *Lord's Lane* above mentioned, Westward on Land of the said *James Gordon*, called *Brick Clamps*, and Southward on the Ground late of *Thomas Willey* Yeoman, but now of the said *James Gordon*.

Wm. Hollingsworth, Surveyor.

The Second SCHEDULE to which the foregoing Act refers.

ONE Close called *Moat Field*, containing by Estimation Fourteen Acres, and abutting on the South Side on a Wood hereinafter mentioned, called *Moat Wood*, and on the King's Highway leading from *Hadham* to *Stondon*, East on a Field of the Reverend *Francis Stanley*, called *Perry Field*, North on a Field called *North Field*, and a Wood belonging to *Philip Nathaniel Devisme* Esquire, called *Camber Croft Spring*, and West on a Lane leading to the said *Philip Nathaniel Devisme's* Land.

Another Field called *North Field*, containing by Estimation Eight Acres, abutting South upon the said Field called *Moat Field*, and a Field of the said *Francis Stanley*, called *Perry Field* before mentioned, East on the said *Francis Stanley's* Wood, called *Perry Wood*, North on

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Two Fields belonging to the said *Philip Nathaniel Devisme*, called *Western Hills* and *Brick Clamps*, and West on the said *Philip Nathaniel Devisme's* Spring, called *Preston Oak Spring* and *Preston Oak Mead*.

And a Wood called *Moat Wood*, containing by Estimation Six Acres abutting South on the King's Highway, leading from *Hadham* to *Stondon*, and on the North, East and West on the aforesaid Field, called *Moatfield*.

Wm. Hollingsworth, Surveyor.

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