



ANNO DECIMO QUARTO & DECIMO QUINTO

VICTORIÆ REGINÆ.

Cap. 23.

An Act to authorize the Sale or Exchange of Part of the Estate of the Free School at *Ripley* in the County of *York*, and for other Purposes relating to the said Charity. [8th August 1851.]

WHEREAS by a Decree of the High Court of Chancery, bearing Date the Fifth Day of *June* in the Year One thousand eight hundred and twenty-three, and made in a Cause in which the Attorney General of His then Majesty was Informant, and Sir *William Amcotts Ingilby* Baronet, *John Hewett* and *Sarah* his Wife, and *Thomas Dickinson*, were Defendants, after setting forth, among other things, that by the Plaintiff's Bill it was stated that the Free School at *Ripley* in the County of *York* was built and endowed by *Mary Ingilby* in or about the Year One thousand seven hundred and two, and that the Revenues destined and applied to the Maintenance of the said School and the Master thereof arose from an Estate at *Sproatley* in the East Riding of the said County of *York*, and that by Rules and Regulations made by the said *Mary Ingilby* in the Year One thousand seven hundred and ten, for the Government of the said School (described by her as the Free School erected by her at *Ripley* in the County of *York*) and the Schoolmaster thereof, and of the Lands and Revenues settled for

Decree of
5th June
1823, reciting
Information
filed in 1821.

[Private.]

maintaining

Ripley Free School.

maintaining the same; it was provided that the Master of the said School should be a Member of the Church of *England*, and a Layman of sober Life and Conversation, able to teach and instruct Youth in reading *English*, Writing, and the common and useful Rules of Arithmetic, and during his being Schoolmaster of the said School should employ himself diligently therein, and once in every Week cause his Scholars to learn the Church Catechism, and that he should not follow any other Employment or Profession whilst Master of the said School, and should be at liberty to take and instruct Twelve Persons not of the Parish at One Time, but no more, and that the said *Mary Ingilby* declared her Desire that her Brother *Sir John Ingilby* Baronet, and her Nephews *Robert Shafto* and *John Shafto*, should be Overseers and Governors of the School after her Decease, and that after the Decease of the said *Sir John Ingilby* the Owner or Proprietor of the Manor or Lordship of *Ripley* for the Time being should be One of the Overseers or Governors, together with the said *Robert Shafto* and *John Shafto*, and their Heirs, and that the said Overseers and Governors, or any Two of them, should have Power to remove any Schoolmaster who should not be qualified according to the said Rules and Orders, or should break or not observe the same, and to determine any Differences that might arise, and all Matters relating thereto, and that it was also in the said Bill stated that by an Indenture of Demise bearing Date the Twentieth of *September* One thousand eight hundred all the said Charity Estate, by the Description in the said Lease contained, were shown to consist of One hundred and fifty-three Acres Two Roods and Two Perches, and that by the said Bill it was prayed, among other things, that the Defendant *Sir William Amcotts Ingilby* might be declared to be seised in Fee of the said Estate at *Sproatley*, in trust only for the said Free School at *Ripley*, and that the Rights of the said Charity might be declared and established, and, if necessary, that the said Estate might be vested in Trustees for the Benefit of the said School, it was by the said Decree declared that the said *Sir William Amcotts Ingilby* was seised in Fee of the said Messuages, Lands, and Hereditaments at *Sproatley*, in trust for the said Free School at *Ripley*, and it was ordered that it should be referred to *Francis Cross* Esquire, then One of the Masters of the said Court, to appoint proper Persons to be Trustees of the Trust Estate, together with the said *Sir William Amcotts Ingilby* (who was then and is still the Lord of the said Manor of *Ripley*), and it was ordered that the said *Sir William Amcotts Ingilby* should convey the Trust Estate so as to vest the same in himself and such new Trustees so to be appointed, upon trust for the said Free School, subject to the Rules and Regulations made by the said *Mary Ingilby*, and it was ordered that the said Master should settle such Conveyance: And whereas on the Twenty-fourth Day of *June* One thousand eight hundred and twenty-eight the said Master made his separate

Master's
separate
Report,

Ripley Free School.

Report in the said Cause, and in a supplemental Cause instituted in the said Court upon the Information of the Attorney General against *Samuel Powell*, the Executor of the said *John Hewett*, then deceased, and thereby appointed the Reverend *Robert Darley Waddilove* Doctor in Divinity, then Dean of *Ripon* in the County of *York*, the Reverend *John Cracroft* Clerk, then Rector of *Ripley*, *John Williamson* of *Hollings* near *Hampsthwaite* in the same County, Esquire, and *Benjamin Rawson* of *Nidd Hall* near *Ripley*, Esquire, Trustees of the said Trust Estate, together with the said Sir *William Amcotts Ingilby*: And whereas the said Master made his General Report in the said Causes, bearing Date the Eighth Day of *August* One thousand eight hundred and twenty-eight, and thereby (amongst other things) certified that he had approved of a proper Conveyance of the Trust Estate to the new Trustees and Sir *William Amcotts Ingilby*, which Conveyance bears Date the Thirtieth Day of *August* One thousand eight hundred and twenty-eight: And whereas by an Order made in the said Causes on the Petition of Her Majesty's Attorney General, bearing Date the Twenty-third Day of *February* One thousand eight hundred and fifty, it was referred to *William Henry Tinney* Esquire, as the Master to whom the said Causes then stood referred, to approve of a Scheme for the more beneficial Application of the Property of the *Ripley* Free School, *Yorkshire*, in the Pleadings of the said Causes mentioned; and the said Master was directed to take into consideration the Proposals of the Trustees set forth in the Petition, and to consider whether it would be fit and proper that such Proposals, or any and which of them, or with any and what Variations, should be carried into effect, and whether for effecting the same, or otherwise providing for the Disposition or more beneficial Application of the said Charity Property, it would be proper that Application should be made to Parliament: And whereas the said Master, by his Report bearing Date the Eleventh Day of *July* One thousand eight hundred and fifty, made in pursuance of the said last-mentioned Order, found (amongst other things) that the said Sir *William Amcotts Ingilby* executed the Conveyance to the said new Trustees so approved of by the Master, as mentioned in the said Report of the Eighth Day of *August* One thousand eight hundred and twenty-eight, and that the Property of the Charity consisted of the Schoolhouse sufficient for upwards of Fifty Scholars, with a Master's House sufficient for him and Twelve Boarders, with Garden and Appurtenances, situate at *Ripley*, the whole of which had been rebuilt within Twenty Years, and the before-mentioned Estate of One hundred and sixty Acres, situate at *Sproatley* in *Yorkshire*, about Seventy Miles distant from *Ripley*, which Estate at *Sproatley* was let as a Farm to One Tenant at One hundred and fifty-two Pounds a Year, but the Farmhouse was very old and dilapidated, and required much repair or rebuilding, and the Lands were in small

24th June
1828.Master's
General
Report,
8th Aug.
1828.Order of
23d Feb.
1850.Master's
Report,
11th July
1850.

Ripley Free School.

small Parcels distant from each other, and inconvenient for Occupation, but surrounded by Lands belonging to large Landed Proprietors, who would be likely to give good Prices for them, if they could be sold; and the said Master found that various Appointments had been made of new Trustees, under the Power for that Purpose contained in the said Deed settled by the Master as aforesaid, and ultimately by a Deed dated the Third Day of *August* One thousand eight hundred and forty-nine, the said Sir *William Amcotts Ingilby* and *William Collins*, therein mentioned, who were the surviving Trustees, conveyed the Trust Estates to themselves, and *John Williamson* Esquire, the Reverend *Thomas Charles Thompson*, and *John Green Paley* Esquire, who were then the present Trustees; and the said Master found that the Proposals of the Trustees set forth in the Petition were as therein set forth, and Part of which Proposals are as follows, *viz.*, to incorporate the Trustees, and to vest the Property in them, to authorize a Sale under the Directions of the said Court of the *Sproatley* Property, and the Purchase of other Lands near to *Ripley*, and the Investment of the Money in the meantime, to authorize the Trustees, with the Sanction of the Court, to exchange the *Sproatley* Estate for other Lands within Twenty Miles of *Ripley*, to authorize the granting of Leases for Twenty-one Years, to authorize the Trustees, with the Sanction of the said Court, to borrow Money upon Mortgage of the Estates, for the Purpose of rebuilding the Farm Buildings, of draining and improving the Estates, and paying the Expenses of any Act of Parliament in case the *Sproatley* Estate should not be sold; and the said Master certified that, having considered the before-mentioned Proposals of the said Trustees, with certain different Proposals made by the Attorney General, to the Effect that Application should be made to Parliament for the following Purposes, that is to say, to make the Number of the Trustees Twelve, and to incorporate them, with proper Powers for keeping up their Number, and vest the Estates and Property of the Charity in them, to authorize the Trustees, under the Direction of the Court, to sell the Charity Estate at *Sproatley*, or any Part or Parts thereof, either by Public Auction or Private Contract, and to lay out the Produce in the Purchase of other Lands near to *Ripley* or more beneficial to the Charity, and in the meantime to invest the Produce in the Purchase of Bank Three *per Cent.* Annuities, and to apply the Dividends to arise therefrom to the Purposes of the Charity, to authorize the Trustees, under the Direction of the Court, to exchange the said Charity Estates at *Sproatley*, or any Part or Parts thereof, for other Lands within Twenty Miles of *Ripley*, of equal or greater Value than the said Charity Estates, to authorize the Trustees to grant Leases of the said Charity Estates at *Sproatley*, or of any other Lands to be purchased or exchanged by them under the foregoing Powers, for Twenty-one Years, at the best
Rent

Trustees
Proposals.Attorney
General's
Proposals.

Ripley Free School.

Rent to be obtained for the same, in possession, and not in reversion, and to authorize the Trustees, in case the said Estates at *Sproatley*, or the Parts thereof on which the Farm Buildings stand, should not be sold or exchanged under the foregoing Powers, within Two Years from the Time of obtaining the said Act of Parliament, to borrow Money on Mortgage of the Estates, and to apply the Sums so to be raised in rebuilding the Farm Buildings, in draining and improving the said Estates, and in paying the Expenses of procuring the said Act, he the said Master was of opinion and found that it would be fit and proper that the said Proposals of the Trustees, with the Variations thereof proposed by the Attorney General, should be carried into effect, and that for effecting the same, or otherwise providing for the Disposition or more beneficial Application of the said Charity Property, it would be proper that Application should be made to Parliament, and he approved of a Scheme, for the more beneficial Application of the Property of the said Charity, of which it was the First Article or Clause that the Trustees of the said Charity should be the Lord of the Manor of *Ripley* for the Time being, if a Male and of full Age, and Eleven other Persons, to be appointed as therein-after mentioned, and as often as the Number of such Trustees, other than such Lord, should be reduced to Six, either by Death, Resignation, refusing, declining, or becoming incapable to act, ceasing to act for a Period of Two Years, becoming bankrupt, or taking the Benefit of any Act for the Relief of Insolvent Debtors, or ceasing to reside within Ten Miles of the Parish of *Ripley*, each of which several Circumstances should be a Disqualification from continuing to act as a Trustee, and should create a Vacancy of the Office held by the Person so disqualified, fit and proper Persons, resident within or within Ten Miles of the Parish of *Ripley*, should be nominated, with the Approbation of the Court of Chancery, to be obtained upon an Order of Reference upon the Petition of the Attorney General in the said Cause, or of the surviving or continuing Trustees, or any Two or more of them, in the Place of those who should have so ceased to be or become disqualified from acting as a Trustee as aforesaid, so as to make up the full Number of Trustees: And whereas by an Order of the Master of the Rolls, made in the said Causes on the Twenty-third Day of *July* One thousand eight hundred and fifty, it was ordered that the last-mentioned Report of the said Master should be confirmed, and that the Attorney General might be at liberty to apply for an Act of Parliament for effecting the Purposes mentioned in the said Report, and that it should be referred back to the said Master to settle and approve the proposed Act, the Provision for the Incorporation of the Trustees to be limited to the vesting in and Transmission from them of the Charity Estates, and not in any way to relieve the said Trustees from their personal Liability as Trustees,

Order of
23d July
1850.

[*Private.*]

S a

and

Ripley Free School.

Order of
2d June
1851.

and also to appoint so many fit and proper Persons to be Trustees of the said Charity Estates as with the existing Trustees should make up the Number to Twelve: And whereas by an Order of the Master of the Rolls made in the said Causes on the Second Day of *June* One thousand eight hundred and fifty-one, upon the Petition of Her Majesty's Attorney General, it was ordered that the Scheme so approved by the Master should be varied in manner following; that is to say, by striking out in the First Clause the Word "Eleven," and inserting in its Place the Word "Eight," and by striking out after the Words "reduced to" the Word "Six," and inserting in the Place thereof the Words "or below Four," and by erasing from the said Clause the Words "to be obtained upon an Order of Reference upon
" a Petition of Her Majesty's Attorney General in this Cause, or of
" the surviving or continuing Trustees, or any Two or more of them,
" in the Place of those who shall so have ceased to be or become dis-
" qualified from acting as a Trustee as aforesaid, so as to make up
" the full Number of Trustees, and such Persons shall thereupon be
" nominated accordingly," and adding at the End of the said Clause the Words, "for which Purpose it shall be lawful, without any Order
" of Reference, for the continuing Trustees, or for Her Majesty's
" Attorney General, to lay Proposals before the Master, Notice being
" given by the Trustees to the Attorney General, or by the Attorney
" General to the Trustees, as the Case may be," and by the said Order other Portions of the said Scheme were varied and altered: And whereas the said Master, by his Report dated the Third Day of *July* One thousand eight hundred and fifty-one, certified that he had perused, settled, and approved of the Draft of a Bill for an Act of Parliament for the Purposes aforesaid, and that in testimony of such his Approval he had signed his Allowance at the Foot thereof; and the said Master thereby appointed *Edwin Greenwood, John James Harrison, Thomas Clifton Wilkinson, and Thomas Strother* to be Trustees of the said Charity Estates jointly with the existing Trustees: And whereas the several Objects and Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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,

Master's
Report,
3d July 1851.

Number and
Appoint-
ment of
Trustees.

I. That the Trustees of the said Charity shall be the Lord of the Manor of *Ripley* for the Time being, if a Male and of full Age, and Eight other Persons; and from Time to Time as often as the Trustees other than such Lord shall be reduced to or below Four, either by Death, Resignation, refusing, declining, or becoming incapable to
act,

Ripley Free School.

act, ceasing to act for a Period of Two Years, becoming bankrupt, or taking the Benefit of any Act for the Relief of Insolvent Debtors, or ceasing to reside within Ten Miles of the Parish of *Ripley*, each of which several Circumstances shall be a Disqualification from continuing to act as a Trustee, and shall create a Vacancy of the Office held by the Person so disqualified, fit and proper Persons resident within or within Ten Miles of the Parish of *Ripley* shall be nominated, with the Approbation of the Court of Chancery, for which Purpose it shall be lawful, without any Order of Reference, for the present or continuing Trustees for the Time being, or for Her Majesty's Attorney General, to lay Proposals before the Master of the said Court to whom the said Causes now stand or shall then stand referred, Notice being given by the Trustees to the Attorney General, or by the Attorney General to the Trustees, as the Case may be.

II. That if the Manor of *Ripley* shall at any Time be vested in or belong to a Minor for any Estate in possession, whether Male or Female, or in or to a Female of the full Age of Twenty-one Years, it shall be lawful for the Guardian, or if there shall be no Guardian then for the next Friend of such Minor, or, in the Case of a Female of full Age, for such Female, to lay Proposals before the Master of the said Court to whom the said Causes now stand or shall then stand referred, and, with the Approbation of such Master, to appoint some fit and proper Person to be a Trustee of the said Charity during the Minority of such Minor, or, in the Case of a Female of full Age, during her Life, or for such Period as she shall require, Notice of such Application to the Master being in every Case given to the Attorney General by the Person making the same.

A Trustee may be appointed to represent the Lord, if a Minor or Female.

III. That every Person, other than the Lord of the Manor of *Ripley* for the Time being, who shall hereafter be appointed a Trustee of the said Charity, shall be a Member of the Church of *England*; and the Master of the Court of Chancery before whom Proposals shall be laid for the Appointment of any such Trustee shall, before appointing such Trustee, require such Evidence, by Declaration or otherwise, as such Master may think fit, that the Person so proposed to be appointed such Trustee is such Member as aforesaid.

Future Trustees to be Members of the Church of *England*.

IV. That Sir *William Amcotts Ingilby*, *William Collins*, *John Williamson*, *Thomas Charles Thompson*, *John Green Paley*, *Edwin Greenwood*, *John James Harrison*, *Thomas Clifton Wilkinson*, and *Thomas Strother*, the present Trustees of the said Charity, and their Successors, and other the Trustees for the Time being of the said Charity, shall, subject as herein-after provided, be incorporated by the Name

Trustees incorporated.

Ripley Free School.

Name of "The Trustees of the *Ripley* Free School," and by that Name shall be a Body Corporate, with perpetual Succession, and by that Name shall have Power to have, hold, and enjoy the Schoolhouse, Master's House, Garden, and the Premises and Appurtenances held therewith, situate at *Ripley* aforesaid, belonging to the said Charity, and also the Messuages, Lands, Hereditaments, and Premises comprised in the Schedule to this Act, and by this Act vested in them as herein-after mentioned, and also all such other Messuages, Lands, Tenements, Hereditaments, Estates, and Premises as may be purchased or acquired by them under the Powers and Provisions in this Act contained, without being subject to the Provisions of the Statutes of Mortmain, and by that Name shall exercise all Powers, Provisions, and Authorities contained in this Act, and execute and perform the Directions and Trusts contained or referred to in the said recited Conveyance of the Thirtieth Day of *August* One thousand eight hundred and twenty-eight, subject to the Provisions in this Act contained concerning such Directions and Trusts, and by that Name also shall and may sue and be sued, and have a Common Seal: Provided always, that, notwithstanding such Incorporation, every Trustee for the Time being shall be responsible, in like Manner as Trustees not incorporated, for the due Execution of the Trusts reposed in the said Trustees in respect of the said Charity.

Charity
Estates
vested in
Trustees:

V. That the Fee Simple of all the said Messuages, Lands, and Hereditaments at *Sproatley* belonging to the said Charity, and which are described or enumerated in the Schedule to this Act, and of the said Schoolhouse, Master's House, Garden, and Hereditaments at *Ripley*, and all the Real and Personal Properties now belonging to the said Charity, shall be vested by virtue only of this Act, from and immediately after the passing thereof, in the Trustees of the said Charity hereby incorporated, for the Purposes thereof; and the same Properties respectively, or so much thereof as shall continue to belong to the said Charity, and all the Real and Personal Estates which shall from Time to Time belong thereto, shall vest, by virtue of this Act, and without other Conveyance, in the Trustees for the Time being of the same Charity, by their Corporate Name of "The Trustees of the *Ripley* Free School," but for the Purposes only of the said Charity, and subject to the Trusts, Powers, and Provisions by this Act declared or expressed concerning the same; and all the Rents and Revenues and Income arising and to arise from the Estates for the Time being belonging to the said Charity shall from Time to Time be applicable and applied to the Objects and Purposes thereof, as directed by the said recited Conveyance of the Thirtieth Day of *August* One thousand eight hundred and twenty-eight, and this Act, and every Scheme for the Time being in force regulating the said Charity,

Ripley Free School.

Charity, and the Conduct and Management thereof, and the Estates and Property belonging thereto.

VI. That it shall be lawful for the Trustees for the Time being of the said Charity, with the Approbation of the said Court, absolutely to sell and dispose of the Messuages, Lands, and Hereditaments comprised in the Schedule to this Act, either altogether or in Parcels, and by public Sale or private Contract, and either subject to or discharged from any Mortgage thereof made by the Trustees under the Provisions of this Act, and generally in such Manner and for such Sum or Sums of Money as the said Court shall approve, and, upon Payment into the Bank of *England* in manner herein-after directed of the Purchase Monies for which the Premises or any Part thereof shall be so sold, to convey and assure the same to the Purchaser or Purchasers thereof, or as he, she, or they shall direct, discharged from all the charitable Trusts to which the same Premises are or shall for the Time being be subject; and also, with the like Approbation of the said Court, to dispose of and alienate all or any Part or Parts of the said Hereditaments (which shall not have been previously sold under the preceding Powers) discharged from the said Charitable Trusts, by way of Exchange for any Lands or Hereditaments situate in the Parish of *Ripley* or within Twenty Miles thereof, which shall be of equal or greater Value, and the Fee Simple whereof shall be conveyed to the said Trustees for the Purposes of the said Charity, and upon any such Exchange, with the Approbation of the said Court, to pay any Monies for Equality of Exchange out of any Principal Funds held by the said Trustees for the Purposes of the said Charity.

Power to Trustees to sell and exchange the Charity Property.

VII. That all Purchase Monies for which all or any Part or Parts of the Messuages, Lands, and Hereditaments by this Act authorized to be sold shall be sold accordingly shall be paid by the Purchaser or Purchasers, or the Party or Parties from whom the same shall be due, into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account "*Ex parte* the Purchasers of the Estate of the *Ripley Free School*," pursuant to the Method prescribed by any Act for the Time being in force for regulating Monies paid into the said Court, and the General Orders of the said Court; and the Certificate of the said Accountant General under his Hand, together with the Receipt of One of the Cashiers of the Bank of *England*, to be thereto annexed, and therewith filed in the Registrar's Offices of the said Court, of such Payments of the Purchase Money, or Office Copies of such Certificate and Receipt, shall from Time to Time be a sufficient Discharge to the said Purchaser or Purchasers, or other Parties or

Monies to be received on Purchase to be paid into the Bank of England.

[*Private.*]

8 b

Party,

Ripley Free School.

Party, for the Purchase Money for which respectively such Certificate and Receipt as aforesaid shall be given.

Such Monies to be applied in Improvement of Estates, or purchasing others.

VIII. That the Monies which shall be so paid into the Bank of *England* shall be applied from Time to Time, under the Direction of the Court of Chancery, in paying any Costs, Charges, and Expenses which the said Court, under the Authority herein-after contained, may direct to be paid thereout; and the Surplus of the said Monies shall be applied, under the Direction of the said Court, to the following Purposes, or some of them, as the said Court shall consider expedient; that is to say, to the Payment of the Principal and Interest Monies which may then be owing upon the Security of any Mortgage of the said Hereditaments which may have been sold discharged from any such Mortgage, to the Purchase of any Hereditaments near to *Ripley*, or more beneficial to the Charity, or in Payment of any Sum of Money by way of Equality of Exchange upon the Alienation of the said Hereditaments or any Part thereof by way of Exchange for any other Hereditaments in the said Parish of *Ripley* or within Twenty Miles thereof, which shall be of greater Value than any Hereditaments from the Exchange whereof such Monies shall have arisen, which Hereditaments so purchased or received in Exchange respectively shall be thereupon conveyed to or to the Use of the said Trustees in Fee Simple for the Purposes of the said Charity, in lieu of the Hereditaments from the Sale or Alienation whereof such Monies shall have arisen; and the said Trustees and their Successors shall be competent to take, hold, and retain, for the Purposes of the said Charity, and free from the Statutes of Mortmain, all Lands and Hereditaments which shall be conveyed or limited to them or to their Use, in pursuance of any of the Provisions of this Act.

Monies not so applied to be invested in Consols.

IX. That all Monies paid into the Bank of *England* under the foregoing Provisions, or so much thereof as shall not have been ordered or authorized by the Court of Chancery to be applied in Payment of any Costs, Charges, and Expenses, or in discharge of any Mortgage, or to any other Purposes hereby authorized, shall, in the meantime and until any such Application thereof as aforesaid shall have been so ordered or authorized, be laid out, under the Direction of the said Court, in the Purchase of Three Pounds *per Centum* Bank Annuities, and the Dividends and Interest to arise therefrom shall be paid to the Trustees of the said Charity, and shall be applied by them to the same Purposes as the yearly Rents and Profits of the Lands to be purchased with the said Principal Funds would be applicable if such Purchases were made: Provided always, that it shall be

Ripley Free School.

be lawful for the said Court to make such General and Special Orders as it shall think fit respecting the said Bank Annuities and the Dividends and Interest thereof.

X. That it shall be lawful for the Court of Chancery from Time to Time to make such Orders as it shall think fit for taxing, settling, and discharging all Costs, Charges, and Expenses of and incident to the applying for, obtaining, and passing of this Act, and the effecting or completing of any such Sales, Exchanges, or Purchases as aforesaid, or any Mortgage or Mortgages under the Power herein-after for that Purpose created, and any Payments, Investments, Conversions, or Dispositions hereby directed or authorized to be made, and the Costs payable on the Part of the Trustees of the said Charity in the aforesaid Causes or either of them, and the Costs also of or incident to any Applications which may be made to the said Court, or to any Master of the said Court, in pursuance of this Act, or of any Scheme for the Time being regulating the said Charity, and all other Costs, Charges, and Expenses incidental to the Objects or Purposes hereof, and also from Time to Time to make Orders for Payment of all such Costs, Charges, and Expenses as aforesaid out of the Monies which shall be so paid into the Bank of *England* as aforesaid, or out of the Monies arising by the Sale of any such Bank Three Pounds *per Centum* Annuities, or out of any other Monies for the Time being belonging to the said Charity, or to be raised by Mortgage of the Estates and Property thereof, or out of the Income of any Estates of the said Charity.

Court of Chancery empowered to make Orders as to Costs.

XI. That in all Cases, not already provided for, and in which the Direction or Approbation of the said Court of Chancery shall be necessary under the Provisions of this Act, or of any Scheme for the Time being regulating the said Charity, such Direction or Approbation may be obtained upon Motion or Petition, to be made or preferred in a summary Way by or on behalf of the Trustees of the said Charity, or any Party interested; and it shall also be lawful for the said Court from Time to Time to make such Order touching the Premises as it shall think fit.

Orders of Court of Chancery to be obtained in a summary Way.

XII. That if the Hereditaments comprised in the Schedule to this Act, or the Parts thereof whereon the Farm Buildings stand, shall not have been sold or exchanged under the Powers herein-before contained, within Two Years next after the passing of this Act, it shall be lawful for the Trustees of the said Charity, with the Approbation of the said Court, to raise any Monies by the Mortgage of the said Hereditaments or any Part thereof, or of any Hereditaments which shall have

Power to raise Money on Mortgage.

Ripley Free School.

have been acquired by way of Substitution for the same or any of them, or any Part thereof, by way of Exchange, under the Powers of this Act, for any Term or Terms of Years, and to apply the Sum so to be raised in rebuilding the Farm Buildings comprised in the Schedule hereto, and in draining and improving the Lands comprised in the said Schedule, or the Part thereof remaining unsold, and in or towards paying the Costs, Charges, and Expenses herein-before mentioned (if any) remaining unpaid.

Power of
leasing.

XIII. That it shall be lawful for the Trustees for the Time being of the said Charity, notwithstanding the Powers by this Act created for the Sale, Exchange, and Mortgage of the Hereditaments comprised in the said Schedule hereto, from Time to Time to grant any Lease or Leases of the same Hereditaments or any Part or Parts thereof, or of any Hereditaments which shall have been acquired in substitution for the same Hereditaments respectively or any of them, by way of Exchange or Purchase, for any Term or Terms not respectively exceeding Twenty-one Years, so that every such Lease shall be made to take effect in possession, and that the most improved yearly Rack Rent or Rents that can be reasonably obtained for the Hereditaments therein respectively comprised shall be thereby reserved to the said Trustees, and so that the Lessee or Lessees be not authorized to commit Waste of the demised Premises, or be exempted from Responsibility for the Commission of any such Waste, and that he, she, or they do execute a Counterpart of every such Lease, and that the same do also contain a Proviso for Re-entry on Nonpayment of the Rents or any Breach of the Lessees Covenants to be therein respectively reserved and contained: Provided also, that no Lease shall be granted under this Power of all or any Part of the Hereditaments comprised in the said Schedule hereto within the Space of Two Years next after the passing of this Act, without the Approbation of the Court of Chancery, to be obtained for this Purpose in manner aforesaid,

General
Saving of
Rights.

XIV. Saving always to the Queen's most Excellent Majesty, Her Heirs and Successors, and to all other Persons whomsoever, (other than the Trustees of the said Free School at *Ripley*, and the Persons entitled to or to become entitled to the Benefit of the said Charity,) all such Estate, Right, Title, Interest, Property, Benefit, Claim, and Demand whatsoever, in, of, to, or upon the Hereditaments comprised in the Schedule hereto, and the said Schoolhouse, Master's House, Garden, and Premises, and the Estate of the said Charity, or the Income of the said several Hereditaments and Premises, or in, of, to, or upon any Part of the said Hereditaments and Premises, as they or
any

Ripley Free School.

any of them had immediately before the passing of this Act, or might have had or enjoyed if this Act had not been passed.

XV. That this Act shall not be a Public Act, but shall be printed by the several Printers to the Queen's most Excellent Majesty duly authorized to print the Statutes of the United Kingdom, and a Copy thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

Act as printed by the Queen's Printers to be Evidence.

The SCHEDULE of the Messuages, Cottages, and Lands belonging to the Charity at Sproatley.

	A.	R.	P.
A Messuage or Dwelling House, Two detached Cottages, Barn, Stabling, Farmyard, and Garden - - -	1	1	15
		0	3 27
		1	1 4
Six Closes or Parcels of old inclosed Land - - -		1	0 6
		1	2 0
		0	3 27
		1	0 32
A Parcel of new inclosed Ground, lying and being in the Leas, next the West Field - - -	25	1	25
A Parcel of new inclosed Ground, lying in the West Field - - -	55	0	28
A Parcel of new inclosed Ground, lying in the West Field, on the South Side of Hull Road - - -	36	3	30
A Parcel of new inclosed Ground, lying in the said West Field - - -	4	0	29
A Parcel of new inclosed Ground, in the East Field -	28	3	15

All which said Messuage, Cottages, Barn, Stabling, Farmyard, Garden, Lands, and Premises are situate, lying, and being in the Town, Township, or Territories of Sproatley in the County of York, and were formerly in the Occupation of Thomas Perritt or his Assigns, afterwards in the Occupation of John Hewitt, late of Thomas Dickin-son, and now of John Goundrill, as Tenant thereof from Year to Year, at the yearly Rent of One hundred and fifty-two Pounds, and are now

[Private.]

8027
17.

654

14° & 15° VICTORIÆ, Cap. 23.

Ripley Free School.

divided and called by the Names and contain the several Quantities following; that is to say,

Name of Field.	Quantity.	Name of Field.	Quantity.
	A. R. P.		A. R. P.
North Wyton Close	18 0 16	Stackyard, Orchard, & Garden	0 2 36
South ditto	18 2 0	Homestead	0 2 30
Cook Garth	1 1 4	Green Field	21 1 32
Boggle Garth	1 2 0	Road	1 0 16
Ling Garth	2 0 29	Dog Croft	9 2 36
Cottagers Gardens	0 3 27	Nelson Croft	13 3 19
Rachael Close	4 0 29	Sour Lands	9 3 0
Cow Hill	8 1 28	Road in West Leys	0 1 14
Ox Hill	20 0 8	West Leys	14 0 0
Garth	1 3 21	East Leys	11 3 18
			160 2 3

Dan^l Seaton.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1851.