



ANNO DECIMO QUINTO & DECIMO SEXTO

VICTORIÆ REGINÆ.

Cap. 17.

An Act for the Regulation of the Charity founded by *George Jarvis*, for the Benefit of the poor Inhabitants of the several Parishes of *Stanton-upon-Wye, Bredwardine, and Letton*, all in the County of *Hereford*; and for other Purposes.

[30th June 1852.]

WHEREAS on the Fifth Day of *June* One thousand eight hundred and forty-one an Information was filed in the High Court of Chancery by Her Majesty's then Attorney General against the Right Reverend *Thomas* Lord Bishop of *Hereford*, Sir *John Geers Cotterell* Baronet, and *Tomkyns Dew*, as Defendants, for the Regulation and Improvement of the above-mentioned Charity, under the Order and Direction of the said Court; and the said Defendants having duly appeared and put in their Answers to the said Information, the same came on to be heard in the said Court as the Cause of "*Attorney-General versus Bishop of Hereford*;" and by the Decree made at such Hearing, dated the Eleventh Day of *February* One thousand eight hundred and forty-two, it was amongst other things ordered and decreed, that it should be referred to the Master in the same Decree mentioned to inquire and state to the Court of what the Property of the Charity in the Pleadings of the said Cause mentioned (being the Charity above mentioned) then consisted, and what was the then present annual Income thereof; and it was ordered that it should

Decree on hearing of Information of "*Attorney General v. Bishop of Hereford*," dated 11th February 1842.

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be referred to the said Master to settle and approve of a proper Scheme for the due Administration and Management of the Charity Property, and for the Distribution and Application of the Income thereof; and in settling such Scheme it was ordered that the said Master should have regard to the Terms of the Will of the Testator, in the Pleadings named (being the above-named Testator *George Jarvis*), and to the then present Amount and Income of the Charity Funds, and the then present Condition and Numbers of the Population of the Parishes in the Pleadings mentioned (being the above-mentioned Parishes); and in settling such Scheme it was ordered that the said Master should also consider and state to the Court whether it would be proper that there should be any and what Addition to the present Number of the Trustees of the said Charity; and it was ordered that the said Master should also inquire and state to the Court whether for the Purposes of the said Charity, according to the Appropriation of the Income thereof by such Scheme as might be so approved of by him, any and what Land should be purchased by the said Trustees, and for what Purpose, and whether it would be proper and for the Benefit of the said Charity that any and what Buildings should be taken on Hire, or be in any and what Manner procured out of the Income of the said Charity; and it was ordered that the said Master should also inquire and state to the Court whether it was necessary that Application should be made to Parliament for an Act for carrying into effect the Scheme which he might so approve of, and if so, then it was ordered that the said Master should state the Particulars and Object thereof: And whereas *James William Farrer* Esquire, being the Master to whom the said Cause of "Attorney General *versus* Bishop of *Hereford*" stood referred in pursuance of the said Decree, made his General Report in the same Cause, dated the Twenty-fifth Day of *March* One thousand eight hundred and fifty-one, and he thereby found and certified amongst other things that the Property of the said Charity consisted of the following Particulars, that is to say, Ninety-two thousand four hundred and ninety-six Pounds Seventeen Shillings and Ninepence Bank Three Pounds *per Centum* Annuities standing in the Name of the Accountant-General of the said Court in trust and to the Credit of a certain Cause entitled "Attorney General *versus* Bishop of *Hereford*, the Account of *Jarvis's* Charity," and of the Sum of Seven thousand five hundred and eighteen Pounds Fourteen Shillings and Tenpence Bank Three Pounds *per Centum* Annuities standing to the Credit of an Account entitled "the Account of the Accumulated Fund of *Jarvis's* Charity," and that the then present Income arising therefrom amounted to the Sum of Three thousand Pounds Nine Shillings and Fourpence *per Annum*, and no more; and the said Master further found that *George Jarvis*, of *Weston Green, Thames Ditton*, in the County of *Surrey*, Esquire, by his Will bearing Date the Ninth Day of *January* One thousand seven hundred and ninety, after bequeathing certain Annuities and Legacies,

Master's
Report,
dated 26th
March 1851.

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gave and bequeathed to the Right Reverend the Bishop of *Hereford* for the Time being, and to Sir *George Cornwall* Baronet, and the Right Honourable *Thomas Harley*, the Sum of Thirty thousand Pounds to be paid out of his Personal Estate, upon trust that they or the Survivors or Survivor of them, his Executors or Administrators, should, as soon as conveniently might be after his Decease, place out the said Sum of Thirty thousand Pounds in Government Securities, and from Time to Time sell the said Securities, and place out the Produce again on new or other like Securities, and so for ever thereafter as often as there should be occasion, and pay and apply the yearly Dividends, Interest, and Produce thereof in manner and in the Proportions following; that is to say, the Interest, Dividends, and annual Produce of Eleven thousand Pounds, Part of such Securities, unto and among such Number of poor Inhabitants of the Parish of *Stanton-upon-Wye* in the County of *Hereford*, at such Times and in such Proportions, and either in Money, Provisions, Physic, or Clothes, as his said Trustees or the major Part of them for the Time being should from Time to Time think fit, for the better Support and Maintenance of such poor Inhabitants; and the Dividends, Interest, and yearly Produce of Thirteen thousand Pounds, other Part of the said Securities, unto and amongst such Number of the poor Inhabitants of the Parish of *Bredwardine* in the County of *Hereford*, at such Times and in such Proportions, and either in Money, Provisions, Physic, or Clothes, as his said Trustees or the major Part of them for the Time being should from Time to Time think fit, for the better Support and Maintenance of such poor Inhabitants; and the Dividends, Interest, and yearly Produce of the remaining Six thousand Pounds, Part of the same Securities, unto and amongst such Number of the poor Inhabitants of the Parish of *Letton* in the said County of *Hereford*, at such Times and in such Proportions, and either in Money, Physic, Provisions, or Clothes, as his said Trustees or the major Part of them for the Time being should from Time to Time think fit, for the better Support and Maintenance of such poor Inhabitants; and as to all the Rest, Residue, and Remainder of his Property and Effects whatsoever and wheresoever, after Payment of his Debts, Funeral Expenses, Legacies, and all other necessary Expenses, and subject to the before-mentioned Annuities, he gave and bequeathed the same unto the said Bishop of *Hereford* for the Time being, Sir *George Cornwall*, and *Thomas Harley*, upon trust that they, or the Survivors or Survivor of them, should, as soon as conveniently might be after his Decease, pay, distribute, and appropriate the whole of such Residue to the charitable Purposes aforesaid as they or the Survivors or Survivor of them should think fit or appoint, but his Mind and Will was, that none of the said Trust Monies should be appropriated in erecting any public or other Building whatsoever; and he appointed *John Marratt*, *Peter Delarive*, and *William Adams*, joint Executors of his Will; and he directed that when any of his Trustees should

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should die or refuse to act the Survivors or Survivor, or the Executors or Administrators of the Survivor, should, by Writing under their Hands and Seals attested by Two Witnesses, appoint others to succeed, in whom the Trust Stock should be vested jointly with the Survivors; and the said Master further found that the said Testator, by a Codicil to his said Will, bearing Date the Thirteenth Day of *September* One thousand seven hundred and ninety-one, revoked the Appointment of the said *John Marratt*, and in his Stead appointed Mr. *William Jackson* a Trustee and an Executor, with the said *Peter Delarive* and *William Adams*; and after giving various Legacies, the said Testator recited the said Bequest of the Residue of his Property, and declared that his Will was, that as the same should from Time to Time come into their Hands, the same should be put and placed out in the Public Stocks or Funds with the other Trust Monies given by the said Will, and that the Interest thereof only, from Time to Time, should be applied to the charitable Purposes in proportion to the other Trust Monies given in and by his said Will to the said poor Inhabitants of the said Three Parishes therein named; and that by a Second Codicil, dated the Twenty-ninth Day of *August* One thousand seven hundred and ninety-two, the said Testator revoked the said Appointment of the said *Peter Delarive* as Executor, and appointed *William Adams* and his Nephew *William Jackson* (both since deceased) Executors of his said Will and Trustees thereof; and the said Master further found that the said Testator departed this Life on the Twelfth Day of *February* One thousand seven hundred and ninety-three, and his Will was disputed in the Ecclesiastical Court by his Daughter, Dame *Mary Twysden*, but in *Hilary* Term One thousand seven hundred and ninety-five was established and proved by the Executors, *William Adams* and *William Jackson*; and the said Master further found that soon after the said Testator's Decease a Bill was filed in the said Court by the Trustees named in the said Will against the Executors thereof for Payment of the said Legacy of Thirty thousand Pounds, and the Residue, when ascertained, and for the Protection and Direction of the Court in the Application thereof; and the said Master further found that by the Decree bearing Date the Sixth Day of *May* One thousand seven hundred and ninety-five, made in a Cause wherein *John Lord Bishop of Hereford* and others were Plaintiffs and *William Adams* and another were Defendants, the said Testator's Will was established, and the Trusts thereof directed to be carried into effect; and it was ordered and decreed that it should be referred to Master *Ord*, then One of the Masters of the said Court, to take the usual Accounts of the said Testator's Personal Estate, Debts, Funeral and Testamentary Expenses, Annuities, and Legacies; and it was ordered that the Defendants to the said last-mentioned Suit should transfer the Sum of Thirty thousand Pounds admitted to be then standing in their Names, and also the clear Residue of the said Testator's Personal Estate,

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when ascertained, into the Name of the Accountant General of the said Court, in trust in the said last-mentioned Cause, subject to the further Order of the said Court; and under and by virtue of the said last-mentioned Decree, and of divers other Orders made in the said last-mentioned Cause, the Amount of the said Testator's Personal Estate was ascertained, and the whole of the Funds applicable to the Trusts of the said Testator's Will were invested in different Stocks in the Name of the said Accountant General in trust in the same Cause; and the said Master further found that by an Order of the said Court of Chancery, bearing Date the First Day of *August* One thousand eight hundred, made in Three Causes, wherein *John* Lord Bishop of *Hereford* and others were Plaintiffs and *William Adams* and another were Defendants, *Dame Mary Twysden* was Plaintiff and *William Adams* and others were Defendants, and the said *Dame Mary Twysden* was Plaintiff and the said *William Adams* and others were Defendants, it was referred to the said Master to receive Proposals for the future Application and Management of the Charity, and that he should state his Opinion thereon to the Court; and the said Master further found that the said Master to whom such last-mentioned Reference was directed, by his Report bearing Date the Twentieth Day of *May* One thousand eight hundred and one, found that the Funds provided by the Will of the said Testator for the Support of the Poor of the Parish of *Bredwardine, Stanton-upon-Wye, and Letton*, then by the Accumulation thereof consisted of Sixty-six thousand seven hundred and fifteen Pounds Two Shillings and Ninepence Bank Three Pounds *per Centum* Consols, of Six hundred and three Pounds Twelve Shillings and Eightpence Bank Five Pounds *per Centum* Annuities (One thousand seven hundred and ninety-seven), of Four thousand and twenty-four Pounds Four Shillings and Fourpence Bank Stock, and also of the Sum of Two thousand two hundred and one Pounds Six Shillings and Threepence Cash in the Bank not laid out, the Dividends and Interest of which Funds were then applicable to the Purposes mentioned and to the Directions contained in the said Testator's Will, and that the said Funds would thereafter be increased by the dropping in of Annuities for Lives given by the Will, for the Payment whereof Funds had been appropriated; and he further found that the Dividends of the Capital Sums of Twenty-eight thousand nine hundred and nine Pounds Seventeen Shillings and Ninepence Bank Three Pounds *per Centum* Annuities, Two hundred and sixty-two Pounds Two Shillings and Fivepence Bank Five Pounds *per Centum* Annuities (One thousand seven hundred and ninety-seven), and One thousand seven hundred and forty-three Pounds One Shilling and Sevenpence Bank Stock, (which said several Capital Sums the said Master found to be the Proportion of the said Trust Funds belonging to the said Parish of *Bredwardine*,) amounted annually to the Sum of One thousand and three Pounds, which was

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applicable to the Purposes aforesaid in the said Parish of *Bredwardine*; that the Dividends of the Three Capital Sums of Twenty-four thousand four hundred and sixty-two Pounds Four Shillings and Three-pence Bank Three *per Centum* Annuities, Two hundred and one Pounds Sixteen Shillings and Ninepence Bank Five Pounds *per Centum* Annuities, and One thousand four hundred and seventy-six Pounds Eleven Shillings and Sixpence Bank Stock (which said Three last-mentioned Capital Sums the said Master found to be the Proportion of the said Trust Funds belonging to the said Parish of *Stanton-upon-Wye*), amounted annually to the Sum of Eight hundred and forty-eight Pounds Three Shillings and Sixpence, which was applicable to the same Purposes in the said Parish of *Stanton-upon-Wye*; and that the Dividends of the Three Capital Sums of Thirteen thousand three hundred and forty-three Pounds and Ninepence Bank Three Pounds *per Centum* Consolidated Annuities, One hundred and thirty-nine Pounds Fourteen Shillings and Sixpence Bank Five Pounds *per Centum* Annuities, and Eight hundred and four Pounds Eleven Shillings and Threepence Bank Stock (which said Three last-mentioned Capital Sums the said Master found to be the Proportion of the said Trust Funds belonging to the said Parish of *Letton*), amounted annually to the Sum of Four hundred and sixty-two Pounds Three Shillings and Twopence, which was applicable to the same Purposes in the said Parish of *Letton*; and the Trustees having proposed a Scheme and set forth a Summary thereof, and Proposals for expending the Income arising from the Funds in question, as applicable to each of the said Three Parishes, the Master set forth the Summary by way of Schedule to his Report, as follows; that is to say,

	For Bredwardine.	Stanton- upon-Wye.	Letton.
	£ s. d.	£ s. d.	£ s. d.
For Physic and Attendance to the Poor - - - - -	50 0 0	40 0 0	20 0 0
„ Clothing, Bedding, and Bed- clothes - - - - -	330 0 0	300 0 0	170 0 0
„ Fuel - - - - -	135 0 0	95 0 0	45 0 0
„ Food, in manner stated in his Report - - - - -	281 6 0	263 18 0	144 3 2
„ Payments to apprentice Poor Children - - - - -	60 0 0	50 0 0	25 0 0
„ Payments to be made for Schooling - - - - -	60 0 0	50 0 0	25 0 0
Proportion of Salary of Agent or Clerk - - - - -	25 0 0	15 0 0	10 0 0
Occasional Gratuities to Servants and Apprentices who should conduct themselves well, and obtain the Approbation of their Conduct, as specified in the Report - - - - -	61 14 0	34 4 8	23 0 0
	£1,003 0 0	£848 3 6	£462 3 2

And

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And the said Master *Farrer*, by his said Report of the Twenty-fifth Day of *March* One thousand eight hundred and fifty-one, further found that on the Sixteenth Day of *July* One thousand eight hundred and two the said Court ordered that the said Report of the Twentieth Day of *May* One thousand eight hundred and one should be confirmed, and the Scheme proposed by the said Trustees, and in the same Report set out, carried into execution; and he further found that new Trustees had from Time to Time been appointed under several Orders of the said Court, and the Funds applicable to the Charity had from Time to Time increased, in consequence of the falling in of Annuities and other Circumstances, and in the Year One thousand eight hundred and twenty-two the same amounted to the Sum of ninety-two thousand four hundred and ninety-six Pounds Seventeen Shillings and Ninepence Bank Three Pounds *per Centum* Consols, standing in the Name of the Accountant General, the annual Interest of which was Two thousand seven hundred and seventy-four Pounds Seventeen Shillings and Ninepence, and that the Funds had therefore been more than sufficient to carry into effect the several charitable Purposes according to the above Scheme, and in consequence thereof at the Date of the Inquiry of the Charity Commissioners a Sum of Six thousand two hundred and ten Pounds Two Shillings and Eightpence Bank Three Pounds *per Centum* Consolidated Annuities had accumulated, which Sum had been further increased by subsequent surplus Income; and the said Master further found that the present Trustees of the said Charity are *Renn Dickson Hampden* Lord Bishop of *Hereford*, *Tomkyns Dew*, Sir *Robert Price* Baronet, the Reverend *Gilbert Frankland Lewis*, and the Reverend *Richard Lane Freer*; and he also found that in pursuance of the Instructions of the Attorney General Inquiries have recently been made on the Spot and in the Neighbourhood as to the Course now adopted in the Administration of the Funds of the Charity, and as to the best Plan to be adopted for their future Appropriation; and the said Master in his said Report further found and stated various Facts which appeared as the Result of such Inquiries, tending to show the Insufficiency or Impropriety of the existing System of administering the said Charity; and the said Master further found that Her Majesty's Attorney General had therefore proposed before him the Scheme set forth in the Schedule to that his Report annexed for the Administration of the said Charity, and also proposed before him to the Effect after found, and that he the said Master, having considered the State of Facts and Evidence, approved of the said Scheme as a proper Scheme for the due Administration and Management of the Charity Property, and for the Distribution and Application of the Income thereof, having regard to the Terms of the Will of the Testator, the present Amount and Income of the Charity Funds, and the present Conditions and Numbers of the Population of the said several

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several Parishes in the Pleadings mentioned, and he was of opinion, and found it would be proper, that there should be an Addition to the present Number of the Trustees of the said Charity, by increasing the Number to Twelve, and that for the Purposes of the said Charity, according to the contemplated Appropriation of the Income thereof by the said proposed Scheme, sufficient Land ought to be purchased by the said Trustees, within or near the said Three several Parishes of *Stanton-upon-Wye, Bredwardine, and Letton*, for the Purpose of erecting, under the Approbation of the said Court, a Residence for the Medical Officer of the said Charity, and the several Schools and School Premises contemplated by the said proposed Scheme, and that until such several Schools or School Premises should be so erected as aforesaid, and furnished in the Manner proposed by the Scheme, the said Trustees should be at liberty to hire or procure out of the Income of the said Charity, and at Rents to be approved of by the said Court, convenient and proper Buildings for the Purposes of the said Schools respectively, with Residences attached for the respective Masters and Mistresses thereof, as contemplated by the Twenty-eighth Clause of the proposed Scheme, and that it was necessary that Application should be made to Parliament for an Act to carry into effect the said proposed Scheme: And whereas by an Order made in the said Cause, dated the Twenty-ninth Day of *April* One thousand eight hundred and fifty-one, it was ordered that the said Report of the said Master should be confirmed, and it was referred to the said Master to settle and approve of the Draft of an Act of Parliament to be applied for for the Purpose aforesaid: And whereas the said Master, in pursuance of the said last-mentioned Order, made his separate Report in the said Cause, dated the Sixth Day of *June* One thousand eight hundred and fifty-one, and he thereby certified and found that the Draft of a Bill for an Act of Parliament had been laid before him on the Part of the said Attorney General, and that he had perused the same, and he found as to the Fourth Clause of the said Bill that in the same Scheme new Trustees were to be appointed with the Approbation of the Court of Chancery, and that by the said Fourth Clause of the said Bill it was proposed that so often as new Trustees should be so appointed the Estates of the said Charity should be vested in such new Trustees upon their Appointment, without Conveyance or Assignment being requisite for that Purpose, and having considered the said Draft Bill he had settled and approved of the same as a Draft of an Act of Parliament to be applied for by the said Attorney General to carry into effect the Scheme in his said Report mentioned: And whereas by an Order made in the said Cause, bearing Date the Fourteenth Day of *June* One thousand eight hundred and fifty-one, it was ordered that the said Master's said Report should be confirmed: And whereas by a further Order made in the said Cause, and dated the Thirty-first Day of *May* One thousand

Order of
Court dated
29th April
1851.

Order of
Court dated
14th June
1851.

Order of
Court dated
31st May
1852.

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sand eight hundred and fifty-two, it was ordered amongst other things that Application should be made to Parliament by Her Majesty's Attorney General for such an Act as might be requisite for carrying into effect the Alterations and Extension of the said Charity, which were contained in the said Scheme referred to in the said last-mentioned Report, with the other Matters herein-after mentioned or referred to, and that the Act to be applied for for that Purpose should authorize an Addition to be made to the present Number of the Trustees of the said Charity, under the Direction of the Court of Chancery, by increasing the Number of such Trustees to Twelve, and should contain Provisions for the new Appointment and Continuance of such Trustees, and for vesting the Estates of the said Charity in such Trustees by virtue of their Appointment, and that the same Act should also enable the Court of Chancery to extend the said Charity to the Establishment and Support of a Medical Officer, with a suitable Residence and Dispensary, in or near One of the said Three Parishes of *Stanton-upon-Wye, Bredwardine, or Letton* aforesaid, in such Manner and subject to such Regulations as the said Court should think fit, having regard to the Benefit of the same several Parishes, and also to the Establishment and Support of an Infant School in each of the same Parishes, and of a School for the Education of Boys, and a School for the Education of Girls, in some One of the same Parishes, and the keeping up the Establishment of the same several Schools respectively, in such Manner and subject to such Regulations as the said Court should think fit, having regard to the Benefit of the same several Parishes, and also to the Establishment and Support of Almshouses to be erected in some One of the same Parishes for the Reception of Twelve poor Persons to be chosen from the said Parishes, and to the Maintenance of such poor Persons out of the Funds of the said Charity, in such Manner and subject to such Regulations as the said Court should think fit, having regard to the Benefit of the same Parishes respectively, and that the said Act so to be applied for should also enable the Trustees of the said Charity, under the Direction of the Court of Chancery, to purchase and hold Land for the Sites for such Dispensary, and the Residence of such Medical Officer, and for the Sites of the Schools and Almshouses to be respectively so established, and the Buildings and Premises to be attached thereto respectively, and also to hire any Buildings and Premises for the Purposes of any of the Schools to be so established, until the same respectively shall be erected and fitted up, and also to invest any Part of the Capital Funds of the said Charity, and the surplus Income arising from the Estates and Property thereof, in the Purchase or on Mortgage of Land or Real Estates, and to sell, exchange, let, and otherwise dispose of the Estates and Property of the said Charity, with the Sanction and under the Direction of the

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said Court: And whereas the Bill which is intended to be hereby passed and enacted has been applied for by the said Attorney General in accordance with the Directions and for the Purposes contained and mentioned respectively in the said last-mentioned Order: 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,

Appoint-
ment of
Trustees of
Charity.

I. That the Bishop of *Hereford* for the Time being, the Incumbents respectively of the Three Parishes of *Stanton-upon-Wye*, *Bredwardine*, and *Letton* for the Time being, Sir *Robert Price* Baronet, the Reverend *Gilbert Frankland Lewis*, the Reverend *Richard Lane Freer*, and *Tomkyns Dew* Esquire, (the Four last named being existing Trustees,) and Four other Trustees who shall be appointed in the first instance by the Court of Chancery, shall be Trustees of the said Charity and the Property thereof, and that when and so often as the Number of Trustees (other than the *ex-officio* Trustees) shall be reduced to Five, either by Death, Resignation, refusing or becoming incapable or ceasing for the Period of Two Years to act, or becoming non-resident, or becoming bankrupt, or taking the Benefit of any Act for the Relief of Insolvent Debtors, (each of which said several Circumstances respectively shall be a Disqualification from continuing to act as a Trustee, and shall create a Vacancy in the Office held by the Person so disqualified,) fit and proper Persons resident within or within Ten Miles of any of the said several Parishes of *Stanton-upon-Wye*, *Bredwardine*, and *Letton* shall be appointed to be new Trustees by the Court of Chancery in the Place of those who shall so have ceased to be or become disqualified from acting as Trustees as aforesaid, so as to make up again the full Number of Twelve Trustees, upon the Application to the Court for that Purpose either of the continuing Trustees or of Her Majesty's Attorney General.

The Trustees
to distribute
an annual
Sum in
Provisions,
Clothing,
and Fuel.

II. That out of the Income of the said Charities the said Trustees shall, in their Discretion, lay out and distribute annually such a Sum not exceeding an Amount to be fixed by the said Court of Chancery in Provisions, Clothing, or contributing to a Clothing Club or Clubs, and Fuel, among such deserving Poor of the said Three several Parishes as are aged or infirm, or Widows, and not in the Receipt of Parochial Relief, which Sum shall be annually distributed as aforesaid by the Trustees in the Proportion of Eleven to the said Parish of *Stanton-upon-Wye*, Thirteen to the Parish of *Bredwardine*, and Six to the Parish of *Letton*: Provided always, that it shall be lawful for the
Trustees,

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Trustees, out of such annual Sum, to continue to existing Recipients such Provision as they in their Discretion shall think fit, although such Recipients be not aged or infirm, or Widows.

III. That it shall be lawful for the said Court of Chancery to extend the said Charity to the Establishment, Payment, and Support of a Medical Officer, with a suitable Residence, and a Dispensary, in or near One of the said Three Parishes of *Stanton-upon-Wye, Bredwardine, or Letton* aforesaid, and to the Erection and fitting up of such Residence and Dispensary, and also to make Provision for the Appointment and Continuance of such Medical Officer and for the Duties to be performed by him, having regard to the Benefit of the same Three Parishes respectively, in such Manner and subject to such Regulations as the said Court shall from Time to Time order or direct for the same several Purposes or any of them.

Court of Chancery empowered to extend Charity to establishment of Medical Officer and Dispensary.

IV. That the Trustees shall be at liberty to subscribe to any County Hospital or Infirmary any Sum, not exceeding in any One Year a Sum to be fixed by the said Court of Chancery, in consideration of their being at liberty to send to such Hospital or Infirmary any Person from either of the said Parishes requiring to be so dealt with.

Trustees may subscribe an annual Sum to the Hospital or Infirmary.

V. That it shall be lawful for the said Court of Chancery to extend the said Charity to the Establishment and Support of Almshouses, in some One of the said Three Parishes of *Stanton-upon-Wye, Bredwardine, or Letton* aforesaid, for the Reception of Twelve poor Persons to be chosen from the said Parishes or any of them, and to the Maintenance of such poor Persons, and the Erection and fitting up of such Almshouses, and the keeping up the Establishment thereof, and to make Provision for the Appointment of such poor Persons, and for the Regulation and Management of such Almshouses, having regard to the Benefit of the same Three Parishes respectively, in such Manner and subject to such Provisions as the said Court shall from Time to Time order or direct for the said several last-mentioned Purposes or any of them.

Court of Chancery empowered to extend Charity to Establishment of Almshouses.

VI. That it shall be also lawful for the said Court of Chancery to extend the said Charity to the Establishment and Support of Infant Schools in each of the said Parishes of *Stanton-upon-Wye, Bredwardine, and Letton* aforesaid, and a School or Schools for the Education of Boys, and the same for the Education of Girls, in any or in all of the same Parishes as may from Time to Time appear expedient, and to the Erection and fitting up of the several Schools to be so established, and the Payment of the Masters, Mistresses, and Teachers, and the keeping up of the Establishment of the same Schools respectively, and to make Provision for the Appointment of the

Court of Chancery empowered to extend Charity to establishment of Infant Schools and a Boy's School and a Girl's School.

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the Masters, Mistresses, Teachers, and other Officers and Attendants for the same Schools respectively, and for the Regulation and Management of such Schools, and for the Selection, Qualification, and the Limitation of the Number of the Children to be received therein respectively, having regard to the Benefit of the said Three several Parishes, in such Manner and subject to such Regulations as the said Court shall from Time to Time order or direct for the said several last-mentioned Purposes or any of them.

Power to Trustees to expend an annual Sum in apprenticing Children.

VII. That the Trustees shall be at liberty to expend any Sum, not exceeding in any One Year a Sum to be fixed by the said Court of Chancery, in apprenticing any of the Scholars in any School to be established as aforesaid, being of fit Age, and who in the Opinion of the said Trustees shall be deserving of such Reward.

Court empowered to make Orders for giving Effect to the Extension hereby authorized.

VIII. That it shall be lawful for the said Court of Chancery, from Time to Time, to make such Décrees, Orders, and give such Directions in relation to the Charity and the Premises as shall be requisite or proper and shall seem fit to the said Court, having regard to any Alteration or Extension of the said Charity contemplated or intended to be authorized by this Act, and for giving full Effect to any such Alteration or Extension respectively.

Power to Trustees to purchase Sites, and erect Residence for Medical Officer, and School-houses and Buildings.

IX. That it shall be lawful for the Trustees of the Charity, with the Approbation and by the Direction of the Court of Chancery, to purchase and hold such Piece or Pieces of Land as shall be suitable as a Site or Sites for a Residence and Dispensary, with all proper Appurtenances for a Medical Officer, as contemplated or intended to be authorized by this Act; and also as Sites for the several Schools and Almshouses, with all requisite or proper Buildings and Premises, which are also respectively contemplated or intended to be authorized by this Act; and also to erect and fit up on such Sites respectively any Houses or Buildings for the several Purposes contemplated or intended to be authorized by this Act, and that all the Houses and Buildings, with the Appurtenances, which shall or may for the Time being belong to or be held upon or for the Trusts or Purposes of the said Charity, shall be maintained and kept in repair by the Trustees out of the Income or at the Expense of the Charity.

Power to Trustees to hire School-houses, &c. until Schools are built.

X. That, until such several School Buildings and Premises shall be so erected and fitted up as aforesaid, the Trustees shall be at liberty to hire, at Rents to be approved of by the Court of Chancery, convenient and proper Premises for the Purposes of the said Schools respectively, with Residences for the respective Masters and Mistresses thereof, and shall be at liberty to expend on the said Premises respectively such Sums as may be necessary for rendering the said Premises

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Premises respectively fit for the Purposes aforesaid, and as may be approved of by the Court.

XI. That it shall be lawful for the Trustees of the Charity, with the Approbation and by the Direction of the Court of Chancery, to purchase and hold such Piece or Pieces of Land, in all or any of the said Parishes, as shall be suitable for the Exercise and Recreation of the Inhabitants of the said Three Parishes, or to purchase and take the Right of using any Land for the Purpose of such Exercise and Recreation.

Power to Trustees to purchase Land for Exercise and Recreation of Inhabitants.

XII. That so soon as the said Number of Twelve Trustees shall be filled up and appointed, and from Time to Time so often as any new Trustee or Trustees of the Charity shall be appointed, in the Manner respectively contemplated or intended to be authorized by this Act, either by express Appointment to such Trusteeship, or as to any *ex-officio* Trustee or Trustees by his or their respective Appointment to the Bishopric or Incumbency to which respectively such Trusteeship shall be attached, all the Lands, Buildings, and Hereditaments, and Real Estate whatsoever, whether of freehold, or customary, or copyhold, or leasehold Tenure, which shall or may for the Time being belong to or be held in trust for the Charity, shall, immediately upon such Appointment and by virtue thereof, become and be absolutely and effectually vested in the Trustees for the Time being of the said Charity, without any Conveyance, Surrender, Assignment, or other Assurance being requisite for that Purpose.

Lands and Real Estate to vest in new Trustees by virtue of their Appointment.

XIII. And whereas a large Portion of the Land in the said Parishes is the Property of Persons who are under legal Disabilities: Be it therefore further enacted, That it shall be lawful for all or any Person and Parties being seised, possessed of, or entitled to any Piece or Pieces of Land which shall be approved of by the said Court as a Site or Sites for the Residence and Dispensary for a Medical Officer hereby contemplated, or as a Site or Sites for any of the Schools, Alms-houses, Buildings, and Premises hereby also respectively contemplated as aforesaid, or any Estate or Interest in such Piece or Parcel of Land, to sell, convey, or release the same to the Trustees of the said Charity for the Time being, or to exchange the same with the said Trustees for any Land belonging to the said Charity, and to enter into all necessary Arrangements for that Purpose; and particularly that it shall be lawful for all or any of the following Persons and Parties so seised, possessed, or entitled as aforesaid, so to sell, convey, release, or exchange, (that is to say,) all Corporations, Tenants in Tail or for Life, married Women seised in their own Right or entitled for Dower, Guardians, Committees of Lunatics and Idiots, Trustees or Feoffees in Trust for charitable or other Purposes, Executors and Administrators,

Parties under Disability enabled to sell, exchange, and convey.

[*Private.*]

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and

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and all Parties for the Time being entitled to the Receipt of the Rents and Profits of any such Lands in possession, or subject to any Estate in Dower, or to any Lease for Life or for Lives, and Year or for Years, or any less Interest; and the Power so to sell and convey, release or exchange as aforesaid, may be lawfully exercised by all such Persons and Parties, other than married Women entitled to Dower, or Lessees for Life or for Lives, and Year or for Years, or any less Interest, not only on behalf of themselves, and their respective Heirs, Executors, Administrators, and Successors, but also for and on behalf of every Person entitled in reversion, remainder, or expectancy after them, or in Defeazance of the Estates of such Parties, and as to such married Women, whether they be of full Age or not, as if they were sole and of full Age, and as to such Guardians on behalf of their Wards, and as to such Committees on behalf of the Lunatics and Idiots of whom they are the Committees respectively, and that to the same Extent as such Wives, Wards, Lunatics, and Idiots respectively could have exercised the same Power if they had respectively been under no Disability, and as to such Trustees, Executors, and Administrators on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Femes Covert, or other Persons, and that to the same Extent as such Cestuique Trusts respectively could have exercised the same Powers if they had respectively been under no Disability; but every such Sale or Exchange to be made by or on behalf of any Person under any such Disability, or not authorized to make such Sale or Exchange, except under the Powers of this Act, shall be with the Approbation of the Court of Chancery as well on behalf of the Vendor as of the Charity; and the Provisions of "The Lands Clauses Consolidation Act, 1845," with respect to the Purchase Money or Compensation coming to Parties having limited Interests, or prevented from treating, or not making Title, shall be and the same are hereby incorporated with this Act, and shall apply as well to the Purchase Money to be given on any Sale as to any Money to be given upon any such Exchange.

Power to
Trustee to
sell, &c. Cha-
rity Lands,
and invest
surplus In-
come in
Land, &c.
with Sanc-
tion of the
Court.

XIV. That it shall be lawful for the Trustees of the Charity from Time to Time, with the Sanction and Approbation of the Court of Chancery, to sell or exchange, and also to let or demise, all or any Part of the Lands, Buildings, or Hereditaments which shall or may for the Time being belong to or be held in trust for the Charity, in such Manner and upon such Terms respectively as the said Court shall sanction and approve and direct; and also, with the like Sanction and Approbation of the said Court, to lay out and invest the surplus Rents and Profits and Income of the Charity Estates, Funds, and Property, and all or any Monies arising from any Sale or Exchange of the said Charity Estates, Funds, and Property, or any Part thereof, and all or any Part of the Funds or Monies for the Time being belonging
to

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to the Charity, in the Purchase of Lands or Hereditaments, or Government or Real Securities; and that from Time to Time, when and as often as any such Purchase or Investment shall be made as aforesaid, the Lands and Securities respectively so to be purchased or obtained shall be conveyed and transferred unto or otherwise vested in the said Trustees, upon trust for the Charity.

XV. That all the Costs, Charges, and Expenses incident to and attending or in anywise relating to the applying for, obtaining, and passing this Act, and incidental and preparatory thereto, shall be paid out of the Charity Estates, Monies, and Property, in such Manner as the said Court of Chancery shall direct. Expenses of Act.

XVI. That in all Cases in which an Application to the Court of Chancery shall become requisite or desirable for any of the Purposes or under any of the Provisions of this Act, such Application may be made in a summary Way by Petition to the said Court, intituled in the Matter of the Charity and of this Act; and where it is not otherwise provided in this Act, such Application may be made by the Trustees of the said Charity, on giving due Notice thereof to Her Majesty's Attorney General, or by Her Majesty's Attorney General, or by any Two or more Persons interested in the Charity, with the Consent and Sanction of the Attorney General; and that it shall be lawful for the said Court of Chancery to hear every Petition which shall be presented under this Act, and to make such Order or Orders thereon, and as to the Proceedings in respect thereof, and as to the Party or Parties to be served with the Proceedings, and as to the Costs, Charges, and Expenses of all Parties to be incurred by or in consequence of any such Proceedings, as the said Court shall think fit. Court of Chancery empowered to make Orders in a Summary Way as to Matters directed by this Act.

XVII. That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,) Interpretation of Terms.

The Expression "the Charity" shall mean the said Charity founded by *George Jarvis*, as established and administered under the Authority of this Act:

The Expression "the Court of Chancery" shall mean and include the Lord Chancellor, and Lord Keeper and the Lords Commissioners of the Great Seal, and the Lords Justices of the Court of Appeal in Chancery, for the Time being, and also the Master of the Rolls and every Vice-Chancellor or other Judge of the Court of Chancery for the Time being:

The Expression "the Trustees" shall mean the Persons who shall for the Time being be the Trustees of the said Charity under or according to the Provisions of this Act.

XVIII. That

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Short Title.

XVIII. That for all Purposes of Citation or Reference with respect to this Act it shall be sufficient to use the Words "*Jarvis's Charity Act, 1852.*"

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

XIX. 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.

LONDON:

Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1852.