

ANNO SEPTIMO & OCTAVO

VICIORIAE REGINAE.

Cap. 24.

An Act for enabling Trustees to sell the Estates devised by and settled to the Uses of the Will of William Harris Esquire, deceased, and for authorizing the laying out of the Monies arising therefrom in the Purchase of other Estates, to be settled to the same Uses. [6th August 1844.]

THEREAS William Harris late of Wootton in the County Will of Wilof Northampton, Esquire, deceased, duly made, signed, and liam Harris, published his last Will and Testament in Writing, bearing Esq., dated 26th Novem. Date the Twenty-sixth Day of November One thousand eight hundred ber 1812. and twelve, and thereby gave and devised all and every his Manors, Messuages, Cottages, Closes, Lands, Tenements, Hereditaments, and Real Estates whatsoever, situate, lying, and being in Wootton, Milton otherwise Middleton Malsor, Kislingbury, Floore, Farthingstone, and Weedon Beck, in the said County of Northampton, or elsewhere in England, as well Freehold as Copyhold, with their and every of their Rights, Members, and Appurtenances, unto the Right Honourable George John Earl Spencer, Richard Harris of Kislingbury aforesaid, $\lceil Private. \rceil$ Gentleman,

Gentleman, and William Tyler Smyth of the Town of Northampton in the said County, Gentleman, their Executors, Administrators, and Assigns, for and during the Term of Sixty Years, to be computed from the Day of his the said Testator's Death, without Impeachment of Waste, but nevertheless upon and for the several Trusts, Intents, and Purposes therein-after expressed and declared concerning the same Term; and from and immediately after the Determination of the said Term, and in the meantime subject thereunto and to the Trusts thereof, the said Testator gave and devised all and singular his aforesaid Estates and Premises unto and to the Use of William Harris the younger, the Third Son of his the said Testator's Cousin William Harris of Weston Favell in the said County of Northampton, Grazier, One of the Sons of his late Uncle Thomas Harris deceased, and his Assigns, during his natural Life, without Impeachment of Waste; with a Limitation unto the said Earl Spencer, Richard Harris, and William Tyler Smyth, and their Heirs, during the Life of the said William Harris the younger, upon Trust to support the contingent Remainders and Estates therein-after devised and limited; with Remainder unto the First Son of the Body of the said William Harris the younger, in Tail General; with Remainder unto the Second, Third, Fourth, and every other Son of the Body of the said William Harris the younger, severally and successively according to their respective Seniorities in Tail General; with Remainder unto Michael Harris, the Fourth Son of his the said Testator's said Cousin William Harris, and his Assigns, during his natural Life, without Impeachment of Waste; with a Limitation unto the said Earl Spencer, Richard Harris, and William Tyler Smyth, and their Heirs, during the Life of the said Michael Harris, upon Trust to preserve the contingent Remainders and Estates therein-after limited; with Remainder unto the First Son of the Body of the said Michael Harris in Tail General; with Remainder unto the Second, Third, Fourth, and every other Son of the Body of the said Michael Harris, severally and successively according to their respective Seniorities in Tail General; with Remainder unto every other Son of his the said Testator's said Cousin William Harris (except his Two eldest Sons Thomas and Joseph), severally and successively according to their respective Seniorities in Tail General; with several Remainders over; with the ultimate Remainder or Reversion to his the said Testator's own right Heirs for ever; and as to and concerning the said Term of Sixty Years the said Testator declared that the said Earl Spencer, Richard Harris, and William Tyler Smyth, their Executors, Administrators, and Assigns, should stand and be possessed of the said Estates and Premises comprised therein upon Trust, during such Time as the said William Harris the younger should be under the Age of Twenty-one Years, and in case of his Death under that Age then during such Time as such other Person who should under and by virtue of the Limitations therein-before contained be entitled to a present Estate of Freehold in the said Estates and Premises should be under the said Age of Twenty-one Years, to receive and take the Rents, Issues, and Profits of the said Estates and Premises, and let and set the same as they should see proper, and out of such Rents, Issues, and Profits pay and apply such Sum or Sums of Money, not exceeding the yearly Sum of Five hundred Pounds, for the Support, Maintenance, and

and Education of the said William Harris the younger during his Minority, and in the event of his Death under the Age of Twentyone Years, then for the Support, Maintenance, and Education of such other Persons successively who should under and by virtue of the Limitations therein-before contained be entitled to a present Estate of Freehold in his said Estates and Premises, during their respective Minorities, in such Manner as to the said Trustees, their Executors, Administrators, and Assigns, should seem proper; and upon further Trust, that they the said Earl Spencer, Richard Harris, and William Tyler Smyth, their Executors, Administrators, and Assigns, should from Time to Time apply and dispose of the clear Surplus of the Monies arising from the Rents, Issues, and Profits of the said Estates and Premises which should not be applied for the Purposes aforesaid, and which should remain after the Land Tax, Landlord's Property Tax, Repairs, and other incidental Charges and Expences were defrayed, in such and the same Manner as he the said Testator had therein-after directed the clear Residue of his Personal Estate to be applied and disposed of; and the said Testator declared that when and so soon as the Trusts therein declared concerning the said Term of Sixty Years should have been satisfied, or should have become incapable of being carried into execution, and the said Earl Spencer, Richard Harris, and William Tyler Smyth, and every of them, and the Executors, Administrators, and Assigns of them and every of them, should be fully reimbursed and satisfied all Costs, Charges, and Expences occasioned by or relating to the Trusts of the said Term, then the said Term should cease, determine, and be void; and in the said Will is contained a Power for the said William Harris the younger, and for all and every his Brothers who should successively become entitled to the said Testator's Estates and Premises by virtue of the Limitations aforesaid, as and when they should respectively be entitled thereto in possession, by Indenture to lease and demise all or any Part or Parts of the said Testator's said Estates and Premises, for any Term not exceeding Twenty-one Years in possession, at the most and best improved Rents, and under the usual Restrictions therein specified; and also a Power for the said William Harris the younger, and for all and every his Brothers who should successively become entitled to his the said Testator's said Estates and Premises by virtue of the Limitations therein-before contained, as and when they should be respectively entitled thereto in possession, by any Deed or Deeds in Writing, to be sealed and delivered by them the said William Harris the younger and his said Brothers respectively in the Presence of and attested by Two or more credible Witnesses, to grant, limit, or appoint any Rent or annual Sum, to be issuing and payable out of all or any Part of his the said Testator's Real Estates and Premises, unto and to the Use of or in trust for any Woman or Women he or they should marry or take to wife, and either before or after such Marriage, for and during the Life or Lives of such Woman or Women respectively, for or in the Nature of her or their Jointure or Jointures, and in bar of Dower, such Rent or annual Sum to take effect from the respective Deaths of the said William Harris the younger and his said Brothers, and be payable half-yearly on such Days as he or they should think fit, but so as such yearly Rent or annual Sum did not in any Case exceed the Sum

of Five hundred Pounds, Tax-free, and by the same Deed or Deeds to give and grant to or for such Woman or Women respectively, and her or their Assigns, such Powers or Remedies, by Distress and Entry, and Receipt of the Rents and Profits of the said Estates and Premises, for recovering such Rent or annual Sum when in arrear, and to grant, limit, and appoint the said Estates and Premises chargeable therewith to any Trustee or Trustees for any Term or Number of Years as to the said William Harris the younger and his said Brothers respectively should seem meet, to commence from the Death of the Person or Persons respectively so making such Jointure, for the better securing the Payment of such yearly Rent or annual Sum, so as such Term of Years were made determinable or defeasible upon the Death of the Person or Persons to whom such Jointure should be granted; and upon the Payment of the said Rent or annual Sum thereby secured, and all Arrears thereof, together with all Costs and Charges incident thereto; and also a Power for the said William Harris the younger, and also for every of his Brothers who should for the Time being be entitled to his the said Testator's said Estates and Premises in possession, under the Limitations aforesaid, to charge the same, in case of his or their respective Marriage, with any Sum or Sums of Money not exceeding the Sum of Five hundred Pounds, for the Portion or Portions of each of his or their Daughters and younger Sons, with Interest for the same, not exceeding Five Pounds for every One hundred Pounds by the Year, and to limit and create any Term or Terms of Years of and in his the said Testator's said Estates and Premises, or any Part thereof, for securing or better raising such Portion or Portions and Interest; and the said Testator, after giving several Legacies, gave and bequeathed all the Residue and Remainder of his Goods, Chattels, and Effects, Ready Money, Monies at Interest, and Securities for Money, Stock in the Public Funds, and all other his Personal Estate, of what Nature or Kind soever the same might consist, after the Payment of his Debts, his Funeral Expences, the Charges of proving that his Will, and the said Legacies, unto the said Earl Spencer, Richard Harris, and William Tyler Smyth, their Executors, Administrators, and Assigns, upon trust, as soon as conveniently might be after his Decease, to sell and dispose of such Parts thereof as should be in the Nature thereof saleable, by public Auction or private Contract, for the most Money that could be reasonably obtained for the same, and to use their best Endeavours to get in and receive the other Parts thereof, and after retaining the Expences attending the Execution of the Trusts, as soon as conveniently might be to lay out and invest the clear Residue and Surplus of such Monies in the Purchase of Manors, Messuages, Lands, Tenements, or Hereditaments of a clear and indefeasible Estate of Inheritance in Fee Simple in possession, to be situate or arising somewhere in that Part of Great Britain called England, and to convey, settle, and assure such Manors, Messuages, Lands, Tenements, or Hereditaments as might be so purchased to such and the same Uses, upon such and the same Trusts, and for such and the same Intents and Purposes, and with, under, and subject to such and the same Powers, Provisoes, Limitations, and Declarations, as were therein-before expressed and declared of and concerning all and singular his the said Testator's said

said Estates and Premises devised by that his said Will, or such and so many of them as should be then subsisting undetermined or capable of taking effect; and the said Testator thereby appointed the said Earl Spencer, Richard Harris, and William Tyler Smyth Executors of his said Will: And whereas the said Testator William Harris departed this Life on or about the Twelfth Day of February One thousand eight hundred and thirteen, without having revoked or altered his said Will, and soon after his Decease the said Will was duly proved in the Prerogative Court of the Archbishop of Canterbury by the said Executors therein named: And whereas at a General Court Baron held in and for the Manor of Weedon Beck in the said County of Northampton on the Twenty-fifth Day of October One thousand eight hundred and thirteen it was found by the Homage that the said William Harris the Testator, then late One of the Customary Tenants of the said Manor, who held to him and his Heirs of the Lords of the said Manor all that Messuage, Tenement, or Farm House, with the Yard, Garden, Backside, Orchard, Homestead, and Appurtenances thereunto belonging, containing One Acre One Rood and Eighteen Perches, and all that Close or ancient enclosed Ground called Long Close containing Three Acres Two Roods and Seven Perches, and also all that Plot or Parcel of Land containing Twenty-one Acres and Thirty-nine Perches (the latter being then One Close called Water Furrows), also all that other Plot or Parcel of Land containing Ten Acres Three Roods and Twelve Perches (being then One Close called Weedon Holmes), as the same were described in the Award of the Commissioners under the Inclosure Act of the said Parish and Manor of Weedon Beck aforesaid (and to which the said William Harris the Testator was admitted Tenant as Heir of his Brother John Harris, who was the Heir of John Moreton deceased, by the Description therein referred to), died seised thereof, and at the same Court the said William Tyler Smyth was admitted Tenant to the said Copyhold or Customary Hereditaments, as Joint Devisee together with the said Earl Spencer, and Richard Harris the Trustee, in trust for the said Term of Sixty Years, according to the said Will, to whom the Lords of the said Manor by their said Steward granted Seisin thereof by the Rod, to hold the same Premises unto the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, their Executors, Administrators, and Assigns, for the Term of Sixty Years from the Day of the Death of the said William Harris the Testator, upon the Trusts in the said Will mentioned, of the Lords of the said Manor, by the Rod, at the Will of the Lords, according to the Custom of the said Manor, by the Rents, Customs, and Services therefore due and of Right accustomed: And whereas in the Year One thousand eight hundred and fourteen the said William Harris the younger, then an Infant, by Christopher Smyth his next Friend, exhibited his Bill in the High Court of Chancery against the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, and others, and thereby prayed, amongst other things, that the Trusts of the said Will might be carried into execution: And whereas the said Testator's said Cousin William Harris at the Death of the said Testator had no other Son than his Four Sons named in the said Will as aforesaid, and the same William Harris had Issue after the Death of the said [Private.]Testator

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Testator Two other Sons, namely, John Harris his Fifth Son, who

was born in or about the Month of January One thousand eight hundred and fourteen, and died shortly afterwards, and Richard Harris his Sixth Son, who was born in or about the Month of January One thousand eight hundred and fifteen, and no other Son: And whereas the said William Harris the younger, soon after the Birth of the said last-named Richard Harris, exhibited his Supplemental Bill against the said last-named Richard Harris, as Defendant thereto, praying that he might have the Benefit of the said Original Suit against the said last-named Richard Harris: And whereas by a a Decree or Decretal Order of the said Court, made in the said Original and Supplemental Causes on the Tenth Day of May One thousand eight hundred and fifteen, it was declared that the said Will should be established, and the Trusts thereof performed Indenture of and carried into execution: And whereas by an Indenture of Lease, with Livery of Seisin thereon endorsed, bearing Date on or about the Twenty-fourth Day of May One thousand eight hundred and sixteen, and made or expressed to be made between Richard Pretyman Esquire, Bachelor of Arts, Master of the House and Hospital of Saint John the Baptist in the Town of Northampton in the County of Northampton, and his Co-brethren of the said House and Hospital, of the First Part, the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, of the Second Part, William Ashby Yeoman of the Third Part, and John Harris Yeoman of the Fourth Part, in consideration of the Surrender of a former Lease, and other the Considerations therein mentioned, the said Master and Co-brethren did demise unto the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, all that Messuage or Tenement, with the Appurtenances, situate, standing, and being in Wootton aforesaid, then and for some Time past in the Tenure or Occupation of William Ashby, as Undertenant of the said George John Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, and all that Plot or Parcel of Land or Ground, with the Appurtenances, situate, lying, and being within the Parish and Liberties of Wootton aforesaid, containing Two Roods and Eight Perches, was the same more or less, and bounded as in the said Indenture of Lease is mentioned, and also all that other Plot or Parcel of Land or Ground, also situate, lying, and being in the Parish and Liberties of Wootton aforesaid, containing Forty-four Acres Three Roods and Twenty-five Perches, was the same more or less, and bounded as in the said Indenture of Lease is mentioned, which said last-mentioned Plot or Parcel of Land or Ground had for many Years then last past been subdivided and made into Three several Closes or enclosed Grounds, then commonly called or known by the several Names of the Nettle Gap Close, Choak Hill Close, and Ashes Close, and which were then late in the Possession or Occupation of the said William Harris deceased, and then in the several Tenures or Occupations of Clark Hillyard and William Harris, with the Appurtenances, to hold the same unto the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, their Executors, Administrators, and Assigns, from the making thereof, for and during the natural Lives of the said William Harris the younger, then an Infant of the Age of Ten Years or thereabouts, of the said Michael Harris, then an Infant of the Age of Nine Years

Lease, 24th May 1816.

or thereabouts, and of the said Joseph Harris, then of the Age of Twenty-two Years or thereabouts, and of the Life of the longest Liver of them, at the yearly Rent of Thirty Shillings, payable as therein mentioned, and subject to the Observance and Performance of the Covenants therein contained, and on the Part of the Lessees to be observed and performed: And whereas the said Hereditaments comprised in the said Indenture of Lease were vested in the said William Harris the Testator at the Date of his said Will, under the said former Lease surrendered as aforesaid: And whereas by Inden- Indentures tures of Lease and Release, bearing Date respectively the First and of Lease and Second Days of July One thousand eight hundred and sixteen, the Release, dated re-Release being made or expressed to be made between Michael Harris spectively Yeoman and Elizabeth his Wife, the said William Harris (the Cousin 1st and 2d of the said Testator) and Mary his Wife, and Thomas Lyman July 1816. Yeoman and Mary his Wife, then late Mary Harris, of the First Part, the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, of the Second Part, and John Harris Yeoman of the Third Part, and by a Fine Sur conuzance de droit come ceo, &c., with Proclamations, levied by the said Michael Harris Yeoman and Elizabeth his Wife, William Harris the Cousin of the said Testator, and Mary his Wife, and Thomas Lyman and Mary his Wife, in or as of Trinity Term in the Fifty-sixth Year of the Reign of George the Third, unto the last-named John Harris, and a Declaration of the Uses of the said Fine contained in the said Indenture of Release, in pursuance of an Order of the said Court of Chancery made in the said Original Cause on the Thirteenth Day of June One thousand eight hundred and sixteen, and of a Report of One of the Masters of the said Court, dated the Twenty-ninth Day of June One thousand eight hundred and sixteen, made in pursuance of such Order, and in consideration of the Sum of Three thousand eight hundred and thirty Pounds (being Part of the Monies arising from the clear Residue or Surplus of the Rents and Profits of the Real Estates late of the said William Harris the Testator, and also of the clear Residue or Surplus of the Monies arising from his Personal Estates, or of one or both of them,) to the said Michael Harris and William Harris, Parties to the same Indenture of Release, and the said Thomas Lyman and Mary his Wife, paid by the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, the Messuages or Tenements and other Hereditaments therein particularly mentioned or referred to, situate or being in the Parish of Weston Favell in the County of Northampton, or some Parish or Place thereto near adjoining, with their Appurtenances, were conveyed or expressed to be conveyed to the said John Harris the Party to the said Indenture of Release, his Heirs or Assigns, to the Use of the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, and such other Person and Persons, successively, to and for such and the same several and successive Estates, and upon and for such and the same several Uses, Trusts, Intents, and Purposes, and with, under, and subject to such and the same several Powers, Provisoes, Limitations, and Declarations respectively, which in and by the said hereinbefore in part recited Will of the said William Harris the Testator were mentioned, limited, expressed, and declared of and concerning the Messuages, Lands, Tenements, and Hereditaments therein comprised,

Indentures of Lease and Release, dated respectively 24th and 25th July 1823.

prised, and thereby devised as aforesaid, or such and so many of them as were then or might be subsisting undetermined and capable of taking effect, and were or might be good, valid, or supportable by the Rules of Law or of Equity: And whereas by Indentures of Lease and Release, bearing Date respectively the Twenty-fourth and Twentyfifth Days of July One thousand eight hundred and twenty-three, the Release being made or expressed to be made between Sir Robert Peel Baronet of the First Part, Robert Faux Esquire of the Second Part, the said Robert Faux and Edward Faux Esquire of the Third Part, Elizabeth Faux Spinster, Isaac Lovell Grazier, and Catherine his Wife, and Joseph Faux Gentleman, of the Fourth Part, and the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, of the Fifth Part, in obedience to an Order of the said Court of Chancery made in the said Causes on the Twenty-fifth Day of March then last, and in consideration of the Sum of Twenty-five thousand six hundred Pounds to be paid to the Persons in the same Indenture of Release mentioned with the Monies by the same Order directed to be raised by Sale of a sufficient Part of a Sum of Fifty-five thousand two hundred and fifty-six Pounds Four Shillings and Seven-pence Bank Three per Cent. Annuities, therein mentioned to be standing in the Name of the Accountant General of the said Court in trust in the said Causes, the Messuages or Tenements and other Hereditaments therein particularly mentioned, situate or being in the several Parishes, Bounds, and Precincts of Preston Deanry and Great Houghton in the County of Northampton, with their Appurtenances, were conveyed or expressed to be conveyed to the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth, and their Heirs, to such and the same Uses, upon and for such and the same Trusts, Intents, and Purposes, and with, under, and subject to such and the same Powers, Provisoes, Limitations, and Declarations as were in and by the herein-before in part recited Will of the said William Harris the Testator expressed and declared of and concerning all and singular the said Estates and Premises of the said Testator William Harris by his said Will devised, or such of them and so many of them as were then subsisting undetermined and capable of taking effect: And whereas the said Richard Harris the Trustee departed this Life on or about the First Day of June One thousand eight hundred and twentyfive: And whereas the said William Harris the younger attained the Age of Twenty-one Years in or about the Year One thousand eight hundred and twenty seven: And whereas by Indentures of Lease and of Lease and Release, bearing Date respectively the Twenty-fourth and Twentyfifth Days of March One thousand eight hundred and twenty-eight, the Release being made or expressed to be made between Arthur Clegg Esquire of the First Part, John Harvey Thursby Esquire of the Second Part, the said Earl Spencer and William Tyler Smyth of the Third Part, and the said William Harris the younger of the Fourth Part, in obedience to Two Orders of the said Court of Chancery, respectively made in the said Causes on the Nineteenth Day of December and the Seventh Day of March then last, and in consideration of the Sum of Twenty-four thousand two hundred and fifty Pounds to be paid in pursuance of the same Orders with the Money to arise from the Sale of a sufficient Part of a Sum of Thirty-six thousand two hundred and eight Pounds One Shilling and Eight-pence Bank Three

Indentures Release, dated respectively 24th and 25th March 1828.

per Cent. Annuities, as in the same Indenture of Release mentioned to be standing in the Name of the Accountant General of the said Court, in trust in the said Causes, the Messuages or Tenements and other Hereditaments therein particularly mentioned, with their Appurtenances, situate and being in Weston Favell aforesaid, were conveyed or expressed to be conveyed unto the said Earl Spencer and William Tyler Smyth, and their Heirs, to such and the same Uses, and upon and for such and the same Trusts, Intents, and Purposes, and with, under, and subject to such and the same Powers, Provisoes, Limitations, and Declarations, as were in and by the herein-before in part recited Will of the said William Harris the Testator expressed and declared of and concerning all and singular the said Estates and Premises of the said Testator William Harris by his said Will devised, or such and so many of them as were then subsisting undetermined or capable of taking effect: And whereas the said William Harris the younger, some Time previously to the Date of the Indenture next herein-after recited, intermarried with Eliza Harris, now his Wife, before her Marriage Eliza Amphlett Spinster: And Appointwhereas by an Indenture bearing Date the Twelfth Day of April ment by Wil-One thousand eight hundred and thirty-three, and made or expressed liam Harris to be made between the said William Harris the younger of the of Rent-First Part, the said Eliza Harris of the Second Part, and Benjamin charge of Innocent Amphlett, therein spelt Amphlitt, of Kempsey in the County 500l to his of Worcester, Gentleman, the said Richard Harris (the Son of the denture said Testator's Cousin William Harris), and William Flesher of dated 12th the Town of Northampton, Gentleman, of the Third Part, and which April 1833. Indenture was sealed and delivered by the said William Harris the younger in the Presence of and attested by Two credible Witnesses, it is witnessed, that pursuant to, and by force and virtue and in exercise and execution of, the Power and Authority to the said William Harris the younger for that Purpose given or limited by the said Will of the said William Harris the Testator, as aforesaid, and of every or any other Power or Authority in anywise enabling him in that Behalf, he the said William Harris the younger did grant, limit, and appoint unto and to the Use of the said Eliza Harris, in case she should survive him the said William Harris the younger, one Rent or annual Sum of Five hundred Pounds of lawful Money of Great Britain, to be issuing and payable out of and charged and chargeable upon all and singular the Freehold Manors, Messuages, Cottages, Closes, Lands, Tenements, Hereditaments, and Real Estate comprised in and given and devised by the said in part recited Will of the said William Harris the Testator, and their several and respective Rights, Members, and Appurtenances, and also all and singular the Freehold Messuages, Lands, Tenements, and Hereditaments, with the Appurtenances, which since the Decease of the said William Harris the Testator had, in pursuance of the Trusts in that Behalf contained in his said in part recited Will, been purchased, and which in pursuance of the same Trusts had been conveyed, settled, and assured to such and the same Uses, upon such and the same Trusts, and for such and the same Intents and Purposes, and with, under, and subject to such and the same Powers, Provisoes, Limitations, and Declarations, as were in and by the said in part recited Will of the said William Harris the Testator expressed and declared of and concerning the $\lceil Private. \rceil$ Estate,

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Estate, Hereditaments, and Premises thereby devised, to such and so many of them as for the Time being were subsisting undetermined and capable of taking effect, to hold the same Rent or annual Sum of Five hundred Pounds, from the Time of the Decease of the said William Harris the younger, unto the said Eliza Harris and her Assigns, during her natural Life, for her Jointure, and in bar of Dower, and to be paid to her or her Assigns in Lincoln's Inn Hall in the County of Middlesex half-yearly, by equal Portions, Tax-free, the first Payment to be made at the Expiration of Six Calendar Months from the Day of the Decease of the said William Harris the younger, with the usual Powers of Distress and Entry upon and Perception of the Rents and Profits of the said Hereditaments charged with the Payment of the said Rent or annual Sum of Five hundred Pounds, for recovering and enforcing Payment of the same Rent or annual Sum when in arrear; and by the Indenture now in recital the said William Harris the younger did grant, limit, and appoint all and singular the Manors, Hereditaments, and Premises thereby charged with the said Rent or annual Sum of Five hundred Pounds, with the Appurtenances, unto the said Benjamin Innocent Amphlett, Richard Harris, Party thereto, and William Flesher, their Executors, Administrators, and Assigns, for a Term of One thousand Years, to commence from the Decease of the said William Harris the younger, upon certain Trusts therein mentioned, for better securing the regular Payment of the said Rent or annual Sum of Five hundred Pounds, with a Proviso for Cesser of the said Term on full Payment of the said Rent or annual Sum of Five hundred Pounds, with all Arrears thereof, and all Costs and Charges incident thereto, and on the Trusts being performed or satisfied, or becoming incapable of taking effect: And whereas by Indentures of Lease, and Appoint, ment and Release, bearing Date respectively the Twenty-first and Twenty-second Days of July One thousand eight hundred and thirty-four, the Appointment and Release being made or expressed to be made between the said William Harris the younger of the First Part, the said Michael Harris (the Son of the said Testator's Cousin William Harris) of the Second Part, and the said Earl Spencer and William Tyler Smyth of the Third Part, in obedience to certain Orders of the said Court of Chancery respectively made in the said Causes on the Fifth Day of August One thousand eight hundred and thirty-three and the Seventh Day of June One thousand eight hundred and thirty-four, and in consideration of the Sum of Nine hundred and ninety-six Pounds One Shilling, to be paid with Money to be raised by the Sale of a sufficient Part of a Sum of Seven thousand two hundred and seventy-three Pounds Seventeen Shillings and Two-pence Bank Three per Cent. Annuities standing to the Credit of the said Causes in the Name of the Accountant General of the said Court, the Plots, Pieces, or Parcels of Land therein particularly mentioned, situate or being in Weston Favell and Hardingstone in the said County of Northampton, were appointed and conveyed to such and the same Uses, upon such and the same Trusts, and to and for such and the same Intents and Purposes, and with, under, and subject to such and the same Powers, Provisoes, Limitations, and Declarations, as were in and by the aforesaid Will of the said William Harris the Testator expressed and declared of and concerning

Indentures of Lease and Appointment and Release, dated respectively 21st and 22d July 1834.

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cerning the Estates and Premises by the said Will devised and limited as herein-before is recited, or such and so many of them as were then subsisting undetermined or capable of taking effect: And whereas by an Indenture bearing Date the Twelfth Day of July Conveyance One thousand eight hundred and forty-two, and made or expressed to to new Trusbe made between William Smyth of Little Houghton in the said Will of Wil-County of Northampton, Esquire, of the First Part, John Percival of liam Harris Woodlands in the Isle of Wight, Esquire, and the Reverend William the Testator, Smyth of Elkington Thorpe in the County of Lincoln, Clerk, of the dated 12th Second Part, the said William Harris the younger of the Third Part, July 1842. and the Honourable Frederick Spencer of Harlestone Park in the said County of Northampton, and the said William Flesher, of the Fourth Part, reciting in part to the Effect herein-before recited; and reciting, that the said Earl Spencer, William Tyler Smyth had both departed this Life, and that the said William Tyler Smyth survived the said Earl Spencer, having made his Will, and appointed the said John Percival and William Smyth of Elkington Thorpe Executors thereof, and which was duly proved in the Prerogative Court of the Archbishop of Canterbury by the said John Percival alone, on or about the First Day of August One thousand eight hundred and thirty-eight, but that such Will contained no Devise or Bequest of the Estates and Hereditaments vested in him the said William Tyler Smyth as the surviving Trustee of the said Will of the said William Harris the Testator, and that the said William Tyler Smyth left the said William Smyth (of Little Houghton) his eldest Son and Heir at Law; and reciting, that by an Order of the said Court made on the Second Day of July One thousand eight hundred and forty-one the said first-mentioned Cause was duly revived against the said William Smyth of Little Houghton, John Percival, and William Smyth of Elkington Thorpe; and reciting (among other things), that by a Decretal Order of the said Court of Chancery made on or about the Ninth Day of July One thousand eight hundred and forty-one, in the said Causes, on the Petition of the said William Harris the younger, it was, amongst other things, ordered, that it should be referred to the Master to whom the said firstly and secondly mentioned Causes stood transferred, to approve of proper Persons to be Trustees of the Will of the said Testator William Harris, in the Place of the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth; and reciting, that in pursuance of the said last-mentioned Order Mr. Brougham, One of the Masters of the said Court to whom the said Cause stood transferred, made his Report bearing Date on or about the Twenty-fourth Day of January One thousand eight hundred and forty-two, and thereby certified, that he approved of the said Frederick Spencer and William Flesher as Trustees of the said Will of the said William Harris the Testator, in the Stead of the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth; and reciting, that by an Order of the said Court made on or about the Thirty-first Day of January One thousand eight hundred and forty-two the said Report of the said Master was confirmed, and the said Frederick Spencer and William Flesher were appointed Trustees of the said Will of the said William Harris the Testator, in the Stead of the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth; and it was ordered, amongst other things, that the said

said William Smyth (of Little Houghton), John Percival, and William Smyth (of Elkington Thorpe) should execute all necessary Deeds and Assurances to the said Frederick Spencer and William Flesher, for the Purpose of vesting in them the Real Estates devised by the said William Harris the Testator, and the Real Estates which under the Directions of the said Court had been purchased, and conveyed to the Uses of the said Will of the said William Harris the Testator, for such Estates and Interests as were vested in the said William Tyler Smyth, as the surviving Trustee of the said Will of the said William Harris the Testator, at the Tlme of his Death; and also reciting, that although it was apprehended that the said Term of Sixty Years created by the said Will of the said William Harris the Testator had ceased, by virtue of the Proviso in that Behalf contained in the same Will, so far at least as related to the Freehold Hereditaments vested in the Heir at Law of the said William Tyler Smyth, yet that the said John Percival and William Smyth (of Elkington Thorpe) had agreed to concur in the Conveyance intended to be made by the Indenture now in recital, in manner therein-after mentioned; and reciting, that no Person had since the Decease of the said William Tyler Smyth been admitted to the said Copyhold Hereditaments to which the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smith were admitted Tenants, as therein and thereinbefore mentioned; it is by the Indenture now in recital witnessed, that in pursuance of and in obedience to the said Order of the said Court of the Thirty-first Day of January One thousand eight hundred and forty-two, and in consideration of the Premises, and for a nominal Consideration, the said William Smyth (of Little Houghton), with the Privity and Approbation of the said William Harris the younger, testified as therein mentioned, did, by the Deed or Instrument of Release now in recital made, so far as it operated as a Release, in pursuance of the Act for rendering a Release as effectual for the Conveyance of Freehold Estates as a Lease and Release between the same Parties, did bargain, sell, and release, and the said John Percival and William Smyth (of Elkington Thorpe), according to their Estate and Interest, if any, in the Premises thereby released, did bargain, sell, and assign unto the said Frederick Spencer and William Flesher, and their Heirs, all and every the Freehold Manors, Messuages, Tenements, Cottages, Closes or enclosed Grounds, Lands, Hereditaments, Real Estate, and Premises devised by the said Will of the said William Harris the Testator (other than and except the Hereditaments comprised in the said Indenture of the Twentyfourth Day of May One thousand eight hundred and sixteen), and also the Messuages, Tenements, or Farm Houses, Closes or enclosed Grounds, Hereditaments, and Premises, comprised in the said several Indentures of the Twenty-fourth and Twenty-fifth Days of July One thousand eight hundred and twenty-three, the Twenty-fourth and Twenty-fifth Days of March One thousand eight hundred and twentyeight, and the Twenty-first and Twenty-second Days of July One thousand eight hundred and thirty-four, respectively, with their Rights, Members, and Appurtenances, to hold the same unto the said Frederick Spencer and William Flesher, and their Heirs, to such and the same Uses, upon such and the same Trusts, and to and for such and the same Intents and Purposes, and with, under, and subject

subject to such and the same Powers, Provisoes, Limitations, and Declarations, as were in and by the aforesaid Will of the said William Harris the Testator limited, expressed, declared, and contained of and concerning the Manors, Hereditaments, and Premises thereby devised, or such and so many of them as at the Time of the Decease of the said William Tyler Smyth were subsisting undetermined or capable of taking effect, and so as that the same might be vested in the said Frederick Spencer and William Flesher for such Estates and Interests as were vested in the said William Tyler Smyth, as the surviving Trustee of the said last-mentioned Will, at the Time of his Decease, pursuant to the said Order of the said Court of Chancery in that Behalf; and it is by the Indenture now in recital also witnessed, that in pursuance of and obedience to the said Order of the said Court in that Behalf, and in consideration of the Premises, and for a nominal Consideration, the said John Percival and William, Smyth (of Elkington Thorpe) did bargain, sell, assign, and release unto the said Frederick Spencer and William Flesher, their Executors, Administrators, and Assigns, the said Messuage or Tenement, Plots or Parcels of Land or Ground, Closes or enclosed Grounds, Hereditaments, and Premises, with the Appurtenances, comprised in the said Indenture of the Twenty-fourth Day of May One thousand eight hundred and sixteen, to hold the same unto the said Frederick Spencer and William Flesher, their Executors, Administrators, and Assigns, during the natural Lives of the said William Harris, Michael Harris, and Joseph Harris, respectively named in the said Indenture of Lease of the Twenty-fourth Day of May One thousand eight hundred and sixteen, and the Life of the longest Liver of them, subject to the Payment of the Rent and the Observance and Performance of the Covenants in and by the said Indenture reserved and contained, and on the Part of the Lessees to be paid, observed, and performed, nevertheless in such Manner and so that the same might be vested in the said Frederick Spencer and William Flesher for such Estates and Interests as were vested in the said William Tyler Smyth, as the surviving Trustee of the said Will of the said William Harris the Testator, at the Time of the Decease of him the said William Tyler Smyth, and be subject to such Trusts as the same were then subject to; and the said John Percival and William Smyth (of Elkington Thorpe) did by the Indenture now in recital covenant with the said Frederick Spencer and William Flesher, their Executors, Administrators, and Assigns, that they the said John Percival, and William Smyth-of Elkington Thorpe, their Executors and Administrators, would, at the Expence of the Trust Estate of the said William Harris the Testator, at or before the then next or some subsequent Court to be held in and for the said Manor of Weedon Beck, make, do, execute, and suffer all Acts, Deeds, Proceedings, and Surrenders whatsoever which should be necessary or proper for surrendering and assuring the said Copyhold Messuage, Tenement, or Farm House, Plots or Parcels of Land or Ground, Hereditaments and Premises, to which the said Earl Spencer, Richard Harris the Trustee, and William Tyler Smyth were admitted Tenants at the said Court held for the said Manor, as herein-before mentioned, in such Manner, and so as and to the Intent that the same Premises might be vested in the said Frederick Spencer and William Flesher for such Estates and Interests as were [Private.] vested

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Further Conveyance to the new Trustees of the Will of William Harris the Testator, 29th March 1844.

vested in the said William Tyler Smyth, as the surviving Trustee of the said Will of the said William Harris the Testator, at the Time of the Decease of the said William Tyler Smith, pursuant to the Order of the said Court of Chancery in that Behalf, and be subject to such Trusts as they were then subject to: And whereas by an Indenture bearing Date the Twenty-ninth Day of March One thousand eight hundred and forty-four, endorsed on the said Indenture of the Twelfth Day of July One thousand eight hundred and forty-two, and made or expressed to be made between the said William Smyth of Little Houghton of the First Part, the said John Percival and William Smyth of Elkington Thorpe of the Second Part, the said William Harris the younger of the Third Part, and the said Frederick Spencer and William Flesher of the Fourth Part, reciting the said Indentures of the First and Second Days of July One thousand eight hundred and sixteen, and that the Hereditaments and Premises comprised in the same Indentures were intended to be comprised in the said Indenture of the Twelfth Day of July One thousand eight hundred and forty-two, but were omitted by Mistake, and that therefore the said William Smyth of Little Houghton, John Percival, and William Smyth of Elkington Thorpe, had, at the Request of the said William Harris the younger, agreed to execute such Conveyance as was therein-after contained, it is witnessed, that in pursuance of the said Agreement, and in obedience to the said Order of the said Court of Chancery of the Thirty-first Day of January One thousand eight hundred and forty-two, and for a nominal Consideration, the said William Smyth of Little Houghton, at the Request of the said William Harris the younger, testified as therein mentioned, did bargain, sell, and release, and the said John Percival and William Smyth of Elkington Thorpe did bargain, sell, assign, and surrender unto the said Frederick Spencer and William Flesher, and their Heirs, all and every the Messuage, Tenement, or Farm House, Closes or enclosed Grounds, Pieces or Parcels of Land, Hereditaments, and Premises comprised in the said Indentures of the First and Second Days of July One thousand eight hundred and sixteen, with their Appurtenances, to hold the same unto the said Frederick Spencer and William Flesher, and their Heirs, to such and the same Uses, upon such and the same Trusts, and to and for such and the same Intents and Purposes, and with, under, and subject to such and the same Powers, Provisoes, Limitations, and Declarations as were in and by the aforesaid Will of the said William Harris the Testator limited, expressed, declared, and contained of and concerning the Manors, Hereditaments, and Premises thereby devised, or such and so many of them as at the Time of the Decease of the said William Tyler Smyth were subsisting undetermined or capable of taking effect, and so as that the same might be vested in the said Frederick Spencer and William Flesher for such Estates and Interests as were vested in the said William Tyler Smyth, as the surviving Trustee of the said last-mentioned Will, at the Time of his Decease, pursuant to the said Order of the said Court of Chancery in that Behalf: And whereas the said William Harris the younger hath Issue by the said Eliza Harris his Wife Four Sons, namely, Oliver Hay Clement Harris, Frederick Willoughby Harris, George Manly Harris, and Arthur Henry Harris, all of whom are Infants under

under the Age of Twenty-one Years, and no other Issue Male; and the said Michael Harris, the Second Devisee for Life named in the said Will, hath Issue Two Sons, namely, Henry Alfred and William, who are now Infants under the Age of Twenty-one Years, and no other Issue Male: And whereas the Estates so as aforesaid devised by the said Will of the said William Harris the Testator, and those purchased, since his Decease, as herein-before is mentioned, (except certain Pieces or Parcels of Land containing together Six Acres Two Roods and One Perch, or thereabouts, in the Parishes of Milton otherwise Middleton Malsor and Wootton in the said County of Northampton, lately sold to the London and Birmingham Railway Company,) are particularly mentioned and set forth in the Schedule to this Act: And whereas the said Estates devised and purchased respectively as herein-before mentioned consist of different Farms or Parcels of Land and Hereditaments in several Parishes, and lie scattered and dispersed, and form together a Property very inconvenient for Enjoyment: And whereas there is no Mansion on the said Estates suitable for the Residence of the Owner for the Time being of the said settled Property, the House on the said Estates at Wootton aforesaid, in which the said William Harris the younger now resides, being small, and inconveniently situated with reference to Lands of other Proprietors contiguous thereto: And whereas by an Order of the High Court of Chancery, made in the before-mentioned Causes, and bearing Date the Fourteenth Day of July One thousand eight hundred and fortyfour, it is ordered, that the said devised and subsequently purchased Estates (except the Lands sold to the Railway Company as aforesaid) be sold, and that the Monies arising thereby be laid out in the Purchase of other Estates, to be settled to the same Uses as the said devised and subsequently purchased Estates stand limited, and that the said William Harris the younger may be at liberty to make the necessary Application to Parliament for Powers for that Purpose: And whereas it would be greatly for the Benefit of the said William Harris the younger, and of the several other Persons entitled or to become entitled under the Limitations contained in the said Will of the said William Harris the Testator, if the said devised and subsequently purchased Estates, except the Lands so sold to the said Railway Company as aforesaid, were sold, and the Monies arising thereby were laid out, under the Direction of the High Court of Chancery, in the Purchase of other Estates, to be settled to the same Uses; but by reason of the Limitations contained in the said Will of the said William Harris the Testator the Purposes aforesaid cannot be carried into effect without the Aid and Authority of Parliament: Wherefore Your Majesty's most dutiful and loyal Subjects, the said William Harris the younger on behalf of himself and of his said infant Sons, and the said Eliza Harris and the said Michael Harris (the Son of the said Testator's Cousin William Harris) on behalf of himself and of his said infant Sons, and the said Richard Harris (the Son of the said Testator's Cousin William Harris), do must humbly beseech 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, That it shall and may be lawful to and for the Honourable Trustees au
Frederick thorized to

sell Manor and other Heredita-ments (as well Free-hold as Copyhold) comprised in the Schedule to this Act.

Frederick Spencer of Harlestone Park in the County of Northampton, a Captain in Her Majesty's Navy, and the Reverend John Prideaux Lightfoot of Wootton in the said County of Northampton, Clerk, and the Survivor of them, and the Executors or Administrators of such Survivor, and they and he are and is hereby authorized, at any Time or Times after the passing of this Act, with the Consent in Writing of the said William Harris the younger, and after his Decease with the Consent in Writing of the Person or Persons who, under the Limitations contained in the said Will of the said William Harris the Testator, shall for the Time being be entitled to the Receipt of the Rents and Profits of the Hereditaments and Premises hereby authorized to be sold, or if such Person or Persons shall be an Infant or Infants, then with the Consent in Writing of his, her, or their Guardian or Guardians for the Time being, absolutely to sell and dispose of all or any Part or Parts of the Manor, Messuages, Tenements, Cottages, Closes or enclosed Grounds, Lands, and other Hereditaments (as well Copyhold as Freehold) particularly mentioned and comprised in the said Schedule to this Act, together with all and singular the Rights, Members, and Appurtenances whatsoever to the same Premises respectively belonging or in anywise appertaining, or with the same or any Part thereof respectively now or heretofore held, used, occupied, possessed, or enjoyed, or accepted, reputed, deemed, taken, or known as Part, Parcel, or Member thereof or of any Part thereof, or appurtenant thereto, either at one Time or at several Times, and either together or in Parcels, and either by public Auction or by private Contract, unto any Person or Persons whomsoever, for the best Price or Prices in Money that can at the Time of such Sale or Sales respectively be reasonably obtained for the same respectively, subject and without Prejudice nevertheless to any Lease or Leases, or Agreement or Agreements for any Lease or Leases, which shall have been granted or entered into of the same Premises respectively, in pursuance of the Power in that Behalf contained in the said Will of the said William Harris the Testator, and shall be subsisting at the Time of such Sale, and with Power for the same Trustees or Trustee for the Time being to buy in the same Premises or any Part thereof at any Sale or Sales by Auction, or to rescind, alter, or vary any Contract or Contracts which may be entered into for the Sale of the same Premises or any Part or Parts thereof, and to resell the Premises which may be so bought in, or as to which the Contract or Contracts for Sale may be so rescinded, without being answerable for any Loss which may be occasioned thereby, and also with Power for the said Trustees or Trustee for the Time being to sell the same Premises or any Part or Parts thereof (whether such Sale shall be made by public Auction or by private Contract), under any special Condition or Conditions of Sale as to Title or otherwise, as to them or him shall seem expedient, and upon Payment into the Bank in manner herein-after mentioned of the Purchase Money for the same Premises, or any Part or Parts thereof respectively which shall be so sold, by any Indenture or Indentures under their or his Hands and Seals or Hand and Seal to limit, appoint, and convey the Freehold Hereditaments which shall be so sold as aforesaid, with their Rights, Members, and Appurtenances, other than the said Hereditaments and Premises comprised in the said Indenture of Lease of the Twenty-

Twenty-fourth Day of May One thousand eight hundred and sixteen, unto and to the Use of the Purchaser or Purchasers thereof respectively, and his, her, or their Heirs and Assigns, or in such other Manner as he, she, or they shall direct, freed, acquitted, exonerated, and discharged of and from all and every the Uses, Estates, Trusts, Limitations, Charges, Powers, Provisoes, and Declarations limited, declared, or contained in and by the said Will of the said William Harris the Testator, and the said Indentures of the Second Day of July One thousand eight hundred and sixteen, the Twenty-fifth Day of July One thousand eight hundred and twenty-three, the Twentyfifth Day of March One thousand eight hundred and twenty-eight, the Twelfth Day of April One thousand eight hundred and thirtythree, the Twenty-second Day of July One thousand eight hundred and thirty-four, the Twelfth Day of July One thousand eight hundred and forty-two, and the Twenty-ninth Day of March One thousand eight hundred and forty-four, respectively, or any of them, of or concerning the same respectively, and of and from any Charge or Charges or Estate or Estates which may hereafter be limited or created of or in the same Premises respectively or any Part thereof under any Exercise of the said Power of jointuring contained in the said Will of the said William Harris the Testator, or of the said Power of charging with Portions contained in the same Will, but subject and without Prejudice to any such Lease or Lease or Agreement or Agreements for a Lease or Leases of the same Premises respectively as aforesaid, and by any Indenture or Indentures under their or his Hands and Seals or Hand and Seal to limit, appoint, and convey the said Hereditaments and Premises comprised in the said Indenture of the Twentyfourth Day of May One thousand eight hundred and sixteen, with their Appurtenances, unto the Purchaser or Purchasers thereof, and his, her, or their Executors, Administrators, and Assigns, or in such other Manner as he, she, or they shall direct, for all the Estate or Interest therein which shall be subsisting under the said Indenture of Lease of the Twenty-fourth Day of May One thousand eight hundred and sixteen, or under any renewed Lease of the same Premises, together with all Right or Benefit of Renewal, subject to the Rents, Conditions, Covenants, and Agreements by and in the said recited Indenture of Lease or any renewed Lease reserved and con-. tained, or to be reserved or contained, on the Part of the Tenant or Lessee to be paid, observed, or performed, freed, acquitted, exonerated, and discharged of and from all and every the Uses, Estates, Trusts, Limitations, Charges, Powers, Provisoes, and Declarations limited, declared, or contained in and by the said Will of the said William Harris the Testator, and the said Indentures of the Twelfth Day of April One thousand eight hundred and thirty-three and the Twelfth Day of July One thousand eight hundred and forty-two respectively, of or concerning the same, and of and from any Charge or Charges or Estate or Estates which may hereafter be limited or created of or in the same Premises or any Part thereof under any Exercise of the said Power of jointuring contained in the said Will of the said William Harris the Testator, or of the said Power of charging with Portions contained in the same Will, but subject and without Prejudice to any such Lease or Leases or Agreement or Agreements for a Lease or Leases of the same Premises as aforesaid, and by any Indenture or [Private.] Indentures

Indentures under their or his Hands and Seals or Hand and Seal to bargain and sell the Copyhold Hereditaments so to be sold, with their Appurtenances, to the Purchaser or Purchasers thereof respectively, and his, her, or their Heirs and Assigns, or in such other Manner as he, she, or they shall direct, and to declare that the Copyhold Tenant or Tenants of the same Premises shall thenceforth be a Trustee or Trustees of the legal Estate of the same Premises, for such Purchaser or Purchasers, his, her, or their Heirs and Assigns, or otherwise as he, she, or they shall direct; and such Tenant or Tenants shall be such Trustee or Trustees accordingly, until the same Premises shall have been surrendered to the Use of the Purchaser or Purchasers thereof respectively, and his, her, or their Heirs and Assigns, or otherwise as he, she, or they shall in that Behalf direct, under the Power for that Purpose herein-after contained or otherwise; and with Power for the Trustees or Trustee for the Time being authorized to make Sales under this Act, by any Surrender or Surrenders to be by them or him made into the Hands of the Lord or Lady, Lords or Ladies of the said Manor of Weedon Beck, or his, her, or their Steward, or his Deputy, according to the Custom of the said Manor, and in the same Manner as if such Trustees or Trustee were or was the Copyhold Tenants or Tenant of the same, to surrender the Copyhold Hereditaments so to be sold, with their Appurtenances, to the Use of the Purchaser or Purchasers thereof respectively, and his, her, or their Heirs and Assigns, or otherwise as he, she, or they shall in that Behalf direct, and to be holden at the Will of the Lord or Lady or Lords or Ladies of the same Manor, according to the Custom thereof, by the Rents, Fines, Suits, and Services therefore due and of right accustomed, such Premises, when so bargained and sold as aforesaid, to be freed, acquitted, exonerated, and discharged in Equity, and when surrendered to be freed, acquitted, exonerated, and discharged at Law, of and from all and every the Uses, Estates, Trusts, Limitations, Charges, Powers, Provisoes, and Declarations limited, declared, or contained in and by the said Will of the said William Harris the Testator of or concerning the same Premises, and of and from any Charge or Charges or Estate or Estates which may hereafter be limited or created of or in the same Premises or any Part thereof under any Exercise of the said Power of jointuring, or of the said Power of charging with Portions, but subject and without Prejudice to any such Lease or Leases or Agreement or Agreements for a Lease or Leases of the same Premises as aforesaid.

Purchase paid into the Bank of England.

II. And be it further enacted, That all Monies which shall arise Monies to be from any Sale or Sales to be made in pursuance of this Act, except the Monies which shall arise from any Sale or Sales of the said Hereditaments comprised in the said Indentures of the Twenty-first and Twenty-second Days of July One thousand eight hundred and thirty-four, and the Monies which shall arise from any Sale or Sales of the said Copyhold or Customary Hereditaments, shall be paid by the Person or Persons respectively to whom such Sale or Sales shall be made 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 there "Ex parte the Purchasers of the devised Estates

Estates late of William Harris of Wootton in the County of Northampton, Esquire, deceased, subject to the Jointure Rent-charge," pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of King George the First, Chapter Thirty-two, and the general Rules and Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of King George the Second, Chapter Twenty-four; and that all Monies which shall arise from any Sale or Sales to be made in pursuance of this Act of the said Hereditaments comprised in the said Indentures of the Twenty-first and Twenty-second Days of July One thousand eight hundred and thirty-four, or of the said Copyhold or Customary Hereditaments, shall be paid by the Person or Persons respectively to whom such last-mentioned Sale or Sales shall be made 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 devised Estates late of William Harris of Wootton in the County of Northampton, Esquire, deceased, not subject to the Jointure Rent-charge," pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of King George the First, Chapter Thirty-two, and the general Rules and Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of King George the Second, Chapter Twenty-four.

III. And be it further enacted, That the Certificate or Certificates Certificate of of the Accountant General of the said Court of Chancery, together the Accountwith the Receipt or Receipts of One of the Cashiers of the Bank of and Receipt England, to be thereto annexed and therewith filed in the Register of a Cashier Office of the said Court of Chancery, of the Payment into the Bank of the Bank of England, by or on behalf of the Person or Persons becoming the to be a suffi-Purchaser or Purchasers of the said Hereditaments and Premises charge to hereby authorized to be sold, or any of them, or any Part or Parts Purchasers. thereof, of his, her, or their Purchase Monies, or an Office Copy or Office Copies thereof, shall from Time to Time and at all Times be a good and sufficient Discharge or good and sufficient Discharges to such Person or Persons, and to his, her, and their respective Heirs, Executors, Administrators, and Assigns, for the said Purchase Money, or so much thereof respectively as in such Certificate or Certificates and Receipt or Receipts shall be expressed to be paid or received, and that the Person and Persons paying the same, and having obtained any such Certificate or Certificates and Receipt or Receipts as aforesaid, his, her, or their Heirs, Executors, Administrators, and Assigns, shall be and is and are hereby absolutely released and discharged from the same Monies, and shall not afterwards be liable to see to the Application thereof, nor be answerable or accountable for any Loss, Misapplication, or Nonapplication of the same.

IV. And be it further enacted, That all Monies which shall be so Monies paid into the Bank of England as aforesaid to the Account of " Ex-arising from parte the Purchasers of the devised Estates late of William Harris Sale of Estates of Wootton in the County of Northampton, Esquire, deceased, subject subject to the Jointure Rent-charge," and which shall not be applied in to the Join-Payment of Costs, Charges, and Expences, as herein-after mentioned, ture Rent-

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invested in the Purchase of Real Estates.

shall, upon Petition or Petitions to be preferred to the said Court of Chancery in a summary Way, at any Time or Times, and from Time to Time, by the said William Harris the younger during his Life, and after his Decease by the Person or Persons who for the Time being would be entitled to the Rents and Profits of the Hereditaments and Premises to be purchased by virtue of this Act if the same were purchased and settled as herein is mentioned, or by the Guardian or respective Guardians of such Person or Persons on his, her, or their Behalf in case of Minority, be laid out and invested, under the Direction of the said Court of Chancery, in the Purchase of such Freehold or Copyhold Manors, Messuages, Lands, Tenements, or Hereditaments, (whereof not more than One Sixth Part shall be Copyhold,) to be situate in any Part of England, as shall be approved of by the said Court, and from and immediately after the making of such Purchase or Purchases the Manors, Messuages, Lands, Tenements, and other Hereditaments so to be purchased shall be respectively conveyed, surrendered, settled, and assured to, upon, and for the Uses, Trusts, Intents, and Purposes, and with, under, and subject to the Powers, Provisoes, and Declarations upon, for, with, under, and subject to which the said Freehold Hereditaments devised by the said Will of the said William Harris the Testator would for the Time being if this Act had not been passed have stood limited and settled under or by virtue of the same Will and the said Indentures of the Twelfth Day of April One thousand eight hundred and thirty-three and the Twelfth Day of July One thousand eight hundred and fortytwo respectively, or as near thereto as the Difference of Tenure or other Circumstances will admit.

Monies arising from Sale of Estates not subject to the Jointure Rent-charge to be invested in the Purchase of

V. And be it further enacted, That all Monies which shall be so paid into the Bank of England as aforesaid to the Account of "Ex" parte the Purchasers of the devised Estates late of William Harris of Wootton in the County of Northampton, Esquire, deceased, not subject to the Jointure Rent-charge," and which shall not be applied in Payment of Costs, Charges, and Expences, as herein-after mentioned, shall, upon Petition or Petitions to be preferred to the said Court of Chancery in a summary Way, at any Time or Times, and Real Estates, from Time to Time, by the said William Harris the younger during his Life, and after his Decease by the Person or Persons who for the Time being would be entitled to the Rents and Profits of the Hereditaments and Premises to be purchased by virtue of this Act if the same were purchased and settled as herein is mentioned, or by the Guardian or respective Guardians of such Person or Persons on his, her, or their Behalf in case of Minority, be laid out and invested, under the Direction of the said Court of Chancery in the Purchase of such Freehold or Copyhold Manors, Messuages, Lands, Tenements, or Hereditaments, (whereof not more than One Sixth Part shall be Copyhold,) to be situate in any Part of England, as shall be approved of by the said Court, and from and immediately after the making of such Purchase or Purchases the Manors, Messuages, Lands, Tenements, and other Hereditaments so to be purchased shall be respectively conveyed, surrendered, settled, and assured to, upon, and for the Uses, Trusts, Intents, and Purposes, and with, under, and subject to the Powers, Provisoes, and Declarations upon, for, with, under,

under, and subject to which the said Freehold Hereditaments devised by the said Will of the said William Harris the Testator would for the Time being if this Act had not been passed have stood limited and settled under or by virtue of the same Will and the said Indenture of the Twelfth Day of July One thousand eight hundred and forty-two respectively, or as near thereto as the Difference of Tenure or other Circumstances will admit.

VI. And be it further enacted, That all and every Sums and Sum Purchase of Money which shall be paid into the Bank of England in the Name Monies, until of the said Accountant General in manner herein-before directed, or so invested in much thereof as shall not be directed by the said Court of Chancery Exchequer, to be applied in the Payment of Costs and Expences according to the Navy, and Directions herein-after contained, shall, in the meantime and until Victualling the same shall be invested in such Purchase or Purchases as aforesaid, be from Time to Time laid out, under the Direction of the said Court of Chancery, in the Purchase of Navy or Victualling or Exchequer Bills, and the Interest arising from the Money so laid out in the Purchase of such Navy, Victualling, or Exchequer Bills, and the Money received from the same as they shall respectively be paid off by Government, shall be laid out, in the Name of the said Accountant General, in the Purchase of other Navy or Victualling or Exchequer Bills; provided that it shall and may be lawful for the said Court of Chancery to make such general or special Order or Orders, if necessary, that whensoever the Exchequer Bills of the Date of those in the Hands of the said Accountant General shall be in the Course of Payment by Government, and new Exchequer Bills shall be issued, such new Exchequer Bills may be received in exchange for those which are so in course of Payment as shall be effectual for enabling such Receipt in exchange, and in that case the Interest of the old Bills shall be laid out as before directed with respect to the Interest of the Bills which are paid off; and all the said Navy, Victualling, and Exchequer Bills, whether purchased or received in exchange, shall be deposited in the Bank of England in the Name of the said Accountant General, and shall there remain until a proper Purchase or Purchases shall be found and approved as herein-before directed, and until the same shall, upon Petition to be preferred to the said Court of Chancery in a summary Way by the said William Harris the younger, or the Person or Persons who for the Time being shall be beneficially entitled in possession to the Rents and Profits of the Hereditaments so to be purchased as aforesaid, or if such Person or Persons shall be under the Age of Twenty-one Years, then by his, her, or their Guardian or Guardians, be ordered to be sold by the said Accountant General for completing such Purchase or Purchases hereby authorized to be made as aforesaid, in such Manner as the said Court of Chancery shall think just and direct; and if the Money arising by the Sale of such Navy, Victualling, or Exchequer Bills shall exceed the Amount of the original Purchase Money when laid out, then and in such Case only the Surplus which shall remain shall be paid to such Person or Persons respectively as would have been entitled to receive the Rents and Profits of the Hereditaments directed to be purchased in case the same had been actually purchased in pursuance of this Act, or to the [Private.]Representatives

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Representatives of such Person or Persons, as Part of his, her, or their Personal Estate.

Court of Chancery authorized to make Orders for Taxation of Costs attending the preparing and passing and Execution of this Act.

VII. Provided always, and be it further enacted, That it shall and may be lawful for the said Court of Chancery, and the said Court is hereby authorized and required, from Time to Time to make such Order or Orders as the said Court shall think fit for taxing and settling and Payment all Costs, Charges, and Expences which have been or shall be incurred in preparing or passing this Act, and in making the several Applications to the said Court in pursuance thereof, and in making out the Titles and completing the Sale or respective Sales of the said Manor, Messuages, Tenements, Farms, and other Hereditaments hereby made saleable, and in investing all or any of the Monies which under this Act shall be paid into the Bank of England in the Purchase of other Manors, Lands, and Hereditaments, according to the Directions herein contained, or otherwise in carrying the Trusts and Purposes of this Act into complete Execution, and also from Time to Time to make such Order or Orders as the said Court shall think fit for Payment of such Costs, Charges, and Expences as aforesaid, out of the Monies which shall arise from the respective Sales under this Act, and which shall be so paid into the Bank of England as aforesaid, or out of the Money arising from the Sale of the Navy, Victualling, or Exchequer Bills to be purchased as aforesaid; and it shall be lawful for the said Court of Chancery from Time to Time to make such further Order or Orders in or concerning the Premises as the said Court shall think fit.

Rents to be received by Persons who would have been entitled thereto in case this Act had not been passed.

VIII. And be it further enacted and declared, That in the meantime and until such Sale or Sales shall be made of the said Hereditaments and Premises by this Act respectively authorized to be sold, the Rents and Profits of the same Hereditaments and Premises, or of so much and such Part thereof respectively as shall for the Time being and from Time to Time remain unsold, shall be received or taken and enjoyed by such Person or Persons as would respectively have been entitled to have had, received, and enjoyed the same in case this Act had not been passed.

FreeholdHereditaments may be repurchased.

IX. Provided always, and be it further enacted, That in making any Purchase or Purchases hereby authorized to be made any Part, of the Freehold Hereditaments hereby authorized to be sold, and which shall have been previously sold, may be repurchased.

Power given to the Court of Chancery to appoint new Trustees, on Petition.

X. And be it further, enacted, That in case the said Frederick Spencer and John Prideaux Lightfoot, or either of them, or any future Trustee or Trustees to be appointed as herein-after is mentioned, shall die, or be absent from England for the Space of Eleven Calendar, Months in any One Year, or be desirous of being discharged from or refuse or decline to act or become incapable of acting in the Trusts or Powers hereby created, and in or to them respectively reposed and given, then and in such Case, and when and so often as the same shall happen, it shall and may be lawful for the said High Court of Chancery, in a summary Way, on a Petition to be preferred by the said

said William Harris the younger, or by the Person or Persons who for the Time being would be beneficially entitled to the Rents and Profits of the Hereditaments and Premises by this Act authorized to be sold in case the same had not been passed, or if such Person or Persons shall be under the Age of Twenty-one Years, then upon the Petition of his, her, or their Guardian or respective Guardians during his, her, or their Minority or respective Minorities, on his, her, or their Behalf, from Time to Time to appoint any Person or Persons, to be named or approved of by the said Court, to be a Trustee or Trustees in the Room or Stead of the Trustee or Trustees so dying, or having been absent from England, or desirous of being discharged, or refusing or declining to act, or become incapable of acting as aforesaid; and such new Trustee or Trustees shall, to all Intents, Effects, Constructions, and Purposes whatsoever, have all the Powers, Authorities, and Discretion of the Trustee or Trustees in whose Room or Stead he or they shall be so substituted or appointed.

XI. Saving always, to the Queen's most Excellent Majesty, Her General

Heirs and Successors, and to all and every other Persons and Person, Saving. Bodies Politic and Corporate, his, her, or their Heirs, Successors, Executors, and Administrators, other than and except to the said William Harris the younger, and the said Eliza his Wife, and the First and other Sons of the Body of the said William Harris the younger, and the Heirs of the Body and Bodies of such First and other Sons respectively, and the said Michael Harris (the Son of the said Testator's Cousin William Harris), and his First and other Sons, and the Heirs of the Body and Bodies of such First and other Sons respectively, and the said Richard Harris (the Son of the said Testator's Cousin William Harris), and the Heirs of the Body of the same Richard Harris, and the said Frederick Spencer and William Flesher, as such Trustees as aforesaid, and the right Heirs of the said William Harris the Testator, and all and every other Persons and Person to whom any Estate, Right, Title, or Interest of, in, to, or out of the Hereditaments hereby authorized to be sold as herein-before is mentioned, or any Part thereof, shall have been demised, bequeathed, limited, or shall have descended under or by virtue of the said Will of the said William Harris the Testator, or the said Indentures of the Second Day of July One thousand eight hundred and sixteen, the Twenty-fifth Day of July One thousand eight hundred and twentythree, the Twenty-fifth Day of March One thousand eight hundred and twenty-eight, the Twelfth Day of April One thousand eight hundred and thirty-three, the Twenty-second Day of July One thousand eight hundred and thirty-four, the Twelfth Day of July One thousand eight hundred and forty-two, and the Twenty-ninth Day of March last, or any of them, or in respect of the Remainder or Reversion by the said Will of the said William Harris the Testator limited or expressed to be limited to the right Heirs of the said Testator, or any or either of them, all such Estate, Right, Title, Interest, Use, Trust, Claim, and Demand whatsoever, of, in, to, or out of the same Hereditaments and every or any Part thereof respectively, as

they, every or any of them, had before the passing of this Act, or

could or might have had, held, enjoyed, or been entitled to in case

this Act had not been passed.

XII. And

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Act as printed by the Queen's Printers to

XII. And be it further enacted, That this Act 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 be Evidence. thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

The SCHEDULE to which this Act refers.

NORTHAMPTONSHIRE.

Parish of Wootton. The Manor of Wootton.

Occupiers.		Description.	Quantity.			Annual Value.		
In hand -	-	House, Gardens, Offices, including Plantations		R. 0	P. 6	£	s.	d.
		Park, including Plantations, the other Part, containing 3A. IR. 12P., being in Hardingstone Parish A small Spinney at the West of and adjoining the Meer	22	1	. 9			
		leading from Wootton to Ro- thersthorpe Three Spinneys taken from the	0	2	. 0			
		Farm held by Mr. Joseph Dickens A small Spinney taken from the	3	2	18			
	-	Farm held by Mr. Thomas Higgins Three Spinneys on or adjoining the Farm held by Mr. John	3	0	0			
-		Stanton Evans A Cover taken from the Farm	3	3	0		•	
		held by Mr. Richard Harris A Spinney taken from the Farm	2	2	5			•
•		held by Mrs. Sarah Ashby - Long Lane, with the Timber growing thereon, leading from	0	2	0			
Mr. Joseph Dickins	-	Quinton to Hartwell A Farm, with Dwelling House, Farm-yard, and Agricultural	3	0	0		•	
Mr. Thomas Higgins	-	Buildings A Farm, with Dwelling House, Farm-yard, and Agricultural	255	3	17			
Mr. John Stanton Evans	 ·	Buildings A Farm, with Dwelling House, Farm-yard, and Agricultural	177	0	32			
Mr. Richard Harris	_	Buildings A Farm, with Dwelling House, Farm-yard, and Agricultural	144	ì	36			
Mrs. Sarah Ashby	·	Buildings A Farm, with Dwelling House,	157	1	36			
Mr. Joseph Smith	-	Yard, and Buildings - A Bakehouse and Two Closes	28	3	36			•
$\lceil Private. \rceil$		or Pieces of Land	1	2	26			

Occupiers.	Description.	Quantity.	Annual Value.
		A. R. P.	<i>₤ s. d.</i>
Clarke, Widow -	- Cottage and Garden	0 3 0	
William Kightley	- House and Garden	0 2 25	
Thomas Williams -	- Stable, Garden, and Close of		
	Land	1 2 0	
Thomas Dunkley -	Garden	0 2 0	
Mr. Wm. Pope Dickins	- House, Blacksmith's Shop, and Garden		
John Baker	- House and Garden		
Mallard, Widow -	- Cottage and Garden -		
John Kilworth -	- Ditto		
George Carvel -	- Ditto		-
Thomas Minards	- Ditto		
James Douglas -	- Ditto		
Robert York -	- Ditto		
Joseph Chapman -	- Ditto		
William Beach -	- Ditto		}
Lucy Cross -	- Ditto }	1 1 21	
Sarah Mallard -	- Ditto		
Andrew Wallace	- Ditto		
William Peach -	- Ditto		
Late Widow Howsell	- Ditto		
Whitbread -	- Ditto		
Charles Jones -	- Ditto		
George Douglas -	- Ditto		
Thomas Dunkley	- Garden		
John Walton -	- Cottage		
Mrs. Clarke -	- Garden		
John Robinson -	- Rope-walkJ		
George Rice -	- Garden	0 0 10	
William Martin -	- Ditto	0 0 10	
William Gray -	- Ditto	0 0 10	
John Fox	- Ditto	0 0.10	
W—— Mallard	- Ditto	0 0 10	
Charles Jones -	- Ditto	0 0 10	
Isaac Stanton -	- Ditto	0 0 10	
Joseph Robinson	- Ditto	0 0 10	
Joseph Hilyard -	- Ditto	0 0 10	
William Hill -	- Ditto	0 0 10	
John Old -	Ditto -	0 0 10	
William Tims -	- Ditto	0 0 10	

In the Parishes of Wootton and Milton otherwise Middleton Malsor.

John Manning -	- A Farm, with Dwelling House and Farm-yard and Agricultural Buildings - 170 2 14
	Parish of Weston Favell.
In hand -	- A small Spinney taken from the Farm held by Mr. William Barber 0 3 0
Mr. William Barber	liam Barber 0 3 0 A Farm, with Dwelling House, Farm-yard, and Agricultural Buildings 240 0 2

Occupiers.		Description.	Qu	antity.	Annual Value.		
Mr. John Roddis -	-	A Farm, with Dwelling House, Malting House, Farm-yard, and Agricultural Buildings -	A. 100	R. P.	£ s. d,		
Mr. Michael Harris	_	A Farm, with Dwelling House, Garden, Farm-yard, and Outbuildings -	89	0 27	-		
Mr. Joseph Harris	-	Two Paddocks, Gardens, Hedge,			,		
William Middleton Widow Rigby -	-	and Spinney Garden	4	2 11			
Thomas Brains -	-	Ditto					
Samuel Clemons William Sutton junior	-	Ditto Ditto					
Arthur Care - Palmer Seaby -	-	Ditto					
George Church - Henry Clarke -	-	Ditto					
William Law -	-	Ditto L	0	3 1			
Joseph Burgess - Thomas Luck junior	-	Ditto					
George Law	-	Ditto					
William Sutton senior Thomas Burgess	-	Ditto		•			
William Clarke -		Ditto					
Benjamin Kendle Widow Mutton -	-	Ditto					
Thomas Luck - Thomas Fawkes -		Ditto J House, Blacksmith's Shop, Yard, \		•			
White, Widow -		and Garden Cottage and Garden					
Mr. Joseph Harris John Clark	-	Cottage and Garden -					
William Luck -	1	Ditto					
William Sutton senior William Sutton junior	r s.	Ditto		,			
William Westley William George -		Ditto	1	2 38			
John Luck John Law -	-	Ditto		_	•		
Francis Pendred	-	Ditto Timber Yard					
William White -		Garden					
Thomas Dunkley William Dunkley	-	Ditto Ditto					
John Clarke		Ditto Ditto					

Parish of Kislingbury.

Mr. Richard Harris	- ,	A Farm, with a Cottage, Farm-	0.0	0.00
	ļ	yard, and Outbuildings.	98	3 33

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Occupiers.	Description.	Qı	iantity.	Annual Value.
Mr. Richard Harris or his Undertenant George	A Cottage and Garden -	A. 0	R. P. 2 0	£ s. d.
Jeffery. Mr. Richard Harris or his Undertenant John Pell.	Ditto	•0	2 0	
	Parish of Farthingstone.			`
Mr. William Earle -	A Farm, with Dwelling House, Farm-yard, and Agricultural Buildings	136	0 30	
	Parish of Weedon Beck.		•	
Executors of Samuel Tarry	A Farm, with House, Yard, and Outbuildings	38	2 24	
	Parish of Floore.			-
Mr. William Marriott -	Close of Arable Land -	6	0. 0	
•	Parish of Preston Deanry.			
Mr. Richard Higgins -	A Plantation A Farm, with Dwelling House and Agricultural Buildings - A Piece of Land adjoining the Turnpike Road leading from Northampton to Newport Pagnell.	276		
	Pagnell.	. 0	2 3	
Pari	shes of $Preston\ Deanry\ and\ Great\ H$	Toughto	n.	
Mrs. Sarah Bull and Mr. Charles Bull.	A Farm, with Dwelling House, Yard, and Agricultural Build- ings	209	3 8	
	Parish of Great Houghton.			
Mr. Thomas Townsend -	A Farm, with Dwelling House, Yard, and Agricultural Build- ings	1 3 ~ ~	1 24	
Par	rish of Milton otherwise Middleton N	lalsor.	-	
Executors of the late Mr.	. • • • • • • • • • • • • • • • • • • •		2 0	
Phipps. Abraham Clarke - Abraham Mooring -	Gardens and Orchard - Garden and Orchard -	1	0 0	_
	-			£4,233 3 €

Michael Harris.

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