



ANNO SEPTIMO

# VICTORIÆ REGINÆ.

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## *Cap. 3.*

An Act to enable the Rector, Churchwardens, and Overseers of the Poor of the Parish of *Bow Brickhill* in the County of *Buckingham* to sell certain Parcels of Land in the said Parish which were allotted to them under the Award of the Commissioners made in pursuance of the *Bow Brickhill and Fenny Stratford Inclosure Act*, passed in the Thirtieth Year of King *George* the Third. [10th May 1844.]

**W**HEREAS by an Act passed in the Thirtieth Year of the Reign of King *George* the Third, intituled *An Act for dividing and inclosing the Open and Common Fields, Meadows, Heath, and Waste Grounds within the Parish of Bow Brickhill and Hamlet of Fenny Stratford in the County of Buckingham*, it was amongst other things enacted, that the Commissioners therein named, or any Two of them, should assign, set out, and allot unto the Rector, Churchwardens, and Overseers of the Poor of the Parish of *Bow Brickhill* aforesaid for the Time being, in trust for the Poor of the said Parish of *Bow Brickhill*, all that distinct Part and Parcel of the Heath called *Bow Brickhill Heath*, and which was known or distinguished

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distinguished by the Name of the "*Black Ground*," as the same was then lately marked and staked out at a Meeting theretofore held for that Purpose, and that from and after such assigning, setting out, and allotting, and Notice thereof being given by Writing to be affixed upon the Door of the Church of *Bow Brickhill*, it should be lawful for the Poor of the said Parish of *Bow Brickhill*, and for no other Person or Persons whomsoever, to cut, dig, take, and carry away the Ling, Furze, Whins, and Turf therefrom for their firing, to be spent and consumed in the said Parish of *Bow Brickhill* only, and not elsewhere, in such Manner and in such Quantities and under such Regulations as the said Rector, Churchwardens, and Overseers of the Poor of the said Parish for the Time being, or the major Part of them, should within the first Fortnight in *December* in every Year appoint, and not otherwise; and that in case the said Rector, Churchwardens, and Overseers respectively, or the major Part of them, should neglect to make such Regulations or Appointments at the Time aforesaid, then it should be lawful for such Persons so entitled as aforesaid to cut, dig, take, and carry away Ling, Furze, Whins, and Turf, in the same Manner, Quantity, and Proportion, and by the same Rules and Regulations, as should have been allowed, set out, and prescribed in the Year next preceding the Year wherein such Neglect should happen, and that such Allotment when set out should be and the same should be deemed to be vested in the Rector, Churchwardens, and Overseers of the Poor of the said Parish for the Time being for ever, in trust and for the Use of the Poor of the said Parish of *Bow Brickhill*, and for no other Person or Persons whomsoever; and it was further enacted, that it should be lawful for all or any of the Proprietors or Owners of Lands or Grounds thereby intended to be inclosed as therein mentioned, and all and every the Proprietors of Messuages, Lands, Tenements, or old Inclosures within the said Parish and Hamlet, or either of them, being Tenants for Life or in Tail, or for Years determinable on Life or Lives, or of any greater or less Estate therein, and also for the Husbands, Guardians, Committees, or Trustees, or Persons acting as Guardians, Committees, or Trustees in behalf of any of the said Proprietors, being under any legal Disability, and to and for every of them for the Time being, to exchange all or any of his, her, or their Messuages, Lands, or Tenements, old Inclosures or other Lands or Grounds, within the said Parish and Hamlet, so as all and every such Exchange or Exchanges should be made by and with the Consent and Approbation of the said Commissioners or any Two of them, and should be testified, ascertained, and declared in the Award or Instrument of the said Commissioners to be made and executed as therein-after mentioned, and that then and from thenceforth such Exchange or Exchanges so to be made as aforesaid should be for ever good, valid, and effectual in Law, to all Intents and Purposes whatsoever, without any Surrender or Deeds of Lease and Release or otherwise: And whereas the Commissioners named in and appointed by the said Act did by their Award in Writing bearing Date the Sixteenth Day of *October* One thousand seven hundred and ninety-three assign, allot, and award unto the Rector, Churchwardens, and Overseers of the Poor of the said Parish of *Bow Brickhill* for the Time being all that distinct Part and Parcel of the Heath called *Bow*  
*Brickhill*

*Brickhill Heath* which was known or distinguished by the Name of the "*Black Ground*," lying in *Bow Brickhill* aforesaid, as the same was then set out, containing by Admeasurement One hundred and ninety-eight Acres and Five Perches, including the Roads and Ways over the same, (Two several Parts of which said Allotment were therein mentioned to be therein-after exchanged with *Francis Moore*,) which said Plot or Parcel of Land or Ground so assigned, allotted, and awarded was by the said Act directed to be vested in the said Rector, Churchwardens, and Overseers for the Time being, in trust for the Use of the Poor of the said Parish of *Bow Brickhill*, and for no other Person or Persons whomsoever; and the said Commissioners did set out, appoint, and award, and the then Rector, Churchwardens, and Overseers did respectively give, grant, and assign, unto and for the said *Francis Moore*, all that Plot or Parcel of Land or Ground lying in *Bow Brickhill* aforesaid, and containing by Admeasurement Three Acres, as the same was then set out, bounded on the South-east by the Allotment therein awarded to the said Rector, Churchwardens, and Overseers, in trust as aforesaid, on the South-west and Part of the North-west by an old Inclosure called the *Parks*, on the remaining Part of the North-west by the Fourth Allotment therein awarded to the said *Francis Moore*, and on the North-east by the Lordship of *Wandon*, and also all that other Plot or Parcel of Land or Ground lying in *Bow Brickhill* aforesaid, and containing by Admeasurement One Acre Three Roods and Four Perches, as the same was then set out, bounded on the South by the Allotment therein awarded to the said Rector, Churchwardens, and Overseers in trust, as therein and herein before mentioned, on the North-west by the Fifth Allotment therein awarded to the said *Francis Moore*, and on the North-east by the said old Inclosure called the *Parks*, which said Two Plots or Parcels of Land or Ground therein-before described were Part and Parcel of all that the aforesaid distinct Part and Parcel of the Ground on *Bow Brickhill Heath* called the *Black Ground*, therein-before by them the said Commissioners and by the said Act directed to be, allotted to the said Rector, Churchwardens, and Overseers, in trust for the Benefit of the Poor of the said Parish of *Bow Brickhill*, as therein and herein before is expressed; and in lieu thereof and in exchange for the same they the said Commissioners did set out, appoint, and award, and the said *Francis Moore* did thereby give, grant, and assign, unto and for the said Rector, Churchwardens, and Overseers, in trust as aforesaid, all that Plot or Parcel of Land or Ground, being Part and Parcel of all that old Inclosure in *Bow Brickhill* aforesaid called the *Kiln Ground*, belonging to the said *Francis Moore*, and containing by Admeasurement Three Roods and Twenty Perches, as the same was then set out, bounded on the South-east, South-west, and North-west by the Allotment therein awarded for the Benefit of the said Poor, and on the North-east by the remaining Part of the said old Inclosure called the *Kiln Ground*, and also all that other Plot or Parcel of Land or Ground of him the said *Francis Moore* lying in *Bow Brickhill* aforesaid, being also Part and Parcel of the said ancient Inclosure called the *Kiln Ground*, and containing by Admeasurement Three Acres Three Roods and Twenty-four Perches, as the same was then set out, bounded on the North-east by the remaining Part  
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Power to  
Rector, &c.  
to sell and  
convey the  
Allotments  
vested in  
them.

of the said *Kiln Ground*, on the South by the Lordship of *Little Brickhill*, and on the South-west and North-west by the said Allotment therein awarded for the Benefit of the said Poor: And whereas it would be highly advantageous to the Poor of the Parish of *Bow Brickhill* aforesaid that the said Allotments, Pieces or Parcels of Land, so set out, allotted, and awarded to and now vested in the Rector, Churchwardens, and Overseers of the Poor of the said Parish for the Time being as aforesaid, should be sold, and converted into Money, to be applied for the Benefit of the Poor of the said Parish, as herein-after directed or authorized: Therefore Your Majesty's most dutiful and loyal Subjects, the Reverend *Joseph Marshall Jackson*, *Thomas Jones*, *John Yates*, *Joshua Chaplin*, and *Thomas Brice*, being now the Rector, Churchwardens, and Overseers of the Poor of the said Parish of *Bow Brickhill*, on behalf of themselves and the Poor of the said Parish, do most 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 be lawful for the said *Joseph Marshall Jackson*, *Thomas Jones*, *John Yates*, *Joshua Chaplin*, and *Thomas Brice*, or other the Rector, Churchwardens, and Overseers of the Poor for the Time being of the said Parish of *Bow Brickhill*, and they are hereby authorized and empowered, as soon as conveniently may be after the passing of this Act, to sell and dispose of the said several Allotments or Pieces or Parcels of Land so allotted, awarded, or set out to and vested in the Rector, Churchwardens, and Overseers of the Poor for the Time being of the said Parish of *Bow Brickhill*, in trust as aforesaid, either by public Auction or private Contract, unto any Person or Persons who shall be willing to become the Purchaser or Purchasers thereof, for the best Price or Prices that can be obtained for the same, and in one Lot or in several Lots, and generally in such Manner and subject to such Conditions and Stipulations as such Rector, Churchwardens, and Overseers of the Poor for the Time being shall think proper, with full Power to them to buy in the same Hereditaments or any Part or Parts thereof at any such Auction or Auctions, and to relinquish or rescind any Contract or Contracts for the Sale of the same Hereditaments or any Part or Parts thereof, and afterwards to sell in manner and with the Powers and Authorities aforesaid the Hereditaments which shall be so bought in, or the Contract or Contracts for the Sale of which shall be so relinquished or rescinded, and that the Purchase Money and Purchase Monies for the said Land so to be sold shall be paid to the said Rector, Churchwardens, and Overseers of the Poor for the Time being, whose Receipt or Receipts in Writing shall be a sufficient Discharge to such Purchaser or Purchasers for so much of such Monies as shall be in such Receipt or Receipts expressed or acknowledged to be received, and exempt such Purchaser or Purchasers from all Necessity to see to the Application of such Monies or any Part thereof, and from all Responsibility in respect thereof; and that upon the Receipt of the whole Purchase Money for any Land or Hereditaments which shall be sold as aforesaid the said Rector, Churchwardens, and Overseers of the Poor for the Time being shall and they are hereby authorized by any Deed or  
Deeds

Deeds to grant and convey the same Land and Hereditaments, and the Fee Simple and Inheritance thereof, unto and to the Use of the Purchaser or Purchasers thereof and his Heirs, or to him or them, or any other Person or Persons, for such Use or Uses and in such Manner and Form as the respective Purchaser or Purchasers shall appoint; and immediately after the Execution of such Deed or Deeds the Lands therein described to be granted and conveyed shall become vested in such Purchaser or Purchasers, and his, her, or their respective Heirs and Assigns, or become settled to such Uses as shall be declared by such Deed or Deeds, freed and absolutely discharged from all Rights and Privileges of the Poor of the said Parish of *Bow Brickhill* aforesaid, and of the said Rector, Churchwardens, and Overseers for the Time being, in and over the same Lands and Hereditaments.

II. And be it enacted, That the said Rector, Churchwardens, and Overseers of the Poor for the Time being shall stand possessed of and interested in the Monies to arise from the Sale or Sales to be made by them in pursuance of the Power herein-before given to them for that Purpose as aforesaid, upon Trust that they shall and do thereout pay the Costs, Charges, and Expences of obtaining this Act and incident thereto, and to the selling the said Lands and Hereditaments herein-before authorized to be sold as aforesaid, or any of them, or any Part or Parts thereof, and of otherwise carrying this Act into execution, and shall and do lay out and invest the clear Surplus of such Monies, in the Names of the said Rector, Churchwardens, and Overseers of the Poor for the Time being, in the Purchase of Three Pounds *per Centum* Consolidated or Reduced Bank Annuities, to be from Time to Time transferred into the Names of the actual Rector, Churchwardens, and Overseers, as Occasion shall require, and that the said Rector, Churchwardens, and Overseers of the Poor for the Time being shall and do stand possessed of and interested in such Annuities upon Trust for the Benefit of the Poor of the said Parish of *Bow Brickhill*, and shall and do yearly and every Year pay and apply the Dividends and annual Income of such Annuities, after discharging the Costs and Expences which shall have been incurred in or about any Transfer or Transfers as aforesaid, in the Purchase of Firing or Fuel to be consumed in the said Parish of *Bow Brickhill* and not elsewhere, and to be distributed within the first Fortnight in *December* in every Year amongst the Poor of the said Parish, in such Manner, Quantities, and Proportions and under such Regulations as the said Rector, Churchwardens, and Overseers of the Poor for the Time being, or the major Part of them, shall from Time to Time appoint.

Direction for the Application of the Proceeds of Sale.

III. And be it enacted, That in the meantime and until the said Lands and Hereditaments hereby made saleable as aforesaid shall be sold, pursuant to the Directions herein-before contained, the said Lands and Hereditaments, or such Part or Parts thereof as shall for the Time being remain unsold, shall be held by the Rector, Churchwardens and Overseers of the Poor of the said Parish of *Bow Brickhill* for the Time being in trust and for the Use of the Poor of the said Parish, and for no other Person or Persons whomsoever, in such

Direction as to Rents, &c. until Sale.

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Manner, and in such Proportions and Quantities, and under such Regulations, as the said Rector, Churchwardens, and Overseers of the Poor of the said Parish for the Time being, or the major Part of them, shall from Time to Time direct and appoint, and not otherwise.

General  
Saving.

IV. Saving always to the Queen's most Excellent Majesty, Her Heirs and Successors, and to all and every other Persons and Person, Bodies Politic or Corporate, their, his, or her Heirs, Successors, Executors, Administrators, and Assigns, other than and except the said Rector, Churchwardens, and Overseers of the Poor for the Time being of the said Parish of *Bow Brickhill*, and the Poor of the said Parish, and the respective Persons interested or claiming to be interested under or by virtue of the said in part recited Act of the Thirtieth Year of the Reign of His late Majesty King *George* the Third, and the Award of the said Commissioners made in pursuance thereof, in the Lands and Hereditaments hereby made saleable as aforesaid, but in respect only of their Rights and Interests under or by virtue of the said Act and Award, all such Estates, Rights, and Interests as they or any of them had or enjoyed in or over the said Lands and Hereditaments, or any Part or Parts thereof, previously to the passing of this Act, or rightfully could or might have had or enjoyed in case this Act had not been passed, and especially all Rights of Road or Way over the same.

Act to be  
printed.

V. 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 thereof so printed by any of them shall be admitted as Evidence thereof by all Judges, Justices, and others.

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LONDON: Printed by GEORGE E. EYRE and ANDREW SPOTTISWOODE,  
Printers to the Queen's most Excellent Majesty. 1844.