

SOUTH PETHERTON TITHE AWARD

Introduction

Provisional Agreement for the Commutation of the Tithes of the Parish of South Petherton in the County of Somerset pursuant to the Act for the Commutation of Tithes in England and Wales made and executed at a Parochial Meeting of Land Owners and Tithe Owners within the limits of the said Parish duly called and holden in the said parish and adjourned from time to time and now holden by adjournment according to the provisions of the said Act on this twenty first day of May One thousand eight hundred and thirty eight and since perfected according to the provisions of the said Act By and Between Frances Herne Quantock widow and John Weston Peters Esquire and The Dean and Chapter of the Cathedral Church of the Holy and Undivided Trinity in Bristol and Burchall Peren Gentleman their Lessee (which said Frances Herne Quantock John Weston Peters and the said Dean and Chapter of Bristol and Burchall Peren as their Lessee are Impropiators of all the Great Tithes of the said parish in the proportions hereinafter mentioned) and The Reverend Henry Bond Clerk Vicar of the said parish and as such Owner of all the Small Tithes of the same parish by whom or by whose agents duty authorized in that behalf this Agreement is executed of the one part and The several Bodies Politic and Persons Land Owners or substitutes according to the provisions of the said Act for Land Owners within the said parish by whom or by whose Agents duly authorized in that behalf this Agreement is executed and the interest of which Landowners in the lands of the said parish is not less than two thirds of the lands of the said parish subject to Tithes of the other part

The said Parish consists of the four following Tythings (namely) South Petherton Town Tything Southarp Tything Overstratton Tything and Compton Durville Tything and all the lands of the said parish are subject to the payment of Tithes both Great and Small except as hereinafter mentioned

The true quantity in Statute measure of land subject to Tithes within the parish which is now cultivated as Arable Meadow or Pasture land Orchard and Garden land Woodland Common land or otherwise howsoever is as follows

	In <u>South Petherton Town</u> Tything
Arable Land	Nine hundred and seventy seven acres and thirty two perches
Meadow or Pasture :Land	Four hundred and eighty six acres one rood and twenty four perches
Orchard and Garden Land	One hundred and fifty seven acres one rood and eleven perches
Woodland	Three acres two roods and twenty three perches
Common Land	Seven acres two roods and twenty seven perches
Glebe belonging to the said Frances Herne Quantock	Three roods and twenty two perches
Glebe belonging to the said Henry Bond as Vicar	Two acres one rood and thirty perches

=====

In Southarp and Overstratton Tything

Arable Land	Four hundred and Ninety five acres one rood and twenty perches
Meadow or Pasture :land	Five hundred and Seventy acres one rood and three perches
Orchard and Garden land	One hundred and twelve acres three roods and twenty five perches
Woodland	Six acres two roods and fifteen perches

=====

In Compton Durville Tything

Arable Land	Three hundred and eleven acres two roods and thirty three perches
Meadow or Pasture :Land	One hundred and forty one acres one rood and nine perches
Orchard and Garden Land	Fifty acres one rood and three perches

=====

Total Quantity of Land subject to Tithes in all the Tithings

Arable Land	One thousand seven hundred and eighty four acres one rood and five perches
Meadow or Pasture :Land	One thousand one hundred and ninety seven acres three roods and thirty six perches
Orchard and Garden Land	Three hundred and twenty acres one rood and thirty nine perches
Woodland	Ten acres and thirty eight perches
Common Land	Seven acres two roods and twenty seven perches
Glebe belonging to the said Frances Herne Quantock	Three roods and twenty two perches
Glebe belonging to the said Henry Bond as Vicar	Two acres one rood and thirty perches

=====

A certain Modus or prescriptive or customary payment of one penny half penny for every acre of the following Three several Closes of pasture land lying in the Tything of Compton Durville aforesaid is payable to the said Dean and Chapter of Bristol and their Lessee in lieu of the Great Tithes in the same Tything (that is to say)

A Close of pasture called Little Shepherds Leaze the property of Vincent Stuckey Esquire containing by estimation one acre bounded on the North and East by other lands of the said Vincent Stuckey on the West by the parish of Shepton Beauchamp and on the South by the Close of William Helliar next hereinafter described

A Close of pasture called Little Mead the property of William Helliar containing by estimation two acres bounded on the North by Little Shepherds Leaze aforesaid on the West by the said parish of Shepton Beauchamp on the South by lands of Messieurs James and Matthew Baker and on the East by other lands of the said William Helliar

And a Close of pasture called Combe Mead the property of Thomas Hutchings England Esquire containing by estimation Three acres bounded on the North and South by lands of the said Vincent Stuckey on the West by lands of Mr James Daniel and on the East by other lands of the said Thomas Hutchings England

No modus or prescriptive or customary payment is payable instead of all or any of the Tithes of the said parish except as before mentioned and none of the lands of the parish are or have been under any circumstances exempt from the payment of any Tithes except the Glebe lands as hereinafter mentioned

The said Frances Herne Quantock is Impropietor and Owner of the Great Tithes of the said South Petherton Town Tything and part of Wigborough Farm in the said Tything of Southarp containing One hundred and Seventy one acres three roods and ten perches and the same are payable to her in that right

The said John Weston Peters is Impropietor and Owner in Fee simple of the Great Tithes of the said Tythings of Southarp and Overstratton except the aforesaid part of Wigborough Farm and the same are payable to him in that right

The said Dean and Chapter of Bristol are Impropietors of the Great Tithes of the said Tything of Compton Durville and the said Burchall Peren is Lessee of the Great Tithes of the same Tything under the said Dean and Chapter of Bristol by virtue of two several Leases granted thereof on the fourth day of March One thousand eight hundred and seventeen and now respectively determinable on the deaths of the said Burchall Peren and Elizabeth his Wife formerly Elizabeth Dinham at reserved rent amounting together to the sum of Four Pounds eighteen shillings and eight pence being less than two thirds of the clear yearly value of the premises comprised in such Lease

And the said Dean and Chapter of Bristol and Burchall Peren are owners of the Great Tithes of the said Tything of Compton Durville within the meaning of the said Act for the Commutation of Tithes in England and Wales and the Great Tithes of the said Tything of Compton Durville are payable to the said Dean and Chapter and Burchall Peren their Lessee in the rights aforesaid

The said Henry Bond as Vicar of the said parish of South Petherton is entitled to and owner of all the Small Tithes of the said parish and all such Small Tithes of the lands within the same parish are payable to the said Henry Bond as such Vicar as aforesaid

And it hath been and is agreed by and between all the said parties to this Agreement that the Annual sum of Four hundred and six pounds by way of Rent Charge subject to the provisions of the said Act for the Commutation of Tithes in England and Wales shall be paid to the said Frances Herne Quantock her heirs and assigns as Impropietor and Owner of all the Great Tithes of the said South Petherton Town Tything and of the said part of Wigborough Farm on the said Tything of Southarp instead of all the Great Tithes of the said Town Tything of South Petherton and of the aforesaid part of Wigborough Farm except such as may be at any time payable in respect of the Glebe lands of the same Tything when the same are not in the manurance of the Owner thereof a contingent Rent Charge in respect of which is hereinafter specially provided and which said sum of Four hundred and six pounds is the apportioned amongst the lands of the same Town Tything of South Petherton and the aforesaid part of Wigborough Farm according to the provisions of the same Act

And it hath been and is further agreed by and between all the said parties to these presents that the Annual sum of Five hundred and seventeen pounds by way of Rent Charge subject to the provisions of the said last mentioned Act shall be paid to the said John Weston Peters his heirs and assigns as Impropiator and Owner of all the Great Tithes of the said Tythings of Southarp and Overstratton (except the aforesaid part of Wigborough Farm) instead of all the Great Tithes of the same Tythings and which said sum of Two hundred and seventeen pounds is to be apportioned amongst the lands of the same tythings except the aforesaid part of Wigborough Farm) according to the provisions of the same Act

And it hath been and is further agreed by and between all the said parties to these presents that the Annual sum of One hundred and fifty five pounds by way of Rent Charge (subject to the provisions of the said last mentioned Act) shall be paid to the said Dean and Chapter of Bristol and their Lessees and to the successors of the said Dean and Chapter as Impropiators and Owners of all the Great Tithes of the said Tything of Compton Durville instead of all the Great Tithes of the same Tything and which said sum of one hundred and fifty five pounds is to be apportioned amongst the lands of the same Tything according to the provisions of the same Act (except the three several Closes hereinbefore particularly mentioned)

And it hath been and is further agreed by and between all the said parties to these presents that the annual sum of Five hundred and fifty pounds by way of Rent Charge (subject to the provisions of the said last mentioned Act shall be paid to the said Henry Bond and his successors as Vicars of the said parish and owners of all the Small Tithes of the said parish instead of all the Small Tithes of the same parish (except any of the Glebe lands of the said parish when any part thereof shall not be in the hands of the owner thereof a contingent rent charge in respect of which is hereinafter specially provided) which said sum of Five hundred and fifty pounds is to be apportioned amongst all the lands of the said parish of South Petherton (except as aforesaid according to the provisions of the same act.

And it is hereby agreed that the annual sum of one shilling shall be paid by way of Rent Charge to the said Frances Herne Quantock and her heirs and assigns as Impropiators of the Great Tithes of the said South Petherton Town Tything instead of the Great Tithes of the Glebe belonging to the said Impropiators of the same Tything whenever the Glebe shall be in her or their own manurance and that the annual sum of one shilling shall be paid to the Vicar of the said parish for the time being by way of Rent Charge instead of the Vicarial Tithes of the said Glebe of the said South Petherton Town Tything belonging to the said Impropiators whenever the same shall not be in her own manurance or that of her successors which said two several sums of one shilling and one shilling shall be distinctly apportioned upon the said Glebe in the said South Petherton Town Tything belonging to the said Impropiator Frances Herne Quantock.

And it is hereby agreed that the annual sum of one shilling shall be paid by way of Rent Charge to the Vicar of the said parish for the time being instead of the Vicarial Tithes of

the said Vicarial Glebe whenever the same shall not be in the Vicars own manurance and that the annual sum of one shilling shall be paid by way of Rent Charge to the said Frances Herne Quantock and her heirs and assigns as Impropriators of the Great Tithes of the said South Petherton Town Tything instead of the Great Tithes of the said Vicarial Glebe of the said Tything whenever the said Glebe shall not be in the Vicars own manurance and the said several Rent Charges in respect of the said Vicarial Glebe shall be distinctly apportioned upon the same Glebe in the said South Petherton Town Tything

In Witness whereof the said parties to this agreement or their agents in that behalf duly authorized in their names and in their behalf have subscribed and set their respective hands and seals at the place and time in that behalf above written

=====

Now I John Easton of Bradford in the County of Somerset having been duly appointed Valuer to apportion the total sum agreed to be paid by way of Rent Charge in lieu of Tithes, amongst the several Lands of the said Parish of South Petherton Do HEREBY apportion the Rent Charge as follows:-

GROSS RENT CHARGE payable to the Tithe owners in lieu of Tithes for the parish of South Petherton in the County of Somerset (including Tithe of Glebe) One thousand three hundred and twenty eight Pounds fours shillings viz

	£	s	d
To the Vicar	550	2	0
Frances Herne Quantock	406	2	0
John Weston Peters	217		
Dean and Chapter of Bristol or Burchall Peren their Lessee	<u>155</u>		
	1328	4	0

=====

Value in Imperial Bushels and Decimal Parts of an Imperial Bushel of Wheat, Barley and Oats viz

	Price per Bushel s d	Bushels and Decimal Parts
WHEAT	7 0¼	1261,19882
BARLEY	3 11½	2236,96842
OATS	2 9	3219,87879

FINAL PAGE: Declaration

We the undersigned Tithe Commissioners for England and Wales do hereby confirm this written apportionment

In testimony whereof we have hereunto subscribed our respective names and caused our official seal to be affixed this eighteenth day of December in the year of our Lord one thousand eight hundred and forty one

Signed Wm Balmire
J W Buller

The tithe Commissioners for England and Wales certify the within written to be a true copy of the Instrument of Apportionment of the Rent Charge in lieu of tithes in the parish of South Petherton in the County of Somerset & confirmed by the said Commissioners. In Testimony whereof they have hereunto caused their official seal to be affixed this twentieth day of December in the year of our Lord one thousand eight hundred and forty one.