

DEED OF FOUNDATION

OF THE

People's Hall

IN THE TOWN OF NOTTINGHAM,

DATED 9th APRIL, 1856

ENROLLED IN HER MAJESTY'S HIGH COURT OF CHANCERY
THE 14th DAY OF APRIL, IN THE YEAR OF OUR LORD 1856,
BEING FIRST DULY STAMPED, ACCORDING TO THE
TENOR OF THE STATUTES MADE FOR
THAT PURPOSE

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TRUSTEES.

FRANCIS B. GILL,
WILLIAM ENFIELD,
EDMUND HART,
JOHN BLACK,
WILLIAM WRIGHT,
ANTHONY JOHN MUNDELLA,
JAMES C. STREET,
SAMUEL BLACKWELL,

CHARLES H. CLARKE,
FRANCIS EAMES,
JOHN FROST SUTTON,
AUGUSTUS DARBY,
SAMUEL BURTT,
RICHARD ENFIELD,
JOHN G. HINE,
JOHN WADSWORTH.

FOUNDATION DEED

THIS INDENTURE made the Ninth day of April, in the year of our Lord One Thousand Eight Hundred and Fifty-six, between Francis Butcher Gill, of Beeston, in the County of Nottingham, Gentleman, of the one part; and the said Francis Butcher Gill — William Enfield, of the Town of Nottingham, Gentleman—Edmund Hart, of the same Town, Lace Manufacturer—John Black, of the same Town, Joiner—William Wright, of the same Town, Merchant—Anthony John Mundella, of the same Town, Manufacturer—James Christopher Street, of the same Town, Warehouseman—Samuel Blackwell, of Bulwell, in the County of Nottingham aforesaid, Warehouseman—Charles Harrison Clarke, of the Town of Nottingham aforesaid, Gentleman—Francis Eames, of Lenton, in the County of Nottingham aforesaid, Bleacher—John Frost Sutton, of the Town of Nottingham aforesaid, Printer—Augustus Darby, of the same Town, Surgeon—Samuel Burtt, of the same Town, Grocer—Richard Enfield, of the same Town, Gentleman—John Green Hine, of the same Town, Gentleman—and John Wadsworth, of the same Town, Gentleman—of the other part.

Whereas, George Gill, late of Nottingham Park, in the said County of Nottingham, Gentleman, deceased, the father of the said Francis Butcher Gill, proposed and determined in his lifetime to found and establish in the Town and County of the Town of Nottingham, an Institution for the purposes hereinafter mentioned, namely:—First: For establishing a Reading Room, News Room, and Library for the use of the members of and subscribers to the Institution. Second: For encouraging the formation of Evening Classes for the instruction of young men and women in a knowledge of Writing, Arithmetic, English Grammar, Geography, and such other kinds of information as might tend to make them good and useful members of society. Third: For establishing an Adult Sunday School for imparting the before-mentioned kinds of information, such School to be closed between the hours of half-past ten and two o'clock, to allow of the members frequenting their respective places of worship. Fourth: For providing a Lecture Room in which Lectures on Art, Litera-

Names, Occupations and Residences of the Trustees.

Object contemplated by the Founder.

Reading Room.

Evening Classes for Instruction.

Adult Sunday School.

Lectures.

Rooms for the meetings of Friendly Societies, &c.

Classes for Vocal Music.

Refreshments.

Intention of the Founder to convey the property.

Explanation of views communicated by the Founder to the Public.

ture, and Science might be delivered for the improvement of the members and subscribers, the same to be open for Readings and Lectures on all subjects of an improving and elevating character, but not for purposes of controversial theology or party politics. Fifth: For giving to Temperance Societies, Friendly Societies, Money Clubs, or any other body of working men having in view the improvement or advantage of the people, facility for holding their meetings in the various rooms of the Institution at a moderate charge. Sixth: For affording rational recreation to the members and subscribers after the toils of the day; and to that end the Committee to be at liberty to establish in the Institution Classes for the teaching and practice of Vocal Music, providing that they did not interfere with the more important objects of mental and moral improvement. Seventh: For affording the members and subscribers attending the Institution cheap and wholesome refreshment at the lowest possible charge, but no intoxicating drinks nor tobacco to be allowed to be introduced.

And whereas, in furtherance of the objects and purposes aforesaid, the said George Gill also proposed and determined to grant, assign, and convey to the several persons parties hereto of the second part, as Trustees for and on behalf of the said Institution, certain land, buildings, dwelling-houses, and hereditaments, situate in or near to Beck Lane, in the said Town of Nottingham, and the furniture, fixtures, books, and other personal effects, belonging to him the said George Gill, in the said buildings; and he considered and expected, that other real and personal property might afterwards be acquired for the purposes thereof.

And whereas, in order to render effectual such donation and acquisitions as aforesaid, as well past or present as future, and in order further to guide and explain the objects of future donations, bequests, and conveyances to and for the purposes of the said Institution, and to prevent doubt and litigation in time to come, it was thought expedient by the said George Gill, that the name, object, and fundamental regulations of the said Institution should be explained and declared, to the intent and purpose that the same might not at any time hereafter be unknown, and that the property which then had been, or the money and property which might thereafter be given or bequeathed to, or acquired by or for the purposes of the said Institution, might not be unappropriated or misapplied. And the said George Gill accordingly published and circulated in his lifetime the Address set forth in the Schedule to these presents.

And whereas the said George Gill died, as hereinafter recited, without having carried his said determination into

effect, but having duly signed and published his last will and testament in writing, bearing date on or about the fourth day of August, One Thousand Eight Hundred and Fifty-four; and after providing an annuity or yearly rent-charge of two hundred pounds for his wife, Eliza Gill, during her life, and devising certain parts of his real estate, not comprising the hereditaments aforesaid, as in his said will mentioned: and after bequeathing certain specific and pecuniary legacies to the persons therein mentioned, he thereby appointed his sons, William Gill and the said Francis Butcher Gill, and William Wright, Commission Agent, Executors thereof.

Founder's death previous to effecting his object.

And whereas the said George Gill also duly signed and published a codicil to his said will, which codicil bears date on or about the Twelfth day of October, One Thousand Eight Hundred and Fifty-four, and he thereby devised all real estates belonging to him, and which he had not specifically devised by his said will, unto and equally between his said two sons, William Gill and Francis Butcher Gill, their heirs and assigns, as tenants in common.

Codicil to will.

And whereas the said George Gill also duly signed and published another codicil to his said will, which codicil bears date on or about the Sixteenth day of February, One Thousand Eight Hundred and Fifty-five; and after reciting that since the date of his said will and the first codicil thereto, his son, the said William Gill, was dead, he thereby devised and bequeathed all the shares, rights, interests, legacies, or properties given, devised, or bequeathed by his said will or first codicil to his son, the said William Gill, unto the said Francis Butcher Gill, his heirs, executors, administrators, or assigns. And he thereby revoked the appointment of the said William Wright as an executor of his said will, and appointed the said John Wadsworth, one of the said parties hereto of the second part, to be executor with the said Francis Butcher Gill.

Second codicil.

And whereas the said George Gill departed this life on or about the Thirtieth day of November, One Thousand Eight Hundred and Fifty-five, without having, save and except as aforesaid altered or revoked his said will, leaving the said Francis Butcher Gill, his only surviving son and heir-at-law; and on the Second day of February, One Thousand Eight Hundred and Fifty-six, the said will and codicils were duly proved by the said Francis Butcher Gill and John Wadsworth, in the Prerogative Court of the Archbishop of York.

Only surviving son heir-at-law

And whereas, although the said hereditaments were not conveyed as aforesaid by the said George Gill in his lifetime, the same were appropriated and dedicated by him to the uses and for the purposes of the said Institution, and he chose the said several persons parties hereto of the second part, to be the first Trustees of the said Institution and of the property

Premises appropriated by the Founder to the first Committee.

and effects thereof ; and he several months before his death delivered to and put them in the possession of the furniture, fixtures, books, and effects in and about the said messuage and hereditaments aforesaid, and the same have since been and are now in their possession.

Names of first
Committee.

And whereas the said William Wright, Augustus Darby, John Frost Sutton, James Christopher Street, and also George Alexander Syme, Samuel Fox, Edmund Renals, William England, William Stevenson, James Kerry, Silas Ebenezer Hackett, Henry Freestone, James Hilton, Samuel Newton, James Sweet, and James Burge have been chosen by or according to the directions of the said George Gill, to be the first Committee of the said Institution.

Intention of his
son to convey
the property,
as desired by
the Founder.

And whereas the said Francis Butcher Gill being desirous to give effect to the intentions of the said George Gill, his deceased father, with respect to the said hereditaments, and to convey the same, with the appurtenances, to the said several persons parties hereto of the second part, their heirs and assigns, in trust for the said Institution, he by an indenture bearing even date with these presents, and made or expressed to be made between him, the said Francis Butcher Gill, of the first part ; the said several persons parties to these presents, of the second part ; and John Watson, of the Town of Nottingham aforesaid, Gentleman, of the third part ; hath established the said Institution by the name, as intended by his said father, of the People's Hall. And in the said Indenture the objects, purposes, and regulations of the said Institution are defined and settled, or provided for ; and it is thereby declared that the aforesaid land, buildings, and premises of the said Institution, and the apparatus, furniture, fittings-up and appurtenances thereof, and the library thereto belonging, and the dwelling-houses, and all other freehold, copyhold, and leasehold hereditaments and premises, moneys, goods, chattels, and effects whatsoever which then were, or should thereafter become the property of the said Institution, or applicable to the purposes thereof, should be vested in Trustees to be appointed from time to time on behalf of and in trust for the said Institution. And by the same Indenture, the said several persons parties hereto of the second part, were appointed the first Trustees of the said Institution, and the aforesaid hereditaments and premises, late of the said George Gill, deceased, by the description of all that capital messuage or mansion house, situate and being in or near Beck Lane, in the Town and County of the Town of Nottingham, formerly occupied by Charles Lomas Morley, Esquire, deceased, but some time since converted into two messuages or dwelling-houses, and afterwards occupied by George Carey and John Butler, their tenants or under-tenants. And

also all that messuage or dwelling-house, formerly used as a warehouse, and out-offices adjoining or near to the Southern end of the said mansion-house, and formerly occupied by Richard Goodacre, his under-tenant or under-tenants. And also all those gardens and outbuildings, lying in front of or near to the above messuages and buildings, and also to the North thereof, and respectively occupied therewith. And also the stable and other buildings formerly erected by George Carey on the Northernmost of such gardens, and all buildings erected by the said George Gill on or upon the said gardens, or any part thereof. All which said premises are bounded on or towards the North by another piece of ground belonging to William Hurst, formerly part of the same garden, and the fence of an adjoining garden also belonging to the said William Hurst, on or towards the East by the back of a line of houses forming one side of a street called Holland Street, and land and hereditaments late of Mr. John Gill ; on or towards the South by buildings and hereditaments now or late belonging to the Beck Lane Hospitals and Mr. Thomas Titterton respectively ; and on or towards the West by Beck Lane aforesaid. All which said hereditaments and premises were lately in the tenure or occupation of the Committee of the Nottingham Government School of Design and their tenants, but are now occupied for the purposes of the said Institution called the People's Hall, have been or are intended to be granted, conveyed, and confirmed by the said Francis Butcher Gill unto the said John Watson and his heirs, to the use of the said several persons, parties hereto of the second part, their heirs and assigns, for ever, in trust nevertheless for the said Institution called The People's Hall, and for the intents and purposes for which the same was founded, according to the provisions contained in these presents therein recited or referred to.

Description of
premises con-
veyed to the
Trustees.

Now therefore this Indenture witnesseth, that in consideration of all and singular the premises all and every the several persons parties hereto do hereby respectively agree and declare as follows :—That there is, and shall be, and remain founded and established in the said Town of Nottingham an Institution the object and purpose whereof shall be, by lecturing, and teaching, and adopting other means to increase the intelligence and the enlightenment, temperance, and morality and well-being of the people generally, but more especially of the industrial classes and of persons possessing only small worldly advantages ; and the said Institution shall be called "The People's Hall," and that the said land, building, and premises, and the said dwelling-house, furniture, fixtures, books, and personal effects, shall be occupied, employed, and used for the purposes of the said Institution,

Indenture de-
clares the in-
stitution to be
established.

Institution to be maintained by voluntary subscriptions and donations

Uses of the several rooms declared.

Duties of librarian.

in manner hereinafter directed. That the said Institution shall be maintained and supported by voluntary subscriptions and donations, by the annual payments of subscribers as hereinafter mentioned, by the fees of pupils, by the rent of rooms, and by the income from the said dwelling-houses, and the increase of the property of the said Institution. That the building comprising lecture-hall, library, reading, school, and refreshment rooms, with the apartments adapted for the residence of a librarian, and the rooms for clubs and committees, shall be used in manner following, that is to say—The lecture hall shall be used for the delivery of lectures, and for any other purpose of a public character, or for exhibitions or entertainments of a private nature that may from time to time be sanctioned and approved of, and on such terms as shall be determined upon by the Committee for the time being, (the appointment and constitution of which is hereinafter provided for.) The library shall be used and furnished with such books, pamphlets, maps, and papers, open for reference and perusal in the Institution and for circulation, in such manner, and on such terms and under such regulations, as shall be determined and resolved by the Committee for the time being. The reading room shall be used and supplied with newspapers, periodicals, books of reference, maps, and papers of such description, in such manner, and on such terms, as shall be determined and resolved by the Committee for the time being. The refreshment room or rooms, as the case may be, shall be used and occupied by such person or persons, and in such manner, and on such terms, and the refreshments furnished shall be at such rates or prices as the Committee for the time being shall determine and direct. Nevertheless the refreshments to be provided or consumed in the refreshment room or rooms, or in or upon the said premises, or any part thereof, shall be such as tea, coffee, cocoa, bread, butter, cheese, fruit, buns, biscuits, soup, vegetables, and meat, and no intoxicating liquor or tobacco shall on any account whatsoever be allowed to be taken or used in or upon the said premises, or any part thereof. The use of the rooms for the residence of a librarian, shall be allowed to such person or persons, and under such terms, and conditions, and stipulations, as the Committee for the time being shall determine. The duties of such librarian shall be to attend to the library, to take charge of and superintend the cleaning of the entire building, and the property of the Institution, and under the control and direction of the committee, to provide or cause to be provided such refreshments as are hereinbefore specified, upon the most reasonable terms, consistent with their being of good and wholesome quality. The other rooms in the institution shall be used as and for school-rooms, and

by Benefit and other Societies for committee and other meetings, and generally for such other purposes, and on such terms, and under such regulations, as the committee for the time being shall determine, not being at variance or inconsistent with the trusts, declarations, and conditions declared and contained in these presents.

That the said institution shall be open to all persons alike who shall make such donation, or who shall become such annual subscribers, as hereinafter mentioned, without regard to their religious or political sentiments, for and during such hours, and at such times, as the committee for the time being shall appoint.

That every person who shall make a donation of five pounds at one time to the said institution, and every person who shall cause his or her name to be entered in the book to be kept for that purpose, as hereinafter mentioned, as a subscriber of such annual subscription as the committee for the time being, with the consent of the trustees for the time being, or a majority of the committee and trustees present at a committee meeting, to be held as hereinafter mentioned, shall determine, and who shall have paid such annual subscription, shall be a voting subscriber, for the purposes hereinafter mentioned. And that a general meeting of the voting subscribers for the time being shall take place and be held on such day in the month of January, in every year, as the committee for the time being may from time to time determine, at the said institution, for the purpose of taking into consideration and discussing the circumstances, state, and condition of the said institution, and of the funds thereof, and the management thereof, and all matters relating thereto. And that the librarian and other officers and servants of the said institution shall attend such meeting, if they shall respectively be required so to do by the parties composing such meeting. And that they and also such of the committees and trustees of the said institution as may attend such meeting, shall give all the information and explanations in their power, in relation to the affairs of the said institution and the funds thereof, which shall be desired by the parties present at such meeting; and that the committee shall be at liberty, at any time, to call an extraordinary meeting of voting subscribers, if they shall consider it necessary or expedient so to do.

That there shall be laid before every Ordinary Annual Meeting, which shall be held under the provision lastly hereinbefore contained, full, true, and particular accounts and statements of the property and funds of the said institution, and of all receipts and disbursements on account thereof, during the past year; together, also, with a report of the committee thereupon, and upon the affairs of the institution

Open to all persons, without regard to their opinions.

Donors of five pounds at one time, and regular subscribers, to be voting members.

Annual Meeting to be held in January.

Officers to give information as to the state of the funds, or other matters, if required by such meeting.

A faithful report of the position of the institution, to be laid before every yearly meeting.

Annual meeting may be adjourned, if the members are not satisfied with the report.

The Committee to consist of sixteen, four retiring every year.

Election of the committee to be by ballot.

in general ; and in case the parties present, or two-thirds of them in number, shall be dissatisfied with the aforesaid accounts or statements, or shall desire further explanation as to any of the particulars therein contained, it shall be lawful for them to adjourn such meeting to a future day, not exceeding fourteen days from the day of such meeting, for the purpose of further considering the same ; and at such meeting or adjournment thereof, an auditor or auditors shall be appointed for the examination of the said accounts, and such auditor or auditors shall be entitled to call for and inspect all such vouchers, receipts, and documents, and to demand and receive such information from the committee and trustees of the said institution respectively, or any others of the officers thereof, in relation to the matters submitted to him or them, as he or they shall think proper, and shall report thereupon to the meeting or adjourned meeting.

That there shall be sixteen members of the committee of the said institution, who shall be elected from time to time in manner hereinafter mentioned ; and the said William Wright, Augustus Darby, John Frost Sutton, and James Christopher Street, George Alexander Syme, Samuel Fox, Edmund Renals, William England, William Stevenson, James Kerry, Silas Ebenezer Hackett, Henry Freestone, James Hilton, Samuel Newton, James Sweet, and James Burge, having been elected by or according to the directions of the said George Gill, are to be and are the first members of the said committee ; and at the Annual Meeting of voting subscribers to be held in the month of January next, and at the Annual Meeting of such subscribers as aforesaid, to be held in the month of January, in every succeeding year, four of the committee of the said institution shall retire from office, and four new members of the committee shall be elected from the voting subscribers in their stead, and that such retirement shall take place in the following order, that is to say, the first sixteen members of the committee shall retire from office four in each year, in the first four years after the date hereof, according to the order of priority in which their names shall stand in alphabetical arrangement in the books of the institution ; and in succeeding years the committee shall retire from office in rotation, each member of the committee retiring at the expiration of four years next after his election.

That the committee shall be elected by the voting subscribers by ballot, and the voters at such election shall consist of the persons hereinbefore described as voting subscribers, or such of them as shall attend for that purpose ; and that each voter shall have one vote as to the choice of each member of the committee, and that the majority of votes shall determine every election, but in case of any difficulty

arising from equality of votes, the same shall be removed by lot.

That no person shall be considered a voting subscriber, or entitled to vote at any meeting, whose name shall not have been registered in the books of the institution for six calendar months before such election or meeting.

That when and so often as any member of the committee shall die or resign before the natural expiration of his term of office, then, in case such member of the committee shall be one of the parties next in order to retire from the committee, he shall (with reference to supplying his place) be considered and accounted at the next day for election of four new members of the committee, as one of the committee then retiring from office ; but in case such death or resignation shall not happen at a time when the member of the committee so dying or resigning shall be one of the committee next in order to retire from the committee, then, at the next day for election of four new members of the committee as aforesaid, an additional member shall be elected in his place, besides the four new members of the committee who shall be then elected under the provisions hereinbefore contained. And every such additional member of the committee shall be elected in the same manner as the other new members, but by a separate ballot, so and in such manner that each member so dying or resigning as aforesaid, shall be succeeded by a new member elected specially to supply his place ; and every such substituted member shall retire from office at the period at which the term of office of the member, into whose place he shall be elected, would have expired by the lapse of time.

That every retiring member of the committee shall be incapable of being re-elected for the ensuing year, but shall be capable of being re-elected upon any subsequent occasion.

That a meeting of the committee shall be held at the said institution once, at least, in every calendar month, at which meetings, and at any meeting of the committee, all or any of the trustees of the institution for the time being shall be entitled to be present, and take part and vote in the proceedings thereat ; and for the purpose aforesaid, are to be and be deemed members of the committee, and are to be entitled to act in all respects as members of the committee. And that each successive meeting shall take place at such time as shall have been appointed for that purpose by the committee present at the last ordinary meeting, or in default of such appointment, then on such fixed day in each calendar month as shall be appointed for that purpose by the said committee, from time to time, by any Rule or Bye Law ; and any three members of the committee shall have the power of convening an extraordinary meeting of the committee for any other

Subscribers to be on the register six months before voting.

Vacancies of the non-retiring committee, to be filled up at the ordinary annual meeting.

Retiring members of the committee ineligible for one year.

Committee to meet at least monthly.

time, in such manner and subject to such regulations as the committee shall, from time to time, direct for that purpose by any Rule or Bye Law.

Seven mem-
bers of the
committee to
form a quo-
rum.

That no business shall be transacted at any general or other meeting of the committee, unless seven members of the committee, considering each of the trustees of the institution as shall be present as such members, shall be present at the commencement of the business, and when a division takes place upon the whole or any part of the same.

Committee may
appoint a sub-
committee for
any purpose.

That the committee may forthwith, from time to time, appoint five or more of their own body to act as a sub-committee, for the dispatch of the daily and ordinary business of the institution, and may, from time to time, remove any of the members of such sub-committee and appoint any other members or member of the said committee, or of the trustees of the said institution, in their stead, as they deem proper; and may in like manner appoint any other member or members of the said committee to supply any vacancy or vacancies occasioned in the sub-committee, for the time being, by death; and that, subject to the control and direction of the committee, the sub-committee may regulate and conduct the business confided to them in such manner as they deem fit. And that an account of their proceedings shall be entered in a book to be provided and kept for that purpose, and shall be signed by the person in the chair; and that a report thereof shall, from time to time, be made to the committee at every monthly meeting thereof.

Resolutions of
the committee
to be carried
by a majority
of those pre-
sent.

That the acts, resolutions, and directions of the said committee, constituted as aforesaid, shall be determined upon and carried by the votes of the majority of the committee present, considering trustees, whether members of the committee or present and taking part in the proceedings of the committee, as committee-men, and entitled to vote as such only, at the time of decision, or by the casting vote of the chairman as hereinafter mentioned. And that no acts, resolutions, or directions of any meeting of the committee, except an appointment of the next meeting, shall be valid or effectual, unless there shall be sufficient members of the committee present to constitute a committee meeting, at the time when such acts, resolutions, or directions shall be done, passed, or given.

Chairman and
Vice - Chair-
man.

That there shall be a chairman and vice-chairman of the committee, who shall respectively be considered to be the chairman and vice-chairman of the institution. And that the said Charles Harrison Clarke shall be the first chairman, and the said William Wright the first vice-chairman of the committee; and any chairman or vice-chairman who may not be or may cease to be a member of the committee of the said

institution, shall, nevertheless, have and enjoy all the rights and privileges of a member during his chairmanship; and that the first chairman and the first vice-chairman shall respectively continue in office until the first appointment of four new members of the committee, which shall take place under the provisions of this deed, after the first appointment of the said chairman and vice-chairman. And that as soon as may be after each yearly appointment of new members of the committee, the committee shall elect a chairman and vice-chairman for the ensuing year; and each such new chairman and vice-chairman shall continue in office as such until the next yearly appointment of new members of the committee, and until the appointment of his successor respectively; and every retiring chairman and vice-chairman shall be incapable of being re-elected chairman or vice-chairman for the next ensuing year. Provided always, that when and so often as any chairman or vice-chairman shall die or resign before the natural expiration of his term of office, the said committee shall forthwith appoint a new chairman or vice-chairman (as the case may be,) in his stead for the remainder of his term.

That in the absence of the chairman of the committee and institution, the vice-chairman shall be such chairman, and in case of his absence, then some one of the members of the committee present, to be elected by the committee, shall be such chairman for the time being; and the chairman shall, in addition to the right of voting with the other members of the committee, have a casting vote upon all questions upon which the votes shall be equal, and such casting vote shall, in all such cases, determine the decision of the committee.

That the committee shall, from time to time, appoint a secretary, who shall attend all the meetings of the committee, and shall enter into a book, to be kept for that purpose, minutes of all the acts, resolutions, and proceedings of the committee at every such meeting; and that the minutes so taken by the said secretary, of the proceedings of the said committee, at each such meeting, shall be signed by the said secretary and by the chairman of the committee at such meeting respectively. And that such minutes, so signed, shall be good evidence of the proceedings of the committee at such meeting, and the said book shall, at all reasonable times, be open to the inspection of every or any member of the committee, or trustee of the said institution.

That the committee shall elect some competent man to be the librarian of the said institution. And shall also, from time to time, appoint such other officers and servants of the said institution, for such purposes and with such duties respectively, as they shall think proper and expedient.

Committee to
elect a Chair-
man, in the
absence of the
Chairman and
Vice Chair-
man.

Committee to
appoint a
Secretary.

Committee to
elect a Libra-
rian.

Salaries to be fixed by the Committee.

That the committee shall, from time to time, fix and determine the amounts of the salaries to be paid to the said secretary, and to the librarian, officers, and servants of the said institution respectively to whom salaries shall be payable, and the times and mode of payment thereof, and shall have full power to vary such salaries respectively for the future; and the said committee shall have the power at their own will and pleasure, at any time, to remove or discharge any secretary, treasurer, librarian, officer, or other servant.

Government of the Institution vested in the Committee.

That the respective duties and occupations, rights, powers, and privileges of the librarian and other officers and servants of the said institution, as well in general as in reference to particular occasions, and the purposes for which and the persons by whom the rooms of the said institution shall be used and employed respectively, and all other practical matters, and matters relating to the internal government of the said institution shall, from time to time, be determined upon, ordered, and settled by the committee for the time being, provided the same shall not be inconsistent with nor contravene the trusts, conditions, stipulations, and declarations contained in these presents.

Fees of membership to be kept low.

That every person who shall be admitted as a subscriber to the said institution shall pay such fees, either upon admission, or periodically, or otherwise, as are hereinbefore directed; and such fees shall be constantly kept at the lowest possible rate, having regard to the state of the funds of the said institution, and shall always be paid in advance.

Expulsion for improper conduct.

That the said committee shall have power at their absolute discretion, in case they shall think proper so to do, to expel any subscriber from the said institution for improper or immoral conduct, and to prohibit his or her readmission, or for any offence not requiring expulsion to suspend him or her from the enjoyment of the benefits of the said institution during any limited period, or until compliance with any reasonable and proper conditions.

Committee to make any Bye-Laws.

That the committee shall and may, from time to time, make and issue such standing Bye Laws, Rules, Orders, and Regulations as they shall think proper, in relation to the several matters following, that is to say: the modes and course of the proceedings of the committee—the duties and occupations of the secretary, treasurer, librarian, and other officers and servants of the said institution respectively—the receipt and disposal of the subscriptions and donations to the said institution, and of the income of the said institution—the orders for and modes of making payments on behalf of the said institution—the manner of defraying the daily expences thereof, and the general management and application of the funds of the said institution. And also in relation to the

keeping of accounts by any of the officers of the said institution, and the security, if any, to be given by or on behalf of them or any of them—the production and exhibition of all or any of the deeds, instruments, books, documents, and writings, relating to the property or affairs of the said institution—the mode of calling meetings and giving notices—the mode of furnishing and rate of payment for the refreshments supplied in the said institution—the books, newspapers, and periodicals to be supplied and used in the reading room, or with which the library shall be supplied—and generally as to the subordinate details, and the practical working and carrying out of the scheme and object of these presents. And also shall and may, from time to time, vary, alter, or repeal all or any of such Bye Laws, Rules, Orders, and Regulations, as to the said committee shall seem expedient. Provided always, that such Bye Laws, Rules, Orders, and Regulations as afore-said, shall not be inconsistent with, or in any manner contravene any of the provisions herein contained, or the true spirit or object thereof, or the principles upon which the said institution is hereinbefore mentioned to be founded. Provided also, that the whole body of Bye Laws, Rules, Orders, and Regulations shall be revised and re-issued by the said committee, with such alterations and amendments, if any, as they may think proper, once at least in every five years; but, nevertheless, that the omission so to do, shall not determine or prejudice the validity of the existing Bye Laws, Rules, Orders, or Regulations, or any of them.

That all monies which shall be given or subscribed to or for the said institution, and the fees to be paid by the subscribers thereto, and all other monies belonging thereto which shall not be invested in manner hereinafter mentioned, save only such small balance as may, under the authority of the said committee, be kept at the said institution, for the daily purposes thereof, shall, as soon as possible, be paid to or deposited with some banker or other person who shall, from time to time, be appointed by the said committee to act as treasurer of the said institution; such appointment to be subject to revocation at the will of the said committee, subject, nevertheless, to any general Bye Laws in relation thereto. And that such treasurer shall pay, apply, and dispose of the aforesaid monies in such manner, and to such order, and for such purposes as the committee shall, from time to time, order and direct, for the benefit of the said institution.

That the land, buildings, and premises, in or upon which the said institution is and shall be situate, and the apparatus, furniture, fittings up, and appurtenances thereof, and the library thereto belonging, and the said dwelling-houses and all other freehold, copyhold, and leasehold hereditaments and

Bye-Laws not to contravene the provisions of foundation deed.

Bye-Laws to be revised every five years.

Surplus funds to be deposited in a bank.

Property vested in the Trustees.

premises, monies, goods, chattels, and effects whatsoever, which now are or shall hereafter become, the property of the said institution, or applicable to the purposes thereof, shall be vested in trustees, to be appointed from time to time, on behalf of, and in trust for, the said institution, and for the intents and purposes for which the same is founded, according to the provisions herein contained, and shall be the absolute property at law of such trustees, and shall or may be so treated and considered in all legal proceedings, whether criminal or civil, in relation thereto; notwithstanding that the same shall or may, for the time being, be in the hands or custody of any other officer or officers of the said institution, or otherwise out of their own immediate possession; and that all gifts and subscriptions, purchases and other acquisitions to and by the said institution, shall be considered as made respectively to and by the trustees of the said institution, for the time being, for the benefit thereof. And that so much of the property already acquired or hereafter to be acquired by or for the said institution, as doth or shall consist of money, books, chattels, articles, or effects, transferable by delivery merely, shall forthwith, upon the execution of these presents, or upon the delivery thereof to or for the said institution, (as the case may be,) vest in the said trustees for the benefit of the said institution; and that so much of the aforesaid property as is not or shall not be transferable by delivery only, but shall require a deed or other formal transfer to pass the same, shall, as soon as may be, be well and effectually conveyed, assigned, or otherwise transferred and assured to, and absolutely vested in the said trustees, for the time being, for the benefit of the said institution, in such manner as the circumstances of the case may require.

Number of
trustees.

In case of
death the re-
maining trus-
tees to ap-
point another
party as trus-
tee.

That there shall be sixteen trustees of the said institution, and that the said several persons, parties hereto of the second part, shall be the first trustees thereof. And all the property already acquired by or for the said institution, and not already vested in them, shall be forthwith absolutely vested in them, upon trust for the said institution, in manner aforesaid; and that when and so often as any trustee or trustees hereby appointed, or any future trustee or trustees of the said institution shall die, or refuse, or become incapable to act in, or shall desire to be discharged from the said trusteeship, or shall, by reason of his or their departure from this realm, be considered by the majority of the other trustees to be unfit to continue in such trusteeship, it shall be lawful for the surviving, or other, or continuing trustees, or the major part of them, to appoint some other person or persons to be a trustee or trustees in the place of the trustee or trustees so dying, or refusing, or becoming incapable to act, or departing this

realm, as the case may be; and when and so often as any such new trustee or trustees shall be appointed, the trust, estate, hereditaments, property, and effects, other than and except stock and mortgage monies, and securities, hereinafter provided for, shall, with all convenient speed, be vested in the newly appointed trustees and the continuing trustees (if any) jointly, upon trust, as aforesaid. Provided always, that from time to time, when the number of trustees of the said institution shall be reduced to eight, it shall be obligatory upon the said surviving, or other, or continuing trustees forthwith to appoint new trustees, so as to make up the full number of sixteen trustees; but that until such reduction it shall be merely optional with the said surviving, or other continuing trustees, to appoint new trustees or not, as they may think proper. And the said powers of appointing new trustees and all consequent acts may be exercised and executed, though it should incidentally happen that the number of trustees, at the time of any such appointment, shall be less than eight.

That the surplus monies of the said institution, over and above what the committee shall consider it necessary or expedient to leave in the hands of the treasurer of the said institution, for the time being, or to employ in and for the daily affairs thereof, shall be invested, from time to time, in Government Stocks or Funds, or (if it shall be considered more advantageous, on mortgage of freehold hereditaments in the United Kingdom,) in the names of three of the trustees of the said institution, for the time being, to be selected for that purpose by the committee out of the whole number of existing trustees, such three trustees to be called the trustees for investment. And that whenever any one or more of the said trustees for investment shall die, or refuse, or become incapable to act in, or shall desire to be discharged from such trusteeship, or shall by any means cease to be a general trustee or trustees of the said institution, it shall be lawful for the said committee, and they are hereby required immediately to appoint some other person or persons, being a general trustee or trustees of the said institution, to be a trustee or trustees for investment, in the place of the trustee or trustees so dying, or refusing, or becoming incapable to act, or departing this realm, or ceasing to be a general trustee or trustees of the said institution, as the case may be, so that the number of the trustees for investment may never remain less than three; and upon every appointment of a new trustee or new trustees for investment, all the stock, and mortgage monies, and securities vested in the old trustees, shall be forthwith transferred or assured in such manner as that the same may be vested in the new trustees and continuing trustees (if any) jointly.

Appointment
of trustees to
be compulsory
on the residue,
when reduced to
eight.

Surplus monies
to be invested
in the Funds,
or on mort-
gage.

Trustees for
investment.

Trustees to execute necessary deeds.

That the respective trustees of the said institution shall, from time to time, upon any real or personal estates becoming vested in them respectively upon trust, for the purposes of the said institution, (and when required so to do by the said committee) execute such deeds or other instruments as may be necessary or proper for declaring such trust, and particularly that such a deed, or instrument, or declaration of trust shall always be executed by the trustees in or into whose names any stocks shall be purchased or transferred, or any such mortgage as aforesaid shall be taken or transferred for the purposes of the said institution, as often as any such purchase, transfer, or mortgage, shall take place.

Position and respective duties of the trustees.

That the several trustees of the said institution shall stand seized and possessed of the hereditaments, stock, monies, and securities, and other property, from time to time vested in them respectively, on behalf of the said institution, upon trust—to suffer the same to be used and employed, and to hold, dispose of, and deal with the same in such manner and for such purposes as the said committee shall, from time to time, order and direct in accordance with the provisions herein contained and subject thereto—to receive and get in the rents, issues, and profits, and dividends, interest, and annual proceeds arising therefrom, from time to time—and pay, apply, and dispose of the same in such manner, either by way of disbursement or of investment in manner aforesaid, or otherwise, for the benefit of the said institution, as the said committee shall, in manner aforesaid, order and direct in that behalf, and in default of such direction to pay the same into the hands of the treasurer of the said institution, to be there subject to the order of the said committee in manner aforesaid.

Power to raise funds.

That it shall be lawful for the trustees, for the time being, if they shall at any time consider it necessary so to do, in order to raise money for the pressing occasions of the said institution, or if they shall consider that the income or property of the said institution may be substantially and safely improved thereby, or that the interests of the said institution, whether by enlarging or by removing the same to another situation, require such a course to be adopted, to sell and dispose of, either by public auction or private contract, all or any of the hereditaments, stock, or other property of the said institution, vested in them respectively, for such price or prices as can be got for the same; and in such manner and upon such terms and special and other conditions as they may think necessary or expedient, with power at any sale by auction to buy in the property offered for sale, and to rescind or vary the terms or conditions of any contract or contracts, and to resell the same, and also to call in and require pay-

ment of all or any part of any monies of the said institution which may be invested on mortgage as aforesaid. And that if and so far as the proceeds arising from such sale, or the monies so called in as aforesaid, shall be required for the pressing necessary occasions of the said institution, as hereinbefore mentioned, the same shall be applied accordingly, or shall be paid into the hands of the treasurer of the said institution for that purpose; and if and so far as the said proceeds of sale shall not be required for the necessary occasions of the said institution, as aforesaid, the same shall be laid out upon such security or securities authorized by these presents, or in such purchase or purchases (as hereinafter mentioned), as the said trustees shall determine in that behalf, and in the meantime shall either remain in the hands of the trustees thereof, or be paid into the hands of the treasurer of the said institution, or any banker or bankers, for custody, as the said trustees shall direct as aforesaid.

That notwithstanding the general direction hereinbefore contained, for investing the surplus monies of the said institution in the government stocks or funds, or in mortgage, as aforesaid, it shall be lawful for the said trustees for the time being, (if in any particular case or cases they shall consider it to be for the benefit of the said institution so to do), to direct and cause all or any part of such surplus monies (whether consisting of income, proceeds of sale, or monies to be called in as aforesaid or otherwise) to be laid out for the benefit of the institution in the purchase of any houses, lands, hereditaments of freehold, copyhold, or leasehold tenure, situate in the United Kingdom; and such houses, lands, and hereditaments so purchased as aforesaid, shall thereupon be conveyed, surrendered, assigned, or otherwise effectually assured to and vested in all the trustees of the said institution, for the time being, absolutely, and they shall declare the trusts thereof for the benefit of the said institution, in accordance with the directions for that purpose herein contained, and such hereditaments respectively shall either be employed for the purposes of the said institution, or shall be let as hereinafter mentioned, according to the discretion of the said trustees.

General powers of trustees.

That the trustees, for the time being, of the said institution shall, from time to time, demise and lease all or any freehold, copyhold, or leasehold premises vested in them on behalf of the said institution, (other than the buildings and premises in or upon which the said institution shall be situate) to such person or persons, for such time, or term or terms, and at or for such rent, or rents, or premiums, and under such covenants, and generally upon such terms and conditions as the said trustees shall consider to be for the benefit of the said

Power to lease property vested in them.

Committee and Trustees may commence any action at law.

institution.

That it shall be lawful for the said committee, when and as they shall think it necessary or proper so to do, and for the said trustees for the time being, of their own authority, to commence any action, suit, or other proceeding at law or in equity, to be brought, carried on, or prosecuted on behalf of or for the said institution, in the names of the trustees, or of any other officer or officers of the said institution, or otherwise, as the case may require, for, or upon, or on account of any covenant, agreement, contract, engagement, liability, debt, or default, or any trespass, or injury, or for recovery of any real or personal property, or for or in respect of any other cause, matter, or thing whatsoever; and, also, to cause any such action, suit, or other proceeding to be stayed, compounded, or compromised upon such terms as the said committee or the said trustees may think proper; and to cause any matter of difference in dispute as between the said institution and any other person or persons, or body, to be referred to arbitration, or to arbitration and umpirage, in such manner as the said committee or the said trustees may think proper, and that the person or persons in whose name or names any such action, suit, or other proceeding shall be brought, or reference to arbitration made as aforesaid, shall be indemnified in respect thereof out of the funds of the said institution.

To be indemnified for any loss sustained thereby.

Trustees to interfere in case the trust be violated.

That it shall be lawful for the said trustees, at any time or times hereafter, in case the said institution, or the buildings, erections, or premises belonging thereto, or any part thereof, shall be used, occupied, or enjoyed inconsistently with or in contravention of any of the provisions herein contained, or the true spirit or object thereof, or the principles upon which the said institution is hereinbefore mentioned to be founded, to enter into and upon the buildings, erections, and premises, and to take possession thereof, and of the furniture, fixtures, books, and other property of and belonging to the said institution, and to hold and permit the same to be used only in accordance with the trusts, stipulations, conditions, and declarations herein contained.

Books to be in possession of such officers as committee determine.

Register of officers and subscribers.

That all such books and documents shall be kept by such of the officers of the said institution for such purposes, and in which shall be entered such matters in relation to the affairs of the said institution as the said committee shall, from time to time, order and direct; and, particularly, there shall always be kept a book in which there shall be entered, from time to time, the names and places of abode of the members of the committee, trustees, treasurer, secretary, librarian, officers and servants of the said institution respectively, and also of all the subscribers and of all persons entitled to vote

in the choice of the committee; and also another book, in which shall be entered separately, the names and places of abode of the voting subscribers, and of the sums given and subscribed by them respectively: and such last mentioned books shall be kept in some public and accessible place in the said institution, and shall at all reasonable times be open to every or any member of the committee, trustee, or person entitled to vote in the choice of the committee.

That, subject to the other provisions herein contained, all deeds, muniments, instruments, books, accounts, documents, and writings relating to the property or affairs of the said institution, shall be and remain in such place or places, and in such custody respectively, and shall be produced, exhibited, and used, and employed at such times and in such manner as the said trustees shall, from time to time, order and direct.

Deeds, &c. to be placed where trustees may direct.

That the receipts of the respective trustees and treasurer, for the time being, of the said institution, for any monies which may be payable to them respectively, upon the trusts and according to the provisions of these presents, shall be good discharges to the persons paying the same, both at law and in equity. And that every trustee shall be entitled to retain, out of any monies which may come to his hands, all reasonable expenses which he may be put unto in the execution of the trusteeship; and that no trustee shall be answerable for the acts or defaults of any other trustee, nor for any loss which may happen to the trust property, without his own wilful negligence or default.

Receipts of trustees to be good discharges.

No trustee answerable for the defaults or acts of other trustees.

That in case at any extraordinary meeting of the committee, specially convened for that purpose under the provision in that behalf hereinbefore mentioned, a resolution in which eight members at least of the committee shall concur, shall be passed by the committee, to the effect, that by reason of the insufficiency of the funds and property of the said institution, or for any other reason or cause, the institution cannot be usefully continued, and that the said institution ought, on that account, to be dissolved and put an end to, the said committee shall and may thereupon convene a special meeting of the persons entitled to vote in the choice of the committee, of which meeting, and the time, place, and purpose thereof, notice shall be fixed and exhibited in some public and conspicuous place in the said institution, and be published in two at least of the newspapers published in Nottingham, six weeks at least before the day on which such meeting shall be intended to be held; and that, in case at such meeting when so convened, it shall be resolved by a majority, consisting of two-thirds at least of the persons present thereat, that for the reason aforesaid, the said institution shall be closed for a time, or that it ought to be dissolved and put an end to, then

Provision for suspension or discontinuance of institution.

Discontinuance of institution to be decided upon by two-thirds of subscribers present.

the same shall be closed, or dissolved, and put an end to accordingly from that time forth, or at such time thereafter as the voting subscribers present at such meeting shall then and there appoint for that purpose. And in case an absolute dissolution shall be resolved upon, then the trustees of the said institution shall thereupon stand seized and possessed of the hereditaments, property, and premises belonging to the said institution, upon trust, to sell and dispose of the same, and convert the same into money in such manner as the trustees, for the time being, shall direct. And after paying and satisfying thereout the debts and liabilities of the said institution, to transfer and pay the residue or surplus of such money to or on the account of the trustees, and for the benefit of the People's College or the General Hospital, in the Town of Nottingham, for the absolute benefit thereof, in such proportions, or the whole for the benefit of one of the said institutions, as the said trustees shall determine.

If discontinued surplus money to be paid to the People's College or General Hospital.

In witness whereof, the said parties to these presents have hereunto set their hands and seals, the day and year first above written.

THE SCHEDULE REFERRED TO IN THE ABOVE WRITTEN INDENTURE.

Published Address of the Founder.

TO THE INHABITANTS OF NOTTINGHAM AND NEIGHBORHOOD.—I feel myself called upon to announce to you that I have bought the premises and property in Beck Street, recently in the hands of the Committee of the School of Design. In this address I wish to lay before you the objects I have had in view, in making the purchase, and to seek your coöperation in carrying them out. It is obvious to all, that after the labors of the day the mind and body require relaxation, and this applies with peculiar force to the working classes. It becomes, then, a weighty question, "How shall the hours of relaxation be employed?" All are desirous of happiness, yet how various the manner of seeking it, and how few attain it, though all thoughtful persons admit that those pursuits which are the most rational, are the most likely to promote human happiness. With these views before me, I am preparing to open, in a short time, a reading and news room, which will be connected with a library of about one thousand two hundred volumes. The lowest charge, in the commencement, to subscribers, will be one shilling and sixpence the quarter, to be paid in advance; it is, however, hoped that many will join the institution whose means will enable them to contribute more largely to its support and to extend its usefulness. It is my earnest desire that it may prove to the industrious classes of the town and neighborhood, a pleasing retreat from the business and cares of life,

and conduce to their temporal well being and happiness, as well as to their mental and moral improvement. These are considerations which claim universal attention from their great importance. It is designed that the Hall shall stand as a contrast to many other places of resort, and I have no doubt will have the approval and support of a large portion of our population. At present the Hall is entirely in my own hands, but it is my intention, with the least possible delay, to convey the property to trustees, for the benefit and use of the people of the town and neighborhood, for ever. This, however, cannot be done until your approval is manifest. I am very desirous that the institution may be conducted on just and liberal principles, under the direction of a committee. There being no constituency, the first committee must necessarily be appointed by myself. At the expiration of the first year, one-fourth will retire, and the vacancies will be filled up by the suffrages of those subscribers who have been registered six months; the voting to be by ballot.

In establishing this institution, I have no sectarian or party object in view; but my desire is, that it may have an influence to bring into harmonious action and fellowship the various religious sects and political parties. I value highly the right of private judgment, and wish not to cast odium on the opinions of other men; yet in opening this Hall to all classes and to all shades of opinion, I think it right to state distinctly, that I hold firmly the truths of Christianity, and think they are the only safe basis for improvements and progress; and I earnestly desire that all bitterness of feeling, and all angry discussions, may have no countenance amongst us. It is our intention to open schools for young men and women on Sundays, when religious instruction will be given and useful knowledge imparted. It is also intended to have classes for both sexes, two or three evenings a week, for instruction in writing, arithmetic, grammar, geography, and other useful knowledge, for which a moderate charge will be made. It is thought desirable, that on Sunday evenings the young people connected with the schools should be addressed by competent persons on the important subject of religion, and on the duties of life.

I have thus endeavored to lay before you, in a brief manner, some of the objects I have in view in establishing this institution. These will have our first attention, and we must proceed to others as circumstances and deliberate thought may point out. The delivery of lectures will not be overlooked, having two halls fitted up for that purpose.

It is our wish to give every facility for the meetings of the Temperance Society, Friendly Society, and Clubs, that may prefer to meet in the Hall rather than in the places of public

resort.

In concluding this address, I beg once more to assure you, that it will be my earnest desire to make the institution valuable to my fellow-townpeople, and to the worthy inhabitants in the neighborhood.

GEORGE GILL.

Nottingham, September, 1854.

Signed, sealed, and delivered by the within named Francis Butcher Gill, in the presence of Robert Hogg, Lower Eldon Street, Snenton, near Nottingham, Clerk to Messrs. Wadsworth and Watson, Solicitors, Nottingham; Frederick Wadsworth, South Circus Street, Nottingham, Clerk to Mr. Wadsworth, Solicitor, Nottingham.

Signed, sealed, and delivered by the within named William Enfield, Edmund Hart, John Black, William Wright, Anthony John Mundella, James Christopher Street, Samuel Blackwell, Charles Harrison Clarke, Francis Eames, John Frost Sutton, Augustus Darby, Samuel Burt, Richard Enfield, John Green Hine, and John Wadsworth, in the presence of

ROBERT HOGG,
FREDERICK WADSWORTH.