



ANNO QUADRAGESIMO TERTIO

GEORGI II. REGIS.

Cap. 65.

An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, passed in the Thirty-third Year of the Reign of His late Majesty, and in the Twenty-second Year of the Reign of His present Majesty, for repairing several Roads leading to the Town of *Oakhampton*, in the County of *Devon*. [11th June 1803.]

WHEREAS an Act was passed in the Thirty-third Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for repairing several Roads leading to the Town of Oakhampton, in the County of Devon*: And whereas an Act was passed in the Twenty-second Year of the Reign of His said present Majesty, for continuing the Term, and altering and enlarging the Powers of the said recited Act: And whereas the Trustees appointed in or by virtue of the said recited Acts, have proceeded to put the same in Execution, and have for that Purpose borrowed several considerable Sums of Money on the Credit thereof, which are still due and owing, and cannot be paid off, nor can the said Roads be effectually amended, improved, and kept in Repair, unless the Term of the said Acts is further continued, and some of the Powers and Provisions thereof altered and enlarged: May it therefore

[*Loc. & Per.*] please

33 Geo. 2.

22 Geo. 3.

Act further
continued.

please Your Majesty that it may be enacted; and be it enacted by the King'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 the said recited Acts, and all and every the Powers, Authorities, Provisions, Matters, and Things, therein contained (except such as relate to Exemptions from Stamp Duties, and also except such as are hereby varied, altered, or repealed) shall be and continue in full Force, and be executed for and during the Term herein-after mentioned, for the Purpose from Time to Time of repairing, widening, and improving the said Roads in the said recited Acts mentioned, as fully and effectually, to all Intents and Purposes, as if the said Acts, and the Powers, Authorities, Provisions, Matters, and Things therein contained, were repeated and re-enacted in the Body of this Act; but subject nevertheless to the Provisions, Amendments, and Alterations herein contained, and which shall commence and take Effect from the passing of this Act; and this Act, and the additional Term hereby granted, shall be subject and liable to the Payment of all the Money now due on the Credit or on Account of the said recited Acts, or which shall be borrowed for the Use of the said Roads on the Credit of the said Acts and this Act, and the Interest due and to grow due thereon respectively.

Additional
Trustees.

II. And be it further enacted, That *Henry Holland* the younger, *John Morth Woollcombe*, *John Inglett Fortescue*, *Arscot Bickford*, *Richard Clack*, *Richard Holland Clerk*, *Thomas Tyrwhitt*, *John Eastbrooke*, *James Holman Mason Clerk*, *John Hawkes*, *John Davy Foulkes*, *Henry Woollcombe M. D.*, *George Boughton*, *Thomas Cory Hawkes*, *John Sarjeant*, *John Tattershall*, and *John Tattershall* the younger, shall be and they are hereby added to and joined with the Trustees appointed by or in pursuance of the said recited Acts, for putting the same and this Act in Execution, in such Manner as in the said recited Acts and this Act mentioned, directed, and prescribed; and the Trustees herein nominated, and their Successors, being qualified according to the Directions of the said recited Acts, are hereby empowered to act in the Execution of the said recited Acts and this Act, as fully and effectually, to all Intents and Purposes, as if they had been nominated and appointed Trustees in and by the said recited Acts.

Application
of Compensation
Money
where
amounting to
200*l.*

III. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Grounds, or other Hereditaments purchased, taken, or used by virtue of the Powers of the said recited Acts and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatick, or Person or Persons under any Disability or Incapacity, as in the said recited Acts particularly mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way, by the Person or Persons who would have been entitled to the Rents and Profits of the said

said Lands, Grounds, or other Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Grounds, or other Hereditaments, or affecting other Lands, Grounds, or Hereditaments, standing settled therewith, to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Grounds, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Grounds, or other Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the said Court, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated, or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being be entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

IV. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Grounds, or other Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall (at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands) be paid into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Trustees, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application where the Compensation Money shall be less than 200 l. and exceed 20 l.

V. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then and in all such Cases the same shall be applied

Application where the Money is less than 20 l.

to

to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Grounds, or other Hereditaments so purchased, taken, or used for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

For defraying
the Charges
of the Act.

VI. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act, shall be paid and discharged by the Trustees for putting the said recited Acts and this Act in Execution, or any Five or more of them, out of any Money which hath already arisen by virtue of the said recited Acts, or out of the first Money which shall arise by virtue thereof and of this Act, in preference to all other Payments whatsoever.

Publick Act.

VII. And be it further enacted, That this Act shall be adjudged, deemed, and taken to be a publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

Commence-
ment and
Term of the
Act.

VIII. And be it further enacted, That the Term granted by the said recited Acts shall, from and after the passing of this Act, cease and determine; and that the said recited Acts (subject to the Alterations and Additions herein contained) and this Act, shall from thenceforth continue and be in force, and be executed, for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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