



Duchy of Lancaster Act 1817

1817 CHAPTER 97

An Act for ratifying Articles of Agreement entered into by the Right Honourable Henry Hall Viscount Gage, and the Commissioners of His Majesty's Woods, Forests, and Land Revenues; and for the better Management and Improvement of the Land Revenues of the Crown. [10th July 1817]

WHEREAS Articles of Agreement, bearing Date the Fifteenth Day of May in this present Year of our Lord One thousand eight hundred and seventeen, have been made and entered into between the Right Honourable Henry Hall Viscount Gage, of the First Part; the Right Honourable William Huskisson, William Dacres Adams, and Henry Dawkins, Enquires, Commissioners of His Majesty's Woods, Forests, and Land Revenues, for and on the Behalf of His Majesty, of the Second Part; and the King's most Excellent Majesty, of the Third Part; in Substance and to the Effect following ; (that is to say), The said Henry Hall Viscount Gage, for himself, his Heirs, Executors, and Administrators, did thereby covenant, promise, and agree to and with the King's most Excellent Majesty, His Heirs and Successors to sell and dispose of, and the said Commissioners, Parties to the said Articles of Agreement (by and with the Consent and Approbation of the Commissioners of His Majesty's Treasury) for and on the Behalf of the King's Majesty, His Heirs and Successors, did thereby agree to Purchase and buy of and from the said Henry Hall Viscount Gage, his Heirs and Affigns, all those several Manors of Staunton and Bicknor, otherwise English Bicknor, situate in the Counties of Gloucester and Monmouth, or One of them, together with all Courts Leet, Courts Baron, Customary and other Courts, Profits and Perquisites of Courts, Fines, Chief or Quit Rents, Heriots, Fisheries, and all other Rights, Royalties, Privileges, and Appurtenances to the said Manors or either of them incident, appertaining or in anywise belonging; and all Right of Soil and other Rights of him the said Henry Hall Viscount Gage, his Heirs or Affigns, of and in all Waste Lands and Commons situate within or being Part and Parcel of the said Manors or either of them; and all Rights of Common and other Rights of him the said Henry Hall Viscount Gage in or upon the Forest of Dean or any Part thereof; and all that newly-erected Messuage or Dwelling House situate at Braceland, with the Out-buildings thereto belonging or in anywise appertaining; and all the Right of him the said Henry Hall Viscount Gage in or to the Pews in the Parish Church of Newland, to the late Mansion House of High Meadow belonging, or usually held, used, or occupied by the Owners or Proprietors of such Mansion House; and all those several Messuages, Dwelling Houses, Cottages, Farms, Arable, Meadow, Pasture, and Wood Lands of him the said Henry Hall Viscount Gage, situate, lying, and being in the several Parishes, Districts, or Places of Bicknor, Staunton, Dixton, and Newland, and each and every of them, in the said Counties of Gloucester and Monmouth, then or late in the several Tenures or Occupations of him the said

Status: This is the original version (as it was originally enacted).

Henry Hall Viscount Gage, and of certain Persons in the said Articles of Agreement named, as Tenants to him. the said Henry Hall Viscount Gage all which said Lands and Premises contained together by Estimation Four thousand two hundred and fifty-seven Acres and Fifteen Perches, or thereabouts (be the same more or less); and all Timber and. other Trees, now growing, arising, or being in or upon any of the said Woods, Plantations, Farms, Lands, and Premises ; and all those Forges, Furnaces, Iron and Tin Works of him the said Henry Hall Viscount Gage, situate at Redbrooke and: Lidbrook in the Counties of Gloucester and Monmouth or One of them ; and all those Corn Mills situate at Redbrook and Lidbrook aforesaid; and all those Lime Kilns situate at Cherry Orchard, Coldwell, or elsewhere in or upon any of the Lands or Premises therein-before described; and all that Market House situate at Coleford in the said County of Gloucester, and all Tolls, Customs, Profits, Commodities, Advantages, and Appurtenances arising, from the Market of Coleford, or to the said Market belonging y and' all Waters, Fishings, Ways, Roads, Paths, Easements, Rights, Members,. Privileges, and Appurtenances whatsoever, to the said Manors,-Messuages, Dwelling Houses, and other Houses, Farms, Lands, and Premises, or any of them belonging or, in anywise appertaining, (except the Advowsons of the Rectory of Staunton and of the Vicarage of Dixton,) at or for the Price or Sum of £ One hundred and fifty-five thousand eight hundred and sixty-three Pounds Tiree Shillings, and Two-pence, to be paid at the Times, in the Proportions, and by the Instalments therein-after mentioned; (that is to say); the Sum of Thirty-one thousand one hundred, and seventy-two Pounds Twelve shillings and seven-pence, Part thereof, on the Second Day of August then and now next; the Sum of Thirty-one thousand one hundred and seventy. pro Pounds Twelve Shillings and Seven-pence (other Part thereof) oh the Second Day of August One thousand eight hundred and eighteen; the Sum of Thirty-one thousand one hundred and seventy-two Pounds Twelve Shillings and Seven-pence (other Part thereof) on the Second Day of August One thousand eight hundred and nineteen; 'the Sum of Thirty-one thousand one hundred arid seventy-two Pounds Twelve Shillings and Seven-pence (other Part thereof) on the Second Day of August One thousand eight hundred and twenty; and the Sum of Thirty-one thousand one hundred and seventy-two Pounds Twelve Shillings aha Ten-pence, Residue thereof, on the Second Day of August One thousand eight hundred arid twenty-one, together with Interest for the same several Sums, or so much thereof as should from Time to Time remain unpaid, at and after the Rate of Five Pounds per Centum per Annum, such Interest to be computed from the said Second Day of August then and now next, and to be paid by Half-yearly Payments until the whole of the said Principal Purchase Money should be fully paid and discharged; arid the said Henry Hall Viscount Gage did thereby:, for himself, his Heirs, Executors, Administrators, and Assigns, further covenant, promise, and agree to and with the King's Majesty, His Heirs arid Successors, that he the said Henry Hall Viscount Cage, his Heirs or Assigns; should arid would, within Two Calendar Months front the Date of the said Articles of Agreement, cause or procure to be made but arid delivered to the Commissioners' for the Time being of His Majesty's Woodsy Forests, and Land Revenues a complete and perfect Abstract of the Title of him the said Henry Hall Viscount Gage, or his Heirs, so the said Manors, Messuages, Dwelling Houses, and other Houses, Farms, Lands, arid all other the Hereditaments and Premises by the said Articles of Agreement Contracted to be fold, arid every Part thereof, and should and would thereby or therein make out and deduce a good and perfect Title to the Inheritance thereof in Fee Simple, free from all Incumbrances (save such as are herein-after mentioned, arid except that a small Part of the said Premises in Dixton, then late Pritchard's, Was Copyhold of Inheritance, with refpe6t to which only a Title as Copyhold of Inheritance was to be made out or required); and that he the said Henry Hall Viscount Gage, or his Heirs, arid all other necessary Parties, should and would, on or before the Second Day of August which would arid will be in the Year One thousand eight hundred and eighteen, by such good arid sufficient Conveyances and Assurances as the Law Officers of His Majesty, His Heirs or Successors, should reasonably advise or require, convey and assure the said Manors, Messuages, Dwelling Houses, and other Houses, Lands, and all arid singular other the Hereditaments arid Premises therein before contracted to be fold, with their and every of their Appurtenances (except as aforesaid), and charged nevertheless with the

due Payment of whatever Part or Parts of the said Purchase Money should then remain unpaid, and Interest for the same, unto and to the Use of the King's Majesty, His Heirs or Successors, or unto and to the Use of such Person or Persons, and upon such Trust or Trusts and in such Manner and Form as the Commissioner's of His Majesty's Treasury for the Time being, or any Three or more of them, or the said Commissioners, Parties to the said Articles of Agreement, or the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, should direct or appoint, free from the Land Tax (the same having been redeemed), and from all other Charges and Incumbrances whatsoever, (save and except certain annual Sums payable to Colonel Berkeley, to the Duke of Beaufort, to the Stampers at Redbrook, to _____ Wyrball Spinster, and to the Poor of Staunton, as specified in the Survey of the said Estate, and which altogether amounted to the annual Sum of Sixteen Pounds Sixteen Shillings and Five-pence, but did not exceed that Sum, and also except Three Heriots payable to Colonel Berkeley, and the Rents, Customs, and Services thereafter to become due to the Lord of the Manor of which the said Copyhold Premises were holden); and that the said Henry Hall Viscount Gage, his Heirs, Executors, or Administrators, should and would in and by such Conveyance covenant and declare, that the Lands called Mailscott Wood, containing Seven hundred and twenty-seven Acres Three Roods and Fifteen Perches, then in the Tenure of him the said Henry Hall Viscount Gage, and the Lands containing Fifteen Acres One Rood and Ten Perches, then in the Tenure of John Delaney, Parts of the said Premises thereby agreed to be fold, were extra-parochial, and warrant the same so to be: And the said Commissioners, Parties to the said Articles of Agreement, did thereby, for and on the Behalf of the King's Majesty, His Heirs and Successors, and by and with the Consent and Approbation of the Commissioners of His Majesty's Treasury, testified as aforesaid, further covenant, promise, and agree, to and with the said Henry Hall Viscount Gage, his Heirs, Executors, Administrators, and Affigns, that the said Sum of One hundred and fifty-five thousand eight hundred and sixty-three Pounds Three Shillings and Two-pence, the Purchase Money aforesaid, should be paid by and out of the Land Revenues of the Crown to the said Henry Hall Viscount Gage, his Heirs, Executors, Administrators, or Affigns, at such Times, by such Instalments or Proportions, and with such Interest as therein-before in that Behalf mentioned, in case the said Henry Hall Viscount Gage, his Heirs or Affigns, should make out and shew a good and perfect Title to the said Manors, Messuages, Dwelling Houses, and other Houses, Farms, Lands, Hereditaments, and Premises, and every Part thereof, and make and execute such Conveyance thereof as therein before mentioned, according to the true Intent and Meaning of the said Articles of Agreement: And after agreeing in what Manner, in what Proportions, and by whom the Expences of the necessary Deeds, Conveyances, Abstracts for, and the further Expences incurred in the completing and perfecting the Purchase or Contract by the said Articles of Agreement made and entered into, it is by the said Articles of Agreement further agreed, that all Outgoings for the said Premises should be borne, paid, and defrayed by the said Henry Hall Viscount Gage, his Heirs or Affigns, up to the said Second Day of August then and now next; and that His Majesty, His Heirs and Successors should be entitled to the Possession of such Parts of the said Premises as were then in Hand on the said Second Day of August then and now next, and to receive the Rents, Issues, and Profits of the Remainder of the said Premises as and from that Day; and after reciting that the Lands and Woods in the Parish of Dixton, Parts of the said Premises, had been valued to the Crown, in the Computation of the said Purchase Money, as being exempt from all Rectorial and Vicarial Tithes, it was further agreed, that if the said Henry Hall Viscount Gage, his Heirs or Affigns, should not make out and deduce a clear and satisfactory Title to the Tithes of the said last-mentioned Lands and Woods, or to an Exemption from the Payment thereof, then and in such Case the said Henry Hall Viscount Gage, his Heirs or Affigns, should either deduct or allow unto the King's Majesty, His Heirs or Successors; Out of the said Purchase Money, the Sum of One thousand five hundred and eleven Pounds Five Shillings, or to the Satisfaction of the said Commissioners indemnify His Majesty, His Heirs and Successors, from any Loss, Damage, Cofts, Charges, or Expences on account of such Tithes, or any Claims or Demands in respect thereof; and it was by the Articles of Agreement expressly agreed, that nothing therein contained should extend or be construed

Status: This is the original version (as it was originally enacted).

to charge the Commissioners, Parties thereto, in their own Persons, or their or any of their own proper Lands or Tenements, Goods or Chattels, with or for the Performance of any of the Covenants or Agreements in the said Articles of Agreement contained, but that such Covenants or Agreements should only be enforced as Session the Land Revenues of the Crown ; and that all Cofts, Charges, and Expences which should or might become payable by reason or means of any such Covenants or Agreements, or any Breach or Non-performance thereof, should be enforced, raised, levied, and recovered by, from, or out of such Revenues only, any Thing in the said Articles of Agreement contained to the contrary in any wife notwithstanding : And after further reciting that it was intended to apply to Parliament in the then and now present Session for an Act to confirm the said Agreement, and to enable the Commissioners of His Majesty's Woods, Forests, and Land Revenues to raise the Sums requisite to pay the several Instalments of the Purchase Money before-mentioned, as they should reflectively become due, by Sales of competent Parts of the Land Revenues of the Crown, it was thereby expressly provided and declared, that if such Act of Parliament as aforesaid should not be passed in this present Session of Parliament, then the said Articles of Agreement and the Contract thereby made, and every Thing therein contained, should cease, determine, and be wholly void: And whereas from the Quantity of thriving Oak Timber now growing on the said Estates, Manors, Lands, Tenements, and Hereditaments by the said Articles of Agreement agreed to be fold and disposed of, and the Facility of conveying the Timber growing thereon when cut to the Government Dock Yards by Water Carriage, and from the Contiguity of the said Estate, Manors, Lands, Tenements, and Hereditaments to the Royal Forest of Dean, whereby the same may be managed as the Crown Lands by the Officers of the said Forest at a small Expence, the same appears to be a desirable Purchase, and it is therefore expedient to make Provisions for enabling the said Commissioners, Parties to the said Articles of Agreement, to make good the Contract thereby entered into on Behalf of His Majesty, and to carry the same into Effect; and in order to have a Fund ready for the Payment of the several Instalments of the said Purchase Money as they shall respectively become due, it is expedient that the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues should be authorized and empowered to fell and dispose of certain Parts and Possessions of the Land Revenues of the Crown, to raise the Monies which will be requisite to pay the said Instalments as they shall become payable, and should be enabled to apply the Monies so to be in the Payment thereof accordingly: And whereas by an Act passed in the First Year of the Reign of Queen Anne, intituled An , Ail for the better Support of Her Majesty's Household, and of the Honour and Dignity of the Crown, it was amongst other Things enacted and declared, that all and every Grant, Lease, or other Assurance, which from and after the Twentieth Day of March One thousand seven hundred and two, should he made or granted by the said Queen, Her Heirs or Successors, Kings or Queens of this Realm, under any of the Seals therein mentioned, or by Copy of Court Roll, or otherwise howsoever, of airy Manors, Messuages, Lands, Tenements, Tithes, Woods, or other Hereditaments (Advowsons, Churches, and Vicarages only excepted), to any Person or Persons, Body Politic or Corporate whatever, whereby arty Estate or Interest should pass from the said Queen, Her Heirs or Successors, should be void and of none Effect, unless the same should be made for some Term or Estate not exceeding Thirty-one Years or Three Lives, and unless there should be reserved by such Grants, Leases, or Assurances such Rents as in the said Act is expressed ; in which said Act is contained a Proviso, that where the greatest Part of the yearly Value of any Tenements or Hereditaments which belonged to the said Queen, Her Heirs and Successors, should, at the Time of making any Lease or Grant thereof, consist of the Building or Buildings thereupon which might want to be repaired or re-edified, in every such Cafe, to encourage the Rebuilding or Reparation thereof, it was declared and enacted, that it should be lawful for the said Queen, Her Heirs and Successors, at any Time after the said Twentieth Day of March One thousand seven handled and two, to demise or grant such Tenements or Hereditaments to any Person or Persons for any Term or Estate, so as such Term or Estate did not exceed Fifty Years or Three Lives, and so as such Lease or Grant should be made to commence from the; Date or making thereof; or if such Grantor Lease should be made to take Effect in Reversion or Expectancy, that then the same, together

Status: This is the original version (as it was originally enacted).

with the Estate or Estates in Possession of and, in the same Tenements or Hereditaments, should not exceed Fifty Years or Three Lives from the Date or making thereof as aforesaid, and so as the same should not be made dis-punishable of Waste, and so as there should be reserved and payable upon every such Lease or Grant during such Term, not exceeding Fifty Years or Three Lives, as much Rent as was by tile said' Act required to be reserved; for the same Tenements or Hereditaments respectively in case of a Lease note exceeding One-and thirty Years or Three Lives, and not otherwise: Ands whereas since the passing of the said Act certain Parts and Portions of the Lands and Land Revenues of the Grown, which from their unimprovable Nature, inconvenient Situation, or other Circumstances, were not desirable to be held or, retained, have from Time to Time been fold and disposed of under the Authority of divers Acts of Parliament passed fop that Purpose; and some Part of the Monies which have been produced thereby have: been applied in the Redemption of the Land Tax charged, on the Crown Estates or have been set apart and appropriated for that Purpose, and some Parts thereof have been disposed of in; the Purchase of other Estates of.-a, more improvable Nature, which have been conveyed or fettled so as to form and become Part of the Possessions of the Crown and other Parts of such Monies have been appropriated to ameliorate and improve divers Parts of the Grown Estates: And whereas it would greatly tend to the better Management and Improvement of the Land Revenues of the Grown, if the Commissioners of His Majesty's Woods, Forests, and, Land Revenues were authorized and empowered to purchase and buy, with the Consent and Approbation of the Lord High Treasurer of the United Kingdom of Great Britain and Ireland, or the Commissioners of His majesty's Treasury of the United Kingdom of Great Britain and Ireland for the Time being, for and on the Behalf of his Majesty, form Time to Time as advantageous Opportunities may arise or occur, any Estates , Manors, Lands, Tenements, or Hereditaments, (to become part of the Land Revenues of the crown, and to be placed within the Government and under the ordering and Survey of the Court of Exchequer,) which can be procured on fair and reasonable Terms, which may be situate adjoining of near to any of the Royal forests, of to any extensive Estates already forming Part of the Possessions of the Crown, arid which from their Situation of other Circumstances may be conveniently placed wholly or principally under the management of the Officers of Agents having already the Care, of such, forests or other Estates of the Crown, under the Superintendence and Controul of the; Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and which in their Judgment shall be desirable, to be purchased for and on the Behalf of His Majesty, His Heirs and Successors; and that for raising the Funds necessary for effecting such Purchases, the said Commissioners of His Majesty's Woods, Forests, and Land Revenues should be authorized arid empowered from Time to Time, by and with the Consent and Approbation of the said Lord High Treasurer, of Commissioner's of the treasury for the time being, to make Sale, and dispose of any Part or Parts of the Possessions or Land Revenues of the Crown within the Ordering arid Survey of the Court of Exchequer, which shall in their Judgement be desirable to be fold, and which' shall be sufficient to raise the necessary Purchase Monies for effecting and completing, such Purchases ; and it is also expedient to make other Provisions for the Benefit and Improvement of the Land Revenue of the Crown : Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual arid Temporal, and Commons, in this present Parliament assembled, and by the Authority of the, same That the said herein-before in part recited Articles of Agreement, tearing Date the said Fifteenth Day; of May in this present Year One thousand eight hundred and seventeen, shall be and the same are hereby ratified arid confirmed, and made valid and effectual to all Intents and Purposes whatsoever.

II Commissioners of Woods empowered to sell other Possessions or Land Revenues of the Crown, in order to raise the Purchase Money to be paid to Lord Gage.

And be' it further enacted, That it shall and may be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, and they are Hereby authorized and empowered, to contract and agree with any Person or Persons, Body or Bodies Politic or Corporate, for the Sale of, or absolutely to make Sale and dispose of any Part or Parts' of the Possessions or Land Revenues of the Crown within the Ordering and Survey of the Exchequer, which do or shall consist of any Royalties; Honours, Hundreds, Manors, Lordships, Franchises, or any Rights, Members, or Appurtenances thereof, or thereto belonging or appertaining, or any Fines, limes, Amerciaments, Profits, Dues, or Monies arising therefrom, or incident to, or receivable in respect. thereof, or any Messuages, Lands, Tithes, Stents, Mines, Minerals, Collieries, Woodsy Wood Grounds, Fens, Marines, Waste Lands, or any other Tenements or Hereditaments whatsoever; which shall in their Judgment be definable to be fold, at Or for the belt Prices or Considerations in Money which the said Commissioners of His Majesty's Woods, Forests, and Land Revenues shall, under the Direction and with the Approbation of the said Lord High Treasurer or Commissioners of the Treasury for the Time being, or any Three or more of them, be able to procure for the same, as will raise a Sum sufficient to pay the said Purchase Money so to be paid to the (aid Henry Hall Viscount Gage, and the Interest due thereon; and the Expences of making and completing the said Purchase and Sales, and the Monies arising from the Sale or Sales of any of the said Possessions or Land Revenues of the Crown, (hall be laid out by the Order of the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, (who are for that Purpose hereby authorized to make Drafts on the Bank for the same), in the Payment and Discharge of the respective Instalments of such Purchase Money as they (hall respectively become due, and the Interest then payable to the said Henry Hall Viscount Gage, his Heirs and Affigns, and in the Payment of such Expences as aforesaid; and in the mean Time, and until such respective Instalments and the Interest thereon shall become due and payable, and such Payments shall be required, all and every Sum and Sums of Money arising from such Sales shall from Time to Time be paid into the Bank of England, and placed to the Account directed, by an Act passed in the Fiftieth Year of the Reign of His present Majesty, intituled An Act for uniting the Offices of Surveyor General of the Land Revenues of the Crown and Surveyor General of His Majesty's Woods, Forests, Parks, and Chaces, to be raised in the Books of the Governor and Company of the Bank of England, intituled " The Account of the Public Monies of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, being The Woods and Forests Fund."

III Commissioner of Woods, &c. empowered to Purchase Lands on behalf of the Crown, lying adjacent to the Royal Forests, or to other extensive Properties of the Crown.

And be it further enacted. That it shall and may be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, from Time to Time as advantageous Purchases may arise or occur, by and with the Consent and Approbation of the Lord High Treasurer or Commissioners of the Treasury for the Time being, or any Three of them, to contract for and Purchase for and on the Behalf of His Majesty, His Heirs or Successors, any Estates, Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments in Fee Simple, or any Copyhold Lands or Hereditaments which can be procured on fair and reasonable Terms, situate and lying contiguous or near to any of the Royal Forests, or any extensive Estates already forming Part of the Possessions of the Crown, and which from their Situation

or other Circumstances may be conveniently placed wholly or principally under the Management of the Officers or Agents having already the Care of such Forests or other Estates of the Crown, under the Superintendence and Controul of the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and which on those Accounts, or for any other Reason, shall in their Judgment be desirable to be Purchased for and on the Behalf of His Majesty, His Heirs or Successors; and all such Estates, Manors, Lordships, Messuages, Lands, Tenements, and Hereditaments so to be Purchased, as well as the said Manors, Lordships, Messuages, Lands, Tenements, and Hereditaments comprized in the said recited Articles of Agreement, shall, on the Completion of the respective Purchases thereof, become Part of the Land Revenues of the Crown within the Ordering and Survey of the Exchequer in England, and shall be fettled and administered to the same Uses and in the same Manner as such Land Revenues now are or hereafter may be fettled or administered.

IV Commissioners empowered to fell Parts of the Crown Lands for the Purpose of providing for the Purchase Monies of Estates to be bought by them on behalf of the Crown.

And for the providing Funds for the Payment of the Purchase Monies of such Estates, Manors, Lordships, Messuages, Lands, Tenements, and Hereditaments so to be Purchased under the Authority of this Act, be it further enacted, That it shall and may be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, and they are hereby authorized and empowered, from Time to Time to contract and agree with any Person or Persons, Body or Bodies Politic or Corporate, for the Sale of, and absolutely to make Sale and dispose of any Part or Parts of the Possessions or Land Revenues of the Crown within the Ordering and Survey of the Exchequer in England, which do or shall consist of any Royalties, Honours, Hundreds, Manors, Lordships, or Franchises, or any Rights, Members, or Appurtenances thereof or thereto belonging or appertaining, or any Fines, Issues, Amerciaments, Profits, Dues, or Monies arising therefrom or incident to or receivable in respect thereof; or any Messuages, Lands, Tithes, Rents, Mines, Minerals, Collieries, Woods, Wood Grounds, Fens, Marshes, Waste Lands, or any other Tenements or Hereditaments whatsoever, or any other Revenues of or belonging to the Crown, within the Ordering and Survey aforesaid, which shall in their Judgment be desirable to be fold, for the best Prices or Considerations in Money which the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues shall, under the Direction and with the Approbation of the Lord High Treasurer or Commissioners of the Treasury for the Time being, or any Three or more of them, be able to procure for the same; and all and every Sum and Sums of Money arising from such Sales shall from Time to Time be paid into the Bank of England, and placed to the Account intituled " The Account of the Public Monies of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, being " The Woods and Forest Fund," and the Monies so paid in shall be laid out and applied from Time to Time, by the Order of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being (who are hereby authorized to make Drafts on the Bank for that Purpose), in the Payment and Discharge of any Purchase Monies for any Estates, Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments so to be Purchased for and on Behalf of His Majesty, His Heirs or Successors, by the said Commissioners under the Authority of this Act, when and as such Purchase Monies shall become due and payable to the Person or Persons entitled thereto, and of all Interest due on such Purchase Monies; and in the Payment and Discharge of all Expences incurred in or about the making and completing any Purchases or Sales under the Authority of this Act, and also in the Payment and Discharge of any Incumbrances or Charges affixing any of the Estates

and Possessions of His Majesty within the Ordering and Survey of the Exchequer ; but such Monies shall not be applicable to or applied or disposed of for any other Use or Purpose whatsoever. V. No Sale to be made but by Special Warrant of the Treasury.

V

Provided always, and be it further enacted, That no Contract for the Purchase or Sale of any Estate or Estates shall be made under the Authority of this Act, unless by Special Warrant to be issued for that Purpose by the said Lord High Treasurer or the Commissioners of the Treasury, or any Three or more of them for the Time being.

VI

When Sales are made, the Commissioners shall grant Certificates to Purchasers, describing the Premises, &c.

And be it further enacted, That whenever the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being shall have contracted with any Person or Persons, Body or Bodies Politic or Corporate, for the Sale of any of the Possessions or Land Revenues of the Crown hereby authorized to be sold for the Purposes aforesaid, the said Commissioners shall grant the Purchaser or respective Purchasers thereof a Certificate under their Hands, describing the Premises so agreed to be sold, and the Amount of the Purchase Money to be paid for the same, and which shall accordingly be paid into the Bank of England within Thirty-one Days after the Date of such Certificate; and the Cashiers of the Bank, or One of them, shall upon the Production of such Certificate accept and receive the Purchase Monies therein mentioned, and carry the same to the Account therein specified, and at the Foot or on the Back of such Certificate, acknowledge the Receipt of the same, without Fee or Reward ; and every such Certificate and Receipt shall be according to the Form contained in the Schedule to this Act annexed, or as near thereto as the Circumstances of the Case will admit; and every such Certificate and Receipt shall, within Two Calendar Months after the Date of such Certificate, be taken to the Office of the Auditor of the Land Revenue for the District within which the Premises therein described are situate, and be there forthwith enrolled in the proper Books for that Purpose ; and such Auditor, having enrolled the said Certificate and Receipt, shall attest the same under his Hand, and shall, upon receiving the usual Fees for such Enrolment, return the said Certificate and Receipt to the Purchaser or Purchasers; and from and after such Enrolment, and thenceforth for ever, the respective Purchasers, their Heirs or Successors, shall by force and virtue of this Act, be and be adjudged, deemed, and taken to be in the actual Seisin and Possession of the Premises, Rights, and Interests to be by them reflectively Purchased, and shall hold and enjoy the same peaceably and quietly, freed and discharged from all Claims and Demands of His Majesty, His Heirs and Successors, or of any Person or Persons claiming under him or them, as fully and amply to all Intents and Purposes as His Majesty, His Heirs and Successors, might or could have held and enjoyed the same if such Sale had not taken place; and every such Certificate shall be reflectively witnessed and attested as to the signing thereof by the said Commissioners, by one of the Principal Clerks or other Officers in their Office; and every such Certificate and Receipt, being enrolled as aforesaid, shall effectually discharge the respective Purchasers to whom the same shall be given or granted, of and from the Consideration or Purchase Money therein expressed, and such Purchasers shall never afterwards be liable to be called upon, sued, troubled, molested, or questioned, for or in respect thereof or any Part thereof.

VII Penalty on not paying the Purchase Money into the Bank, or not enrolling the Certificate and Receipt in proper Time.

Provided always, and be it further enacted, That if any Person or Persons to whom any such Certificate as aforesaid shall be granted, (hall neglect to pay into the Bank the Consideration Money therein to be specified, for the Space of Thirty-one Days after the Date of such Certificate, or shall neglect to enrol such Certificate and the said Cashier's Receipt for the Money, for the Space of Two Calendar Months after the Date of such Certificate, then every such Certificate shall be null and void, and the Consideration Money, if paid into the Bank, shall be forfeited, unless the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being shall, for any reasonable Cause to be (hewn to them for the Omission of such Enrolment, order the same Certificate and Receipt to be enrolled nunc pro tunc, and which, upon such Cause being shewn, they are hereby authorized and empowered to do.

VIII Warrant from the Treasury to be a sufficient Indemnity to the Purchaser.

Provided also, and be it further enacted, That whenever any of such Possessions or Land Revenues of the Crown as aforesaid shall be fold and disposed of by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, under the Authority of this Act, with the Approbation and under the Authority of a Warrant from the Lord High Treasurer or Commissioners of the Treasury, or any Three or more of them for the Time being, issued for that Purpose, the Purchaser or Purchasers thereof shall not be bound or required to make any further Enquiry, whether the same were or are saleable under the Authority of this Act, or into the Powers of the Commissioners in making such Sale ; but every such Purchaser or Purchasers thereof, having ascertained the same to have been fold under the Authority of a Warrant from the Lord High Treasurer, or the Commissioners of the Treasury for the Time being, or any Three or more of them, and having obtained such -Certificate as aforesaid, and paid the Purchase Money therein specified, and procured the Receipt of the Cashiers of the Bank of England, or, one of them, for such Purchase Money, and having enrolled the said Certificate and Receipt with the Auditor of the Land Revenue within the Time and in Manner required by this Act, shall hold the Premises so Purchased by him, her, or them, and shall have free, quiet, and peaceable Possession and Enjoyment thereof, and shall not be liable to be thereafter disturbed under any Pretence or Pretences that the Estates, Possessions, or Revenues To fold and Purchased by him, her, or them, were not saleable under the Powers or Authorities of this Act, or any other Pretence or Pretences whatsoever.

IX For removing Doubts as to the Power of Commissioners to give Notices, and compel Tenants to quit Estates, &c. belonging to the Crown.

And whereas Doubts have arisen and may hereafter arise in Cafes where any Notice, Claim, Demand, or Entry may be requisite to be given or made by or on the Behalf of the King's Majesty, His Heirs or Successors, touching any of the Estates or Land Revenues of the Crown within the Ordering or Survey of the Exchequer, either with a View to the obtaining Possession thereof, by compelling the Tenant, Lessee, or Occupier thereof to quit and yield up the same, or with a View to enforce the Performance of any Covenant, Contract, or Agreement, or of any other Ail in relation thereto, or the Payment of any Sum of Money which is or ought to be paid in respect thereof, or for any other Purpose relative to such Estates or Land Revenues, or any Part thereof, whether the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues can lawfully give such Notices or make any such Claims,

Demands, or Entries, where no express Powers are reserved or given to them for Purposes; and it is expedient that such Doubts should be removed, and that the said Commissioners should be authorized and empowered to do all such Acts as herein-after mentioned, for or on the Behalf of His Majesty, His Heirs or Successors; be it therefore further enacted, That it shall be lawful for the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and they are hereby authorized and empowered, to give any Notice or Notices, or make any Claim or Demand, Claims or Demands, and to depute or authorize any Person or Persons to make any Entry or Entries, which shall be requisite or expedient to be given or made by or on the Behalf of His Majesty, His Heirs or Successors, either with a View to compel any Tenant, Lessee, or Occupier of any of the Estates which do now or shall hereafter belong to His Majesty, His Heirs or Successors, within the Ordering and Survey of the Exchequer, to quit or deliver up the Possession thereof, or to perform any Covenant, Contract, or Engagement in relation thereto, or to do any Act which is or ought to be done in regard to the Reparation, Cultivation, or Management of any of such Estates, or otherwise in relation thereto, or to the Payment of any Sum of Money which is, shall, or ought to be paid to or for the Use of His Majesty, His Heirs or Successors, in respect thereof, or any other Notice, Claim, Demand, or Entry which shall or may be requisite or expedient to be given or made by or for, or on the Behalf of His Majesty. His Heirs or Successors, touching any of the Estates, Possessions, or Land Revenues which do now or shall hereafter belong to His Majesty, His Heirs or Successors, within the Ordering and Survey of the Exchequer; and that every such Notice, Claim, or Demand which shall heretofore have been or which shall be given or made in Writing under the Hands of the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, or any Two of them, for any of the Purposes aforesaid ; and every Entry which shall or may be made by any Person or Persons by them deputed or authorized to make the same on the Behalf of His Majesty, His Heirs or Successors, into or upon any of the said Estates or Possessions, shall be good, valid, and effectual to all Intents and Purposes whatsoever, and shall have such and the like Force and Effect as if the same had been or were respectively given or made by His Majesty, His Heirs or Successors, or some Person authorized by Law to give or make the same respectively on his or their Behalf; and all such Notices, Claims, Demands, or Entries shall respectively be deemed, construed, and taken to have been and to be given and made by or on Behalf of His Majesty, His Heirs and Successors ; any Law, Custom, or Usage to the contrary in anywise notwithstanding.

X Power to fell the old Palace and certain other Buildings and Premises at Newmarket.

And whereas there are at Newmarket, in the County of Cambridge, certain Buildings and Grounds held and enjoyed therewith respectively, belonging to the Crown, but of more Expence than Value to the Crown, and it is expedient that the same mould be fold, namely, a certain Building called The Palace, and a certain Building (heretofore the Greyhound Inn) thereto adjoining, and now or heretofore united or therewith occupied or enjoyed, with the Areas, Courts, and Garden Grounds thereto belonging, extending from the High Street in Front to Ram Lane in the Rear thereof, in Newmarket aforesaid; and also certain Buildings called The King's Great Stables, with the Tenements, Offices, Yards, and Ground thereto belonging, situate in Ram Lane aforesaid ; and also a certain Tenement, with the Offices, Yards, and Garden Ground thereto belonging, called The Nunnery, or The King's Store Yard, in Saxton Lane in Newmarket aforesaid, and adjoining in Part to the Yard of All Saints Church there; and also a certain Building used as and for a Depository for Ice, and called The Ice House or Ice Well, in Newmarket aforesaid: And whereas Doubts may arise whether such Premises are

within the Survey and Receipt of the Exchequer in England, and whether the same are saleable under the Powers contained in this present or any existing Act of Parliament for the Sale of Property belonging to the Crown ; be it therefore further enacted, That it shall and may be lawful for the said Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, with the Consent and Approbation of the said Lord High Treasurer or Commissioners of the Treasury, or any Three or more of them for the Time being, to make Sale and absolutely to dispose of the said Buildings at Newmarket (except any Parts thereof of which the old Materials may have been already fold or disposed of), and the Ground and Soil whereon the same stand, and any other of the Hereditaments and Premises situate at Newmarket herein-before described, for the best Price or Consideration in Money which the said Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being shall, under the Direction and with such Approbation as aforesaid, be able to obtain for the same; and such Sale shall be good, valid, and effectual in the Law to all Intents and Purposes whatsoever, and shall be made in the same Manner and under the like Rules and Regulations as other Sales are hereby directed to be made under the Authority of this Act; and the Purchase Monies arising therefrom shall be applied in the same Manner and to and for same Purposes as any other Purchase Monies arising from the Sale of any other of the Possessions or Land Revenues of the Crown, hereby authorized to be fold, are hereby directed or authorized to be applied.

XI The Commissioners under the New street Act enabled to make Leases in Exchange for other Leasehold Property.

And whereas an Act was passed in the Fifty-third Year of the Reign of His present Majesty, intituled An Act for making a more convenient Communication from Marylebone Park, and the Northern Parts of the Metropolis in the Parish of Saint Marylebone, to Charing-Cross, within the Liberty of Westminster; and for making a more convenient Sewage for the same; by which said Act the Commissioners thereby appointed were empowered, amongst other Things, by and with the Consent and Approbation in Writing of the said Lord High Treasurer or Commissioners of the Treasury, or any Three or more of them, to convey in Exchange all or any Part of the Houses, Buildings, Lands, Tenements, and Hereditaments of or belonging to His Majesty, His Heirs and Successors, situate within any or either of the Parishes through which the said Streets and Places respectively to be erected and built, altered, flopped up, repaired, or improved, under or by virtue of that Act, extend, in lieu of and in Exchange for any other Houses, Buildings, Lands, Tenements, and Hereditaments which should be wanted for the Purposes of that Act : and also to demise or Lease, or previous to any such Demise or Lease to enter into any Contract or Agreement for the demising or leafing, with such Consent and Approbation as aforesaid, all or any Part of the Houses, Buildings, Lands, Tenements, and Hereditaments to be Purchased, erected, built, altered, repaired, and improved under or by virtue of that Act, for any Term or Terms of Years not exceeding Ninety-nine Years from the making thereof, at such Rent or Rents, and under such Covenants, Conditions, Clauses, and Restrictions, and in such Manner as the said Commissioners for executing that Act should from Time to Time, with such Consent and Approbation as aforesaid, judge proper and think most advantageous, and to receive and take any Fine or Fines for granting such Leases, and to apply all such Fines to the Purposes of that Act: And whereas Doubts have arisen whether under the Authorities thereby granted, the said Commissioners have Power of granting Leases in Exchange for other Leasehold Property ; which Doubts it is expedient should be removed; and it is likewise expedient that the leafing Power contained in the said last-recited Act and in this Act should be extended so as to comprize the Plot of Ground herein-after described, and the Buildings erected or

Status: This is the original version (as it was originally enacted).

to be erected thereon ; be it therefore further enacted, That it shall and may be lawful for the Commissioners for the Time being for carrying the said last-mentioned Act into Execution, by and with the Consent in Writing of the Lord High Treasurer or Commissioners of the Treasury for the Time being, or any Three or more of them, to demise or Lease, or previous to any Demise or Lease to enter into any Contract or Agreement for the demising or leafing, all or any Part of the Houses, Buildings, Lands, Tenements, and Hereditaments of or belonging to His Majesty, His Heirs or Successors, situate within any or either of the Parishes through which the said Streets and Places respectively to be erected and built, altered, flopped up, repaired, or improved, under or by virtue of the said last-mentioned Act, do extend, to any Person or Persons for any Term of Years not exceeding Ninety-nine Years from the making thereof, at such Rent or Rents, and under such Covenants, Conditions, Clauses, and Restrictions, and in such Manner as the said Commissioners for the Time being for executing the said last-mentioned Act shall from Time to Time, with such Consent and Approbation as aforesaid, judge proper, either wholly or in Part, in lieu of or in Exchange for any Lease Or Leases, Assignment or Assignments, of any other Houses, Buildings, Lands, Tenements, or Hereditaments which shall be wanted for the Purposes of the said Act, and in which said Houses, Buildings, Lands, Tenements, and Hereditaments so wanted, the Person or Persons treating for such Exchange may have only a Leasehold or some other limited Interest.

XII Extending the Powers of the Commissioners, as to leafing the Houses on the West Side of the Hay-market and between the Haymarket and the East Side of the New Street.

And whereas some of the Houses, Buildings, Lands, Tenements, and Hereditaments belonging to the Crown, situate on the Weft Side of the Street called The Haymarket, and behind the same on the East Side of the New Street, extending from Piccadilly on the North to Charles Street on the South, and from the Haymarket on the East to the East Side of the New Street on the Weft, are adjacent to and in some Degree connected with the Improvements now making under the Authority of the said Act of the Fifty-third Year of His Majesty's Reign; but Doubts have arisen whether the same are within the Provisions of the said Act; but if all such Houses, Buildings, Lands, Tenements, and Hereditaments were expressly, included in the Provisions for granting Leases comprized herein and in the said Act, it would remove such Doubts, and tend to encourage Builders and other Persons to undertake the carrying into Execution the Buildings and Works intended to be made with a View to the Improvement of the Western Side of the said Street called The Haymarket, and behind the same as aforesaid, and such Improvement would be of great public Utility ; be it therefore further enacted, That it shall, and may be lawful for the Commissioners for the Time being for carrying the said Act; of the Fifty-third Year of His Majesty's Reign into Execution, with the Consent and Approbation in Writing of the Lord High Treasurer or Commissioners of the Treasury for the Time being, or any Three of them, to demise or Lease, or previous to any such Demise or Lease to, enter into any Contract or Agreement with any Person or Persons for the demising or leafing, with such Consent and Approbation as aforesaid, all or any Part of the said Houses, Buildings, Lands, Tenements, and Hereditaments belonging to His Majesty, His Heirs or Successors, within the Ordering and Survey of the Exchequer, situate on the Weft Side of the said Street called The Haymarket, and all or any Part of the Houses, Buildings, Lands, Tenements, and Hereditaments belonging to His Majesty, His Heirs or Successors, within the Ordering and Survey aforesaid, situate between Piccadilly on the North and Charles Street aforesaid on the South, and between the Street called The Haymarket on the East, and the East Side of the New Street aforesaid on the

West, for any Term or Terms of. Years not exceeding Ninety-nine Years from the making thereof, at such Rent or Rents, and under such Covenants, Conditions, Clauses, and Restrictions, and either in Exchange or not in Exchange for. any other Houses, Buildings, Lands, or Hereditaments, and in such Manner as the said Commissioners. for the Time being for carrying the said last-mentioned Act into Execution shall from Time to Time, with such Consent and Approbation as aforesaid, judge proper and think most advantageous, and to receive and take any Fine or Fines for granting such Leases, and to apply all such Fines to the Purposes of the said Act; and that every Lease of the said Houses, Buildings, Lands, Tenements and Hereditaments hereinbefore described, so to be granted by the . said Commissioners for carrying the said last-mentioned Act into Execution, shall be valid and effectual, and the Rents arising therefrom shall be reserved, received, and applied in such and the like Manner as if the said Houses, Buildings, Lands, Tenements, and Hereditaments, had been included within the Provisions of the said last-mentioned Act, and in the Map or Plan and Book of Reference therein referred to; and all and every such Lease and Leases of the said Houses, Buildings, Lands, Tenements, and Hereditaments, and all and every Lease and Leases to be made in Exchange under the Authority of this Act, shall be made according to the Forms, and under the like Rules, Regulations, and Provisions, as other Leases made by the said Commissioners under the Authority of the said recited Act of the Fifty-third Year of the Reign of His present Majesty. are or usually have been made, or as near thereto as the Circumstances of the Cafe will admit.

XIII The Street or Row called Market Row South, to be shut up.

And whereas a certain Street or Place called Market Row South, situate on the South Side of Saint James's Market, in the Parish of Saint James within the Liberty of Westminster, hath been used for several Years past, by the Permission of His Majesty's Lessees, as a public Street or Thoroughfare, but the Soil and Freehold of the said Street have remained and continued and are now vested in His Majesty in Right of His Crown: And whereas the Commissioners for carrying the said Act of the Fifty-third Year of the Reign of His Majesty into Execution are empowered to cause several of the Streets, Ways, Passages, or Places therein described to be widened, altered, flopped up, or improved; but Doubts have arisen whether such Powers extend to authorize or enable the said Commissioners to flop up the said Street called Market Row South; but such Street has ceased to be any longer used as a public Thoroughfare, in consequence of another Street or Way being about to be opened from Norris Street into the New Street in lieu or stead thereof; and of the Alterations now made and making in the Neighbourhood thereof, and it is desirable that the said Street and the Soil and Freehold thereof should be vested in His Majesty, freed and discharged from all public or other Rights of palling or repassing over the same; now therefore it is hereby further enacted, That the said Street or Place called Market Row South shall henceforth for ever hereafter cease to be a public Street, Way, or Passage, and that the Soil and Freehold of the said Street or Place shall remain and continue at all Times hereafter vested in His Majesty, His Heirs or Successors, freed and discharged from all public and private Right of passing or repassing over and along the same, and that the same Street, and the Scite, Soil, and Freehold thereof, shall be liable to be fold, exchanged, Leased, or disposed of by the Commissioners for carrying the said last-mentioned Act into Execution, in such and the like Manner as any other of the Estates or Possessions of the Crown which are comprized within the Provisions of the said last-mentioned Ad, and which shall not be wanted for the Purposes of such Ad, are thereby authorized to be fold, exchanged, or Leased.

XIV Small Rents belonging to the late Wm. Henry White, issuing out of Estates in divers Counties, vested in the Commissioners of His Majesty's Woods, &c. in Trust to be fold for Payment of the Debt due from him to the Crown.

And whereas by an Inquisition taken on the Ninth Day of December in the Fifty-sixth Year of the Reign of His present Majesty, by virtue of a Commission issued out of His Majesty's Court of Exchequer, it was found that William Henry White was indebted to the Crown in the Sum of Forty-one thousand Pounds; and the said William Henry White, at the Date of such Inquisition was seised of or entitled to a great Number of small Rents, which were heretofore Crown Rents, Chief Rents, Fee Farm and Quit Rents, or other small Rents issuing out of and payable from various Estates situate in many different Counties in England and Wales: And whereas, from the said Rents being separately of small annual Amount, and issuing out of Estates situate and lying dispersed in different Counties and Parts of England and Wales as aforesaid, the ordinary Course of Proceeding to a Sale thereof by Extent, and by making Sale thereof before the Deputy Remembrancer of the Court of Exchequer, will nearly exhaust the Proceeds of such Sales; and it is therefore expedient to make other Provisions for the Disposal of such Rents ; be it therefore enacted, That all and every the Rents which were heretofore Crown Rents, Chief Rents, Fee Farm, Quit Rents, or other small Rents issuing out of and payable from any Estate or Estates, Lands, Tenements, or Hereditaments wheresoever, in England or Wales, the same may be situate, which were the Property of or belonging to the said William Henry White, or in or to which he Was in any way seised or entitled on or subsequent to the Ninth Day of Beamier in the Year of our Lord One thousand eight hundred and fifteen shall, from and immediately after the passing of this Act, vest in the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being (subject to the Dower of Ann the Wife of the said William Henry White therein, if any such she shall be entitled to), in Trust to fell and dispose thereof in Manner herein-after directed; and the said Commissioners shall and they are hereby authorized and empowered, as soon as conveniently may be after the passing of this Act, to contract and agree with any Person or Persons, or any Body or Bodies Politic or Corporate, for the Sale of, and absolutely to make Sale and dispose of all or any of the said Rents hereby vested in them in Trust as aforesaid, at or for the best Prices or Considerations in Money which the said Commissioners of His Majesty's Woods, Forests, and Land Revenues can reasonably procure for the same.

XV Certificates to be given of Contrasts, and the Purchase Monies to be paid into the Bank.

And for facilitating the Conveyance of the aforesaid Rents to the respective Purchasers thereof, be it further enacted, That whensoever the said Commissioners of His Majesty's Woods, Forests, and Land Revenues shall have contracted with any Person or Persons, Bodies Politic or Corporate, for the Sale of any Rent or Rents hereby authorized to be fold by them, the said Commissioners shall grant unto the Purchaser or Purchasers thereof a Certificate under their Hands, specifying the Rent or Rents of contracted for, the Estates from whence they issue, and the Amount of the Purchase Money to be paid for the same ; and the Cashiers of the Bank of England, or one of them, shall, upon the Production of such Certificate, accept and receive from such Purchaser or Purchasers the Purchase Monies therein specified, and at the Foot or on the Back of such Certificate acknowledge the Receipt of the said Monies, without Fee or Reward, and return the said Certificate and Receipt to the Purchaser or Purchasers ; and from and immediately after such Purchase Money shall be so paid, and such Receipt given, and thenceforth for ever, the respective Purchasers of all and every or any of such Rents, and their Heirs, Successors, or Affigns, shall by force of this Act

be adjudged, deemed, and taken to be in the actual Seisin and Possession of the Rents so by them respectively Purchased, and shall hold and enjoy the same peaceably and quietly, and as fully and amply to all Intents and Purposes as the said William Henry White, his Heirs or Affigns, might or could have held or enjoyed the same if the said Extent had never been issued.

XVI Certificates to be in the following Form.

And be it further enacted, That the Certificates to be granted by the said Commissioners, upon the Sale of any such Rent or Rents of the said William Henry White as aforesaid, (hail be in the Words and Figures following, or as near thereto as Circumstances will admit ; (that is to say),

'By the Commissioners of His Majesty's Woods, Forests, and Land Revenues. ' These are to certify, That A.B. and C.D. Two of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, have contracted and agreed with E.F. of _____ for the Sale to him [her, or them, as the Case may be] of all that Rent [or those Rents] of _____ issuing and payable out of [briefly describing the Lands or Hereditaments chargeable] at or for the Price or Sum of _____ of lawful Money of Great Britain, to be paid, by the said E. F. into the Bank of England, and carried to the Account of the Public Monies of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, being " The Woods and Forests Fund ;" and from and immediately after the Payment of the said Sum in Manner, aforesaid, and thenceforth for ever, the said E. F. [and his, her, or their Heirs, Successors, or Affigns, as the Cafe shall be] shall be adjudged, deemed, and taken to be in the actual Seisin and Possession of the said Rent [or Rents] so by him [her, or them] Purchased by force and virtue ' of an Act. of Parliament passed in the Fifty-seventh Year of the Reign of His Majesty King George the Third, intituled An A61 [inserting the Title of this Ad]. ' Given under the Hands of the said A. B. and C. D. the _____ Day of _____.' Which said Certificates shall be respectively witnessed and attested, as to the signing thereof by the said Commissioners, by One of the Principal Clerks or other Officers in their Office: And that the Receipts to be given or subscribed by the Cashier of the Bank, at the Foot or on the Back of such Certificates respectively as aforesaid, shall be in the Words and Form following, or as near thereto as may be; (that is to say),

' RECEIVED the _____ Day of _____ One thousand eight hundred and _____ of and from E. F. the Sum of _____ of lawful Money of Great Britain, being ' the Consideration Money expressed in the above [or within] written Certificate. ' Witness my Hand, _____ ' For the Governor and Company of the Bank of England,

_____ (Signed) _____ Cashier.' Which said Certificates and Receipts shall effectually discharge the said Purchasers or other Persons, to whom the same shall be so given and granted, of and from the Purchase and Consideration Money therein respectively expressed ; and such Purchasers or other Persons shall never afterwards be liable to or be called upon, fued, troubled, molested, or questioned, for or in respect of such Purchase or Consideration Money, or any Part thereof.

XVII Certain Bank Annuities standing in the Name of Mr. White to be fold, and the Proceeds thereof applied in Reduction of his said Debt.

And whereas by an Inquisition taken on the Twenty-second Day of January One thousand eight hundred and sixteen, by virtue of a Writ of Extent directed to the Sheriffs of the City of London, grounded on the said first-mentioned Inquisition, it

was found that the said William Henry White was, on the said Ninth Day of December in the said Fifty-sixth Year of the Reign of His present Majesty, and at the Date of the said last-mentioned Inquisition, possessed of a Sum of Six hundred and seventy-nine Pounds Eighteen Shillings and Five-pence Three per Cent. Consolidated Bank Annuities, Handing in his own Name in the Books of the Governor and Company of the Bank of England, and which said Sum was by virtue of the said Writ of Extent seised into the King's Hands, but the same cannot be fold by reason of the said William Henry White having absconded and absented himself, and it is expedient to make Provision for the Sale thereof, in order that the Produce thereof may be applied towards the Discharge of the Debt so due from the said William Henry White to His Majesty; be it therefore enacted, That it shall and may be lawful for the Lord Chief Baron and the rest of the Barons of His Majesty's Court of Exchequer, upon any Application to be to them made by or on the Behalf of His Majesty's Attorney General for the Time being, to order or direct the Accountant General, Secretary, or Deputy Secretary for the Time being of the Governor and Company of the Bank England, to transfer the said Six hundred and seventy-nine Pounds Eighteen Shillings and Five-pence Three per Cent. Consolidated Bank Annuities, so (landing in the Name of the said William Henry White as aforesaid in the Books of the said Governor and Company, into the Names of the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being, to the Intent that the same may be by them fold, and the Produce thereof applied and disposed of towards the Discharge of the Debt so due from the said William Henry White to His Majesty, as aforesaid, and also to receive the Dividends now due and which shall grow due upon the said Bank Annuities before such Transfer shall be made, and to pay over the same unto the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, for the Purposes aforesaid ; and the Governor and Company of the Bank of England shall and they are hereby authorized and required to allow such Transfer to be made, and such Dividends to be received and paid in Manner aforesaid.

XVIII Indemnity to the Governor and Company of the Bank, and their Officers.

And be it further enacted, That this present Act shall be and is hereby declared to be a full and ample Indemnity and Discharge to the said Governor and Company of the Bank of England, their Officers and Servants, for all Things which shall be by them done or permitted to be done by virtue or in obedience to any such Order as aforesaid ; and that the same shall not be questioned or impeached in any Court of Law or Equity, or in any Manner whatsoever, to their Prejudice, Loss, or Detriment.

XIX Surplus (if any) which shall remain after the Debt of the Crown is satisfied, to be paid over to Mr. White.

Provided always, and be it further enacted. That if any Surplus (hall remain from the Monies arising and to be received from the Sales of the said Rents and Bank Annuities, or from the said Dividends hereby authorized and directed to be fold, transferred, received, and paid as aforesaid after the Debt due from the said William Henry White to the Crown shall be fully satisfied and discharged, such Surplus shall be paid over to the said William Henry White, his Heirs, Executors, Administrators, or Affigns.

XX The Commissioners authorized to indemnify the Purchasers of Lands, &c. in Braydon Forest against Claims of Tithes, &c.

And whereas His Majesty is seised in Right of His Crown of certain Farms called The Great Lodge Farm, and Slyfield or Slifield Lodge Farm, and of certain other Farms and Lands situate in or near the Parish of Cricklade, in the County of Wilts, with their Rights, Members and Appurtenances, which were heretofore Parcel of the Forest of Braydon within the said County of Wilts, and were Parcel of the Demesnes of the Crown within the same Forest or the Perambulations thereof: And whereas the said Farms and Lands have been at all Times heretofore held and esteemed to be exonerated and discharged from all Payments in lieu of Tithes, save and except a certain annual Exhibition, Allowance, or yearly Stipend of Forty Pounds, payable to the Vicar for the Time being of the said Parish of Cricklade: And whereas the said Farms, Lands, and Hereditaments being detached from any other Estates or Possessions of the Crown, and by reason thereof inconvenient and expensive in regard to the Management thereof, are therefore desirable to be fold, and some Parts thereof are already contrasted to be fold, and the Residue thereof is proposed and intended to be hereafter fold : And whereas it would fend to facilitate such Sales, if the Commissioners of His Majesty's Woods, Forests, and Land Revenues were authorized and empowered to indemnify the Purchasers of the said Farms, Lands, and Hereditaments from any Claim of Tithes arising from or out of the said Farms and Lands, and from any Payments in lieu of Tithes, save and except the said annual Exhibition, Allowance, or yearly Stipend of Forty Pounds, or such Parts thereof as have been or shall be apportioned or stipulated or agreed to be charged upon each Lot or Parcel of the said Estates, and to be paid by the Purchaser or respective Purchasers thereof; be it therefore enacted, That it shall and may be lawful to and for the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, to carry into Execution and complete such Sales as have been or shall hereafter be contracted to be made of the said Farms and Lands, either by and under the Authority of this Act, and in the Manner and according to the Forms and Regulations hereby prescribed, or under the Authority and according to the Forms and Regulations contained in any other Act or Acts of Parliament enabling the said Commissioners to make or perfect the same and in order to facilitate such Sale or Sales, and the Completion thereof respectively, the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues are hereby authorized and empowered, if they shall think it expedient so to do, (by and with the Consent and Approbation of the Lord High Treasurer, or of the Commissioners of His Majesty's Treasury, or any Three or more of them for the Time being, to be signified by any Minute of the said Lord High Treasurer, or the said Commissioners, in Writing or by Letter from any one of his or their Secretaries, in pursuance of any such Minute) to make or enter into any Deed, Covenant, Contract, or Agreement, whereby the said Commissioners for the Time- being of His Majesty's Woods, Forests, and Land Revenues shall and may covenant, undertake, promise, or agree for and on the Behalf of His Majesty, His Heirs or Successors, to and with the Purchaser or respective Purchasers of the said Estates, or of any Lot or Lots, Parcel or Parcels thereof, to save, defend, keep harmless, and indemnified such Purchaser or Purchasers, and his, her, and their Heirs, Executors, Administrators, or Assigns, and his, her, and their Lands or Tenements, Goods or Chattels, of, from, and against aft and all Manner of Claims and Demands of any Person or Persons whomsoever, of, in, or to any Tithes, Great or Small, praedial, personal, or mixed, arising or to arise, grow, or increase out of or from all or any of the said last mentioned Farms, Lands, or Hereditaments, and of and from all Payments in respect thereof, and also of and from ail or any Charges or Outgoings which shall or may be claimed, set up, or demanded by any Person or Persons, as against or affecting or payable out of or from or for or hi respect of the

Status: This is the original version (as it was originally enacted).

said Farms, Lands, and Hereditaments, or any Part thereof, (other than and except such Part or Proportion of the said annual Exhibition, Allowance, or yearly Stipend of Forty Pounds, so payable to the Vicar of Cricklade as aforesaid, or any other Payment, Charge, or Outgoing as hath been or shall be stipulated or agreed to be paid and borne by such Purchaser or Purchasers respectively, or as shall be apportioned or fet, or agreed to be apportioned or fet, upon the Lot or Lots, Parcel or Parcels of such Farms, Lands, and Hereditaments by him, her, or them respectively Purchased or to be Purchased, or which shall be charged or chargeable thereon by the Terms or Conditions of any such Sale or Sales) and also of and from all Actions, Suits, Cofts, Charges, Losses, Damages, and Expences, for or on account or by reason or means thereof.

XXI All Monies to become payable by virtue of such Indemnities, to be raised by Sale of Crowns Lands.

And it is hereby further enacted, That in case any Sum or Sums of Money shall hereafter become due or payable to any Purchaser or Purchasers, his, her, or their Heirs, Executors, Administrators, or Affigns, by reason or means of any such Covenant, Contract, or Agreement for his, her, or their Indemnity as aforesaid, then and in every such Cafe all and every such Sum or Sums of Money shall and may be raised by the said Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, and they are hereby authorized and required to raise the same by Sale of any of the Estates, Possessions, or Revenues of the Crown by this Act authorized to be fold, which shall be deemed most proper and convenient for those Purposes; and every such Sale or Sales shall be made by and with the like Direction and Approbation of the Lord High Treasurer, or of the Commissioners of His Majesty's Treasury for the Time being, or any Three or more of them, and by and under his or their like Warrant, and shall be completed and carried into Execution under the like Certificate, and the Purchase Monies shall be paid into the Bank of England under the like Receipt, and within the like Space of Time, and under the like Penalty, and be carried and placed to the like Account as are hereby provided and enacted with regard to any Sale or Sales to be made for any other Purposes under the Authority of this Act; and the Monies arising therefrom, or a competent Part thereof, shall be afterwards issued, paid, and applied, by Order of the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, (who are hereby authorized to make Drafts on the Bank for those Purposes) in the Discharge of the Expences attending such Sale or Sales, and in the Payment of such Sum or Sums as shall so become due or payable to such Purchaser or Purchasers, his, her, or their Heirs, Executors, Administrators, or Affigns, by reason or means of any such Covenant, Contract, or Agreement as aforesaid.

XXII All Deeds, Leases, and other Instruments under this Act, to be exempt from Stamp Duty.

And be it further enacted, That no Deed or Conveyance, Mortgage, Assignment, or other Instrument which shall be made, executed, or signed by any Person or Persons in pursuance of the said recited Articles of Agreement, nor any Minute, Memorandum, Contract, or Agreement to be made or entered into by or with the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, for the Sale or Purchase of any other Estates, Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, under the Provisions of this Act; nor any Certificate, Contract, or Receipt, Deed, Covenant, Agreement, or Indemnity to be given or granted, entered into or made

to or with any Purchaser or Purchasers of any Estates, Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments, or of any of the said Rents heretofore Crown Rents, Chief Rents, Fee Farm, Quit Rents, or other Rents to be fold by the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, under the Powers and Authority of this Act; nor any Lease or Leases, or any Contract or Agreement for any Lease or Leases to be entered into, made, or granted by virtue of this Act, shall be subject or liable to any ad valorem or other Stamp Duty whatsoever, imposed by any Act or Acts of Parliament now in force or to be imposed by any future Act or Acts of Parliament, unless the same be specially subjected and specifically charged therewith in and by such future Act and Acts of Parliament.

XXIII Deeds to be enrolled in the Office of the Auditor of the Land Revenues.

And be it further enacted, That all Conveyances, Deeds, or Instruments, whereby the Estates, Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments by the said recited Agreement contracted to be Purchased for or on the Behalf of His Majesty, or whereby any Estates, Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments (hall be hereafter Purchased by the Commissioners for the Time being of His Majesty's Woods, Forests, and Land Revenues, for or on the Behalf of His Majesty, His Heirs or Successors, either under or by virtue of the Authority of this Act, or under or by virtue of any other Act or Acts of Parliament, Power, or Authority, shall be conveyed to His Majesty, His Heirs or Successors, or to any Person or Persons in Trust for him or them; and all Leases to be made or granted by the said Commissioners, under the Authority of this Act or of any other Act or Acts of Parliament, shall be enrolled in the Office of the Auditor or Auditors of His Majesty's Land Revenues for the District within which the Premises comprized therein shall be situate (or if such Premises shall be situate within the District of more than One such Auditor, then in the Office of any One of such Auditors), upon Payment of the usual Fees for such Enrolment, and a Minute or Docket thereof shall be entered and preserved in the Office of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues; and every such Conveyance, Deed, Lease, or other Instrument, when so enrolled and entered, shall; without any Enrolment thereof in any Court or Courts of Law or Equity, or any other Enrolment or Registry thereof, be as good and available in Law, and of the like Force and Effect, in all Respects and to all Intents and Purposes, as if the same had been or was enrolled in any of His Majesty's Courts of Record at Westminster, or as if a Memorial had been entered or registered in the Office appointed for registering Deeds and other Conveyances of Lands and Tenements in the County or Counties in which the same Estates or any of them are situate; any Act of Parliament, Law, Practice, or Usage to the contrary in anywise notwithstanding.

XXIV The Commissioners of Woods, &c. to certify in their Reports to the King and Parliament, what Purchases or Sales have been made under the Authority of this Act.

Provided always, and be it further enacted, That the Commissioners of His Majesty's Woods, Forests, and Land Revenues for the Time being shall, in every Report which shall be made by them to the King's most Excellent Majesty, and to both Houses of Parliament, touching or concerning the Land Revenues of the Crown, from and after the passing of this Act, so long as the Powers of Purchase and Sale given by this Act shall continue in force, certify and report what Estates, Manors, Lordships, Messuages, Lands, Tenements, or Hereditaments have been Purchased for and on Behalf of His Majesty, under the Powers and Authority of this Act, describing the

Status: This is the original version (as it was originally enacted).

Premises so Purchased, and the Purchase Money paid or to be paid for the same, and the Terms on which such Purchases shall be completed ; and also what Part or Parts of the Land Revenue of the Crown shall have been fold under and by virtue of this Ad, since the Time of their making their last preceding Report, and what Sum and Sums of Money shall have been raised by Means of every such Sale, and in what Manner the same shall have been applied and disposed of.

XXV Chancellor and Council of the Duchy of Lancaster may fell Part of their Funded Stock, and apply the Money towards the Improvement of the Lands, &c. belonging to the said Duchy.

And whereas there are certain Sums or Funds standing in the Books of the Governor and Company of the Bank of England, in the Three Pounds per Centum Consolidated Annuities, in the Name or to the Account of the Duchy of Lancaster, which have arisen and been produced by Sales of certain Parts of the Possessions of the said Duchy, and it will tend to the Improvement of other Parts of the Possessions of the said Duchy if a sufficient Part of the said Bank Annuities was fold, and the Produce thereof applied in the Manner and for the Purposes hereinafter mentioned; be it therefore further enacted, That it shall and may be lawful to and for the Chancellor and Council of the Duchy of Lancaster, by any Order or Orders to be made in Court of Revenue of the said Duchy, from Time to Time to order or direct that any Part or Parts of the Three Pounds per Cent. Consolidated Annuities now standing or which may hereafter ft and in the Books of the Governor and Company of the Bank of England, in the Name or to the Account of the Duchy of Lancaster, shall be fold and disposed of; and that the Monies arising by any such Sale or Sales shall be applied and appropriated in or towards Payment, Satisfaction, and Discharge of any Sum or Sums of Money or Expences which shall be incurred in the Division, Inclosure, Drainage, Embankment, or other Improvement of any Messuages, Lands, or Tenements belonging to His Majesty, His Heirs or Successors, in Right of His said Duchy, which shall be certified by the Surveyor General of the said Duchy upon Oath, to be filed in the Duchy Office, to be proper, necessary, advantageous, and beneficial to His Majesty's said Possessions; and the Governor and Company of the Bank of England shall and they are hereby authorized and required, upon Requisition to them for that Purpose to be made by any Order or Orders of the said Chancellor and Council, and under the Hand of the Attorney General of the said Duchy, to permit such Person as shall in and by such Order be named and empowered for that Purpose to make any Sale or Sales, Transfer or Transfers of all or any Part of the said Bank Annuities which now do or shall hereafter stand in the Books of the said Governor and Company in the Name or to the Account of the Duchy of Lancaster; and which Sale or Sales, Transfer or Transfers, being made by the Person so to be authorized by the Signature of his own proper Name, for and on the Behalf of the King's Majesty in Right of His Duchy of Lancaster, shall be valid, legal, and effectual for the Sale or Transfer of the said Annuities; any Thing in any Act or Ads of Parliament, or any Practice, Wage, or Custom to the contrary notwithstanding.

XXVI This Act to be a sufficient Indemnity to the Bank for all Things done by them in obedience to the Orders of the said Chancellor, &c.

And be it further enacted, That this present Act shall be and is hereby declared to be a full and complete Indemnity and Discharge to the said Governor and Company of the Bank of England, their Officers and Servants, for all Things which shall be by them done or permitted to be done by virtue or in obedience to any such Order or Orders' of the said Chancellor and Council; and the same shall not be questioned or impeached

in any Court of Law or Equity, or in any Manner whatsoever to their Prejudice, Loss, or Detriment.

Status: This is the original version (as it was originally enacted).

SCHEDULE

TO WHICH THIS ACT REFERS

FORM of CERTIFICATE of CONTRACTS for Sale, made by the Commissioners of His Majesty's Woods, Forests, and Land Revenues. By the Commissioners of His Majesty's Woods, Forests, and Land Revenues. THESE are to certify, That in pursuance of a Warrant from the Right Honourable the Commissioners of His Majesty's Treasury of the United Kingdom of Great Britain and Ireland, bearing Date the _____ Day of _____ A.B. and CD. Two of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, for and on the Behalf of the King's most Excellent Majesty, have contracted and agreed with E. F. of _____ for the Sale to the said E. F. of all [here describe the Premises to be sold, and any subsisting Grants, Leases, or Contrails affecting the same] at or for Price or Sum of _____ of lawful Money of Great Britain, to be paid by the said E. F. into the Bank of England, and carried to the Account of the Public Monies of the Commissioners of His Majesty's Woods, Forests, and Land Revenues, being 'The Woods and Forests Fund ;' and from and immediately after the Payment of the said Sum into the Bank in Manner aforesaid, and the Enrolment of this Certificate and the Receipt for the said Purchase Money in the Office of the Auditor of the Land Revenue for the County aforesaid, and thenceforth for ever, the said E. F. and [his, her, or their Heirs or Successors or Affigns] (hall be adjudged, deemed, and taken to be in the actual Seisin and Possession of the said Hereditaments and Premises so by [him, her, or them] Purchased, and shall hold and enjoy the same peaceably and quietly, freed and discharged from all Claims and Demands of His Majesty, His Heirs and Successors, or of any Person or Persons claiming under him or them, [if subject to any Grant, Lease, or Contrail, then add, save and except the Person or Persons claiming under the said Grant, ' Lease, or Contract,' as the Cafe may be] and in as full and as ample Manner to all Intents and Purposes as His Majesty, His Heirs or Successors, might or could have held or enjoyed the same if such Sale had not been made. Given under their Hands, this _____ Day of _____ in the Year of our Lord Signed by the above-named in the Prefence of _____ FORM of RECEIPT RECEIVED the _____ Day of _____ of and from E. F. the Sum of _____ of lawful Money of Great Britain, being the Consideration Money expressed in the [above or within] written Certificate. Witness my Hand, _____ For the Governor and Company of the Bank of England, _____ (Signed) _____ Cashier.