



ANNO QUADRAGESIMO PRIMO

# GEORGII III. REGIS.

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## Cap. 81.

An Act for continuing for Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term, and altering the Powers of Two Acts, passed in the Twenty-sixth Year of the Reign of His late Majesty King *George* the Second, and in the Nineteenth Year of the Reign of His present Majesty, for repairing and widening the Roads from *Spann Smithy* in the Township of *Elton*, through the Town of *Middlewich*, and by *Spittle Hill* in *Stanthorn* to *Winsford Bridge*, and from *Spittle Hill* to the Town of *Northwich*, in the County Palatine of *Chester*.

[20th June 1801.]

**W**HEREAS an Act was passed in the Twenty-sixth Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for repairing and widening the Roads from Spann Smithy in the Township of Elton, through the Town of Middlewich, and by Spittle Hill in Stanthorn to Winsford Bridge, and from Spittle Hill to the Town of Northwich, in the County Palatine of Chester*: And whereas an Act was passed in the Nineteenth Year of the Reign of His present Majesty for enlarging the Term and Powers of the said Act: And whereas the Trustees appointed in and by virtue of the said Acts have proceeded in the Execution

Preamble.

26 Geo. II, and

19 Geo. III, recited.

[Loc. & Per.]

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tion thereof, and have borrowed several Sums of Money upon the Credit of the Tolls thereby granted, which Money still remains due, and cannot be paid off, nor can the said Roads be kept in Repair unless the Term and Powers of the said Acts are enlarged; may it therefore 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 passed in the Twenty-sixth Year of the Reign of His late Majesty King George the Second, and in the Nineteenth Year of the Reign of His present Majesty, and all and every the Clauses, Powers, Provisions, Matters, and Things therein contained (except such as relate to Exemptions from Stamp Duties) shall be and continue in full Force and Effect, and be executed for and during the Term herein-after mentioned, in as full, ample, and beneficial Manner, to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act; and this Act, and the additional Term hereby granted shall be and is hereby declared to be subject and liable to the Payment of all Monies now due and owing upon the Credit or on Account of the said former Acts, or which shall or may hereafter be borrowed and become due on the Credit or on Account of the said Acts and this Act, and all Interest due and to become due for the same respectively.

Directing the Application of Money paid for Compensation for Lands, etc. when exceeding 200*l*.

II. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or 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 first recited Act particularly mentioned, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of England, in the Name and with the Privy 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 Lands, Tenements, or 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, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith, to the same or the like Uses, 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 Messuages, Lands, Tenements, 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 Messuages, Lands, Tenements, and 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 Court of Chancery, upon Application

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 have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments so hereby directed to be purchased in case such Purchase or Settlement were made.

III. ~~Provided always, and be it further enacted, That if any Money so~~ Where not exceeding 200*l.* and not less than 20*l.* agreed or awarded to be paid for any Lands, Tenements, or 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 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 Trustees for executing the said Acts and this Act (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.

IV. Provided also, and be it further enacted, That were 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 to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used for the Purposes of the said Act and this Act, in such Manner as the said Trustees, or any Three 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. Where less than 20*l.*

V. And be it further enacted, That the Charges and Expences of obtaining and passing this Act shall be defrayed out of any Money already raised by virtue of the said former Acts, or out of the first Money to be raised by virtue of the said former Acts and this Act, in Preference to all other Payments whatsoever. Expences of the Act to be paid.

VI. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a publick Act, and be judicially taken Notice of as such by Publick Act.

by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

Term and  
Continuance  
of the Act.

VII. And be it further enacted, That the Term granted and continued by the said recited Acts shall from and after the passing of this Act cease and determine, and that the said Acts 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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