



ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

Cap. 34.

An Act to continue the Term, and alter and enlarge the Powers of Two Acts of His present Majesty, so far as the same relate to the Two Districts of Roads therein described, leading from *High Bridges* to *Uttoxeter*, and from *Spath* to the Halfway from thence to *Hanging Bridge*, in the County of *Stafford*. [14th April 1808.]

WHEREAS an Act was passed in the Sixth Year of the Reign of His present Majesty, intituled, *An Act for repairing and widening the Road from High Bridges in the County of Stafford, to Uttoxeter, and from Spath to Hanging Bridge, and from Tewnall's Lane to Yoxall Bridge in the said County*, whereby several Tolls, Powers, and Authorities were granted to the Trustees therein named, and their Successors respectively, for repairing, widening, and keeping in Repair the Road leading from *High Bridges* to a certain Street or Lane in *Uttoxeter* aforesaid, called *Bradley Lane*, and which Road is by the said Act called The First District of the Roads thereby intended to be repaired and widened; and also for repairing, widening, and keeping in Repair, One full Moiety or Half Part in Length of the Road leading from the *Royal Oak* at *Spath* to *Hanging Bridge* aforesaid, and lying next to *Spath*, and by the said Act called The Second District of the Roads thereby intended to be repaired and widened: And whereas an Act was passed in the Twenty-
[Loc. & Per.] 64 seventh

27 G. 3. c. 58

seventh Year of the Reign of His said present Majesty, intituled, *An Act for enlarging the Term and Powers of an Act passed in the Sixth Year of the Reign of His present Majesty King George the Third, for repairing and widening the Road from High Bridges in the County of Stafford, and from Spath to Hanging Bridge, and from Tewnall's Lane to Yoxall Bridge in the said County, so far as the same relates to the Two Districts of Road therein described*: And whereas great Progress has been made in the Execution of the said recited Acts within the said respective Districts, for which Purpose considerable Sums of Money have been borrowed on the Credit of the Tolls and Duties respectively arising within the same; but the said Roads cannot be effectually amended and kept in repair, nor the Monies now owing as aforesaid be paid off, unless the Term granted by the said Acts is further continued, and unless the Powers and Provisions thereof are altered and enlarged, so far as relates to the said Two Districts; 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 of the Sixth and Twenty-seventh Years of the Reign of His present Majesty, and all and every the Powers, Authorities, Provisions, Penalties, Remedies, Clauses, Matters and Things therein contained, and which were in force immediately before the passing of this Act, so far as the same relate to the said respective Districts of Road leading from *High Bridges* in the County of *Stafford*, to *Bradley Lane* in *Uttoxeter*, called The First District, and the Moiety or Half Part in Length of the said Road, from the *Royal Oak* at *Spath* to *Hanging Bridge* aforesaid, and lying next to *Spath*, called The Second District (except such of them as are hereby varied, altered, or repealed, and except such Parts of the said recited Acts 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, as fully and effectually, to all Intents and Purposes whatsoever, as if the same were herein particularly repeated and re-enacted, but subject nevertheless to the Amendments, Alterations, Variations, and Additions herein contained, and which shall commence upon the passing of this Act; and this Act, and the additional Term and Tolls hereby granted, shall be subject and liable to the Payment of all Monies now due and owing upon the Credit or on Account of the said recited Acts, or which shall hereafter be borrowed or become due on the Credit of the said Acts and this Act, so far as relates to the said Two Districts of Road respectively, and all Interest due and to become due for the same.

Acts further continued.

Trustees for the First District.

II. And be it further enacted, That the Representatives serving in Parliament for the Time being for the said County of *Stafford*, the Representatives serving in Parliament for the Time being for the City of *Litchfield*, *Edward Anson*, *William Akers*, *Joseph Akers*, *Egerton Alcock*, *Hugh Thomas Annerley Alcock*, the Honourable *Charles Bagot*, the Honourable *Richard Bagot* Clerk, *Walter Bagot* Clerk, *Richard Bateman*, *Hugh Bailye* Clerk, *John Blurton*, *William Blurton* the younger, *James Blair*, *Thomas Buckston*, *James Bell*, *Samuel Botham*, *Charles Bennett*, *Penn Asheton Curzon*, *Charles Chadwick*, *Carey* Clerk, *Francis Calvert*, *Thomas Clewley*, *Michael Clewley*, *John Grosley*, *Charles Cope*, *William Charles*, *Isaac Charles*, *Thomas Earp*, *Francis French* the younger, *Edward Fox*, *John Fox*,

Grove

Grove Clerk, Thomas Godrich, Thomas Hart the younger, Thomas Kirkpatrick Hall, John Hall, Robert John Harper, Thomas Hyde the younger, John Hawthorn, John Lane, Thomas Lawrence Clerk, Manlove Vernon Lawrence, Charles Hugo Meynell, William Mott, William Towers Minors, Richard Minors, William Molineux Marstone, Simon Mountfort Clerk, John Morley, Thomas Morley, Thomas Pickering, William Phillips, Benjamin Parr, Joseph Summerland, William Summerland, Thomas Cotton Sheppard, Thomas Sneyd, Edward Saunders, Francis Spencer, John Spencer, John Shipley, the Honourable John Talbot, Charles Wolseley, Mark Anthony Whyte, Joseph Walkeden, Sampson Walkeden, James Webb, George Webb, Roger Warner, John Wetton, Stephen Willcock, and William Webb, shall, from and immediately after the passing of this Act, be added to and joined with the Trustees appointed by or in pursuance of the said recited Acts for putting the same and this Act in Execution, so far as relates to the said First District of Road: And that the Representatives serving in Parliament for the Time being for the said County of Stafford; Edward Anson, William Alkers, Joseph Akers, the Honourable Charles Bagot, the Honourable Richard Bagot Clerk, Richard Bateman, John Blurton, William Blurton the younger, James Blair, Thomas Buckston, James Bell, Samuel Botham, Penn Asheton Curzon, Francis Calvert, Thomas Clewley, Michael Clewley, John Crossley, Charles Cope, Thomas Chawner, Thomas Carrington, William Carrington, Court Dewes, Davies Davenport, Thomas Earp, Francis French the younger, Edward Fox, John Fox, Robert Charles Greaves, Thomas Godrich, Thomas Hart the younger, John Hawthorne, James Eyton Mainwaring Clerk, William Towers Minors, Richard Minors, William Molineux Marstone, Simon Mountfort Clerk, John Morley, Thomas Morley, Thomas Pickering, William Phillips, Richard Riddlefden the younger, Joseph Summerland, William Summerland, Thomas Cotton Sheppard, Thomas Sneyd, Edward Saunders, John Shipley, Mark Anthony Whyte, Thomas Wilson, Roger Warner, John Wetton, Stephen Willcock, and William Webb, shall from and immediately after the passing of this Act, be added to and joined with the Trustees appointed by or in pursuance of the said recited Acts for putting the same and this Act in Execution, so far as relates to the said Second District of Road; and the Trustees herein nominated for, the said respective Districts and their Successors, to be elected and being qualified in the Manner by the said first recited Act directed, are hereby empowered to act in the Execution of so much of the said recited Acts as relates to their said respective Districts, and of this Act, as fully and effectually to all Intents and Purposes, as if they had been named in or appointed by virtue or in pursuance of the said recited Acts, or either of them.

Trustees for
the Second
District.

III. And be it further enacted, That the said respective Trustees may sue and be sued for or concerning any Thing to be done by virtue or in pursuance of the said recited Acts and this Act, either in the Names of the Trustees respectively, who may be Parties to any Deed or Instrument in Writing upon which any Action shall or may be brought, or in the Name of their respective Clerk or Treasurer for the Time being; and that no Action or Suit to be brought or commenced by the Direction of or against the said respective Trustees in their Names, or in the Name of their respective Clerk or Treasurer, shall abate or be discontinued by the Death, Incapacity, or Removal of any Trustee or Trustees, or Clerk or Treasurer, or by the Act of such Clerk or Treasurer, without the Consent of the said Trustees respectively, or any Five or more of them, but that the Clerk

Trustees may
sue and be
sued in the
Name of their
Clerk or
Treasurer.

or

or Treasurer for the Time being to the said respective Trustees, in case such Action shall be brought against, or defended, in the Name of such Clerk or Treasurer, shall be deemed to be Plaintiff or Defendant (as the Case may be) in every such Action or Suit : Provided always, that such Trustees, or Clerk or Treasurer in whose Name or Names any Action or Suit shall be commenced, prosecuted, or defended, in pursuance of the said recited Acts or this Act, shall be fully reimbursed and paid out of the Monies arising within their respective Districts by virtue of the said recited Acts and this Act, all such Costs, Charges, Damages and Expences, as by the Event or in consequence of any such Action or Proceedings they or he shall bear, pay, expend, or be put unto, or become chargeable with, by reason of their or his being so made Plaintiffs or Defendants, or Plaintiff or Defendant as aforesaid.

Collectors of
Tolls compe-
tent Witness-
es.

IV. And be it further enacted, That in case any Dispute, Suit or Litigation, shall happen to arise touching or in anywise relating to the Tolls to be collected on the said respective Roads, or the Recovery of such Tolls, the respective Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said respective Trustees, shall not be incompetent to give Evidence in any such Dispute, Suit, or Litigation, by reason of their or his being appointed to collect the said Tolls, or acting under the Authority of the said respective Trustees.

Repealing
former Tolls
and granting
new ones.

New Tolls.

V. And whereas the Tolls now payable on the said First District of Road are become insufficient to keep the said Road in good Repair, and pay the Interest of the Money borrowed thereon, and the incidental Expences of the Trust; and the yearly Produce of the said other Road called the Second District, arising principally from the Carriage of Lime, is likely, in a short Time, to be so much diminished by the Effects of a Canal now being made on the Side thereof, as to become also inadequate to the Purposes before mentioned ; be it further enacted, That from and after the Fifth Day of *July* next after the passing of this Act, the several Tolls and Duties granted and made payable in and by virtue of the said first recited Act of the Sixth Year of the Reign of His present Majesty, within the said respective Districts, shall be, and the same are hereby repealed (except as herein-after mentioned) ; and that instead thereof there shall be demanded and taken, by such Person or Persons as the said respective Trustees shall from Time to Time authorize or appoint for that Purpose, before any Horse, Cattle, Beast, or Carriage shall be permitted to pass through any Turnpike or Turnpikes, Toll Gate or Toll Gates, now erected and set up, or hereafter to be erected and set up, by virtue of the said recited Acts or either of them, and of this Act, within the said respective Districts, such Tolls as any Seven or more of the said respective Trustees shall think proper, not exceeding the several and respective Sums of Money herein-after mentioned ; (that is to say)

Tolls.

For every Horse, Mare, Gelding, Pair of Oxen or Bullocks, or other Beast, drawing any Carriage whatsoever with Wheels of less Breadth than Six Inches on the Sole thereof, the Sum of Sixpence.

For every Horse, Mare, Gelding, Pair of Oxen or Bullocks, or other Beast, drawing any Waggon, Cart, Wain, or other such Carriage with
Wheels

Wheels of the Breadth of Six Inches or more on the Sole thereof, the Sum of Four-pence Halfpenny :

For every Horse or other Beast of Burthen, laden or unladen, and not drawing, the Sum of One Penny :

For every Drove of Oxen, Cows, or other Neat Cattle, the Sum of Ten-pence *per* Score ; and so in Proportion for any greater or less Number : And,

For every Drove of Calves, Swine, Sheep, or Lambs, the Sum of Five-pence *per* Score ; and so in Proportion for any greater or less Number :

Which said Tolls and Duties hereby granted shall be and the same are hereby vested in the said respective Trustees ; and the same, and every Part thereof, shall, after paying the Charges of passing this Act, be subject and liable to the Payment of the Monies borrowed or due, or to be borrowed or become due on the Credit of the Tolls arising or to arise within the said Districts respectively, and shall be collected, recovered, levied, paid, applied, assigned, varied, and disposed of in such and the same Manner, and by such and the same Ways and Means, and with the like Remedies for Non-payment or Evasion thereof, and with such Powers, and subject to such Exemptions, and Powers of lessening, raising the same again, and compounding for the same, as are contained in the said recited Acts or either of them, with respect to the Tolls thereby authorized to be taken within the said respective Districts, but subject nevertheless to this Act, and the Provisions, Regulations, and Restrictions herein contained ; and the several Securities granted on the Credit of the said former Tolls shall be deemed and construed to extend to and embrace the Tolls hereby granted, in the like Manner as if the same had been actually in being at the Time of the Execution of the said Securities, and had been actually comprized therein.

VI. And whereas by certain Clauses and Provisoes in the said First recited Act contained, the Trustees of the said First District are restrained from erecting any Gate, Toll Bar, or Turnpike, in, upon, or across any Part of the Road leading from *High Bridges* to *Abbotts Bromley* as therein mentioned ; and the Trustees of the said Second District are likewise restrained from erecting any Gate, Toll Bar, or Turnpike, in, upon, across, or on the Side of any Part of the Road lying within the Parishes of *Rocester* and *Ellaston*, or either of them : And whereas such Restrictions have been found very inconvenient ; be it enacted, That from and after the passing of this Act, the said recited Clauses and each of them, and such Part and Parts of the said First mentioned Act, restraining the said respective Trustees from erecting any Turnpike or Toll Gate within and between the said several Parishes and Places therein mentioned, or relating thereto, shall be and the same are and is hereby repealed.

Clause restraining the Erection of Gates between High Bridge and Abbots Bromley ; and in the Parishes of Rocester and Ellaston, repealed.

VII. Provided always, and be it further enacted, That it shall and may be lawful for the Inhabitants of the Parish of *Rocester*, with any of the Horses or other Beasts or Cattle aforesaid, to pass through any Turnpike or Toll Bar erected or to be erected on the said Second District, on Payment only of the Tolls and Duties demandable and payable before the passing of this Act.

Exemption to the Inhabitants of the Parish of Rocester.

Exemption
to the Inha-
bitants of
certain Parts
of the Parish
of Uttoxeter.

VIII. Provided also, and be it further enacted, That it shall be lawful for the several Persons residing within the Parish of *Uttoxeter*, in going from such their Places of Abode towards *Uttoxeter* aforesaid, to pass through any Turnpike or Toll Bar erected or to be erected in, upon, across, or by the Side of the said Second District within the said Parish of *Uttoxeter*, on Payment only of the Tolls and Duties demandable and payable before the passing of this Act.

Exemptions
from Toll.

IX. And be it further enacted, That from and after the passing of this Act, the Exemptions granted and continued by the said recited Acts, so far as the same relate to the said respective Districts, shall cease and determine; and that no Toll shall be demanded or received for any Horse, Mare, Gelding, or other Cattle drawing any Carriage, going for or returning laden or unladen, having been laden only with Stones, Gravel, or other Materials, for the repairing the said Roads, or any of the Roads in the Parishes or Places in which the same, or any Part thereof, do lie; or any Dung, Mould, Soil, or Compost of any Kind, (Chalk and Lime excepted), for the manuring of any Garden, or other Land or Ground; nor shall any Toll be taken, demanded, or received for any Carriage or Cattle, going for the Purpose of or returning from ploughing, sowing, tilling, or cultivating of any Land or Ground, or going for or returning unladen or only laden with Hay, Straw, Corn in the Straw, or Wood, not sold or disposed of, but to be laid up in the Houses, Outhouses, Yards, or on the Premises of the Owner or Owners thereof, or for any Plough, Harrow, Dray, or other Implement of Husbandry, or for any Horse, or other Beast or Cattle, drawing or carrying the same in order for the repairing thereof, or using the same in Husbandry, or for any Horse, or other Beast or Cattle, going to or returning from Water or Pasture, or going to be, or returning from being shod or farried, or for any Horses, Cattle, or Carriages, of whatsoever Description, employed or to be employed in conveying the Mails of Letters and Expresses under the Authority of His Majesty's Post Master General, either when employed in conveying, fetching, or guarding the same, or in returning back from conveying the same, or for the Horses of Soldiers on their March or on Duty, or Carriages or Horses, or other Beasts employed in carrying the Arms or Baggage of such Soldiers, or for any Horse, Mare, or Gelding, furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by him in going to or returning from the Place appointed for and on the Days of Exercise, provided such Persons are in the Uniform of their respective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided for such Corps respectively, at the Time of claiming such Exemptions, or for any Carriage, Horse, or other Beast employed, in the Conveyance of Vagrants travelling with legal Passes; nor shall any of the Tolls hereby granted be demanded or taken from any Inhabitant of any Parish through which any Part of the said Road doth lie, who shall pass through any of the said Turnpikes to or from his, her, or their respective Parish Church, Chapel, or other Place of religious Worship tolerated by Law, on *Sundays*, or on *Christmas Day*, *Good Friday*, or any other Day on which Divine Service is ordered by Authority to be celebrated, or who shall attend the Funeral of any Person dying, and to be buried in any of the said Parishes; or from any Clergyman going to or returning from visiting any sick Person, or upon other his parochial or ministerial Duty on a *Sunday*, or on *Christmas Day*, *Good Friday*,

Friday, or any other Day on which Divine Service is ordered by Authority to be celebrated; nor shall any Toll be demanded or taken for or in respect of any Horse, Cattle, or Beast, carrying any Passenger, or drawing any Coach, Landau, Berlin, Chariot, Calash, or Chair, going to or returning from any Election of a Knight or Knights of the Shire, to serve in Parliament for the said County of *Stafford* on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; and if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being entitled to the same, or shall make use of any Fraud whatsoever, whereby the Payment of the Tolls granted and continued by the said recited Acts and this Act, or any Part thereof, shall be evaded, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings, whereof One Moiety shall be applied to the Purposes of the said Acts and of this Act.

X. And be it further enacted, That all Persons who by Law are or shall be liable to do Statute Work, or are or shall be chargeable towards repairing and amending the said Roads or any Part thereof, shall still remain liable thereto in like Manner as heretofore; and it shall be lawful for any Two or more Justices of the Peace for the said County of *Stafford*, and they are hereby required and empowered, upon Application made to them by the said respective Trustees, or by their Treasurer, Clerk or Surveyor, or by their Order respectively, yearly to adjudge and determine what Part or Portion of the Statute Work shall every Year be done upon the said Roads, by the Inhabitants of the respective Parishes or Places in which the same do lie; and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish or Place, in lieu of or as a Composition for such Statute Work as aforesaid, shall be by him, her, or them, paid to the said Trustees, or to their Treasurer or Treasurers; and in order thereunto it shall be lawful for such Justices, from Time to Time, to summon the Surveyor or Surveyors of the Highways for every such Parish or Place, to bring in Lists before such Justices at some Place to be expressed in such Summons (within Ten Days after the serving of such Summons) of the Names of the several Persons who within such Parish or Place are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams or Draughts, or otherwise, and also the Amount of the respective Sums to be paid, which List of Names shall be made in such Manner, and under such Regulations and Restrictions, as are or may be directed by any Law or Statute in force or effect for the Repairs of the public Highways; and out of such Lists the said Justices shall and may allot, appoint, and order such and so many of the Persons who shall appear subject and liable to Statute Work as aforesaid, to do such Number of Days Statute Work as aforesaid upon the said Roads as the said Justices shall think reasonable, and the same shall be done at such Days and at such Times (not being Hay-time or Harvest) and in such Parts of the said Roads as the said Trustees, or their Surveyor or Surveyors respectively, shall from Time to Time order, direct, and appoint; and the said Justices shall and may also order and direct the Persons who by such Lists shall appear to be subject and liable to the Payment of any Money in lieu of or as a Composition for Statute Work as aforesaid, to pay such Proportion thereof as the said Justices shall think proper,

proper, to the said Trustees or their Treasurer respectively, at such Time or Times as the said Justices shall direct; and in Default of Payment thereof, the same shall and may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner as any Penalty is by the said Act authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice in Writing given to or left for him, her, or them, at his, her, or their usual Place or Places of Abode for that Purpose, by any Surveyor to the said respective Trustees, shall, for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts, to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures, as such Person or Persons may be subject or liable to by any Law or Statute in force or effect for Repair of the public Highways; and if any Person who shall come to work as a Labourer, or shall be sent with any Team or Draught to work on the said Roads, shall be found idle or negligent by any Surveyor to the said respective Trustees, such Surveyor is hereby empowered to remove and dismiss the Person who shall be found idle or negligent as aforesaid; and in that Case every such Person shall be subject and liable to the respective Forfeitures and Payments as aforesaid as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Roads; all which Forfeitures shall be paid to the Treasurer to the said respective Trustees, and applied towards amending the said Roads; and in case the said Surveyor or Surveyors of the Highways for any of the said Parishes or Places, shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly and wilfully give in false and imperfect Lists, every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

Application
of Compensation
Money
when
amounting to
200l.

XI. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Grounds, or other Hereditaments, purchased, taken, or used, by virtue of the Powers of the said recited Acts and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, 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 or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees respectively, for executing the said Acts and this Act within their said respective Districts, 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, Grounds, or other Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances or Part thereof, as the said Court shall authorize to be paid affecting the same Lands, Grounds, or Hereditaments, standing settled therewith, to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied,

plied, then the same shall be laid out and invested under the like Direction and Approbation of the said Court in the Purchase of other Lands, Grounds, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Grounds, or other Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General in his Name, in the Purchase of Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until such 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 Lands, Grounds, or other Hereditaments, so hereby directed to be purchased, in case such Purchase or Settlement were made.

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

Application where the Compensation Money is less than 200l. and above 20l.

XIII. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned shall be less than Twenty Pounds, then and in 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 Lands, Grounds, or other Hereditaments so purchased, taken, or used, for the Purposes of this Act, in such Manner as the said respective Trustees, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Application where the Money is less than 20l.

[*Loc. & Per.*]

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XIV. And

In case of not
making out
Titles.

XIV. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments to be purchased by virtue of the said recited Acts and this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said respective Trustees; or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments, be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Trustees to order the said Sum or Sums of Money so awarded as aforesaid, to be paid into the Bank of *England*, in the Name and with the Privy of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments [*describing them*] subject to the Order, Controul, and Disposition of the said Court of Chancery, which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest, of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Where any
Question
shall arise
touching any
Title to the
Money to be
paid, the Per-
son in Possession shall
be entitled.

XV. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privy of the Accountant General of the Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest, in any Lands, Tenements, or Hereditaments, to be purchased in pursuance of the said recited Acts and this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or Hereditaments, at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

XVI. Provided also, and be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments, to be purchased under the Authority of the said recited Acts and this Act, the Purchase Money of the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of the said recited Acts and this Act, it shall and may be lawful to and for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of the said Acts and this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Trustees respectively out of the Monies to be received by virtue of the said Acts and this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

The Court of Chancery may order reasonable Expences to be paid by the Trustees.

XVII. And be it further enacted, That the Charges and Expences of obtaining and passing this Act, shall be paid out of the Monies already raised by virtue of the said recited Acts, or out of the Monies which shall be first raised by virtue thereof and of this Act, within the said respective Districts, in equal Moieties, and in preference to all other Payments whatsoever.

Paying Expences of the Act.

XVIII. And be it enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

Public Act.

XIX. And be it further enacted, That the Term granted and continued by the said recited Acts shall, upon the passing hereof, cease and determine; and that the said recited Acts (subject as herein-before mentioned) 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.

Term of the Act.

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