ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

Cap. 86.

An Act to continue the Term and enlarge the Powers of Two Acts of His present Majesty, for amending the Road from the Pinfold, in *Balby*, in the County of *York*, to *Worksop*, in the County of *Nottingham*.

[20th *May* 1809.]

WHEREAS an Act was passed in the Fifth Year of the Reign of His present Majesty, intituled, *An Act for amending the Road from the* Pinfold, *in* Balby, *in the County of* York, *to* Worksop, *in the County of* Nottingham: And whereas another Act was passed in the Twenty-seventh Year of the Reign of His said Majesty, intituled, *An Act for enlarging the Term and Powers of an Act, made in the Fifth Year of the Reign of His present Majesty, intituled,* 'An Act for amending 'the Road from the Pinfold, *in* Balby, *in the County of* York, *to* Worksop, 'in the County of Nottingham:' And whereas the Trustees appointed in and by virtue of the said Acts have proceeded to carry the same into Execution, and have borrowed considerable Sums of Money upon the Credit of the Tolls thereby granted and directed to be taken upon the said Road, and which Sums of Money, with a large Arrear of Interest, still remain due and owing; and the said Road cannot be effectually amended and kept in Repair, nor the said Sums of Money repaid, unless the Term and Powers of the said Acts be further continued and 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, and all and every the Clauses, Powers, Authorities, Provisions, Penalties, Forfeitures, Matters, and Things therein contained, (except such Parts thereof as relate to Exemption from Stamp Duties; and also such as have been varied, altered, or repealed, or

5 G. 3. c. 67.

27 G. 3. c. 84.

Acts further continued.

or are hereby varied, altered, or repealed), shall be and remain in full Force and Effect, and be executed for and during the Term herein-after mentioned, as fully and effectually to all Intents and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, as if the same were repeated and re-enacted in the Body of this Act; but subject nevertheless to the Amendments, Alterations, and Additions herein contained; and the Term and Powers hereby granted shall be, and are hereby declared to be subject and liable to the Payment of all Sums of Money now due and owing on the Credit of the said recited Acts, and of such other Sums as shall be borrowed upon the Credit thereof, and of this Act, and all Interest due and to become due thereon respectively.

Additional Trustees.

II. And be it further enacted, That *Thomas Athorpe*, *George Beardsall*, *Hugh Blaydes*, *John Brewin*, *John Champion*, *Thomas Clay*, *John Cleaver* Clerk, *William Cooke*, *John Cooke*, *Bryan William Derwin Cooke*, *John Craven*, *William Henry Dixon* Clerk, *James Fenton*, *William Carr Fenton*, *John Froggatt*, *Robert Goodenough*, *George Bustard Greaves*, *William Greaves*, *William Gregory*, *Henry Heaton*, *Michael Humble*, *James Jackson*, *Henry Gally Knight*, *William Marson*, *Thomas Mellish*, *Henry Francis Mellish*, the Right Honourable *Charles Pierrepoint* commonly called Lord Viscount *Newark*, *John Nettleship*, *John Nicholson*, *Robert Ramsden* the Younger, *John Rogers*, the Honourable and Reverend *John Lumley Saville*, *Richard Thomas Sharpe*, *Thomas Stacye* Clerk, the Right Honourable *William Henry Cavendish Bentinck Scott* commonly called the Marquis of *Titchfield*, *Joshua Walker*, *Henry Walker*, *Henry Brown Waddcock*, *George Woollam*, and *James Yates*, shall be, and they are hereby added to and joined with the surviving Trustees, appointed in, or elected by virtue of the said recited Acts; and the said Trustees hereby appointed, and their Successors respectively, being qualified as in the said second recited Act is mentioned, shall have the like Powers and Authorities to act in the Execution of the said recited Acts and of this Act, as fully and effectually to all Intents and Purposes as if they had been appointed Trustees in or by virtue of the said recited Acts.

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

III. And be it further enacted, That all Actions, Suits, Prosecutions, Informations, Appeals, and other Proceedings whatsoever, to be had, taken, prosecuted or defended, by or against the said Trustees, shall be had, taken, prosecuted, or defended in the Name of their Treasurer or Clerk; and that no Action, Suit, Prosecution, Information, Appeal, or other Proceeding to be had, taken, prosecuted, or defended by or against the said Trustees, or any of them, by virtue of this or the said recited Acts, shall abate or be discontinued by the Death or Removal of any such Treasurer or Clerk; but that the Treasurer or Clerk, for the Time being, to the said Trustees shall always be deemed the Plaintiff, Prosecutor, Informant, Appellant, Defendant, or Respondent in any such Action, Suit, Prosecution, Information, Appeal, or other Proceeding, as the Case shall be: Provided always, that such Treasurer or Clerk, in whose Name any such Action, Suit, Prosecution, Information, Appeal, or other Proceeding, shall be had, taken, prosecuted, or defended, in pursuance of this Act, shall be fully reimbursed and paid out of the Monies arising by virtue of this or the said recited Acts, all such Costs, Charges, Damages, and Expences as by the Event, or in consequence of any such Action, Suit, Prosecution, Information, Appeal, or other Proceedings, he shall pay, bear, sustain, expend, or be put unto, or become chargeable with, or liable for, or be fairly entitled to, by reason of his being so made Plaintiff, Defendant, Informant, Appellant, or Respondent as aforesaid.

IV. And

Toll Bar-keepers competent Witneſſes.

IV. And be it further enacted, That in caſe any Diſpute, Suit, or Litigation ſhall ariſe, touching, or in anywiſe relating to the ſaid Tolls, or to any other Matter or Thing done in the Execution of this or the ſaid recited Acts, the Perſon or Perſons appointed to collect the Tolls, or any other Perſon or Perſons acting by or under the Authority of the ſaid Truſtees, ſhall not be incompetent to give Evidence in any ſuch Diſpute, Suit, or Litigation, by reaſon of his, her, or their being ſo appointed to collect the ſaid Tolls, or acting under the Authority of the ſaid Truſtees.

General Exemptions.

V. And be it further enacted, That the Exemptions granted by the ſaid recited Acts ſhall be, and the ſame are hereby repealed, and that from and after the paſſing of this Act no Toll ſhall be demanded or taken for any Horſe, Mare, Gelding, Mule, or other Cattle, drawing any Carriage going for or returning laden or unladen, being or having been laden only with Hedgewood, or other Materials, uſed for the repairing of Fences, within any of the Pariſhes, or Places, liable to do Statute Duty on the ſaid Road, or for any Waggons, Wains, Carts, Carriages, or Horſes, employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying on the ſame Day, any Stones, Bricks, Timber, Wood, Gravel, or other Materials, for repairing of the ſaid Road, or any of the Roads in the Townſhips or Pariſhes in which any Part of ſuch Road doth lie; or Hay, Straw, or Corn in the Straw only, not ſold or diſpoſed of, but paſſing to be laid up or placed in the Out-houſes, or on the Lands of the Owners or Occupiers thereof; or for any Waggons, Wains, Carts, Carriages, or Horſes employed in carrying or conveying, or going empty to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying any Ploughs, Harrows, or Implements of Huſbandry, or any Mould, Dung, Compoſt, or Manure employed in Huſbandry, for manuring or improving Lands, or for any Horſes or Cattle going to, or returning from Paſture, or Watering Places; or going to be, or returning from being ſhoed or farried; or from any Perſon going to or returning from his proper parochial Church, Chapel, or other Place of religious Worſhip, tolerated by Law, on a *Sunday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated, or attending the Funeral of any Perſon that ſhall die and 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 any other Day on which Divine Service is ordered by Authority to be celebrated; or for any Horſes, Cattle, or Carriages, of whatever Deſcription, employed or to be employed in conveying the Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, either when employed in conveying, fetching, or guarding ſuch Mails or Expreſſes, or in returning back from conveying the ſame; or for any Horſes, Carts, or Waggons, attending any Soldiers upon their March or on Duty, or drawing any Carriage attending them with their Arms or Baggage; nor for any Waggon, Wain, Cart, or other Carriage whatſoever, or the Horſe or Horſes, or other Cattle drawing the ſame, which ſhall be employed in conveying any Ordnance, Barrack, or Commiſſariat or other public Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces; or for any Horſe, Mare, or Gelding, furniſhed by or for any Perſons belonging to any Corps of Yeomanry or Volunteer Cavalry,

Cavalry, and rode by them in going to or returning from the Place 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 Exemption as aforeſaid; or for any Horſes, Carts, or Waggons, employed in the Conveyance of Vagrants ſent by legal Paſſes; or for any Horſe, Cattle, or Beaſt, drawing any Coach, Landau, Berlin, Chariot, Calaſh, or Chair, or any Paſſenger on Horſeback, going to or returning from any Election of a Knight or Knights of the Shire, to ſerve in Parliament for the Counties of *York* or *Nottingham*, 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 or Perſons ſhall, in any fraudulent or colluſive Manner whatſoever, claim and take the Benefit of any of the Exemptions, by this Act granted, not being entitled to the ſame, every ſuch Perſon ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Forty Shillings, One Moiety whereof ſhall go to the Informer, and the other Moiety ſhall be applied to the Purpoſes of the ſaid Acts, and this Act.

Stores.

VI. And be it further enacted, That no Perſon owning or driving, or cauſing to be driven, any Waggon, Wain, Cart, or other Carriage provided for the Service of His Majeſty's Forces, or conveying any Ordnance, Barrack, or Commiſſariat or other public Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, ſhall be ſubject to any Penalty or Forfeiture for Overweight; nor ſhall any ſuch Waggon, Wain, Cart, or other Carriage, be ſtopped or detained by reaſon of any Weight in any ſuch Waggon, Wain, Cart, or other Carriage, or of being drawn by any Number of Horſes or Oxen; but it ſhall be lawful for any Owner or Driver of any ſuch Waggon, Wain, Cart or other Carriage, to put any Number of Horſes or Oxen to ſuch Waggon, Wain, Cart or other Carriage, any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in the ſaid recited Acts or this Act contained to the contrary notwithſtanding.

Perſons liable to Statute Work to continue ſo.

VII. 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 Road, or any Part thereof, ſhall ſtill remain liable thereto, in like Manner as heretofore; and it ſhall and may be lawful to and for any Two or more Juſtices of the Peace for the ſaid Counties of *York* and *Nottingham*, and they are hereby required, upon Application made to them by the ſaid Truſtees, or by their Clerk or Surveyor, by their Order reſpectively, to adjudge and determine what Part or Proportion of the Statute Work ſhall every Year be done upon the ſaid Road by the Inhabitants of the reſpective Pariſhes, Townſhips, or Places, in which the ſaid Road lies; and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh, Townſhip, 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; and in order thereunto, it ſhall and may be lawful to and for ſuch Juſtices, from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh, Townſhip, or Place, to bring in true and perfect Liſts in Writing, before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons, (within Fourteen Days after

after the ſerving of ſuch Summons) of the Names of the ſeveral Perſons who, within ſuch Pariſh, Townſhip, 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 Liſts ſhall be made in ſuch Manner, and under ſuch Regulations and Reſtrictions as is, are, or may be directed by any Law or Statute in Force and Effect for the Repair 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 to be ſubject and liable to Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Road, as the ſaid Juſtices ſhall think reaſonable; and the ſame ſhall be done on ſuch Days and at ſuch Times (not being Haytime or Harveſt), and on ſuch Parts of the ſaid Road as the ſaid Truſtees, or their Surveyor or Surveyors 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, to the ſaid Truſtees or their Treaſurer, at ſuch Time or Times as they 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 recited Acts 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 laſt or uſual Place or Places of Abode, for that Purpoſe, by any Surveyor to the ſaid 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 and Effect, for the 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 Road, ſhall be found idle or negligent, by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and turn off 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 Road; all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Road; 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 or wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Forty Shillings.

Application of Purchaſe Money when amounting to 200*l*.

VIII. And be it further enacted, That if any Money ſhall be paid or agreed or awarded to be paid for the Purchaſe of any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid

said recited Acts or this Act, for the Purposes thereof, which shall belong to any Body Politic, Corporate or Collegiate, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for and on Behalf of any Infant, Lunatic, Idiot, Feme Covert, or other Cestuique Trust, or to any Person whose Lands, Tenements, and Hereditaments, are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, 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 Privity of the Accountant General of the High Court of Chancery, to be placed to his Account, *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, in the Purchase or Redemption of the Land Tax, or 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, 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 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 Lands, Tenements, or Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as, at the Time of making such Conveyance and Settlement, shall be existing undetermined and capable of taking Effect; and in the mean Time and until such Purchase shall be made, the said Money shall, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name, in the Purchase of Three Pounds *per Centum* Consolidated, or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid by Order of the said Court, to the Person or Persons who would, for the Time being, have been entitled to the Rents and Profits of the said Tenements and Hereditaments to be purchased by virtue of the said recited Acts and this Act, in case such Purchase or Settlement were made.

Under 100*l.*

IX. Provided always, and be it further enacted, That if any Money so 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 any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed, or be equal to 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, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiotcy, or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name

and

and with the Privity of the ſaid Accountant General of the High Court of Chancery, and to 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 of the Truſtees for executing the ſaid recited 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.

Under 20 l.

X. Provided alſo, and be it further enacted, That where ſuch Money ſo agreed or awarded to be paid as laſt before-mentioned, ſhall be leſs than Twenty Pounds, then and in ſuch Caſes the ſame ſhall be applied to the Uſe of ſuch Perſon or Perſons who would, for the Time being, have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of the ſaid recited Acts and this Act, in ſuch Manner as the ſaid Truſtees ſhall think fit; or in caſe of Infancy, Idiotcy, or Lunacy, then ſuch Money ſhall be paid 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.

In caſe of not making out Titles.

XI. 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 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 Privity of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the ſaid 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 ſaid 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.

XII. Pro-

The Court of Chancery to direct the Payment of Expences.

XII. 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 for 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 recited Acts and this Act, or ſo much of ſuch Expences as the ſaid Court ſhall deem reaſonable, together with the neceſſary Coſts and Charges of obtaining ſuch Order, to be paid by the ſaid Truſtees or any Five or more of them, 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.

Notice of Actions.

XIII. Provided always, and be it further enacted, That no Action, Suit, Proſecution, Appeal, or other Proceeding, ſhall be commenced againſt any Perſon or Perſons for any Thing done in purſuance of the ſaid recited Acts or this Act, until Twenty-one Days after Notice in Writing (ſtating the Grounds of ſuch Action, Suit, Proſecution, Appeal, or other Proceeding) ſhall have been given by the Perſon or Perſons aggrieved, to the Perſon or Perſons againſt whom ſuch Action, Suit, Proſecution, Appeal, or other Proceeding ſhall be commenced, and alſo to the Treaſurer and Clerk to the ſaid Truſtees for the Time being.

For paying the Expences of this Act.

XIV. And be it further enacted, That the Coſts, Charges, and Expences, incident to and attending the obtaining and paſſing of this Act, ſhall be paid by the Truſtees for executing the ſaid Acts and this Act, or any Five or more of them, out of any Money already raiſed by virtue of the ſaid Acts, or out of the firſt Monies which ſhall be collected or received, by virtue of the ſaid Acts and this Act, in preference to all other Payments whatſoever.

Public Act.

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

Commencement and Duration of the Act.

XVI. And be it further enacted, That this Act ſhall commence upon the paſſing thereof, and ſhall continue and be in force during the Remainder of the Terms granted by the ſaid recited Acts, and from the Expiration thereof, 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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