ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 51.

An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, passed in the Twenty-eighth Year of King *George* the Second, and the Twenty-first Year of His present Majesty, for repairing the Road from *Cocking End* near *Addingham*, in the West Riding of the County of *York*, through *Kildwick*, to *Black Lane End*, in the County Palatine of *Lancaster*. [27th *May* 1803.]

WHEREAS an Act was made in the Twenty-eighth Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for repairing, widening, and mending the Road from* Cocking End *near* Addingham, *in the West Riding of the County of* York, *through* Kildwick, *to* Black Lane End, *in the County Palatine of* Lancaster: 28 Geo. 2.
And whereas another Act was made in the Twenty-first Year of the Reign of His present Majesty, for enlarging the Term and Powers of the said recited Act: 21 Geo. 3.
And whereas the Trustees for the Care and Management of the said Road have made great Progress in the Repair thereof, and for that Purpose have borrowed several considerable Sums of Money on the Credit of the Tolls authorized to be collected thereon, which still remain due, and the same cannot be repaid, and the said Road amended and kept in

Repair, unleſs the Term of the ſaid Acts (which is near expiring) be further continued, and ſome of the Tolls increaſed: 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ſame, That, from and immediately after the Commencement of this Act, the Term granted by the ſaid recited Acts ſhall be repealed; and that the ſaid recited Acts, and all the Clauſes, Powers, Authorities, Proviſions, Exemptions, Penalties, Forfeitures, Matters, and Things therein contained (except ſuch Parts thereof as are hereby varied, altered, or repealed, and alſo ſuch as relate to Exemption from Stamp Duties), ſhall be and remain in full Force and Effect, and, together with this preſent Act, ſhall be put in Execution for the ſeveral Purpoſes thereby and hereby intended, for and during the Term herein after granted, as fully and effectually in all Reſpects, and to all Intents and Purpoſes whatſoever, as if the ſame were expreſsly repeated and re-enacted in the Body of this preſent Act; which ſaid Term hereby granted ſhall be and is hereby declared to be ſubject and liable to the Payment of all Monies now due and owing on the Credit of the ſaid recited Acts, or which ſhall or may hereafter be borrowed or become due on the Credit of the ſaid recited Acts and of this Act, and all Intereſt due and to become due for the ſame reſpectively.

Acts further continued.

II. And be it further enacted, That, from and after the Commencement of this Act, the Tolls payable in and by the ſaid recited Act of the Twenty-eighth Year of His late Majeſty, for and upon all Waggons, Wains, Carts, or other Carriages, drawn by Horſes or Beaſts of Draught (except thoſe going empty for or laden with Coals or Lime), ſhall ceaſe, determine, and be no longer paid or payable; and that in lieu thereof the following Tolls ſhall be demanded and taken, before any Waggons, Wains, Carts, or other Carriages, drawn by Horſes or Beaſts of Draught, ſhall be permitted to paſs through any Turnpike or Toll Gate erected or to be erected by virtue of the ſaid recited Acts or this Act, upon and acroſs the ſaid Road, or upon and acroſs any Lane or Way leading into the ſame; (that is to ſay),

Tolls on Waggons, *etc.* repealed, and others granted.

For every Waggon, Wain, Cart, or other Carriage, drawn by Six Horſes, or Beaſts of Draught, the Sum of Two Shillings; and drawn by Five or Four Horſes, or Beaſts of Draught, the Sum of One Shilling and Eight-pence; and drawn by Three or Two Horſes, or Beaſts of Draught, the Sum of One Shilling and Four-pence; and drawn by One Horſe or Beaſt of Draught, the Sum of Sixpence.

III. And be it further enacted, That the ſaid Truſtees, or any Five or more of them, ſhall and may, and they are hereby authorized and empowered, from Time to Time, to leſſen or reduce all or any of the ſaid reſpective Tolls hereby granted and made payable, for ſuch Time or Times as they ſhall think proper; and to raiſe again the Tolls ſo leſſened or reduced, or any Part thereof, ſo that the ſame do never exceed the Tolls hereinbefore granted; but Twenty-one Days Notice thereof at the leaſt ſhall be given in ſome publick Newſpaper, and upon all the Toll Gates or Turnpikes which ſhall be then ſtanding upon the ſaid Road, previous to any ſuch Alteration in the ſaid Tolls.

Power to vary Tolls.

IV. And

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

IV. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid for any Lands, Grounds, 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 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, 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 other Hereditaments, ſtanding ſettled therewith to the ſame or the like Uſes, Truſts, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, Grounds, or other Hereditaments, which ſhall be conveyed and ſettled to, for, and upon ſuch and the like Uſes, Truſts, Intents, and Purpoſes, and in the ſame Manner as the Lands, Grounds, or other Hereditaments, which ſhall be ſo purchaſed, taken, or uſed as aforeſaid, ſtood ſettled or limited, or ſuch of them as at the Time of making ſuch Conveyance and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the mean Time and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall by Order of the ſaid Court of Chancery, upon Application thereto, be veſted 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 Lands, Grounds, or other Hereditaments, ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

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

V. 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

Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner herein-before directed; or otherwiſe the ſame ſhall be paid, (at the like Option) to Two Truſtees, to be nominated by the Perſon or Perſons making ſuch Option, and approved of by Five or more of the ſaid Truſtees (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties), in order that ſuch Principal Money, and the Dividends ariſing thereon, may be applied in any Manner herein-before directed, ſo far as the Caſe be applicable, without obtaining, or being required to obtain, the Direction or Approbation of the Court of Chancery.

Application where the Money is leſs than 20*l.*

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

For paying the Expences of the Act.

VII. And be it further enacted, That the Coſts, Charges, and Expences, incident to and attending the procuring and obtaining of this Act, together with lawful Intereſt for the ſame, from the Time of advancing the ſame till the Time of Payment, ſhall be paid and ſatisfied by the ſaid Truſtees; and that it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, and they are hereby directed and required, to order and direct the Payment of the ſaid Charges and Expences, with Intereſt as aforeſaid, out of the firſt Monies that ſhall be collected, borrowed, or received, by virtue of the ſaid recited Acts and this Act, in Preference to all other Payments and Diſburſements whatſoever.

Publick Act.

VIII. And be it further 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 other Perſons whomſoever, without ſpecially pleading the ſame.

Commencement and Continuance of this Act.

IX. And be it further enacted, That this Act ſhall commence and take place from and immediately after the Firſt Day of *July* One thouſand eight hundred and three, and ſhall continue in Force 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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