ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

Cap. 57.

An Act for continuing the Term and enlarging the Powers of several Acts passed for repairing the Road from *Cranford Bridge* in the County of *Middlesex*, to that End of *Maidenhead Bridge* which lies in the County of *Bucks*; and for amending the Road from *Slough* to a certain Place in *Eton*, and from *Langley Broom* to *Datchet Bridge*, in the County of *Buckingham*. [12th *May* 1809.]

WHEREAS an Act was passed in the Thirteenth Year of the Reign of King *George* the First, intituled, *An Act for repairing the Road from* Cranford Bridge *in the County of* Middlesex, *to that End of* Maidenhead Bridge *which lies in the County of* Bucks: And whereas an Act was passed in the Seventeenth Year of the Reign of His late Majesty King *George* the Second, intituled, *An Act for continuing and enlarging the Term and Powers granted by an Act of Parliament, passed in the Thirteenth Year of the Reign of His late Majesty King* George *the First, for repairing the Road from* Cranford Bridge *in the County of* Middlesex, *to that End of* Maidenhead Bridge *which lies in the County of* Bucks: And whereas an Act was passed in the Seventh Year of the Reign of His present Majesty King *George* the Third, intituled, *An Act to enlarge the Term and Powers of Two Acts, passed in the Thirteenth Year of King* George *the First, and the Seventeenth of His late Majesty, for repairing the Road from* Cranford

13 G. 1. c. 31.

17 G. 2. c. 19.

7 G. 3. c. 68.

Cranford Bridge *in the County of* Middlesex, *to that End of* Maidenhead Bridge *which lies in the County of* Bucks; *and for amending the Road from* Slough *to a certain Place in* Eton, *and from* Langley Broom *to* Datchet Bridge *in the County of* Buckingham: And whereas an Act was passed in the Thirty-sixth Year of the Reign of His present Majesty King *George* the Third, intituled, *An Act to enlarge the Term and Powers of the said Three Acts, passed in the Thirteenth Year of King* George *the First, the Seventeenth Year of King* George *the Second, and the Seventh Year of His present Majesty, for repairing the Road from* Cranford Bridge *in the County of* Middlesex, *to that End of* Maidenhead Bridge *which lies in the County of* Bucks; *and for amending the Road from* Slough *to a certain Place in* Eton, *and from* Langley Broom *to* Datchet Bridge *in the County of* Buckingham: And whereas great Progress hath been made in amending the Roads comprized in the said Acts, and a considerable Sum of Money hath been borrowed on the Credit of the Tolls thereby granted, a great Part of which is now due and owing, and the said Debt cannot be discharged, and the said Roads be completely amended, widened, and kept in Repair, unless the Tolls granted by the said Acts are increased, and the Term of the said Acts are further continued, and some of the Powers thereof altered 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,

36 G. 3. c. 140

Additional Term granted.

That, from and immediately after the Commencement of this Act, the Term granted by the said recited Act 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 on the said Roads 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.

Trustees of former Acts to execute this also.

II. And be it further enacted, That the Trustees appointed by or to be appointed in pursuance of the said former Acts, or any or either of them, shall and they are hereby to all Intents and Purposes authorized and empowered to put the said former Acts and this present Act in Execution.

Present Tolls discontinued and new ones granted.

III. And be it further enacted, That, from and after the Commencement of this Act, the several Tolls and Duties payable by virtue of the said recited Acts, or any of them, shall cease, determine, and be no longer paid or payable, and that in lieu thereof the following Tolls shall thenceforth be demanded and taken by virtue of the said recited Acts and this Act, before any Carriage, Horse, Mule, Cattle, or Beast shall be permitted to pass through any Turnpike, Toll Gate, or Bar erected or to

be erected on, in, acroſs, or by the Side of the ſaid Roads, or any of them, or any Part thereof; *videlicet*,

For every Coach, Barouche, Berlin, Landau, Chariot, Calaſh, Chaiſe, or Chair, drawn by Six or more Horſes, the Sum of One Shilling and Sixpence: The Tolls.

For every Coach, Barouche, Berlin, Landau, Chariot, Calaſh, Chaiſe or Chair, drawn by Four Horſes, the Sum of One Shilling:

For every Coach, Barouche, Berlin, Landau, Chariot, Calaſh, Chaiſe, or Chair, drawn by Three Horſes, the Sum of Nine-pence:

For every Coach, Barouche, Berlin, Landau, Chariot, Calaſh, Curricle, Chaiſe or Chair, drawn by Two Horſes, the Sum of Six-pence:

For every Calaſh, Chaiſe or Chair, drawn by One Horſe, the Sum of Three-pence:

For every Waggon, Wain, Car, Cart or Carriage, drawn by Eight or more Horſes or Oxen, the Sum of One Shilling and Four-pence; and drawn by Seven Horſes or Oxen, the Sum of One Shilling and Two-pence; and drawn by Six Horſes or Oxen, the Sum of One Shilling; and drawn by Five Horſes or Oxen, the Sum of Ten-pence; and drawn by Four Horſes or Oxen, the Sum of Eight-pence; and drawn by Three Horſes or Oxen, the Sum of Sixpence; and drawn by Two Horſes or Oxen, the Sum of Four-pence; and for every Car, Cart, or Carriage, drawn by One Horſe or Ox, Mule, or Aſs, the Sum of Two-pence:

For every Horſe, Mule or Aſs, laden or unladen and not drawing, the Sum of One Penny Halfpenny:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of One Shilling and Eight-pence *per* Score; and ſo in Proportion for any greater or leſſer Number:

For every Drove of Calves, Hogs, Pigs, Sheep or Lambs, the Sum of Ten-pence *per* Score; and ſo in Proportion for any greater or leſſer Number:

All which ſaid reſpective Sums of Money ſhall be demanded and taken in the Name of and as Toll or Duty, and the ſame and every Part thereof ſhall be and are hereby veſted in the Truſtees for putting the ſaid recited Acts and this Act in Execution; and the ſame and every Part thereof ſhall and may be demanded, collected, and recovered, demiſed, leaſed, mortgaged, and aſſigned, in ſuch Manner as are directed by the ſaid recited Acts with reſpect to the Tolls thereby directed to be taken, but ſubject nevertheleſs to this Act, and the Powers, Proviſions, and Directions herein contained; and the ſame Tolls and every Part thereof, and all and every Sum and Sums of Money remaining in the Hands of the Treaſurer or Treaſurers of the Truſtees, under or by virtue of the ſaid recited Acts, or any of them, ſhall be (ſubject nevertheleſs to the Repayment of all and every Sum and Sums of Money now due and owing on the Credit of the ſaid recited Acts, or hereafter to be borrowed on the Credit of this Act, and the Intereſt thereof) applied in erecting, removing, or altering Turnpike Gates and Toll Houſes, and in amending, widening, and repairing the ſaid Roads, and in defraying all neceſſary Coſts, Charges, and Expences attending the ſame, and the Execution of the ſaid recited Acts and this Act, in ſuch Manner and under ſuch Regulations as the ſaid Truſtees, or any Five or more of them, ſhall direct. Tolls veſted in Truſtees. Application of the Tolls.

IV. Provided

Trustees not to act where interested.

Qualification of Trustees.

IV. Provided always, and be it further enacted, That no Person shall be capable of acting as a Trustee under the Authority of this Act, or any of the said recited Acts, in any Case where he shall be personally interested; or unless he shall be in his own Right, or in the Right of his Wife, in the actual Possession and Enjoyment or Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments of the clear yearly Value of One hundred Pounds, or shall be Heir Apparent of some Person having such Estate of the clear yearly Value of Five hundred Pounds, or possessed of a Personal Estate to the Amount or Value of Two thousand Pounds; and if any Person hereby made incapable of acting as a Trustee under the Authority of this Act, or any of the said recited Acts, shall act as such, every such Person shall, for every such Offence, forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, together with Costs of Suit; and the Person so prosecuted shall prove that he is qualified or capable of acting as aforesaid, or otherwise shall pay the said Penalty, without any other Proof or Evidence on the Part of the Prosecutor than that such Person hath acted as a Trustee in the Execution of this Act, or the said recited Acts, or any of them.

Trustees to be sworn.

V. Provided always, and be it further enacted, That every Trustee already elected or hereafter to be elected, before he shall act as such (except in administering the following Oath), shall take and subscribe an Oath before One or more of the said Trustees (who is and are hereby empowered to administer the same), in the Form following; that is to say,

The Oath.

'I *A. B.* do swear, That I am in my own Right [*or*, in the Right of my Wife] in the actual Possession and Enjoyment [*or*, Receipt] of the Rents and Profits of Lands, Tenements, or Hereditaments of the clear yearly Value of One hundred Pounds, [*or*, am Heir Apparent to *C. D.* having an Estate in Lands, Tenements, or Hereditaments of the clear yearly Value of Five hundred Pounds], [*or*, am possessed of a Personal Estate to the Amount or Value of Two thousand Pounds]; and that I will, without Favour or Affection, truly, faithfully, and impartially, execute, perform, and discharge the Office and Duty of a Trustee, according to the Powers, Authorities, and Directions given and established in and by the several Acts of Parliament made for repairing the Road from *Cranford Bridge* in the County of *Middlesex*, to that End of *Maidenhead Bridge* which lies in the County of *Bucks*; and for amending the Road from *Slough* to a certain Place in *Eton*, and from *Langley Broom* to *Datchet Bridge*, in the County of *Buckingham*; and that I will execute the said Acts according to the best of my Skill and Knowledge.

'So help me GOD.'

In what Manner the Orders of former Meetings are to be rescinded.

VI. And be it further enacted, That from and after the passing of this Act, it shall not be lawful for the Trustees acting under the Authority of the said recited Acts or this Act, at any Meeting, to rescind, repeal, alter, or make void any Vote, Determination, Resolution, or Order made by the said Trustees at any of their Meetings, unless Twenty-one Days Notice of the Time and Place of the holding such subsequent Meeting, and of the Intent and Purpose then and there of considering such former

Vote,

Vote, Determination, Reſolution, or Order, and, if found expedient, of reſcinding, repealing, altering, or making void the ſame, ſhall be given by the Clerk in ſome Newſpaper circulated in the ſaid Counties of *Middleſex* and *Bucks*, and unleſs alſo there ſhall be as many Truſtees preſent at ſuch ſubſequent Meeting as there were preſent at ſuch former Meeting.

Collectors of Tolls not incompetent to be examined as Witneſſes.

VII. And be it further enacted, That in caſe any Diſpute, Suit, or Litigation ſhall ariſe touching or in anywiſe relating to the Tolls by this Act authorized to be collected, or any of them, the Perſon or Perſons appointed to collect the ſame, 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.

Exemptions from Toll.

VIII. And be it further enacted, That no Toll ſhall be demanded or taken 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 of the ſaid Roads, or any of the Highways or publick Roads in the Pariſhes or Places in which the Roads hereby intended to be repaired and improved, 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 any Land or Ground, or going for or returning unladen, or only laden with Hay, Straw, Corn in the Straw, or Wood for the Owners Fuel or Conſumption, cut and taken from Lands in his own Occupation unſold and not for Sale, but to be laid up in the Houſes, Outhouſes, Yards, or on the Premiſes of any Inhabitant of the reſpective Pariſhes in which the ſaid Roads do lie, or for any Plough, Harrow, Dray, or other Implements 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 ſhoed or farried; 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 or guarding the ſame, or in returning back from conveying or guarding 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 returning back from carrying the ſame; 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 publick 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 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 be in the Uniform of their reſpective Corps, and have their Arms, Furniture, and Accoutre-

ments 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, or returning from so doing; 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 Roads 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 any other his Parochial or Ministerial Duty, on a *Sunday*, or on *Christmas Day*, *Good 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, Landaulet, Chariot, Gig or other Carriage going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the said Counties of *Middlesex* and *Bucks*, or either of them, 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 towards repairing or amending the said Roads, and the other Moiety thereof shall be paid to the Use of the Informer.

Stores.

IX. 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 publick 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 this or the said recited Acts contained to the contrary notwithstanding.

All Gates to be made on the Sides of the Road to open inward towards the Field.

X. And be it further enacted, That all Gates to be hereafter made and placed in any Field or Ground adjoining to the said Roads, or any of them, shall be made and hung as to open inward towards such Field or Ground, and not outwards towards the said Roads, or any of them; and that it shall be lawful for the said Trustees to cause all or any of such Gates as are now erected, and open outward towards any of the said Roads, to be altered and made to open inward, as they the said Trustees shall think proper.

XI. And

Penalty on Perſons laying Straw, &c. on the Roads.

XI. And be it further enacted, That if any Perſon or Perſons ſhall lay any Hay, Straw, or other Matter or Thing in or upon any Part of the ſaid Roads to be made into Manure, or ſhall ſcrape off any Gravel, Mud, Soil, or other Materials of or belonging to the ſaid Roads, otherwiſe than by and under the Direction of the ſaid Truſtees; or ſhall wilfully turn out any Cattle or Pigs, for the Purpoſe of feeding or ſtraying, in, along, or by the Side of the ſaid Roads, or any Part thereof; or if any Perſon or Perſons ſhall leave any Waggon, Cart, or other ſuch Carriage, in or upon the ſaid Roads, either with or without any Horſe or Beaſt of Draught harneſſed or yoked thereto (except in Caſes of Accident, and except alſo during ſuch reaſonable Time as ſuch Waggon, Cart, or other Carriage ſhall be loading or unloading, and ſtanding as near the Side of the ſaid Roads as conveniently may be); or ſhall lay any Piece of Timber, or any Stones, Brick, Hay, Straw, Dung, Manure, Earth, Soil, or other Matter or Thing whatſoever, in or upon any Part of the ſaid Roads, or on the Side or Sides thereof, to the Annoyance or Prejudice of any Perſon or Perſons travelling thereon; every Perſon ſo offending ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Forty Shillings.

For regulating the Statute Labour on the ſaid Roads.

XII. 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 County in which ſuch Roads, or any Part or Parts thereof are or is ſituate, and they are hereby required and empowered, upon Application made to them by the ſaid Truſtees, or any Five or more of them, or by their Treaſurer, Clerk or Surveyor, by their Order yearly to adjudge and determine what Part or Proportion 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 Liſts 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 publick Highways; and out of ſuch Liſts the ſaid Truſtees ſhall and may appoint, allot, 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 in every Year 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 Haytime or Harveſt), and in ſuch Parts of the ſaid Roads, as the ſaid Truſtees

or

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 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 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 uſual Place or Places of Abode for that Purpoſe, by any Surveyor of or 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 or effect for the Repair of publick 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 of or to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and diſmiſs the Perſon who ſhall be ſo found idle or negligent as aforeſaid; and in that Caſe, any 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 of or to the ſaid 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 exceeding 200l.

XIII. 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 recited Acts or this Act for the Purpoſes thereof, which ſhall belong to any Body Politick, Corporate or Collegiate, or to any Feoffee in Truſt, Executor, Adminiſtrator, Huſband, Guardian, Committee, or other Truſtee, for or on Behalf of any Infant, Lunatick, Idiot, Feme Covert, or other Ceſtuique Truſt, or to any Perſon whoſe Lands or 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 there *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

mary 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 Lands, Tenements, and Hereditaments to be purchaſed by virtue of the ſaid recited Acts and this Act, in caſe ſuch Purchaſe or Settlement were made.

Application of ſuch Money when leſs than 200l.

XIV. 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 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 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 or therefrom, 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 of such Money, when under 20 l.

XV. 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 Lands, Tenements, or Hereditaments ſo purchaſed, taken, or uſed for the Purpoſe 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, or if Perſons cannot be found, Purchaſe Money to be paid into the Bank; ſubject to the Order of the Court of Chancery.

XVI. 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 Parties intereſted in the ſaid Lands, Tenements, or Hereditaments [*deſcribing them*], ſubject to the Order, Controul, and Diſpoſition of the 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 Publick 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 the Title to Money to be paid, the Perſon who ſhall be in Poſſeſſion of the Lands at the Time of ſuch Purchaſe ſhall be deemed entitled thereunto according to ſuch Poſſeſſion.

XVII. 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 or with the Privity 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 of 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.

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

XVIII. 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 out of the Monies to be received by virtue of the ſaid Acts and this Act, who ſhall from Time to Time pay ſuch Sum or Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

Expences of this Act.

XIX. And be it further enacted, That all Coſts and Charges expended in and about paſſing this preſent Act of Parliament, and all Money lent or due upon the Credit of the ſaid recited Acts, or for any Materials delivered or taken, or Work done purſuant to the ſame Acts, or otherwiſe due upon Account, or which hereafter ſhall become due upon Account, or by reaſon of putting the ſaid former Acts or this preſent Act in Execution, ſhall (as ſoon as may be) be paid out of the Money collected or borrowed by virtue of the ſaid former Acts and this preſent Act.

Publick Act.

XX. 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 others, without being ſpecially pleaded.

Commencement of this Act.

XXI. And be it further enacted, That this Act ſhall commence and take place from the Thirtieth Day of *July* next after the paſſing thereof, 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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