ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

Cap. 179.

An Act for vesting certain Estates late of *Thomas Hodgkins* Esquire, lying in the respective Parishes of *Walsall* and *Aldridge*, in the County of *Stafford*, in Trustees in Trust, to sell the same and apply the Purchase Monies arising therefrom in paying off an Incumbrance upon such Estates, and otherwise, under the Directions of the High Court of Chancery. [15th *June* 1809.]

Order of Court of Chancery recited.

WHEREAS by an Order bearing Date the Sixth Day of *August* One thousand eight hundred and six, made in a Cause depending in the High Court of Chancery, wherein His Majesty's Attorney General at the Relation of Sir *Humphry Briggs* Baronet, and Sir *Robert Corbett* Baronet, was Informant, and the Right Honourable *Richard* Earl of *Bradford*, Sir *Rowland Wynne* Baronet, *Sir Charles Lloyd* Baronet, *John Charlton* Esquire, the Right Honourable *Ann* Lady *Torrington*, *Lancelot Burton* Esquire, and *Thomas Gibson* Esquire, were Defendants; stating, that *Samuel Compton Cox* Esquire, the Master to whom the said Cause stood transferred, by his Report, bearing Date the Eighteenth Day of *March* One thousand eight hundred and six, had certified that there then remained due from *Thomas Hodgkins* of *Walsall*, in the County of *Stafford*, (the Receiver of the Charity Estates in the said Cause), on the

Balance of his Accounts, to *Lady Day* One thouſand eight hundred and three, the Sum of Five thouſand two hundred and two Pounds Nine Shillings and Three-pence, and that the ſaid *Thomas Hodgkins* had propoſed to give Security to be approved of by the ſaid Maſter for ſuch Balance, and for all future Balances to be reported due from him, and to pay the Balance already reported due into the Bank by Inſtalments; it was ordered, that the ſaid *Thomas Hodgkins* ſhould lay Propoſals before the ſaid Maſter for ſuch Security, and in caſe he ſhould approve thereof, then the ſaid *Thomas Hodgkins* was to give ſuch Security upon his Real Eſtates; and it was ordered that he ſhould, on or before the Twenty-fourth Day of *December* then next, pay the Sum of Two thouſand Pounds, Part of his ſaid Balance, into the Bank, with the Privity of the Accountant General; and on or before the Twenty-fourth Day of *December* One thouſand eight hundred and ſeven, the like Sum of Two thouſand Pounds, other Part of ſuch Balance, with the like Privity; and on or before the Twenty-fourth Day of *December* One thouſand eight hundred and eight, the Remainder of the ſaid Balance, with the like Privity, to the Credit of the ſaid Cauſe of Attorney General againſt the Earl of *Bradford*: And whereas by Indentures of Leaſe and Releaſe, bearing Date reſpectively, the Fourth and Fifth Days of *September* One thouſand eight hundred and ſix, the Releaſe being of Four Parts, and purporting to be made between the ſaid *Thomas Hodgkins* and *Anne Hodgkins*, then his Wife and now his Widow, of the Firſt Part; the Right Honourable *Orlando* Lord *Bradford*, the Honourable *John Simpſon*, the Honourable and Reverend *George Bridgman*, *John Heaton* Eſquire, and *Thomas Eyton* Eſquire, the then Truſtees of the ſaid Charity of the Second Part; *Joſeph Curtis* of the Third Part; and *Charles Hodges Ware* of the Fourth Part; which ſaid Indentures were ſettled and approved of by Maſter *Cox* aforeſaid, the ſaid *Thomas Hodgkins* did for the Conſiderations therein mentioned, grant, convey, and aſſure unto the ſaid *Orlando* Lord *Bradford*, *John Simpſon*, *George Bridgman*, *John Heaton*, and *Thomas Eyton*, and their Heirs, certain Meſſuages and Lands, with their Appurtenances, lying in the reſpective Pariſhes of *Aldridge* and *Walſall* in the County of *Stafford*, and therein and in the Schedule to this Act annexed particularly deſcribed, and all the Intereſt of him the ſaid *Thomas Hodgkins* therein, to hold the ſame unto the ſaid *Orlando* Lord *Bradford*, *John Simpſon*, *George Bridgman*, *John Heaton*, and *Thomas Eyton*, their Heirs, and Aſſigns, but ſubject nevertheleſs to a Proviſo for Redemption of the ſaid Premiſes, if the ſaid *Thomas Hodgkins*, his Heirs, Executors, Adminiſtrators or Aſſigns, ſhould, on or before the Twenty-fourth Day of *December* then next enſuing, pay or cauſe to be paid into the Bank of *England*, with the Privity of the Accountant General, the Sum of Two thouſand Pounds, Part of the Balance reported due from him as aforeſaid; and ſhould, on or before the Twenty-fourth Day of *December* One thouſand eight hundred and ſeven, in like Manner pay into the Bank of *England*, with the like Privity, the further Sum of Two thouſand Pounds of like Money, other Part of the ſaid Balance; and ſhould, on or before the Twenty-fourth Day of *December* One thouſand eight hundred and eight, in like Manner pay into the Bank of *England*, with the like Privity of the ſaid Accountant General, the Remainder of the ſaid Balance, together with what ſhould be computed for Intereſt upon the ſaid Balance, at Five Pounds *per Centum per Annum* by the ſaid Maſter; and alſo pay at ſuch Time as the ſaid Maſter ſhould appoint, all future Balances or Sums of Money which might from Time to Time be reported due from him the ſaid *Thomas Hodgkins*, purſuant

ſuant to the ſaid Order of the Court of Chancery of the ſaid Sixth Day of *Auguſt* then laſt paſt; and in the ſaid Indenture of Releaſe, there is contained a Covenant by the ſaid *Thomas Hodgkins* for himſelf and his Heirs, and for the ſaid *Anne* his Wife, that they would, at the Requeſt of the ſaid *Orlando* Lord *Bradford*, *John Simpſon*, *George Bridgman*, *John Heaton*, and *Thomas Eyton*, or the Survivors or Survivor of them, or the Heirs of ſuch Survivor, acknowledge and levy in due Form of Law in the uſual Manner, One or more Fine or Fines, *ſur conuzance de droit come ceo, et cetera*, according to the Statute in that Caſe made and provided, unto the ſaid *Orlando* Lord *Bradford*, *John Simpſon*, *George Bridgman*, *John Heaton*, and *Thomas Eyton*, and the Heirs of one of them, of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, with the Appurtenances, which ſaid Fine it was thereby declared and agreed ſhould be and enure to the Uſe of the ſaid *Orlando* Lord *Bradford*, *John Simpſon*, *George Bridgman*, *John Heaton*, and *Thomas Eyton*, their Heirs and Aſſigns, ſubject nevertheleſs to the ſaid Condition for Redemption of the ſaid Premiſes: And whereas the ſaid *Thomas Hodgkins* died ſoon after executing the laſt-mentioned Indentures: And whereas a Suit hath been lately inſtituted in the High Court of Chancery, by the ſeveral Perſons Parties to the Indenture of Releaſe of the Fifth Day of *September* One thouſand eight hundred and ſix, of the Second Part, againſt the ſaid *Sarah Hodgkins* and *Ann Hodgkins* the younger, Infants, as the Co-heireſſes of the ſaid *Thomas Hodgkins*, deceaſed, for the Purpoſe of compelling a Foreclоſure of the ſaid mortgaged Premiſes and the ſaid *Sarah Hodgkins* and *Ann Hodgkins* the younger; have appeared by *Anne Hodgkins* the elder, as their Guardian, and put in their Anſwers; and the Truſtees of the ſaid Charity and Complainants in the laſt-mentioned Cauſe having applied to *Anne Hodgkins* aforeſaid, Widow of the ſaid *Thomas Hodgkins*, to relinquiſh her Right of Dower in the ſaid mortgaged Eſtates, and concur in a Sale thereof upon certain Terms, a Petition was ſoon after the coming in of the aforeſaid Anſwers preſented by *Anne Hodgkins* aforeſaid to the Lord High Chancellor, which was conſented to by the ſaid Truſtees; and by an Order made upon hearing the ſaid Petition, bearing Date the Twenty-third Day of *February* One thouſand eight hundred and nine, it was referred to Maſter *Cox*, to certify whether it would be for the Benefit of the ſaid Charity Eſtate, and of the Infant Defendants in the ſaid Cauſe, that *Anne Hodgkins* aforeſaid ſhould make an Application to Parliament for an Act to ſell the Freehold Eſtates of the ſaid *Thomas Hodgkins* compriſed in the ſaid Indentures of Mortgage, and whether thereupon it would alſo be for the Benefit of the ſaid Eſtate that the ſaid Mortgagees ſhould give to the ſaid *Anne Hodgkins*, as ſuch Adminiſtratrix, a Releaſe for the Money reported due from the ſaid *Thomas Hodgkins* as aforeſaid, and whether, after Payment of Principal and Intereſt of the ſaid Mortgage and Coſts of that Suit, and of the ſaid Application to Parliament, it would not be for the Benefit of the ſaid Infant Defendants, that the Surplus if any of the Money to ariſe by ſuch Sale ſhould be paid into Court in the Name of the Accountant General in Truſt in that Cauſe, to an Account to be intituled "The Infant's Account," ſubject to the further Order of the Court: And whereas the ſaid Maſter *Cox* made his Report, bearing Date the Sixth Day of *March* One thouſand eight hundred and nine, and thereby certified that he found that the ſaid *Thomas Hodgkins* died ſhortly after having executed the Indentures of Mortgage before mentioned inteſtate, and that he left the ſaid *Anne Hodgkins* his Widow, and *Ann Hodgkins* the younger, and *Sarah Hodgkins* Infants, under the Age of Twenty-

The Maſter's Report.

Twenty-one Years, his only Children and Co-heirs at Law him surviving, and that upon the Death of the said *Thomas Hodgkins*, the Equity of Redemption in the said mortgaged Premises descended upon and became vested in the said *Ann Hodgkins* the younger and *Sarah Hodgkins* Infants, and that Letters of Administration, bearing Date the Twenty-eighth Day of *March* One thousand eight hundred and seven, were granted to the said *Anne Hodgkins*, by the Prerogative Court of the Archbishop of *Canterbury*; and whereupon she as Administratrix of the said *Thomas Hodgkins* carried in before him the Final Account of the said *Thomas Hodgkins* Receipts and Payments in respect of the said Charity Estate, and the said Master found that by his Report, bearing Date the Fifteenth Day of *December* One thousand eight hundred and eight, there was then remaining due from the said *Thomas Hodgkins* or his Estate, the Final Balance of Four thousand six hundred and seventy-one Pounds and Seven-pence, and that on account of the Situation of the said *Thomas Hodgkins*'s Assets, the said *Anne Hodgkins* was unable to discharge the Sum so reported due, and that the said *Anne Hodgkins* did not join in executing the said Indentures of Lease and Release, nor in acknowledging the Fine covenanted to be levied as aforesaid, and that the said Infant *Sarah Hodgkins* is an Idiot, or of unsound Mind; therefore upon Consideration of the Circumstances aforesaid, and it appearing to the said Master that a considerable Part of the Estates mortgaged consist of Houses in the said Town of *Walsall* and the Parish of *Aldridge*, and that the Whole of the said mortgaged Premises are at a Distance from the Charity Estates, and inconvenient to be holden by the Trustees of the said Charity, the said Master certified that he conceived it would be for the Benefit as well of the said Charity as of the Infant Defendants in the Cause aforesaid, that the said *Anne Hodgkins* should make an Application to Parliament for an Act to sell the Freehold Estates of the said *Thomas Hodgkins*, mentioned and comprised in the Indentures of Lease and Release of the Fourth and Fifth Days of *September* One thousand eight hundred and six: And whereas by an Order of the said High Court of Chancery bearing Date the Ninth Day of *March* One thousand eight hundred and nine, made on the Petition of the said *Anne Hodgkins* the elder, it was ordered that the Master's Report, bearing Date the Sixth Day of *March* One thousand eight hundred and nine, be confirmed, and that the said *Anne Hodgkins* should make an Application to Parliament, for an Act to sell the Freehold Estates of the said *Thomas Hodgkins*, mentioned in the said Indentures of Lease and Release or Mortgage of the Fourth and Fifth Days of *September* One thousand eight hundred and six, and upon the said *Anne Hodgkins* making such Application and joining in the said Sale, or conveying to the said Trustees or to the Purchaser or Purchasers of the said Estates, all her Dower, Right, Thirds, and Interest in, to, or out of the said mortgaged Premises, the said Mortgagees were to give and execute to the said *Anne Hodgkins* as Administratrix as aforesaid, a release for the Money reported due from the said *Thomas Hodgkins*, deceased, and in case the said Act of Parliament should be obtained, it was ordered that the Purchaser or Purchasers of the said Estate, should pay their respective Purchase Monies into the Bank, in the Name of the Accountant General, to be placed to the Credit of this Cause, and thereout the said *Anne Hodgkins* and the said other Parties in the said Cause were to be paid their Costs, to be taxed by the Master, relating to the said Application to Parliament and this Suit as between Solicitor and Client, and the Residue of the Money to arise by such Sale, or a sufficient Part thereof after Payment of such Costs,

Order of Court of Chancery, 9th March 1809.

were

were to be paid to the ſaid Truſtees as and for the Principal and Intereſt of the ſaid Mortgage, as far as the Monies reſpectively to ariſe by ſuch Sale, would extend in ſatisfying the ſame, to be by them applied to the Purpoſes of the ſaid Charity, ſubject to the further Order of this Court; and after ſuch Sale and Payment, in caſe the Reſidue of the Money to ariſe by ſuch Sale, ſhould be more than ſufficient to pay what ſhould be due for Principal and Intereſt of the ſaid Mortgage, the Surplus, if any, was to be carried over to the Credit of this Cauſe, to an Account to be intituled "The Infants Account," ſubject to the further Order of this Court; and for the Purpoſes aforeſaid, the ſaid Accountant General was to draw on the Bank according to the Form preſcribed by the Act of Parliament, and the General Rules and Orders of this Court in that Caſe made and provided; therefore, for effecting the Purpoſes aforeſaid, Your Majeſty's moſt dutiful and loyal Subject, the ſaid *Anne Hodgkins* the elder, on Behalf of herſelf and her ſaid Infant Daughters *Ann Hodgkins* and *Sarah Hodgkins* aforeſaid, doth moſt humbly beſeech 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 Meſſuages, Lands, and Hereditaments, particularly deſcribed in the Schedule to this Act, and ſituate, lying, and being in the reſpective Pariſhes of *Walſall* and *Aldridge* aforeſaid, (being the Lands and Hereditaments compriſed in the ſaid Indentures of Leaſe and Releaſe, of the Fourth and Fifth Days of *September* One thouſand eight hundred and ſix), together with all and ſingular Houſes, Outhouſes, Edifices, Buildings, Gardens, Ways, Paths, Paſſages, Eaſements, Waters, Watercourſes, Commons, Common of Paſture, Woods, Trees, Timber, and Underwoods, and the Ground and Soil of the ſame Rights, Members, and Appurtenances whatſoever, to the ſaid Meſſuages, Lands, and Hereditaments belonging, or in anywiſe appertaining, or with the ſame or any of them now or at any Time heretofore demiſed, leaſed, held, uſed, occupied, or enjoyed, or accepted, reputed, deemed, taken, or known as Part, Parcel, or Member of them, or any of them, or appurtenant thereunto, ſhall from and after the paſſing of this Act be, and the ſame are hereby veſted in *John Heaton* of *Old Burlington Street*, in the County of *Middleſex*, Eſquire, and *John Bowdler*, of *Lincoln's Inn*, in the ſame County, Eſquire, their Heirs and Aſſigns, to the Uſe of them, the ſaid *John Heaton* and *John Bowdler*, their Heirs and Aſſigns, for ever, freed and abſolutely acquitted, exonerated, and diſcharged of, from, and againſt all and ſingular the Uſes, Eſtates, Truſts, Powers, Proviſoes, Agreements, and Declarations, in and by the ſaid in Part recited Indentures of Leaſe and Releaſe, of the Fourth and Fifth Days of *September* One thouſand eight hundred and ſix, limited, expreſſed, or declared, of and concerning the ſame, and all Equity of Redemption of the ſaid *Sarah Hodgkins* and *Ann Hodgkins* the younger therein or thereto; and alſo freed and diſcharged of and from all Right of Dower of the ſaid *Anne Hodgkins* the elder in the ſame, ſubject however to the exiſting Leaſes heretofore granted of particular Parts thereof, and mentioned and deſcribed in the Schedule to this Act annexed; but nevertheleſs upon the Truſts, and for the Intents and Purpoſes herein-after expreſſed and declared of and concerning the ſame, that is to ſay, upon Truſt, that the ſaid *John Heaton* and *John Bowdler*, or the Survivor of them, or the Heirs or Aſſigns of ſuch Survivor, do and ſhall with all convenient Speed after the paſſing of this Act, of their or his own proper Authority, abſolutely ſell or diſpoſe

Truſtees appointed.

of the ſaid Meſſuages, Lands, and other Hereditaments, either altogether or in Parcels, by Public Auction or Private Contract, to any Perſon or Perſons who ſhall be willing to become the Purchaſer or Purchaſers thereof, at or for the moſt Money or beſt Price or Prices that can or may be reaſonably had or gotten for the ſame; and upon Payment in Manner hereinafter mentioned, of the Purchaſe Money for which the ſaid Meſſuages, Lands, and other Hereditaments, or any of them, or any Part thereof, ſhall be ſo ſold into the Bank of *England* in Manner herein-after directed, do and ſhall convey and aſſure the ſame Meſſuages, Lands, and other Hereditaments, or ſuch Parts thereof as ſhall be ſo ſold, unto or to the Uſe of the Purchaſer or Purchaſers thereof, his, her, or their Heirs or Aſſigns, or as he, ſhe, or they ſhall direct or appoint.

Money ariſing from Sales to be paid into the Bank.

II. And be it further enacted, That all and every the Sum and Sums of Money which ſhall ariſe from Sales to be made in purſuance of this Act, ſhall be paid by the Perſon or Perſons to whom ſuch Sales ſhall be made 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 Purchaſers of the Eſtates of *Thomas Hodgkins* deceaſed, purſuant to the Method preſcribed by the Act of Parliament of the Twelfth Year of the Reign of King *George* the Firſt, Chapter the Thirty-ſecond, and the General Orders of the ſaid Court, and without Fee or Reward, according to the Directions of the Act of the Twelfth Year of King *George* the Second, Chapter the Twenty-fourth.

Certificates or Receipts from Caſhier of the Bank to be good.

III. And be it further enacted, That the Certificate or Certificates of the ſaid Accountant General, together with the Receipt or Receipts of One of the Caſhiers of the Bank to be thereto annexed, and therewith filed in the Regiſter Office of the ſaid Court of Chancery, of the Payment into the Bank of *England* by the Purchaſer or Purchaſers of the Meſſuages, Lands, and Hereditaments, hereby authorized to be ſold, or any Part or Parts thereof, of his, her, or their Purchaſe Monies reſpectively, ſhall from Time to Time be, and be deemed to be good and effectual Diſcharges to ſuch Purchaſer or Purchaſers, and other Perſon or Perſons, and to his, her, or their reſpective Heirs, Executors, Adminiſtrators, and Aſſigns, for the Monies aforeſaid, or ſo much thereof, as in ſuch Certificates and Receipts ſhall reſpectively be expreſſed and acknowledged to be received; and after filing ſuch Certificates and Receipts as herein-before is mentioned, ſuch Purchaſer or Purchaſers, or other Perſon or Perſons, ſhall not be anſwerable or accountable for any Loſs, Miſapplication, or Non-application, or be in anywiſe bound or concerned to ſee to the Application of the Money therein expreſſed or acknowledged to be received.

Expences of the Act.

IV. And be it further enacted, That the Monies which ſhall be paid into the Bank by virtue of this preſent Act, in reſpect of the Sale of the aforeſaid Eſtates, ſhall and may, under the Orders and Directions of the ſaid Court of Chancery, to be made in the aforeſaid Cauſe, be applied and diſpoſed of for the Purpoſes herein-after mentioned; that is to ſay, in paying and diſcharging all the Coſts, Charges, and Expences, to be taxed and ſettled in the ſaid Cauſe, preparatory to, and in ſoliciting, applying for, obtaining, and paſſing this Act, or which may be incurred incident or relative thereto, and of making and completing the Sales herein-before directed to be made as aforeſaid, or otherwiſe to be occaſioned

sioned by carrying the Trusts of this Act into Execution, and all Costs to be taxed and settled as aforesaid, that have been or shall be incurred in the said Cause, and which ought to be paid out of the Estate of the said *Thomas Hodgkins* deceased; and after Payment of such Costs, Charges, and Expences, then in Payment of the said Sum of Four thousand six hundred and seventy-one Pounds and Seven-pence, so reported due in the said Cause, with Interest thereon from the Fifteenth Day of *December* One thousand eight hundred and eight, after the Rate the same carries Interest.

And in Payment of 4,671*l.* and Interest.

V. And be it further enacted, That all the Surplus which shall remain of the Monies so to be paid into the Bank as aforesaid, after making such Payments thereout as aforesaid, shall, upon Petition to the said Court of Chancery in a summary Way, by the Person or Persons who for the Time being, in case this Act had not been made, would have been entitled to the Rents and Profits of the Hereditaments hereby made saleable; or if such Person or Persons shall be under the Age of Twenty-one Years, then by his, her, or their Guardian or Guardians, be laid out or invested in the Purchase or Purchases of other Freehold or Copyhold Lands, Tenements, Tythes, or Hereditaments of Inheritance in *England*, which shall be approved of by the said Court of Chancery; and from and immediately after the making of such Purchase or Purchases, the Lands, Tenements, or Hereditaments so to be purchased shall be conveyed, settled, aud assured to and to the use of the before named *Sarah Hodgkins* and *Anne Hodgkins* the younger, their Heirs and Assigns, as Tenants in Common, and not as joint Tenants.

Residue to be laid out in the Purchase of other Freehold Lands.

VI. And be it further enacted, That all the said Surplus which shall remain of the Monies to be paid into the Bank as aforesaid, after making such Payments as aforesaid, shall in the mean Time, and until the same shall be invested in a Purchase or Purchases as aforesaid, be from Time to Time laid out by the said Accountant General in the Purchase of Navy or Victualling Bills, or Exchequer Bills; and the Interest arising from the Money so laid out in Navy or Victualling Bills, or Exchequer Bills, and the Money received for the same, as they shall be respectively paid off by Government, shall be laid out in the Name of the said Accountant General in the Purchase of other Navy or Victualling Bills, or Exchequer Bills; all which said Navy and Victualling Bills, and Exchequer Bills, shall be deposited in the Bank, in the Name of the said Accountant General, and shall there remain until the same shall, upon Petition to be preferred in a summary Way by the Person or Persons who for the Time being would have been entitled to the Rents and Profits of the Hereditaments hereby made saleable, or if such Person or Persons shall be under the Age of Twenty-one Years, then by his, her, or their Guardian or Guardians, be ordered to be sold by the said Accountant General for the completing of any Purchase or Purchases hereby authorized to be made as aforesaid, in such Manner as the said Court shall think just and meet; and if the Money to arise by the Sale of any such Navy or Victualling Bills, or Exchequer Bills, which shall have been purchased as aforesaid, shall exceed the original Purchase Money so laid out thereon as aforesaid, then and in that Case only the Surplus which shall remain, shall be paid to such Person or Persons respectively, as would have been entitled to receive the Rents and Profits of the Lands and Hereditaments

The Residue, until invested in Lands, to be laid out in Navy or Victualling Bills, or Exchequer Bills, to be deposited in the Bank.

taments directed to be purchaſed in caſe the ſame had been purchaſed purſuant to this Act, or the Repreſentative or Repreſentatives of ſuch Perſon or Perſons.

Power in the Court of Chancery to make Orders as to the Application of Money.

VII. Provided always, and be it further enacted, That it ſhall be lawful for the ſaid Court of Chancery, if that Court ſhall think fit, to make Orders from Time to Time in the aforeſaid Cauſe for the Payment of the aforeſaid Coſts, Charges, and Expences, and the ſaid Sum of Fourthouſand ſix hundred and ſeventy-one Pounds and Seven-pence, and Intereſt herein-before directed to be paid out of the Monies ſo to be paid into the Bank as aforeſaid, and for taxing the Coſts, Charges and Expences, herein-before directed to be taxed, and for taxing the Coſts of the ſeveral Applications to be made to the ſaid Court reſpecting the Matters aforeſaid, or in reſpect of the Reſidue or Surplus aforeſaid, and for Payment of all ſuch Coſts, Charges, and Expences out of the Monies ſo paid into the Bank, and to make ſuch further or other Order in the ſaid Cauſe as to the ſaid Court ſhall ſeem juſt.

Until a Sale, Rents of the Eſtates to be received by the Perſons entitled thereto.

VIII. And be it further enacted, That in the mean Time and until ſuch Sales ſhall be made as aforeſaid of the Meſſuages, Lands, and other Hereditaments hereby authorized to be ſold, they the ſaid *John Heaton* and *John Bowdler* and the Survivor of them, his Heirs, Executors, Adminiſtrators and Aſſigns, ſhall permit and ſuffer the Rents and Profits of the ſaid Meſſuages, Lands, and Hereditaments to be had, received, and taken by ſuch Perſon or Perſons as would reſpectively have been entitled to, and ought to have had and enjoyed the ſame in caſe this Act had not been made.

Truſtees not to be accountable for any other Money than what they actually receive.

IX. And be it further enacted, That the ſaid *John Heaton* and *John Bowdler* ſhall not, nor ſhall either of them, nor the Heirs, Executors, or Adminiſtrators of them, or either of them, be chargeable with or anſwerable for any Money to be received by virtue of the Truſts hereby in them repoſed, any other Ways than each Perſon for ſuch Sum or Sums of Money as he or they may or ſhall actually receive, and that neither of them ſhall be anſwerable or accountable for the Acts, Receipts, Neglects, or Defaults of the other of them, and that they ſhall not, nor ſhall either of them, or the Heirs, Executors, or Adminiſtrators of either of them, be anſwerable or accountable for any Loſs which ſhall or may happen in the Execution of the aforeſaid Truſts, or in relation thereunto, unleſs the ſame ſhall happen by or through their or his wilful Default reſpectively.

General Saving.

X. Saving always to the King's moſt Excellent Majeſty, His Heirs and Succeſſors, and to all and every other Perſon and Perſons, Bodies Politick and Corporate, his, her, and their Heirs, Succeſſors, Executors and Adminiſtrators, (other than and except the ſaid *Anne Hodgkins*, *Sarah Hodgkins* and *Ann Hodgkins* the younger, and their reſpective Heirs, Executors and Adminiſtrators, and the ſaid Right Honourable *Orlando* Lord *Bradford*, the Honourable and Reverend *George Bridgman*, *John Heaton*, and *Thomas Eyton*, and all and every other Perſon or Perſons claiming or to claim any Eſtate, Uſe, Truſt, Intereſt, or Benefit of, in, to, or out of the Meſſuages, Lands and Hereditaments hereby authorized to be ſold as aforeſaid, by virtue of or under the ſaid herein-before in Part recited Indentures of Leaſe and Releaſe of the Fourth and Fifth Days of *September*, One thouſand eight hundred and ſix) all ſuch Eſtate, Right, Title, Intereſt, Claim and

and Demand whatſoever, of, in, to, or out of the ſame Meſſuages, Lands, and Hereditaments, and every or any Part thereof, as they, every, or any of them had before the paſſing of this Act, or could or might have held or enjoyed in caſe this Act had not been paſſed.

To be printed by the King's Printer.

XI. And be it further enacted, That this Act ſhall be printed by the Printer to the King's moſt Excellent Majeſty, and a Copy thereof, ſo printed, ſhall be admitted as Evidence thereof by all Judges, Juſtices, and others.

The SCHEDULE referred to by the Act.

Names of the Places.	Names of the Tenants, and when the Leaſes expire.	PREMISES.	Quantity.	Annual Value.
In the Pariſh of Walſall in the County of Stafford.	In the Poſſeſſion of Mrs. Anne Hodgkins.	A brick-built Meſſuage, with Out-buildings and Offices, Garden walled round, ſituate on the Weſt Side of Ruſhall Street -	A. R. P. - - -	£ s. d. 40 — —
In the Pariſh of Walſall, in the County of Stafford.	In the Poſſeſſion of Mr. Charles Windle, as Tenant at Will.	A brick-built Meſſuage, Warehouſe, Out-buildings and Offices, walled Garden, the Moiety of a Paſſage on the Weſt Side, and of a Pump near thereto, ſituate on the South Side of Park-Street - - - - -	- - -	Annual Rent. 42 — —
In the Pariſh aforeſaid, and County aforeſaid.	In Poſſeſſion of Thomas Careleſs, as Tenant at Will.	A Piece of Ground called the Windmill - -	2 0 0	10 — —
In the Pariſh of Aldridge, and County aforeſaid.	In the Poſſeſſion of Mr. Charles Homer, on Leaſe for Six Years, Three Years of which were unexpired at Chriſtmas 1808.	A Houſe or Cottage, with Stables and Out-buildings, together with a Garden and the Land thereto adjoining - - -	7 0 0	31 10 —

William Brooks, Surveyor.

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