(7)

ANNO QUINQUAGESIMO

GEORGII III. REGIS.

Cap. 54.

An Act for continuing and amending Two Acts passed in the Third and Twenty-fourth Years of His present Majesty, for repairing the Roads from *Lemsford Mill*, through *Welwyn* and *Stevenage* to *Hitchin*, and from *Welwyn* through *Codicot* to *Hitchin* aforesaid, all in the County of *Hertford*.

[18*th April* 1810.]

WHEREAS by an Act passed in the Third Year of the Reign of His present Majesty, intituled, *An Act to continue and render more effectual Two Acts of Parliament, for repairing the Roads from* Lemsford Mill *through* Welwyn *and* Stevenage, *and by* Cory's Mill *to* Hitchin, *and from* Welwyn *through* Codicot *to* Hitchin, *in the County of* Hertford, after reciting (among other Things) Two Acts severally passed in the Twelfth Year of the Reign of His Majesty King *George* the First, and the Eleventh Year of the Reign of His late Majesty, for the Repair of the said Roads: It was enacted, that the Term of the said Act of the Eleventh Year of His late Majesty should be continued for the further Term therein mentioned, and that instead of the Clauses, Provisions, Tolls, Powers, Matters and Things in the same Acts, the Clauses, Provisions, Tolls, Powers, Matters and Things in the said Act of the Third Year of His said present Majesty contained, should for the Purpose of repairing the said Roads be in Force for the further Term therein mentioned: And whereas, by another Act passed in the Twenty-fourth Year of the Reign of His said present Majesty, intituled, *An Act for enlarging* 3 G. 3. c. 26. 24 G. 3. c. 25.

the Term and Powers of an Act of the Third Year of the Reign of His present Majesty, for repairing the Roads from Lemsford Mill *through* Welwyn *and* Stevenage, *and by* Cory's Mill *to* Hitchin, *and from* Welwyn *through* Codicot *to* Hitchin, *in the County of* Hertford, the said recited Act of the Third Year of His present Majesty was continued for a further Term therein limited, and further Tolls, Powers, and Authorities were thereby granted for repairing the said Road: And whereas, considerable Sums of Money remain due and owing upon the Security of the said Tolls by the said recited Acts granted, which cannot be repaid, nor can the said Roads be effectually amended and kept in good Repair, unless the said Acts be continued for a further Term, and the Tolls thereby granted increased, and it is expedient that some further Powers and Provisions should be granted for more effectually improving and keeping in Repair the said Roads: 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 passed in the Third and Twenty-fourth Years of the Reign of His present Majesty, and all and every the Powers, Authorities, Penalties, Forfeitures, Clauses, Provisions, Matters, and Things therein respectively contained and now in Force, (except such as relate to Exemptions from Stamp Duties, and except so far as the same are altered, enlarged, or otherwise provided for by this Act) shall, together with the Powers and Provisions in this Act contained, continue in full Force and Effect for and during the Term hereinafter limited: And that all the Tolls and Duties to be raised and received by virtue of the said Acts, and of this Act, shall be, and the same are hereby declared to be subject and liable to the Payment of all Sums of Money now due and owing upon the Credit of the same Acts, or either of them, and of such further Sum or Sums as shall be borrowed for the Purposes of this Act, and of all Interest due and to grow due for the same respectively.

Powers of former Acts continued.

Tolls to be collected.

II. And be it further enacted, That from and after the Twenty-fourth Day of June One thousand eight hundred and ten, the several Tolls now payable by virtue of the said recited Acts shall cease, determine, and be no longer payable: And that instead thereof the following Tolls shall be demanded and taken at the several Turnpikes or Tollgates erected, or to be erected, upon the said Roads, or on the Sides thereof, before any Carriage or any Horse, Cattle, or Beast, upon or in respect of which any such Tolls are made payable, shall be permitted to pass through the same; (that is to say,)

For every Horse; Mare, Gelding, or other Beast of Draft drawing any Coach, Chariot, Hearse, Chaise, Chair, or other such Carriage, the Sum of Seven-pence Halfpenny.

For every Waggon, Wain, Cart, or Carriage, drawn by Five or more Horses, or other Beasts of Draft, the Sum of One Shilling and Three-pence, and drawn by Four Horses or other Beasts of Draft, the Sum of Ten-pence, and drawn by Three Horses, or other Beasts of Draft, the Sum of Seven-pence Halfpenny, and drawn by less than Three Horses, or other Beasts of Draft, the Sum of Five-pence.

For every Coach, Chariot, Chaise, Chair, or other such Carriage with Four Wheels, being empty, or having no other Load than the Harness

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to be uſed therewith, which ſhall be faſtened to and drawn behind any Waggon, Wain, Cart, or Carriage, the Sum of One Shilling and Three-pence, and for every Chaiſe, Chair, or other ſuch Carriage, with leſs than Four Wheels, being empty, or having no other Load than the Harneſs to be uſed therewith, which ſhall be faſtened and drawn as aforeſaid, the Sum of Seven-pence Halfpenny.

For every Horſe, Mare, Gelding or Mule, laden or unladen, and not drawing, the Sum of Two-pence.

For every Aſs, laden or unladen, and not drawing, the Sum of One Penny.

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 leſs Number.

And for every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Ten-pence per Score, and ſo in Proportion for any greater or leſs Number.

New Tolls may be recovered, &c. as provided by the former Acts.

III. Which ſaid ſeveral Tolls ſhall be, and the ſame reſpectively are hereby veſted in the ſaid Truſtees, and the ſame and every Part thereof ſhall be collected, levied, and recovered, in ſuch and the ſame Manner, and with ſuch Penalties for evading Payment thereof, and with ſuch Powers, Proviſoes and Reſtrictions as are contained in the ſaid recited Acts, but ſubject to the Regulations and Alterations in this Act contained.

Power to reduce the Tolls.

IV. Provided, and be it further enacted, That it ſhall be lawful for the Truſtees of the ſaid Roads, or any Seven or more of them, at any Meeting or Meetings of ſuch Truſtees, whereof Fourteen Days Notice in Writing ſhall be given, upon all the Turnpikes or Tollgates then erected by virtue of the ſaid recited Acts, and of this Act, and in ſome Public Newſpaper generally circulated in the County of *Hertford*, to reduce all or any of the Tolls hereby granted, and to appoint the Time at and from which ſuch Reduction ſhall take place, and the ſame Tolls, or any of them, at any other ſuch Meeting or Meetings of which the like Notice ſhall be given, again to raiſe and advance to any Amount, not exceeding the reſpective Tolls hereinbefore granted and ſpecified, and ſo from Time to Time to reduce and advance ſuch Tolls, or any of them, as the Truſtees for the Execution of the ſaid Acts, and of this Act, ſhall ſee Occaſion, and ſuch reduced Tolls ſhall be collected and recovered in the ſame Manner as the Tolls hereinbefore granted are to be collected and recovered.

Tolls not to be reduced without Conſent of Creditors.

V. Provided further, That ſuch Tolls, or any of them, ſhall not be reduced to leſs than the reſpective Tolls now taken by virtue of the ſaid recited Acts, without the Conſent of the Perſon or Perſons entitled to Three-fourths of the Money borrowed, and which ſhall then remain due upon the Credit of ſuch Tolls.

Application of the Monies.

VI. And be it further enacted, That all Monies which before the Day of the Commencement of this Act, ſhall have been raiſed and produced by virtue of the ſaid hereinbefore recited Acts, and ſhall be remaining undiſpoſed of on the Day of the Commencement of this Act, and alſo all the Monies which ſhall ariſe and be produced by and from the Tolls by this Act, granted or made payable, together with the Monies which ſhall be

borrowed upon the Credit thereof, and all other Monies which ſhall ariſe and be produced by virtue of this Act, ſhall be veſted in the ſaid Truſtees for the Time being, and applied to and for the ſeveral Uſes, Intents and Purpoſes, and in the Order and Manner following, (that is to ſay) in the firſt Place, in Payment of all the Coſts, Charges and Expences incident to or attending the obtaining and paſſing this Act; in the ſecond Place, in paying the Intereſt due, and which ſhall become due upon the ſeveral Principal Sums of Money borrowed in purſuance of the ſaid former Acts or any of them, and upon the Principal Sums to be borrowed in purſuance of this Act, reſpectively and from Time to Time remaining due and owing on Mortgage or Security of the Tolls by this Act granted, without any Preference or Priority; in the third Place, in defraying the Expences of amending, repairing, widening, altering, improving, and keeping in Repair the ſaid Roads, and in Payment of the Salaries of the Clerk, Treaſurer, Surveyor, and Collectors of the Tolls, and the other Charges and Expences of and incident to the Execution of this Act, and laſtly, in reducing, paying off, and diſcharging the ſeveral Principal Sums borrowed and to be borrowed in purſuance of the ſaid former Acts, and of this Act reſpectively, without any Preference or Priority in reſpect of the Dates of the reſpective Securities or otherwiſe.

Securities to be charged upon the whole Tolls.

VII. Provided, and be it further enacted, That all Mortgages and Securities already made, or hereafter to be made, for ſecuring the Repayment of any Money borrowed and remaining due, or to be borrowed upon the Credit of the Tolls, or of any Proportion of the Tolls authorized to be collected upon the ſaid Roads, and the Intereſt due and to grow due on the Money ſo borrowed and to be borrowed, ſhall be, and the ſame are hereby charged generally upon the whole of the Tolls granted and collected, and to be collected by virtue of the ſaid recited Acts and this Act, and that the Money to be applied in Payment of the Expences of amending, repairing, and improving the ſaid Road, and of the other Charges and Expences of and incident to the Execution of this Act, ſhall from and after the Commencement of this Act be ſo applied and paid without any Diſtinction or Diviſion of or between the different Parts of the ſaid Road, or in the Account of the Produce and Application of ſuch Tolls, any Thing in the ſaid recited Acts or in any of them contained to the contrary notwithſtanding.

Exemptions from Tolls.

VIII. And be it further enacted, That all and every Exemption or Exemptions from the ſeveral Tolls and Duties granted and made payable by the ſaid recited Acts, or any of them, ſhall ceaſe and be no longer allowed, and that in lieu thereof the ſeveral Exemptions from Tolls hereinafter mentioned ſhall be allowed, that is to ſay, that no Tolls ſhall be demanded or taken for any Horſe or Carriage paſſing through any of the Turnpikes, or Toll-Gates, or Toll-Bars erected, or to be erected upon, or on the Sides of the ſaid Roads, carrying or conveying Stone, Bricks, Lime, Timber, Wood, Heath, Chalk, Gravel or other Materials to be uſed on or about the ſaid Roads, or for the repairing any Highways in the Pariſhes, Townſhips, Diſtricts or Places which are liable to perform Statute Duty upon any Part of the ſaid Roads, nor returning empty when ſo employed, nor carrying or conveying Hay, Corn in the Straw, only not ſold or diſpoſed of, but going to be laid up in the Houſes, Out-Houſes, Barns, or Yards of the Owners thereof, nor for any Ploughs, Harrows

Harrows or other Implements of Husbandry to be used in the Cultivation of Lands, nor any Lime or Manure to be used or laid upon Lands, nor returning empty when so employed; nor shall any Toll be paid by any Rector, Vicar or Curate going to officiate or returning from officiating at any Church, Chapel or other Place of religious Worship, or when visiting his sick Parishioners, or upon any other his parochial or ministerial Duty, nor by any other Person or Persons residing in any of the Parishes or Places through which the said Roads do pass, who shall pass through the said Turnpikes, Toll-Gates or Toll-Bars, to or from Church, Chapel or other Place of religious Worship, or for the Purpose of attending the Funeral of any Person or Persons, who shall die and be buried in any of the said Parishes or Places, nor for any Horses, Mares, Geldings, Mules, Asses or Cattle, which are kept within such Parishes or Places, going to or returning from Work in cultivating Lands, nor for any Horses, Mares, Geldings, Mules, Asses, Cattle, Sheep, Lambs, Goats or Hogs, which are to be kept within the said Parishes or Places, going to or returning from Pasture, the Commons or other grazing Grounds or watering Places, or Blacksmiths' Shops within the same, nor for any Horse or other Beast of Draught, or Carriage employed in carrying or conveying any Furze, Peats, Turf or Heath for Fuel, or returning empty, having been so employed, nor for any Horses or Carriages, of whatsoever Description, employed or to be employed in conveying the Mails of Letters and Expresses under the Authority of His Majesty's Postmaster-General, either when employed in conveying, fetching or guarding the same, or in returning back from conveying the same; nor for the Horses of Soldiers on the March or on Duty, or Carriages, or Horses or other Beasts employed in carrying the Arms or Baggage of such Soldiers, or for any Horse, Mare or Gelding, furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by him in going to or returning from the Place appointed for and on the Days of Exercise, provided such Persons are in the Uniform of their respective Corps, and have their Arms, Furniture and Accoutrements, according to the Regulations provided for such Corps respectively, at the Time of claiming such Exemption; 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, Commissariat or other public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, or for any Carriage, Horse or other Beast employed in the Conveyance of Vagrants travelling with legal Passes, or travelling with Vagrants sent by legal Passes; nor for any Horse or Carriage going to or returning from any Election of a Knight or Knights of the Shire, to serve in Parliament for the said County of *Hertford*, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; nor for any Horses, Carts, Waggons, Coaches, Chariots, Chaises or Cattle of or used by the several Inhabitants of and Occupiers of Land in the Parishes of *Ayott Saint Peter* and *Digswell*, in the said County of *Hertford*, passing or repassing through the said Toll-Gates to or from any House or Ground in the said Parishes of *Ayott Saint Peter* and *Digswell*, or either of them; and if any Person shall claim and take the Benefit of any of the Exemptions aforesaid, not being entitled thereto, every such Person for every such Offence shall forfeit and pay a Sum not exceeding Five Pounds.

Carriages employed in His Majesty's Service not to be subject to Regulations for Overweight.

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 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 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 Act contained, to the contrary notwithstanding.

Regulations as to Performance of Statute Duty.

X. And be it further enacted, That so much of the said recited Acts, or either of them, as relates to the Performance of Statute Labour on the said Roads, shall be, and the same is hereby repealed, and 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 Roads comprised in the said recited Acts, and this Act, 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 within their respective Jurisdictions, 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 said Roads 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 of 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 or 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 and Effect for the Repairs of the public Highways; and out of such Lists the said Justices shall and may allot, appoint and order such and so many of the Persons who shall appear subject and liable to Statute Work as aforesaid, to do such Number of Days Statute Work in every Year upon the said Roads, as the said Justices shall think reasonable, and the same shall be done on such Days and at such Times, (not being Hay-Time or Harvest,) and on such Parts of the said Roads 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

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order and direct the Perſons who by ſuch Liſts ſhall appear to be ſubject and liable to 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 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 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 or Effect for the Repair of the public Highways; and if any Perſon who ſhall come to work as a Labourer, or ſhall be ſent to work as a Labourer, or ſhall be ſent with any Team or Draught to work on the ſaid Roads, ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and diſmiſs the Perſon who ſhall be found idle or negligent as aforeſaid; and in that Caſe every ſuch Perſon ſhall be ſubject and liable to the reſpective Forfeitures and Payments aforeſaid, as if he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Roads, all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Roads; and in caſe the 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 or imperfect Liſts, every ſuch Surveyor ſo offending, ſhall, for every ſuch Offence, forfeit and pay any Sum not exceeding Ten Pounds.

Application of Compenſation when amounting to 200l.

XI. And be it further enacted, That if any Money ſhall be agreed or aſſeſſed to be paid for any Lands, Tenements or Hereditaments purchaſed, taken or uſed by virtue of the ſaid recited Acts, or this Act, which ſhall belong to any Body Politic, Corporate or Collegiate, Corporation Aggregate or Sole, Feoffees in Truſt, Guardians, Committees, Truſtees, Femes Covert or other incapacitated Perſon or Perſons, ſuch Money ſhall, if the ſame 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 this Act, to the Intent that ſuch Money ſhall be paid 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 or Hereditaments, in the Purchaſe of the Land Tax, or Diſcharge of any Debt or Debts, or ſuch other Incumbrance or Part thereof, as the ſaid Court ſhall authorize to be paid affecting the ſame Lands, Tenements or Hereditaments, or affecting other Lands, Tene-

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ments or Hereditaments ſtanding ſettled 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 Meſſuages, Lands, Tenements or Hereditament, 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 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 meantime, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the Court of Chancery upon Application thereto, be inveſted by the ſaid Accountant-General in his Name, in the Purchaſe of Three *per Centum* conſolidated, or Three *per Centum* reduced Bank Annuities; and in the meantime, 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 ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Application when the Compenſation is leſs than 200l. and exceed 20l.

XII. Provided always, and be it further enacted, That if any Money ſo agreed or aſſeſſed to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken or uſed for the Purpoſes aforeſaid, and belonging to any Body Politic, 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 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 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 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 hereinbefore 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 Three or more of the ſaid Truſtees for executing 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 hereinbefore directed, ſo far as the Caſe ſhall be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application when the Money is leſs than 20l.

XIII. Provided alſo, and be it further enacted, That when ſuch Money ſo agreed or aſſeſſed to be paid as hereinbefore 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 Hereditaments ſo purchaſed, taken, or uſed for the Purpoſes of the ſaid recited Act, or this Act, in ſuch Manner as the ſaid Truſtees, or any Five or more of them, ſhall think fit, or in caſe

case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out Titles.

XIV. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded or assessed for any Lands, Tenements, or Hereditaments, to be purchased by virtue of 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 the Person or Persons to whom such Sum or Sums of Money shall be so awarded or assessed 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 be lawful for the said Trustees to order the Sum or Sums of Money, so awarded or assessed 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; which said Court, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making Claim thereunto, and to make such other Order in the Premises, as to the said Court shall seem just and reasonable, and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums, into the Bank of *England* as aforesaid.

Persons in Possession shall be deemed well entitled.

XV. Provided always, and be it further enacted, That where any Question shall arise, touching the Title of any Person or Persons to any Money to be paid into the Bank of *England*, in the Name and 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 thereof, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements and 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 be 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.

Expences of Purchaſes to be paid Truſtees.

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

Publick Act.

XVII. 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 and Continuance of the Act.

XVIII. And be it further enacted, That this Act ſhall commence on the Twenty-fourth Day of *June*, in the preſent Year of our Lord One thouſand eight hundred and ten, and ſhall continue in force until the Twenty-fourth Day of *June*, in the Year of our Lord One thouſand eight hundred and thirty-one, and from thence to the End of the then next Seſſion of Parliament.

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