ANNO QUINQUAGESIMO TERTIO

GEORGII III. REGIS.

Cap. 130.

An Act to continue and amend Two Acts of the Ninth and Thirtieth Years of His present Majesty, for amending the Road from *Bishopsgate Bridge*, in the City of *Norwich*, to a Stone formerly called the *Two-Mile-Stone*, where the *Norwich* Road joins the *Caister* Causeway, Two Miles and a Half short of the Town of *Great Yarmouth*.

[3d *June* 1813.]

WHEREAS an Act of Parliament was passed in the Ninth Year of the Reign of His present Majesty, intituled *An Act for amending the Road from* Bishopsgate Bridge *in the City of* Norwich, *to a Stone formerly called* The Two Mile Stone, *where the* Norwich *Road joins the* Caister *Causeway, Two Miles and a Half short of the Town of* Great Yarmouth: And whereas another Act was passed in the Thirtieth Year of the Reign of His said present Majesty, intituled *An Act for continuing an Act of the Ninth Year of the Reign of His present Majesty, for amending the Road from* Bishopsgate Bridge *in the City of* Norwich, *to a Stone formerly called* The Two Mile Stone, *where the* Norwich *Road joins the* Caister *Causeway, Two Miles and a Half short of the Town of* Great Yarmouth: And whereas the Trustees appointed in or by virtue of the said

9 G. 3. c. 68.

30 G. 3. c. 86.

The Truſtees have proceeded in the Execution of the ſaid Acts.

ſaid Acts have proceeded to put the ſame into Execution; and have for that Purpoſe from Time to Time borrowed ſeveral conſiderable Sums of Money on the Credit thereof, and of the Tolls thereby authorized to be taken, the greater Part of which Money ſtill remains due, and cannot be repaid, nor the ſaid Road properly maintained and improved, or kept in Repair, unleſs the Term of the ſaid Acts be continued, and ſome of the Powers thereof altered and amended: May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Acts, and all and every the Authorities, Powers, Proviſoes, Proviſions, and Clauſes therein reſpectively contained, (except ſuch of them as relate to the Exemptions from Stamp Duties, or are hereby varied or altered) ſhall be and continue 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 mentioned, in as full and ample a Manner, and as effectually to all Intents and Purpoſes, as if the ſaid Authorities, Powers, Proviſoes, Proviſions, and Clauſes were repeated and re-enacted in this preſent Act; and the additional Term hereby granted ſhall be and is hereby made ſubject and liable to the Payment of all Monies now due and owing on the Credit, or on Account of the ſaid former Acts, or either of them, and this Act, and all Intereſt due and to grow due for the ſame reſpectively.

Term and Powers of the former Acts continued.

Additional Truſtees.

II. And be it further enacted, That *George Lucas* Clerk, *John Drew Borton* Clerk, *Charles Anſon* Clerk, *John Taylor* Clerk, *Edmund Knowles Lacon*, *Henry Negus Burroughs*, *William Jary*, *George Everett*, *Thomas Browne*, *Timothy Fellowes*, *Matthew Needham*, *Abbot Upcher*, *Robert Copeman*, *William Jolly Riches*, *William Gilbert*, *Robert Plumtre*, *Thomas Tuck*, *Thomas Hudſon*, *John Goate Fiſher*, *Robert Cory* the younger, *Samuel Bell*, *William Steward*, *Philip Meadows Martineau*, *William Hurry*, *Francis Goſtling*, *Preſton*, *John Johnſon Tuck*, *Peter Bullock*, *Charles Waites*, *Robert Harvey* the younger, and *Daniel Ames* the younger, (being qualified according to the Directions of the ſaid firſt recited Act), ſhall be and are hereby added to and joined with the ſurviving and remaining Truſtees, appointed by or in purſuance of the ſaid recited Acts, for putting the ſaid recited Acts and this Act into Execution, and ſhall have the like Powers for that Purpoſe as if they had been named and appointed Truſtees in or by virtue of the ſaid recited Acts or either of them.

Additional Number of Truſtees may be elected.

III. And be it further enacted, That it ſhall be lawful to and for the ſaid Truſtees or any Nine or more of them, and they are hereby empowered at any Time or Times to elect any Number of additional Truſtees, not exceeding Ten in the whole, who ſhall have the ſame Power and Authority for executing the ſaid recited Acts and this Act, as if they had been hereby nominated and appointed.

Exemptions.

IV. And be it further enacted, That, from and after the paſſing of this Act, the Exemptions granted by the ſaid recited Acts ſhall be repealed,

pealed, and that no Toll ſhall be demanded or taken for any Waggons, Wains, Carts, Carriages, Horſes, or other Beaſts employed in carrying or conveying any Stones, Bricks, Timber, Wood, Gravel or other Materials for repairing of the ſaid Road in any of the Townſhips or Pariſhes in which any Part of the ſaid Road doth lie; or Hay, Straw, or Corn in the Straw only, not ſold or diſpoſed of, but paſſing to be laid up or placed in the Out-houſes, or on the Lands of the Owners thereof; or for any Waggons, Wains, Carts, Carriages, Horſes or other Beaſts employed in carrying or conveying, or going empty to carry or convey, or returning empty from carrying or conveying, any Ploughs, Harrows, or Implements of Huſbandry, or any Mould, Dung, Compoſt, Lime, Marl, Gray Salt, Sand, or other Manure employed in Huſbandry for manuring or improving Lands, or for any other Thing employed in the Management of any Farm or Lands; or for any Horſes or Cattle going to or returning from Paſture or Watering Places, or going to be, or returning from being, ſhoed or farried, or going to or returning from any Mills near to the ſaid Road, with or for any Corn, Grain, Malt or Flour, for the Owners own Uſe and Conſumption in his own Dwelling Houſe, and not for Sale, and not exceeding One Horſe or Beaſt, on one and the ſame Day; or from any Perſon going to or returning from his Parochial Church, Chapel, or other Place of Religious Worſhip tolerated by Law, on a *Sunday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated, or attending the Funeral of any Perſon that ſhall die and be buried in any of the ſaid Pariſhes, or from any Clergyman going to or returning from viſiting any ſick Perſon, or upon other his Miniſterial Duty on a *Sunday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated; or for any Horſes, Cattle, or Carriages, of 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 ſuch Mails or Expreſſes, or in returning back from conveying the ſame; or for any Horſes, Carts, or Waggons attending any Soldiers upon their March or on Duty, or drawing any Carriage attending them with their Arms or Baggage; or for any Waggon, Wain, Cart, or other Carriage whatſoever, or the Horſe or Horſes, or other Cattle drawing the ſame, which ſhall be employed in conveying any Ordnance, Barrack, or Commiſſariat or other Public Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces; or for any Horſe, Mare, or Gelding furniſhed by or for any Perſon belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place of Exerciſe, provided ſuch Perſons are in Uniform of their reſpective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided for ſuch Corps reſpectively, at the Time of claiming ſuch Exemption as aforeſaid; or for any Horſes, Carts or Waggons employed in the Conveyance of Vagrants ſent by legal Paſſes, or for any Horſe, Cattle, or Beaſt drawing any Coach, Landau, Berlin, Chariot, Calaſh, or Chair; or any Paſſenger on Horſeback going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the ſaid County of *Norfolk*, the City of *Norwich*, and Borough of *Great Yarmouth*; and if any Perſon or Perſons ſhall claim or take the Benefit of any of the

aforesaid Exemptions, not being legally entitled thereto, every such Person or Persons shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings.

Stores.

V. And be it further enacted, That no Person owning or driving, or causing to be driven, any Waggon, Wain, Cart, or other Carriage, provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack, or Commissariat or other Public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight; nor shall any such Waggon, Wain, Cart or other Carriage, be stopped or detained, by reason of any Weight in any such Waggon, Wain, Cart or other such 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.

Obliging the Collector of the Tolls to fix up his Name.

VI. And be it further enacted, That all and every Toll Collector, appointed either by the said Trustees, or by any Rentor or Farmer of the Tolls authorized to be collected by the said Acts, or any Person demanding or taking any Toll payable by the said Acts, shall and he is hereby required on each and every Day previous to his entering on Duty for the Collection of the said Tolls, to affix on a Board in legible Characters, his Christian and Surname, and let the same remain in the Frame on the Front Door, or in some conspicuous Part of the Toll-house during the Time of his remaining on Duty to collect the said Tolls; and in case such Collector or Collectors, Person or Persons, shall refuse or neglect so to do, and being convicted thereof on the Oath of One credible Witness, he or they shall forfeit and pay any Sum not exceeding Forty Shillings, One Moiety whereof shall go to the Informer, and the other Moiety shall be applied to the Purposes of the said Acts and this Act.

Penalty on damaging Causeways, Footpaths, or Lamps.

VII. And be it further enacted, That if any Person or Persons shall ride upon any Causeway or Foot-path now made or hereafter to be made on the Side of the said Roads, or any Part thereof; or shall drive any Horse or other Cattle, or any Swine, or any other Carriage thereon, or shall break, damage or destroy any Lamp or Lamp Post which may be set up on or near the said Road, or shall wilfully cause any Damages whatsoever to be done thereto, every such Person shall for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings, One Moiety whereof shall go to the Informer, and the other Moiety shall be applied to the Purposes of the said Acts and this Act.

Gates to open inwards.

VIII. And be it further enacted, That no Gate of any Park, Paddock, Field, or Inclosure whatsoever, shall be made to open into or towards the said Roads, or be suffered to continue so to open, except the Hanging Post thereof shall be Thirty Feet at least from the Centre of the said Road;

Road; and the Occupier or Occupiers of every Park, Paddock, Field, or Inclosure, having any Gate opening contrary to the Directions of this Act, shall, within Fourteen Days after Notice to him, her, or them given, either personally, or in Writing from the Surveyor of the said Road, cause such Gate to be hung in the Manner hereby directed, whenever the same shall be practicable, but in every Case in such a Manner as that no Part of the Gate when open shall project over any Part of the said Road or Foot-path belonging thereto; and in Default thereof, the Surveyor of the said Road is hereby authorized to cause such to be so hung; and the Person or Persons guilty of such Neglect or Default shall, upon Complaint made to any Justice or Justices of the Peace, and Conviction thereof upon the Oath of One credible Witness, pay to such Surveyor such Sum as the said Justice or Justices shall direct, to defray the Expence of making the Alteration; and shall also forfeit and pay a further Sum not exceeding Forty Shillings for his, her, or their Neglect therein.

Statute Work.

IX. And be it further enacted, That so much of the said first recited Act as relates to the Performance of Statute Labour on the said Road 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 said Road, 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 of *Norfolk* or City of *Norwich*, and they are hereby required and empowered, upon Application made to them by the said Trustees, or by their Clerk or Surveyor, or by their Order, yearly, to adjudge and determine what Part or Portion of Statute Work shall every Year be done upon the said Road, by the Inhabitants of the respective Parishes or Places in which the said Road doth 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 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 Fourteen Days after the serving of such Summons), of the Names of the several Persons, who within such Parish or Place are, by Law, subjected 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 and Quantity 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 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 to be subject and liable to do Statute Work as aforesaid, to do such Number of Days Statute Work, in every Year upon the said

ſaid Road, as the ſaid Juſtices ſhall think reaſonable; and the ſame ſhall be done at ſuch Days and at ſuch Times (not being Hay-time or Harveſt) and in ſuch Parts of the ſaid Road, as the ſaid Truſtees, or their Surveyor or Surveyors ſhall, from Time to Time, order, direct, and appoint; and the ſaid Juſtices ſhall and may alſo order and direct the Perſons who, by ſuch Liſts ſhall appear to be ſubject and liable to the Payment of any Money in lieu of or as a Compoſition for Statute Work as aforeſaid, to pay ſuch Proportion thereof, as the ſaid Juſtices ſhall think proper, to the ſaid Truſtees, or their Treaſurer, at ſuch Time or Times as they the ſaid Juſtices ſhall direct, and in default of Payment thereof, the ſame ſhall and may be recovered by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as any Penalty is by the ſaid recited Acts authorized or directed to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid, after Notice in Writing given to or left for him, her, or them at his, her, or their uſual Place or Places of Abode for that Purpoſe, by any Surveyor of 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 with any Team or Draught, to work on the ſaid Road, ſhall be found idle or negligent, by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and diſcharge 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 Road, all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Road; and if any Surveyor 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 Five Pounds.

Application of Compenſation, where exceeding 200l.

X. And be it further enacted, That if any Money ſhall be agreed or awarded to be paid, for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed by virtue of the Powers of the ſaid firſt recited Act and this Act, for the Purpoſe thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any other Diſability or Incapacity, as in the ſaid firſt recited Act particularly mentioned, ſuch Money ſhall, in caſe the ſame ſhall amount to the Sum of Two hundred Pounds, with all convenient Speed, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Truſtees for executing the ſaid recited Acts and this Act, to the Intent that ſuch Money ſhall be applied under the Direction

tion 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 Incumbrances, or Part thereof, as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements, or Hereditaments, or affecting the 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 or 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, and 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 Court of Chancery upon Application thereto, be inveſted by the ſaid Accountant General, in his Name, in the Purchaſe of the Three Pounds *per Centum* Conſolidated, or Three Pounds *per Centum* Reduced Bank Annuities, and in the mean Time, and until the ſaid Bank Annuities ſhall be ordered by the ſaid Court to be ſold for the Purpoſes aforeſaid, the Dividends and annual Produce of the ſaid Conſolidated or Reduced Bank Annuities ſhall from Time to Time be paid, by Order of the ſaid Court, to the Perſon or Perſons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments, ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Application where the Compenſation does not exceed 200l. nor leſs than 20l.

XI. 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 Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall amount 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, and 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 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 Two or more of the ſaid Truſtees, (ſuch Nomination and Approbation to be ſignified in Writing, under the Hands of the nominating and approving Parties), in order that ſuch Principal Money,

and

and the Dividends arising thereon, may be applied in the Manner hereinbefore directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Chancery.

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

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

or if Persons cannot be found, Purchase Money to be paid into the Bank.

Subject to the Order of the Court of Chancery on Motion or Petition.

XIII. 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 any Five or more of them; 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, or any Five or more of them, 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 Persons interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court of Chancery, which said Court of Chancery, on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be, and is hereby empowered, in a summary Way of Proceeding, or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution 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 same 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

XIV. Provided always, and be it 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 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 of the said recited Acts and this Act; or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interests 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 Interests of the said 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.

Money to be paid, the Person who shall be in Possession of the Lands at the Time of such Purchase, shall be deemed entitled thereto.

XV. Provided also, and be it enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments, to be purchased under the Authority of the said recited Acts and this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses, in pursuance of the said recited Acts and this Act, it shall and may be lawful to and for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of the said recited Acts and this Act, and so much of such Expences as the said Court shall deem reasonable, to be paid by the said Trustees, or any Five or more of them, out of the Monies to be received by virtue of the said Acts and this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

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

XVI. And be it further enacted, That the Expences of obtaining and passing this Act shall be paid, as soon as conveniently may be after the passing of the same, out of the First Tolls or Duties arising or to arise by virtue of the said recited Acts or of this present Act, or any of them, upon the said Road, or out of any Money borrowed or to be borrowed upon the Credit thereof.

For defraying the Charges of this Act.

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

Public Act.

XVIII. And be it further enacted, That the said recited Acts (subject to the Alterations and Amendments herein contained) and this Act, shall continue and be in force, and be executed for and during the Residue

Continuance of this Act.

now to come of the Terms granted by the said recited Acts, and from the Expiration thereof for and during the further Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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