ANNO QUINQUAGESIMO QUARTO

GEORGII III. REGIS.

Cap. 14.

An Act for enlarging the Term and Powers of an Act of His present Majesty, for repairing the Road from *Canterbury Lane*, within the Liberty of the Town of *Folkestone*, to a Place in the Parish of *Folkestone*, called *Mudshole*, and other Roads therein mentioned, in the County of *Kent*. [20th *December* 1813.]

WHEREAS an Act was passed in the Thirty-second Year of the Reign of His present Majesty, intituled *An Act for repairing and widening the Road leading out of the Turnpike Road from* Dover *through* Folkestone *to* Hythe, *at a certain Place called* Canterbury Lane, *within the Liberty of the Town of* Folkestone, *to a certain Place in the Parish of* Folkestone, *called* Mudshole; *and for making a new Road from thence through a certain Field called* Yaldergates, *through* Rainden Wood, *over* Swingfield Minnis, *through* Denton, *and for repairing and widening the Road from thence to the Direction Post on* Barham Downs, *in the Parish of* Barham, *at the* Four Vents: And whereas the Trustees appointed in or by virtue of the said Act, have proceeded to put the same in Execution, for which Purpose they have borrowed considerable Sums of Money on the Credit of the Tolls thereby granted; which still remain due, and cannot be repaid, nor 32 G. 3. c. 117.

can the ſaid Road be properly amended, improved, and kept in Repair, unleſs the Term of the ſaid Act be continued, and ſome of the Powers and Proviſions of the ſaid Act be altered and enlarged, and the Tolls increaſed; May it therefore pleaſe Your Majeſty that it may be enacted; and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons, in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid Act paſſed in the Thirty-ſecond Year of the Reign of His preſent Majeſty, and all and every the Authorities, Powers, Privileges, Proviſions, Penalties, and Clauſes therein contained (except ſuch as are varied, altered, or repealed) ſhall be and continue in full force, and be executed, for and during the Term herein-after mentioned, as fully and effectually, to all Intents and Purpoſes, as if the ſame were herein particularly repeated and re-enacted; but ſubject nevertheleſs to the Amendments, Variations, Alterations, and Additions herein contained; and which ſhall commence and take effect upon the paſſing of this Act; and this Act, and the additional Term and Tolls hereby granted, ſhall be ſubject and liable to the Payment of all Money now due and owing upon the Credit or on account of the ſaid Act, or which may hereafter be borrowed or become due and owing on the Credit of the ſaid Act and this Act, and of all Intereſt due and to grow due for the ſame reſpectively.

Additional Truſtees.

II. And be it further enacted, That *Richard Harris Barham*, *Thomas Barret Bridges Barret*, *John Bateman* the elder, *John Bateman* Surgeon, *William Bennet*, *Richard Boorn*, *James Drake Brockman* the younger, *William Brockman* Clerk, *Henry Butcher* the elder, *John Butcher*, *Thomas Butcher*, *Thomas Cook*, *James Cullen*, *Hunt Cullen*, *Richard Cullen*, *Richard Cullen* the younger, *Thomas Cullen*, *Thomas Dangerfield*, *Francis Dawſon* Clerk, *George Dearing*, *William Elgar*, *John Gaſkarth Ella* Clerk, *Thomas Farley*, *John Gill*, *Timothy Gittins*, *John Hambrook*, *William Hammond* Stone Houſe, *James Hammond*, *Richard Hart* the elder, *Richard Hart* the younger, *John Hart*, *John Harvey* the younger, *Richard Holman*, *John Hunt*, *Richard Hunt*, *William Knight*, *Samuel Latham*, *Henſhaw Latham*, *James Major*, *David Major* the younger, *Thomas Major*, *Hammerden Major* the younger, *Thomas Emptage Marſh*, *Robert Marſh* of *Coolinge*, *Thomas Nickalls*, *Henry Oxenden*, *Robert Petman*, *Joſeph Webb Pilcher*, *James Prince*, *David Putter*, *Henry Rice* Clerk, *Sydenham Rutherford*, *Matthew William Sankey*, *James Seal*, *William Harvey Stace*, *John Tims* Clerk, *Robert Avery Webb*, and *John Wilſon*, ſhall, from and immediately after the paſſing of this Act, be added to and joined with the Truſtees appointed by or in purſuance of the ſaid recited Act, for putting the ſame and this Act in Execution: And the Truſtees hereby appointed, and their Succeſſors, being qualified according to the Directions of the ſaid recited Act, are hereby empowered to put the ſaid recited Act and this Act in Execution, as fully and effectually, to all Intents and Purpoſes, as if they had been named in and appointed by the ſaid recited Act.

Power to appoint additional Truſtees.

III. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Five or more of them, at a Meeting to be held for that Purpoſe (of which Meeting, and of the Purpoſe thereof, ſuch Notice

ſhall be given as is directed by the ſaid recited Act reſpecting the Appointment of future Truſtees on Vacancies), to elect, nominate, and appoint any Number of fit and proper Perſons, not exceeding Ten, to be Truſtees for the Purpoſes of the ſaid recited Act and this Act, in Addition to the Truſtees hereby nominated and appointed.

Former Tolls repealed.

IV. And be it further enacted, That from and after the paſſing of this Act, all and every the Tolls by the ſaid recited Act authorized to be taken, ſhall ceaſe and be no longer payable; and from thenceforth it ſhall be lawful for the ſaid Truſtees, or any Perſon to be appointed Collector or Collectors by virtue of the ſaid recited Act or this Act, to demand and take the ſeveral Tolls or Sums of Money herein-after particularly mentioned, at each and every of the Turnpike Gates already erected, or which ſhall at any Time hereafter be erected, in, upon, acroſs or on the Sides of any Part or Parts of the ſaid Road, and acroſs any Way or Lane leading into or out of the ſame, except as herein-after is expreſsly directed or provided to the contrary; and on every Day, ſuch Day to be computed from Twelve of the Clock at Night, to Twelve of the Clock in the next ſucceeding Night (that is to ſay):

Tolls.

For every Horſe, Mare, Gelding or Mule, drawing any Coach, Chariot, Phaeton, Calaſh, Curricle, Vis-a-Vis, Chaiſe, Diligence, Caravan, Chair, Hearſe or Litter, the Sum of Four-pence:

For every Horſe, Mare, Gelding, Mule or other Beaſt of Draught, drawing any Waggon, Wain, Cart or other ſuch like Carriage, the Sum of Four-pence:

For every Horſe, Mare, Gelding or Mule, laden or unladen, and not drawing, the Sum of One Penny Halfpenny;

For each Aſs drawing any Kind of Carriage, the Sum of Two-pence:

For each Aſs not drawing any Kind of Carriage, the Sum of One Halfpenny:

For every Drove of Oxen, Cows or Neat Cattle, the Sum of One Shilling and Three-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.

Double Toll on Sundays.

And that on every *Sunday* during the Continuance of this Act, there ſhall be demanded and taken, at each and every of ſuch Turnpike Gates, double the ſaid reſpective Tolls.

Tolls veſted in Truſtees.

And the ſaid reſpective Tolls ſhall be demanded and taken before any Carriage whatſoever, or Horſe or Horſes, or other Beaſt or Cattle, be permitted to paſs through any ſuch Turnpike Gates: And all and every Sum and Sums of Money which ſhall ariſe and be produced therefrom, ſhall be veſted in the ſaid Truſtees for the Time being; and the ſaid Tolls and every Part thereof ſhall and may be demanded and collected, and be recovered and recoverable in the ſame Manner, and be applied and diſpoſed of for ſuch Uſes, Intents, and Purpoſes, as the Tolls granted by the ſaid recited Act are authorized and directed to be taken, recovered, applied, and diſpoſed of; but ſubject nevertheleſs to the Proviſions and Directions of this Act.

V. And

Tolls to be paid but once a Day.

V. And be it further enacted, That no Perſon or Perſons having paid the Tolls authorized to be taken by virtue of this Act, or paſſing with any Horſes, Cattle, Sheep, Beaſts or Carriage whatſoever, through any Turnpike Gate erected or to be erected by virtue of the ſaid recited Act or this Act, ſhall be ſubject to pay any further or other Toll for returning or repaſſing with the ſame Horſes, Cattle, Sheep, Beaſts or Carriage, as often as he, ſhe, or they ſhall have Occaſion on the ſame Day (to be computed from Twelve of the Clock at Night to Twelve of the Clock in the ſucceeding Night) through the ſame Gate where ſuch Toll ſhall have been ſo paid, ſuch Perſon or Perſons producing a Ticket of the Day denoting ſuch Payment, which Ticket the Collectors of the ſaid Tolls are hereby required to give *gratis* on Receipt of the Toll.

Not more than Two full Tolls to be taken on the whole Line of Road.

VI. Provided always, and be it enacted, That no more than Two full Tolls ſhall be demanded or taken from any Perſon or Perſons for paſſing and repaſſing the ſame Day with or driving the ſame Horſes, Cattle, Sheep, or Beaſts, or with the ſame Carriages, through all the Turnpike Gates erected or to be erected by virtue of the ſaid recited Act or of this Act; but all and every Perſon and Perſons having paid the ſaid Two full Tolls, and producing a Note or Ticket, Notes or Tickets (which Notes or Tickets the Collectors of the ſaid Tolls are hereby required to give *gratis* on the Receipt of ſuch Tolls), ſhall paſs and repaſs during the ſame Day with or drive the ſame Horſes, Cattle, Sheep or Beaſts, or the ſame Carriages Toll-free, through all the Turnpike Gates erected or to be erected upon the ſaid Road, hereby directed to be repaired by virtue of the ſaid recited Act or of this Act.

Truſtees may reduce the Tolls.

VII. And be it further enacted, That it ſhall be lawful for the ſaid Truſtees, or any Seven or more of them, from Time to Time when they ſhall think proper, to leſſen or reduce all or any of the Tolls by this Act granted or made payable, and to cauſe the ſame to be collected in ſuch Manner, Parts and Proportions as they ſhall think fit; and to raiſe the ſame again, ſo as they do not at any Time exceed the Tolls by this Act granted and made payable; and ſo as every ſuch Reduction thereof be made with the Conſent of the Perſon or Perſons for the Time being entitled to Five-ſixth Parts at the leaſt of the Money then due on the Credit or Security of the Tolls: Provided alſo, that no Reduction ſhall be made in any of the ſaid Tolls, unleſs Notice of the Intention to make ſuch Reduction, and of the Meeting to be holden for that Purpoſe, ſhall be given by Writing to be affixed upon all the Turnpike Gates which ſhall be then ſtanding, in, upon, acroſs or on the Sides of the ſaid Road, and inſerted in ſome Newſpaper publiſhed or circulated in the ſaid County of *Kent*, at leaſt Twenty-one Days before ſuch Meeting.

Regulations as to Toll Collectors.

VIII. And be it further enacted, That all and every the Toll Collectors, being Leſſee of the ſaid Tolls, or appointed either by the ſaid Truſtees, or by any ſuch Leſſee or Leſſees, to collect the Tolls payable at any Turnpike Gate to be continued or erected by virtue of the ſaid recited Act or this Act, ſhall and he is hereby required to place his Chriſtian and Surname, painted on a Board in legible Characters, in the Front or in ſome other conſpicuous Part of the Toll Houſe or Toll Gate, immediately on

on his beginning to collect such Toll, or coming on Duty; each of the Letters of such Name or Names to be at least One Inch in Length and of a Breadth in Proportion, and painted in Black Letters, on a White Ground; and shall continue the same so placed, during the whole Time he shall collect such Toll or be upon such Duty: And if any Collector of the same Tolls, shall not place such Board as aforesaid, and keep the same there during the Time aforesaid; or shall demand and take a Toll from any Person or Persons who shall be exempt from the Payment thereof, and claim such Exemption; or shall refuse to permit or suffer, or shall in anyways hinder any Person or Persons from reading such Christian or Surname, or shall refuse to tell his Christian or Surname to any Person or Persons who shall demand the same, on having paid the said Tolls or any of them, or shall, in Answer to such Demand, give a false Name or Names, or shall refuse or neglect to give a Ticket to denote the Payment of the Tolls, when demanded; or shall unnecessarily detain any Passenger or Passengers; or shall make use of any scurrilous or abusive Language to any Traveller or Passenger; then and in every such Case, every such Toll Collector shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence, as the Justice or Justices before whom the Information shall be laid, shall adjudge.

Toll Collectors not to make use of any scurrilous Language to Travellers.

IX. And be it further enacted, That no Farmer or Farmers, Renter or Renters, of the Tolls of any Turnpike Gate now erected, or hereafter to be erected upon the said Road, or his or their Deputy or Deputies, Agent or Agents, shall make any Composition by the Year or otherwise with the Inhabitants of any Town or Place, or with any Person or Persons whomsoever, for or in lieu of the Tolls of any Waggon, Wain, Cart or other Carriage, liable to be weighed at the Engine or Engines erected or to be erected upon the said Roads, for or in respect of the Overweight thereof; and in case any Farmer or Renter, or Person or Persons, shall offend herein, every such Farmer or Renter, Deputy or Agent, shall, on Conviction thereof, by Confession or upon the Oath of One Witness before any One of His Majesty's Justices of the Peace for the County of *Kent*, forfeit and pay, besides the Costs and Charges attending the Conviction, any Sum not exceeding Twenty Pounds, and shall also forfeit his or their Contract or Lease for renting the Tolls, if the Trustees, or any Five or more of them, shall think proper to order that the same shall be thereupon vacated and made void; and every such Composition shall be and the same is hereby declared to be null and void; and that One Moiety of every such Penalty as aforesaid shall be paid to the Informer, and the other Moiety to the Surveyor or Treasurer of the said Road, to be employed towards the Repairs thereof; the same to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons so convicted, by Warrant under the Hand and Seal, or Hands and Seals, of such Justice or Justices as aforesaid.

Penalty on Renters of Tolls compounding for Overweight.

X. Provided always, and be it further enacted, That no Toll shall be demanded or taken of or from any Person or Persons, for any Horse or other Beast or Cattle employed in carrying or conveying, or returning from having been employed only in carrying or conveying any sick, wounded, or disabled Officers or Soldiers; or for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses, or other

Exempting Horses, etc. from Tolls, employed in carrying Soldiers and Military Stores.

Beaſt or Cattle drawing the ſame, employed in carrying or conveying any Ordnance, or Barrack, or Commiſſariat, or other public Stores, of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces, or returing empty from having been ſo employed; or for any Horſe, Mare, or Gelding furniſhed by or for any Perſon belonging to any Corps of Yeomanry, or Volunteer Cavalry or Infantry, and rode by him in going to or reurning from any Place appointed for and on the Days of Exerciſe, Inſpection, or Review; provided that ſuch Perſon ſhall be dreſſed in the Uniform of his Corps, and ſhall have his Arms, Furniture, and Accoutrements, according to the Regulations of ſuch Corps, at the Time of claiming the Exemption.

Exempting Stores from Overweight.

XI. 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, or 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, or the Horſe or Horſes drawing the ſame while ſo employed, 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 the 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 Act, contained to the contrary notwithſtanding.

Exemptions to be the ſame as in the former Act except where altered by this Act.

XII. Provided always, and be it further enacted, That no Toll ſhall be demanded or taken, of or from any Perſon or Perſons, for or in reſpect of any Horſe, Beaſt, or Carriage, in any Caſe where an Exemption is granted or allowed by the ſaid recited Act; but that all and every the Exemptions from Toll, granted and allowed by the ſaid recited Act, ſhall extend, and be deemed and conſtrued to extend to this Act, and to the Perſons, Horſes, Beaſts, Cattle, and Carriages, otherwiſe liable to the Tolls hereby granted and made payable, in the ſame Manner as if the ſame were herein and hereby particularly repeated and re-enacted; ſave and except only in ſuch Caſes where the ſaid Exemptions are ſpecified by this Act to be varied, altered, or repealed.

Application of Money awarded amounting to 200*l.*

XIII. 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 recited Act and this Act, for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatic, or Perſon or Perſons under any Diſability or Incapacity, as in the ſaid Act mentioned, ſuch Money ſhall, in caſe the ſame ſhall amount to or exceed 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 Act and this Act, purſuant to the Method preſcribed by the Act of the Twelfth Year of King *George* the Firſt,

Chapter

Chapter Thirty-two, and the General Orders of the ſaid Court, without Fee or Reward; to the Intent that ſuch Money ſhall be applied, under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way, by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements or Hereditaments, in the Purchaſe of the Land Tax, or towards the Diſcharge of any Debt or Debts, or ſuch other Incumbrances or Part thereof as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements or Hereditaments, or affecting any other Lands, Tenements or Hereditaments, ſtanding ſettled therewith to the ſame or the like Uſes, Truſts, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Lands, 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 Meſſuages, 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 the Conveyance and Settlement ſhall be exiſting undetermined and capable of taking Effect; and in the mean Time, and until ſuch Purchaſe ſhall be made, the ſaid Money ſhall, by Order of the ſaid Court of Chancery upon Application thereto, be 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 Lands, Tenements, and Hereditaments, ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Where leſs than 200l. and exceeding 20l.

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 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 or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank, with the Privity and in the Name of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner herein-before directed; or otherwiſe the ſame ſhall be paid, at the like Option, to Two Truſtees, to be nominated by the Perſon or Perſons making ſuch Option, and approved of by Five or more of the Truſtees

tees for executing the said recited Act 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, 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 said Court of Chancery.

Application where not more than 20*l.*

XV. Provided also, and be it further enacted, That when such Money so agreed or awarded to be paid as last before-mentioned shall not exceed 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 this Act, in such Manner as the said Trustees, or any Five or more of them, shall think fit; or in case of Infancy or Lunacy, then to his, 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 a good Title, &c.

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 Act or 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 be lawful 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 said High Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands 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 of Money into the Bank as aforesaid.

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

Where any Queſtion ſhall ariſe touching the Title, how Money to be diſpoſed of.

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 and with the Privity of the Accountant General of the ſaid Court of Chancery, in purſuance of the ſaid recited Act or this Act, for the Purchaſe of any Lands or Hereditaments, or of any Eſtate, Right or Intereſt in any Lands 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 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 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 or Hereditaments, or to ſome Eſtate or Intereſt therein.

The 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 or Hereditaments, to be purchaſed under the Authority of the ſaid recited Act or 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 or Hereditaments, to be ſettled to the like Uſes in purſuance thereof, 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 the ſaid recited Act or 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, or any Five or more of them, who ſhall from Time to Time pay ſuch Sums of Money for ſuch Purpoſes as the ſaid Court ſhall direct.

For ſecuring tranſient Offenders.

XIX. And whereas Offences may be committed againſt the ſaid recited Act and this Act by Perſons unknown to the Truſtees, Collectors, Surveyors, or other Officers appointed to put the ſame in Execution; be it therefore further enacted, That it ſhall be lawful for the ſaid Truſtees, Collectors, Surveyors, or other Officers reſpectively, and ſuch Perſon or Perſons as they or he ſhall call to their or his Aſſiſtance, without any Warrant or other Authority than this Act, to ſeize and detain any ſuch unknown Perſon or Perſons as ſhall commit any ſuch Offence or Offences, and to take him, her, or them before any Juſtice of the Peace of the County or Place where the Offence or Offences ſhall be committed.

For paying the Expences of the Act.

XX. And be it further enacted, That the Charges and Expences incurred in and about the obtaining and paſſing of this Act, together with lawful Intereſt for the Money which ſhall be advanced from Time to Time for that Purpoſe, ſhall be paid out of any Money already raiſed by virtue of

the said recited Act, or out of the first Monies which shall be raised or borrowed upon the Credit of the said recited Act and this Act, in preference to all other Payments whatsoever.

Public Act.

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

Commencement and Continuance of this Act.

XXII. And be it further enacted, That the said recited Act (subject to the Alterations, Additions, and Amendments in this Act contained) and this Act shall be put in Force, and be executed, for and during the Residue now to come of the Term granted by the said recited Act, 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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