

ANNO QUADRAGESIMO SEXTO

GEORGII III. REGIS.

Cap. 6.

An Act for enlarging the Term and Powers of Two Acts of the Fourth and Twenty-fifth Years of His present Majesty, for amending and widening the Road from *Tinsley*, in the County of *York*, to the Town of *Doncaster*, in the said County.

[22d *March* 1806.]

WHEREAS an Act was made in the Fourth Year of the Reign of His present Majesty, intituled, *An Act for amending and widening the Road from* Tinsley, *in the County of* York, *to the Town of* Doncaster, *in the said County:* And whereas another Act was made in the Twenty-fifth Year of the Reign of His present Majesty, intituled, *An Act for enlarging the Term and Powers of an Act made in the Fourth Year of the Reign of King* George *the Third intituled,* ‘ *An Act for* ‘ *amending and widening the Road from* Tinsley, *in the County of* York, *to* ‘ *the Town of* Doncaster, *in the said County:* And whereas the Trustees appointed to put the said Acts into Execution, have borrowed a considerable Sum of Money on the Credit of the Tolls arising on the said Road; which Money now remains due and cannot be repaid, and the said

4 G. 3. c. 44.

25 G. 3. c. 105.

said Road effectually amended and kept in Repair, unless the Term of the said Acts be further continued, the Tolls increased, and some further Powers granted for those Purposes; 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 the Powers, Authorities, Privileges, Provisions, Exemptions, Penalties, Forfeitures, Matters, and Things, therein respectively contained (except such Parts thereof as relate to Exemption from Stamp Duties, and also such as are hereby altered, varied, or repealed) shall be and remain in full Force and Effect, and shall be executed for and during the Term herein-after mentioned, as fully and effectually to all Intents and Purposes as if the same were repeated and re-enacted in the Body of this Act; but subject nevertheless to the Alterations and Amendments herein contained; and which shall commence and take Effect upon the passing of this Act; and that this Act, and the Term and Powers hereby granted shall be and are hereby declared to be subject and liable to the Payment of the Money borrowed and due as aforesaid, and also of all Money which shall be hereafter borrowed for the Purposes of the said recited Acts or either of them, and of this Act, and of all Interest due and to grow due thereon respectively.

Former Acts continued.

II. And be it further enacted, That the Right Honourable *Charles William* Viscount *Milton*, the Honourable *James Archibald Stuart Wortley Mackenzie*, *Thomas Athorpe*, *Christopher Alderson*, *Jonathan Alderson* Clerk, *William Alderson* Clerk, *John Alderson*, *Jonathan Alderson*, *Charles Bowns*, *John Billam* Doctor of Physic, *Thomas Bayliffe* Clerk, *Richard Burton* Clerk, *Alexander Barker* Clerk, *Michael Brunskill* Clerk, *John Branson*, *John Bower*, *Thomas Booth*, *James Brownell*, *John Bromen*, *Edward Barnsley*, *Peter Birks*, *Edward Chorley* Doctor of Physic, *Charles Constable* Clerk, *Alexander Cooke* Clerk, *John Coupland*, *William Coupland*, *Francis Caley*, *Robert Cave*, *Joseph Colbeck*, *Samuel Clarke*, *Robert Clarke*, *James Clarke*, *Samuel Clark*, *John Carr*, *Andrew Carr*, *Nathaniel Cosins*, *Thomas Chapman*, *Thomas Carnelley*, *Joseph Deakin*, *William Dawson*, *John Thomas Dawson*, *Thomas Downes*, *Vincent Henry Eyre*, *John Fountayne Elwyn*, *Charles Wolff Eyre* Clerk, *Francis Ferrand Foljambe* junior, *William Fenton*, *John Foster* Clerk, *John Foster*, *John Foster* junior, *Joseph Flint*, *Richard Flint*, *Richard Holden*, *Thomas Harrison*, *Joseph Harrison*, *William Hoyle*, *John Hoyle*, *William Hoyle* junior, *William Hyde*, *William Hall*, *George Harvey*, *Philip Hunt*, *Thomas Haywood*, *Thomas Houndsfield*, *Thomas Houndsfield* junior, *John Houndsfield*, *William Jubb*, *William Jubb* junior, *Joseph Johnson*, *John Seaton Kent*, *William Wilson Kent*, *John Lowe* Clerk, *James Lucas*, *Thomas Lee*, *James Archibald Stuart Wortley Mackenzie*, *Marmaduke Middleton Middleton*, *Stephen Moore* Clerk, *Robert Marsh*, *Charles Newton*, *Samuel Oliver*, *Francis Oxley*, *John Oxley* junior, *Hugh Parker*, *Thomas Parker*, *George Pears*, *John Potter*, *William Potter* of Beighton, *William Potter* of Aughton, *Thomas Raddish* Clerk, *Joseph Read*, *John Rhodhouse*, *Valentine Radley*, *William Radley*, *William Rodgers*, *Richard Swallow*, *Richard Stanley*, *William Stanley*, *Benjamin Sayle*, *John Shergold*, *John Sorby*, *George Savile*

Additional Trustees appointed.

Saville Clerk, *William Smith*, *Thomas Staniforth*, *John Kindersley Tudor*, *Thomas Trebeck* Clerk, *Joseph Turner*, *Joseph Hatfield Turner*, *John Turner*, *Thomas Townrow*, *Josias Verelst*, *Charles Verelst* Clerk, *Samuel Walker*, *Henry Walker*, *Joshua Walker* junior, *Jonathan Walker* junior, *Benjamin Wainwright* Doctor of Physic, *Thomas Oliver Warwick* Doctor of Physic, *Henry Watkins* junior, Clerk, *George Wright*, *Thomas Wright*, *Joseph Wheatley*, *John Whitehead*, *Robert Whitehedd*, *John Woodcock*, and *George Woodcock*, (being qualified according to the Directions of the said last 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 or either of them, 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 Half Toll granted.

III. And whereas the Tolls by the said recited Acts authorized to be taken on the said Road, have been found insufficient effectually to maintain and repair the same, and pay the Interest of the Money borrowed on the Credit of the said Tolls; be it therefore further enacted, That it shall and may be lawful for the said Trustees or any Seven or more of them, and they are hereby authorized and empowered, to demand and take, or cause to be demanded and taken, over and above the respective Tolls granted by the said recited Acts or either of them, One further Half Toll in addition to such respective Tolls, of all Persons who shall pass with any Horse, Cattle, Beast, or Carriage, through any Turnpike erected or to be erected by virtue of the said recited Acts and this Act; which said additional Tolls shall be and the same are hereby vested in the Trustees for executing the said recited Acts and this Act; and the same shall and may be demanded, levied, recovered, applied, and disposed of, in the same Manner, and to and for the same Uses, Intents, and Purposes, as in and by the said recited Acts is and are mentioned and declared with respect to the Tolls thereby granted or continued.

Exemptions from Toll.

IV. And be it further enacted, That no Toll shall be demanded or taken for any Horse, Cattle, Beast, or Carriage, employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying, having been employed only in carrying or conveying, on the same Day, any Stones, Bricks, Timber, Wood, Gravel or other Materials for repairing the said Road or any of the Roads in the Townships or Parishes in which any Part of such Road lies, 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; or for any Horse, Cattle, Beast, or Carriage, employed in carrying or conveying, or going to carry or convey, or returning from carrying or conveying having been employed only in carrying or conveying, any Ploughs, Harrows, or Implements of Husbandry; or any Lime, Mould, Dung, Compost, or 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 from any Person going to or returning from his or her

proper Parochial Church, Chapel, or other Place of Religious Worſhip tolerated by Law, on a *Sunday*, or upon any other Day on which Divine Service is ordered to be celebrated, or attending the Funeral of any Perſon that ſhall die and be buried in any of the ſaid Townſhips or Pariſhes; or from any Clergyman going to or returning from viſiting any ſick Perſon, or upon other his Parochial or Miniſterial Duty on a *Sunday*, or on any other Day on which Divine Service is ordered by Authority to be celebrated; or for any Horſe, Cattle, or Carriage, of whatſoever Deſcription, 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 Horſe, Cattle, Beaſt, or Carriage, attending any Soldiers upon their March or on Duty, or drawing any Carriage attending them with their Arms or Baggage; or for any Horſe, Cart, Cattle, or Beaſt, employed in the Conveyance of Vagrants ſent by legal Paſſes to their Place or Places of Settlement, or returning therefrom; or for any Horſe, Cattle, or Beaſt, carrying or conveying any Perſon or Perſons going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the Counties of *York*, *Nottingham*, and *Derby*, on the Day or Days of ſuch Election, or on the Day before or on the Day after ſuch Election ſhall begin or be concluded; and that no Toll ſhall be demanded or taken for any Horſe, Mare, or Gelding, furniſhed by or for any Perſon or Perſons belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them, in going to or returning from the Place appointed for and on the Days of Exerciſe, provided that ſuch Perſons ſhall be dreſſed 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 as aforeſaid; and if any Perſon or Perſons ſhall, in any fraudulent or colluſive Manner, claim and take the Benefit of any of the Exemptions by this Act granted, not being entitled to the ſame, every ſuch Perſon ſhall forfeit and pay for every ſuch Offence any Sum not exceeding Forty Shillings, One Moiety whereof ſhall go to the Informer, and the other Moiety ſhall be applied for the Purpoſes of this Act.

Power to make Footpaths; Penalty on Perſons riding thereon, &c.

V. And be it further enacted, That it ſhall and may be lawful for the ſaid Truſtees, or any Five or more of them, to cauſe Footpaths or Cauſeways to be made on the Sides of the ſaid Road, or any Part or Parts thereof; and if any Perſon or Perſons ſhall ride upon any ſuch Footpath or Cauſeway, or ſhall drive any Horſe, Mule, or Aſs, Cattle, Beaſt, Pig or Swine, Cart or other Carriage, or wheel any Wheelbarrow or Hand-cart thereon, or ſhall wilfully cauſe any Damage whatſoever thereto; or ſhall lay any Timber, Hay, Straw, Dung, Compoſt or Manure, Aſhes, Rubbiſh, or any Matter or Thing whatſoever, upon the ſaid Road or any Part thereof, or ſhall obſtruct or impede the Paſſage upon the ſaid Road or any Part thereof, or ſhall turn out any Horſe, Cow or other Cattle, Mule, Aſs, or Swine, upon the ſaid Road or any Part thereof, or into any Lane or Highway leading into the ſame (except where the ſaid Road or any Part thereof, paſſes over any Open Common or Waſte Grounds); or, without the Authority of the Truſtees, ſhall dig

dig or break up the Soil or Ground of any Part of the ſaid Road, or ſcrape or carry off any Materials, Gravel, Mud, or Dirt, which ſhall be or lie upon any Part of the ſaid Road; every ſuch Perſon or Perſons ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings, nor leſs than Ten Shillings, to be recovered, levied, and applied in ſuch Manner as other Penalties and Forfeitures are by the ſaid recited Acts, or either of them, directed to be recovered, levied, and applied.

Perſons chargeable to Statute Work to continue ſc.

Juſtices to determine Differences touching Statute Work.

VI. Provided always, and be it further enacted, That all Perſons who by Law are or ſhall be liable to do Statute Work, or are or ſhall be chargeable towards repairing and amending the ſaid Road or any Part thereof, ſhall ſtill remain liable thereto, in like Manner as heretofore; and it ſhall and may be lawful to and for any Two or more Juſtices of the Peace for the Weſt Riding of the ſaid County of *York*, and they are hereby empowered and required, upon Application made to them by the ſaid Truſtees, or by their 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 Road, by the Inhabitants of the reſpective Pariſhes or Places in which the ſaid Road lies; 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; and in order thereunto it ſhall and may be lawful to and for ſuch Juſtices from Time to Time to ſummon the Surveyor or Surveyors of the Highways for every ſuch Pariſh or Place, to bring in Liſts before ſuch Juſtices, at ſome Place to be expreſſed in ſuch Summons (within Ten Days after the ſerving of ſuch Summons) of the Names of the ſeveral Perſons who within ſuch Pariſh or Place are by Law ſubject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Compoſition for ſuch Statute Work, diſtinguiſhing the Nature of the Work to be done, whether with Teams or Draughts or otherwiſe, and alſo the Amount of the reſpective Sums to be paid; which Liſts of Names ſhall be made in ſuch Manner and under ſuch Regulations and Reſtrictions as is, are, or may be directed by any Law or Statute in Force and Effect for the Repair 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 Statute Work as aforeſaid, to do ſuch Number of Days Statute Work in every Year upon the ſaid Road as the ſaid Juſtices ſhall think reaſonable; and the ſame ſhall be done on ſuch Days and at ſuch Times (not being Haytime 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 Chattles 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 laſt or 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 and 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 turn off 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 the amending the ſaid Road; and in caſe the ſaid Surveyor or Surveyors of the Highways for any of the ſaid Pariſhes or Places ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly or wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Forty Shillings.

Truſtees may compound for ſtatute Work.

VII. And be it further enacted, That it ſhall and may be lawful to and for the ſaid Truſtees to compound and agree with any Perſon or Perſons, Bodies Politick or Corporate, for the Statute Work to be by them done on the ſaid Road or any Part thereof, and alſo with the Inhabitants and Occupiers of Lands, Tenements, or Hereditaments, of and in all or any of the Pariſhes or Places in which the ſaid Road is ſituate, for a certain Sum of Money by the Year or otherwiſe, as the ſaid Truſtees ſhall think reaſonable, in lieu of the Whole or of any Part of the Statute or other Work to be by all or any of the ſaid Inhabitants and Occupiers done on the ſaid Road; which Compoſition Money ſhall always be paid by the Surveyor or Surveyors of the Highways, or other Officer of the Pariſh, or by the Perſon or Perſons ſo compounding, to the Treaſurer to the ſaid Truſtees, in advance, on or before the Twenty-ninth Day of *September* in each and every Year, or otherwiſe the Inhabitants and Occupiers of ſuch Pariſh or Place ſhall not be permitted to compound for that Year.

Application of Compenſation Money, when amounting to 200*l.*

VIII. 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 Acts and this Act, for the Purpoſes thereof, which ſhall belong to any Corporation, Feme Covert, Infant, Lunatick, or Perſon or Perſons under any Diſability or Incapacity, as in the ſaid firſt recited Act particularly mentioned,

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 Acts and this Act; to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Courts 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 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 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, or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Where less than 200*l.* and exceeding 20*l.*

IX. 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 amount to or 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 the Manner herein before directed; or otherwise the same shall be paid, at the

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 ſaid Truſtees for executing the ſaid recited Acts and this Act (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties) in order that ſuch Principal Money, and the Dividends ariſing thereon, may be applied in any 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 leſs than 20l.

X. Provided alſo, and be it further enacted, That when 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, 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 Titles,

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

XI. 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 or this Act, for the Purpoſes of the ſaid Road, 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 any 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 Sum and Sums of Money ſo awarded as aforeſaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments [*deſcribing them*] ſubject to the Order, Controul, and Diſpoſition of the ſaid Court of Chancery; which ſaid Court of Chancery on the Application of any Perſon or Perſons making Claim to ſuch Sum and 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

to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Respecting disputed Titles.

XII. 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 Court of Chancery, in pursuance of the said recited Acts or this Act, for the Use of the said Road, 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 the Lands, Tenements, or Hereditaments, at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful one, and that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

Court of Chancery to direct the Payment of Expences.

XIII. Provided always, and be it further enacted, That where, by Reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements, or Hereditaments, to be purchased under the Authority of the said recited Acts or this Act, the Purchase Money for the same shall be required to be paid into the said 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 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 or the said recited Acts, or so much of such Expences as the said 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 paying the Expences of the Act.

XIV. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act, together with lawful Interest for the same, shall be paid out of any Money now remaining in the Hands of the Treasurer to the said Trustees, or out of the first Money to arise by virtue of the said recited Acts and this Act.

Publick Act.

XV. 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.

Term and Continuance of the Act.

XVI. And be it further enacted, That the ſaid recited Acts (ſubject to the Alterations, Additions, and Amendments in this Act contained) and this Act, ſhall continue and be in force and be executed for and during the Reſidue now to come of the Term granted and continued 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.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's moſt Excellent Majeſty. 1806.