ANNO QUINQUAGESIMO

# GEORGII III. REGIS.

## *Cap.* 15.

An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, paſſed in the Twenty-ninth and Thirty-third Years of His preſent Majeſty, for repairing and widening the Road from *Wakefield* to *Abberford* in the County of *York*.

[21ſt *March* 1810.]

WHEREAS by an Act of Parliament paſſed in the Twenty-ninth Year of the Reign of His preſent Majeſty, intituled, *An Act for repairing and widening the Road from the Town of* Wakefield *to the Town of* Abberford, *in the Weſt Riding of the County of* York, ſeveral Perſons therein named were appointed for putting the ſaid Act into Execution, and divers Tolls and Duties were granted and payable, and were thereby directed and appointed to take Place, and divers Powers, Authorities, Rules, Orders, and Proviſions were thereby given, granted, preſcribed, and eſtabliſhed, for repairing the ſaid Road and putting the ſaid Act into Execution: And whereas by another Act of Parliament, made and paſſed in the Thirty-third Year of the Reign of His ſaid preſent Majeſty, intituled, *An Act for continuing the Term, and altering and enlarging the Powers of the Act of the Twenty-ninth Year of His preſent Majeſty, for repairing and widening the Road from the Town of* Wakefield *to the Town of* Abberford, *in the ſaid Weſt Riding of the County of* York; ſeveral Perſons therein named were alſo appointed Truſtees to put the ſaid Act in Execution, and divers Tolls were thereby granted and made payable, and divers Powers, Authorities, and Proviſions were thereby given, granted, and preſcribed for repairing the ſaid Road, and executing the Purpoſes of the ſaid Act: And whereas a conſiderable Sum of Money hath been borrowed, and is now due and owing upon the Credit of the Tolls authorized

29 G. 3. c. 86.

33 G. 3. c. 179.

rized to be collected upon the said Road, together with a long Arrear of Interest thereon, which has been accruing since the passing of the said first mentioned Act, which cannot be paid off, and the said Road kept in Repair, unless the Powers and Provisions of the said recited Acts are altered and enlarged, and it is necessary that the Tolls authorized to be taken on the said Road should be repealed, and others granted instead thereof: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by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 Twenty-ninth and Thirty-third Years of the Reign of His present Majesty, and all and every the Authorities, Powers, Privileges, Provisions, Penalties, Clauses, Matters, and Things therein contained, (except such as relate to the Exemptions from Stamp Duties, and such as are hereby varied, altered, enlarged, or repealed,) shall be and continue in full Force for and during the Term hereafter 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.

Present Tolls to cease, and New Tolls granted.

II. And be it further enacted, That the several Tolls granted and made payable and authorized to be taken under and by virtue of the said recited Acts, or either of them, shall, from and immediately after the passing of this Act, cease, determine, and be no longer paid or payable; and instead thereof, the following Tolls shall be demanded and taken at all or any of the Turnpikes or Toll Gates now erected, or which shall hereafter be erected on the said Road, under and by virtue of the said recited Acts, or either of them, or by virtue of this Act, before any Cattle or Carriage shall be permitted to pass through any Turnpike or Toll Gate, Side Bar or Side Gate; that is to say,

Tolls.

For every Coach, Landau, Berlin, Chariot, Curricle, Calash, Chaise, or other like Carriage, or Hearse, drawn by Six or more Horses, Mules, or other Beasts of Draught, the Sum of Four Shillings; and if drawn by Four Horses, Mules, or other Beasts of Draught, Three Shillings; and if drawn by Three Horses, Mules, or other Beasts of Draught, Two Shillings; and if drawn by Two Horses, Mules, or other Beasts of Draught, One Shilling and Sixpence; or if by only One Horse, Mule, or other Beast of Draught, Eight-pence:

For every Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of less Breadth than Six Inches, drawn by Four Horses or other Beasts of Draught, Four Shillings and Sixpence; and if drawn by Three Horses, or other Beasts of Draught, Three Shillings and Sixpence; and if drawn by Two Horses, or other Beasts of Draught, One Shilling and Eight-pence; and if drawn by One only, Seven-pence:

For every Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Nine Inches or upwards, drawn by Eight or more Horses or Beasts of Draught, Five Shillings; and if drawn by Six or Seven Horses or Beasts of Draught, Four Shillings:

For every Waggon, Wain, Cart, or other such like Carriage, having the Fellies of the Wheels of the Breadth of Six Inches, drawn by Five Horses or Beasts of Draught, Three Shillings and Sixpence; and if drawn by Four Horses or Beasts of Draught, Three Shillings; and if drawn by Three Horses or Beasts of Draught, Two Shillings and Three-

pence; and if drawn by Two Horſes or Beaſts of Draught, One Shilling and Two-pence; and if by only One, Five-pence:

For every Drove of Cattle *per* Score, and ſo in Proportion for any greater or leſs Number, Two Shillings:

For every Drove of Calves, Swine, Sheep, or Lambs *per* Score, and ſo in Proportion for any greater or leſs Number, One Shilling and Three-pence:

And for every Horſe or Beaſt of Burthen, laden or not laden, and not drawing, Four-pence Halfpenny.

Which ſaid reſpective Sums of Money hereby granted and made payable, ſhall and may be demanded and taken in the Name of and as a Toll on the ſaid Road, by virtue of the ſaid former Acts and this Act; and ſhall be, and the ſame are hereby veſted in the ſaid Truſtees, for the Purpoſes of the ſaid former Acts and of this Act, and ſhall and may be collected, levied, recovered, and applied in like Manner, and by the like Ways and Means as the Tolls granted by the ſaid former Acts, or either of them, could or might, or were directed to have been collected, levied, recovered, and applied before the Commencement of this Act.

Exemptions granted by the former Act repealed.

III. And whereas by the ſaid recited Acts ſeveral Exemptions from the Payment of Toll are allowed, and it is proper that the Whole of ſuch Exemptions ſhould be diſcontinued, and others allowed and provided in lieu thereof, be it therefore enacted, That all and every the Exemptions from Payment of Toll, allowed by the ſaid recited Acts, ſhall be and are hereby repealed, and that inſtead thereof the following ſhall be allowed.

Exemptions from Tolls.

IV. And be it further enacted, That no Tolls ſhall be demanded or taken for any Horſe or Carriage paſſing through any of the Turnpike Bars erected, or to be erected upon or on the Sides of the ſaid Road, carrying or conveying Stone, Bricks, Lime, Timber, Wood, Gravel, or other Materials to be uſed on or about the ſaid Road, or for the repairing any Highways in the Pariſhes, Townſhips, or Places, which are liable to perform Statute Duty upon any Part of the ſaid Road, nor returning empty when ſo employed; nor carrying or conveying Hay, Corn in the Straw, or other Produce of the Lands lying within the ſaid Pariſhes, Townſhips, Diſtricts, or Places, to be laid up in the Houſes, Outhouſes, Barns, or Yards belonging to the Inhabitants of and ſituate within the ſaid Pariſhes, Townſhips, Diſtricts, or Places; nor any Ploughs, Harrows, or other Implements of Huſbandry, to be uſed in the Cultivation of Lands; nor any Mould, Dung, or Compoſt, for the manuring of Lands, which ſhall be brought from the ſaid Pariſhes, Townſhips, Diſtricts, or Places, to be uſed or laid upon Lands within the ſame, nor returning empty when ſo employed; nor ſhall any Toll be demanded or taken for any Horſe, Aſs, Mule, or other Cattle or Carriage, going to or paſſing or returning through any of the ſaid Turnpike Bars from any Corn Mill laden with any Corn, Grain, Malt, or Flour, ground or to be ground for the Uſe or Conſumption of the Owner of ſuch Horſe, Aſs, Mule, or other Cattle or Carriage in his or her Dwelling Houſe, and not for Sale, or returning unladen after having carried any ſuch Corn, Grain, or Malt, to any Mill for the Purpoſe aforeſaid; nor ſhall any Toll be paid by any Rector, Vicar, or Curate going to or returning from any Church, Chapel, or other Place of Religious Worſhip, or viſiting his ſick Pariſhioners, or any other his Parochial or Miniſterial Duty; nor by any other Perſon or Perſons reſiding in the



ſaid

ſaid Pariſhes, Diſtricts, or Places, who ſhall paſs through the ſaid Turnpike Bars to or from Church, Chapel, or other Place of Religious Worſhip, or who ſhall attend the Funeral of any Perſon or Perſons who ſhall die and be buried in any of the ſaid Pariſhes, Townſhips, Diſtricts, or Places; nor for any Horſes, Mares, Geldings, Mules, Aſſes, or Cattle, which are kept within ſuch Pariſhes, Townſhips, Diſtricts, 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, Townſhips, Diſtricts, or Places, going to or returning from Paſture, the Commons, or other grazing Grounds, or Watering Places, or Blackſmith's Shop, within the ſame, or in bringing Peats, Turf, or Heath from off the Moors belonging to the ſame, for the Uſe of the Inhabitants thereof; 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; or 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 Exemptions; 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 publick 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 other 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 *York*, or the City of *York*, or any Borough in the ſaid County of *York*, on the Day or Days of ſuch Election, or on the Day before or Day after ſuch Election ſhall begin or be concluded; and if any Perſon ſhall claim and take the Benefit of any of the Exemptions aforeſaid, not being entitled thereto, every ſuch Perſon ſhall for every ſuch Offence forfeit and pay a Sum not exceeding Five Pounds: Provided always, that no Tolls ſhall be demanded or taken for any Horſe, Cattle, or Carriage which ſhall not go more than Two hundred Yards upon the ſaid Road.

No Toll if not going more than Two hundred Yards.

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

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 publick 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, for 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.

Lime only to pay Half Toll for certain Months in the Year.

VI. And be it further enacted, That only One Half of the Tolls herein-before appointed and authorized to be taken at the Turnpikes or Croſs Gates, already or hereafter to be ſet up and erected on the ſaid Road, ſhall be demanded or taken for the Paſſage of any Horſe, Cattle, Beaſt, or Carriage, which ſhall be going unladen or empty for, or that ſhall be uſed only in conveying, or that ſhall be returning unladen or empty, after having been uſed only in conveying Lime for Manure, to be uſed in manuring and cultivating of Lands in any of the Townſhips, Hamlets, or Places wherein any Part of the ſaid Road lies, between the Firſt Day of *May* and the Firſt Day of *November* (both Days incluſive) in every Year.

Power to erect another Gate.

VII. And be it further enacted, That any Five or more of the Truſtees, empowered to act in purſuance of the ſaid recited Acts, ſhall or may, at any Time or Times hereafter, erect One other Turnpike Gate or Bar in addition to thoſe now ſtanding on the ſaid Road: Provided nevertheleſs, that no ſuch Turnpike Gate or Bar ſo to be erected be made or erected nearer to *Hook Moor* than the preſent Turnpike Bar now erected at *Garforth*, nor nearer to *Wakefield* than the preſent Bar at *Stanley Green*.

Exemption as to Moor Garforth and Sturton Lime repealed.

VIII. And whereas in and by the ſaid recited Act of the Twenty-ninth Year of His preſent Majeſty, it is enacted that no Toll ſhall be taken for any Lime burnt in *Moor Garforth*, or *Sturton*, or any Carriage, Horſe, or Beaſt of Burthen laden therewith, and it being neceſſary to repeal the ſame, be it therefore enacted, That ſuch Part of the ſaid recited Act ſhall be and is hereby repealed.

Application of Compenſation where exceeding 200*l.*

IX. 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, 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 Acts and this Act, 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 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, 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 ſuch Conveyance or 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 Settlement or Purchaſe were made.

Application when the Compenſation does not amount to 200l. and exceeds 20l.

X. 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 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, 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 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 and Intereſt 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 Court of Chancery.

Application where the Money is leſs than 20l.

XI. 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 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.

XII. And

In case of not making out Titles.

XII. 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 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 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 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 said Court shall seem meet, to order the same to be laid out and invested in the Publick 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.

Persons in Possession shall be deemed well entitled, unless the contrary be shewn.

XIII. 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 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 or this Act, 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, 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 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.

The Court may order reasonable

XIV. Provided also, and be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled

Expences of Purchaſes to be paid by Truſtees.

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 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 of Chancery to order the Expences of all Purchaſes from Time to Time to be made in purſuance of the ſaid recited Acts or this Act, 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.

Road being certified for before Intereſt paid repealed.

XV. And whereas in and by the ſaid firſt in Part recited Act it is enacted that no Mortgagee or Aſſignee of the Tolls and Duties thereby granted, or any Perſon who ſhould advance Money on the Credit thereof, or of any Part or Parts thereof, ſhould be entitled to receive any Part of the Money by him, her, or them lent or advanced upon the Credit thereof, or any Intereſt for the ſame, nor ſhould any Dividend or Intereſt be made or paid of any Monies ariſing from ſuch Tolls or Duties, or any Part thereof, unleſs the ſaid Road ſhould, in the Month of *February* preceding ſuch Dividend or Payment, be certified by Five or more of the Truſtees thereby appointed, to be in good, ſubſtantial, and effectual Repair, according to the then Seaſon of the Year; and it being neceſſary to repeal the ſame, be it therefore enacted, That ſuch Part of the above recited Act ſhall be and is hereby repealed.

The Expences of obtaining this Act, how to be paid.

XVI. And be it further enacted, That the Charges and Expences of obtaining and paſſing this Act ſhall be paid out of any Monies already received by virtue of the ſaid former Acts, or either of them, or out of the firſt Monies to be received by virtue of the ſaid Acts and this Act, in preference to all other Payments whatſoever.

Publick Act.

XVII. And be it further enacted, That this Act ſhall be deemed, adjudged, and taken to be a Publick Act, and ſhall be judicially taken Notice of as ſuch by all Judges, Juſtices, and other Perſons whomſoever, without ſpecially pleading the ſame.

Term of the Act.

XVIII. And be it further enacted, That the Terms granted by the ſaid Two recited Acts ſhall be and are hereby declared to be repealed; and that the ſaid recited Acts (except ſo much thereof as is hereby varied, altered, or repealed) and this Act ſhall commence on the Day of the paſſing of this Act, and ſhall continue and be in full Force and Effect for and during the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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