ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

Cap. 55.

An Act for continuing Two Acts of the Sixth and Twenty-ſixth Years of His preſent Majeſty, for repairing ſeveral Roads leading from the Town of *Wareham*, and in *Purbeck*, in the County of *Dorſet*. [12th *May* 1809.]

WHEREAS by an Act made in the Sixth Year of the Reign of His preſent Majeſty, intituled, *An Act for amending, widening, altering, clearing, and keeping in Repair ſeveral Roads leading from the Market Croſs in the Town of* Wareham, *and in* Purbeck, *in the County of* Dorſet, ſeveral Tolls and Powers were granted to Truſtees therein named, for the Purpoſe of repairing the ſeveral Roads therein deſcribed and herein-after mentioned (that is to ſay), the High Road leading from the Market Croſs in the Town of *Wareham*, through the South Street of the ſaid Town, and through the ſeveral Pariſhes, Hamlets, Tithings, Towns and Villages of the Holy Trinity, *Stowborough* and *Corfe* Caſtle, and through a Lane called *Lynch Lane*, and the Common Fields belonging to the Manor of *Kingſton*, and through the ſeveral Pariſhes, Hamlets, Tithings, Towns and Villages of *Langton Maltravers*, *Worth* and *Swanwich*, to the Eaſt End of the Town or Village of *Swanwich*, and from the ſaid Town or Village of *Swanwich* through the Hamlet or Tithing of *Ulwell*, to the Top of *Ninebarrow* Down at the Eaſt End of the ſaid Down, and from the ſaid High Road leading from the Town or Village of *Langton Maltravers* by a Mill called *Puddle* Mill through the 6 G. 3. c. 92.

Pariſhes of *Knowle* and *Steple* and *Tyneham*, to the Bottom of *Whiteway Hill* in the High Road from *Langton Maltravers* aforeſaid to *Eaſt Lulworth*, and from the High Road paſſing through *Stowborough* aforeſaid to the Gate near a Smith's Shop in the Occupation of *John Coaſtfield Savage* in the Road leading to *Grange* in the Pariſh of *Steple*, in the County of *Dorſet*; and alſo the High Road leading from the ſaid Market Croſs in *Wareham* through the Weſt Street of the ſaid Town, and through the ſeveral Pariſhes, Hamlets, Tithings, Towns and Villages of *Lady Saint Mary*, *Worgret*, *Stockford*, *Wool*, *Burton*, *Winfrith*, *Moreton*, *Woodsford*, *Lewell*, *Knighton*, *Stafford* and *Fordington*, through a Place called *Doll's Hole* to the *Weymouth* Turnpike Road at the South End of *South Street* in the Town of *Dorcheſter*; and alſo the High Road leading from *Worgret* aforeſaid to a Place called *Clouds Hill*, and Part of the High Road leading from the Bridge over the River *Froome*, called *Holme Bridge*, in length One Mile, beginning at the ſaid Bridge and leading acroſs *Holme Bottom* towards *Eaſt Lulworth* in the ſaid County of *Dorſet*; and alſo the High Road leading from the ſaid Market Croſs in *Wareham*, through the North Street of the ſaid Town, and over a Bridge called *Sandford Bridge*, and through the ſeveral Pariſhes, Hamlets, Tithings, Towns and Villages of *Saint Martin* and *Litchet Minſter* otherwiſe called *South Litchet*, and over a Heath called *Bolton Heath*, to a Gate or Gateway in the Road leading from the ſaid Heath to a Bridge called *Kings Bridge*, and from the Turnpike Road between the ſaid Bridge and *Pool Gate* to the Turnpike Road between *Pool Gate* aforeſaid and *Long Ham*, and from *Sandford Bridge* aforeſaid through the ſeveral Pariſhes, Hamlets, Tithings, Towns and Villages of *Morden*, *Almer*, *Maperton*, *Winterborne Zelſton*, *Winterborne Thompſon*, *Sturminſter*, *Marſhal*, *Spetisbury*, *Charlton* and *Blandford Saint Mary* to the Turnpike Road leading from *Dorcheſter* to *Blandford*, and from a Gate called *North Port* Gate through the ſeveral Pariſhes, Hamlets, Tithings and Villages of *Saint Martin*, *Morden*, *Cold Harbour*, *Bloxworth* and *Bere Regis*, to the Eaſt End or the South End of the Town or Village of *Bere Regis* in the ſaid County of *Dorſet*; which ſaid Act was to have continuance from the Twenty fourth Day of *June* One thouſand ſeven hundred and ſixty-ſix, for the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament: And whereas by an Act paſſed in the Ninth Year of His preſent Majeſty, intituled, *An Act for amending, widening, altering, clearing and keeping in Repair the Roads leading from the Borough of* Dorcheſter *in the County of* Dorſet, *and for repealing ſo much of an Act paſſed in the Sixth Year of His preſent Majeſty's Reign, as relates to the repairing the Road leading from* Wool *to the ſaid Borough*, it was enacted, that the ſaid above recited Act of the Sixth Year of His preſent Majeſty, ſo far as the ſame related to the erecting a Gate or Turnpike and Toll Houſe at or near the End of *Long Lane* leading from *Gould's Froome* to the Town of *Dorcheſter* aforeſaid, and to the repairing, widening, altering, clearing and keeping in Repair the Road leading from *Wool* through *Burton*, *Winfrith*, *Moreton*, *Woodsford*, *Lewell*, *Knighton*, *Stafford* and *Fordington*, through a Place called *Doll's Hole* to the *Weymouth* Turnpike Road at the South End of the South Street in the Town of *Dorcheſter* aforeſaid, ſhould be and the ſame was thereby repealed: And whereas by an Act paſſed in the Twenty-ſixth Year of His preſent Majeſty, intituled, *An Act for continuing the*

9 G. 3. c. 47.

26 G. 3. c. 122.

Term

Term of an Act made in the Sixth Year of His present Majesty, for amending, widening, altering, clearing and keeping in Repair several Roads leading from the Market Cross in the Town of Wareham, *and in* Purbeck, *in the County of* Dorset, *the said Act of the Sixth Year of His present Majesty was continued for a further Term which is near expiring:* And whereas the Trustees for executing the said Acts of the Sixth and Twenty-sixth Years of His present Majesty have borrowed considerable Sums of Money on the Credit of the Tolls authorized to be collected on the said Roads; which Money, or the greater Part thereof, still remains due, and the same cannot be repaid, nor can the same Roads be effectually amended and kept in good Repair, unless so much of the said Act of the Sixth Year of His present Majesty as is now in force, and the said Act of the Twenty sixth Year of His present Majesty be continued for a further Term; and it is expedient that some further and other Powers and Provisions should be 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 passed in the Sixth and Twenty-sixth Years of the Reign of his present Majesty, and all and every the Powers, Authorities, Tolls, Penalties, Forfeitures, Exemptions, Clauses, Provisions, Matters and Things therein respectively contained and now in force (except so far as the same are hereby enlarged, altered, or repealed), and also the Powers and Provisions in this Act contained, shall be and continue in full Force and Effect for and during the Term herein-after mentioned, which said Term hereby granted shall be and is hereby declared to be subject and liable to the Payment of all Sums of Money now due and owing upon the Credit of the same Acts or either of them, and of such Sum or Sums of Money as shall be borrowed for the Purposes of this Act, and of all Interest due and to grow due for the same respectively.

Former Act continued.

II. And be it further enacted, That all and every Exemption or Exemptions from the several Tolls and Duties granted and made payable by the said recited Acts or either of them, shall cease and be no longer allowed, and that in lieu thereof the several Exemptions from Tolls herein-after mentioned shall be allowed; that is to say, That no Tolls shall be demanded or taken for any Horse or Carriage passing through any of the Turnpike or Toll Gates or Bars erected or to be erected upon or on the Sides of the said Roads, carrying or conveying Stone, Bricks, Lime, Timber, Wood, Heath, Chalk, Gravel or other Materials to be used on or about the said Roads, or for the repairing any Highways in or near the Parishes, Townships, Districts, or Places which are liable to perform Statute Duty upon any Part of the said Roads, nor returning empty when so employed, nor carrying or conveying Hay, Corn in the Straw, or other Produce of the Lands, not sold or disposed of, nor any Ploughs, Harrows or other Implements of Husbandry to be used in the Cultivation of such Lands, nor any Lime or Manure to be used or laid upon Lands, nor returning empty when so employed; nor shall any

Exemptions from Tolls.

Toll be paid by any Rector, Vicar or Curate, going to officiate or returning from officiating at any Church, Chapel or other Place of Religious Worſhip, or when viſiting his ſick Pariſhioners, or upon any other his Parochial or Miniſterial Duty; or by any other Perſon or Perſons reſiding in the ſaid Pariſhes, Townſhips, Diſtricts or Places, who ſhall paſs through the ſaid Turnpikes, Gates, or Toll 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 by or through which the ſaid Roads ſhall paſs, going to or returning from Work in cultivating the Lands within the ſame, or any or either of them; 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 on the Commons or other Grazing Grounds or Watering Places, or Blackſmiths Shops within the ſame, or any or either of them, nor for any Horſe or other Beaſt of Draught or Carriage employed in carrying or conveying any Furze, Peats, Turf or Heather for Fuel, or returning empty having been ſo employed; nor for any Horſes or Carriages of whatſoever Deſcription employed or 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 Arms or Baggage of ſuch Soldiers, or for any Horſe, Mare or Gelding furniſhed by or for any Perſon belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by him in going to or returning from the Place appointed for and on the Days of Exerciſe, provided ſuch Perſons are in the Uniform of their reſpective Corps, and have their Arms, Furniture, and Accoutrements according to the Regulations provided for ſuch Corps reſpectively at the Time of claiming ſuch Exemption; nor for any Waggon, Wain, Cart or other Carriage whatſoever, or the Horſe or Horſes or other Cattle drawing the ſame, which ſhall be employed in conveying any Ordnance, Barrack or Commiſſariat or other Public Stores of or belonging to His Majeſty or for the Uſe of His Majeſty's Forces; or for any Carriage, Horſe or other Beaſt employed in the Conveyance of Vagrants travelling with legal Paſſes, or travelling with Vagrants ſent by legal Paſſes; nor for any Horſe or Carriage going to or returning from any Election of a Knight or Knights of the Shire to ſerve in Parliament for the ſaid County of *Dorſet*, or of a Burgeſs or Burgeſſes to ſerve in Parliament for the ſaid Borough of *Wareham*, the Borough of *Corfe Caſtle*, or the Borough of *Dorcheſter*, 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 for every ſuch Offence ſhall forfeit and pay a Sum not exceeding Five **Pounds.**

III. And

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

III. And be it further enacted, That no Person owning or driving or causing to be driven any Waggon, Wain, Cart or other Carriage provided for the Service of His Majesty's Forces, or conveying any Ordnance, Barrack, or Commissariat or other Public Stores of or belonging to His Majesty, or for the Use of His Majesty's Forces, shall be subject to any Penalty or Forfeiture for Overweight; nor shall any Waggon, Wain, Cart or other Carriage be stopped or detained by reason of any Weight in any such Waggon, Wain, Cart or other Carriage, or of being drawn by any Number of Horses or Oxen; but it shall be lawful for any Owner or Driver of any such Waggon, Wain, Cart, or other Carriage, to put any Number of Horses or Oxen to such Waggon, Wain, Cart, or other Carriage; any Thing in any Act or Acts of Parliament relating to Highways or Turnpike Roads, or in this Act contained, to the contrary notwithstanding.

Regulations as to Performance of Statute Duty.

IV. And be it further enacted, That so much of the said recited Acts, or either of them, as relates to the Performance of Statute Labour on the said Roads, shall be and the same is hereby repealed, and that all Persons who by Law are or shall be liable to do Statute Work, or are or shall be chargeable towards repairing and amending the Roads comprized in the said recited Acts or any Part thereof, shall still remain liable thereto in like Manner as heretofore; and it shall be lawful for any Two or more Justices of the Peace within their respective Jurisdictions, and they are hereby required and empowered, upon Application made to them by the said Trustees or any Five or more of them, or by their Treasurer, Clerk or Surveyor, by their Order yearly to adjudge and determine what Part or Proportion of the Statute Work shall every Year be done upon the said Roads by the Inhabitants of the respective Parishes or Places in which the said Roads lie, and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish or Place, in lieu of or as a Composition for such Statute Work as aforesaid, shall be by him, her or them paid to the said Trustees or to their Treasurer or Treasurers; and in order thereunto it shall be lawful for such Justices from Time to Time to summon the Surveyor or Surveyors of the Highways of every such Parish or Place, to bring in Lists before such Justices, at some Place to be expressed in such Summons within Ten Days after the serving of such Summons, in the Names of the several Persons who within such Parish or Place are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams or Draughts or otherwise, and also the Amount of the respective Sums to be paid; which Lists or Names shall be made in such Manner and under such Regulations and Restrictions as are or may be directed by any Law or Statute in force and effect for the Repairs of the public Highways; and out of such Lists the said Justices shall and may allot, appoint and order such and so many of the Persons who shall appear subject and liable to Statute Work as aforesaid, to do such Num-

ber of Days Statute Work in every Year upon the ſaid Roads as the ſaid Juſtices ſhall think reaſonable, and the ſame ſhall be done on ſuch Days and at ſuch Times (not being Haytime or Harveſt), and on ſuch Parts of the ſaid Roads as the ſaid Truſtees or their Surveyor or Surveyors ſhall from Time to Time order, direct, and appoint; and the ſaid Juſtices ſhall and may alſo order and direct, the Perſons who by ſuch Liſts ſhall appear to be ſubject and liable to Payment of any Money in lieu of or as a Compoſition for Statute Work as aforeſaid, to pay ſuch Proportion thereof as the ſaid Juſtices ſhall think proper to the ſaid Truſtees or their Treaſurer, at ſuch Time or Times as the 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 Act authorized or directed to be recovered; and each and every Perſon who ſhall neglect or refuſe to do ſuch Statute Work as aforeſaid, after Notice in Writing given to or left for him, her, or them, at his, her, or their uſual Place or Places of Abode for that Purpoſe, by any Surveyor to the ſaid Truſtees, ſhall, for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horſe or Horſes, Beaſt or Beaſts to be provided by him, her, or them, be ſubject and liable to ſuch Pains, Penalties and Forfeitures as ſuch Perſon or Perſons may be ſubject or liable to by any Law or Statute in force or effect for the Repair of the public Highways; and if any Perſon who ſhall come to work as a Labourer, or ſhall be ſent to work as a Labourer, or ſhall be ſent with any Team or Draught to work on the ſaid Roads, ſhall be found idle or negligent by any Surveyor to the ſaid Truſtees, ſuch Surveyor is hereby empowered to remove and diſmiſs the Perſon who ſhall be found idle or negligent as aforeſaid; and in that Caſe every ſuch Perſon ſhall be ſubject and liable to the reſpective Forfeitures and Payments aforeſaid, as if he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Roads; all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Roads; and in caſe the Surveyor or Surveyors of the Highways for any of the ſaid Pariſhes or Places ſhall refuſe or wilfully neglect to give in ſuch Liſts as aforeſaid, or ſhall knowingly and wilfully give in falſe or imperfect Liſts, every ſuch Surveyor ſo offending ſhall for every ſuch Offence forfeit and pay any Sum not exceeding Ten Pounds.

Application where Compenſation amounts to 200*l.*

V. And be it further enacted, That if any Money ſhall be agreed or aſſeſſed to be paid for any Lands, Tenements, or Hereditaments, purchaſed, taken, or uſed by virtue of the ſaid recited Act or this Act, which ſhall belong to any Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Feoffees in Truſt, Guardians, Committees, Truſtees, Femes Covert, or other incapacitated Perſon or Perſons, ſuch Money ſhall, if the ſame amount to the Sum of Two hundred Pounds, with all convenient Speed, be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Truſtees

Truſtees for executing this Act, to the Intent that ſuch Money ſhall be paid under the Direction and with the Approbation of the ſaid Court, to be ſignified by an Order made upon a Petition to be preferred in a ſummary Way, by the Perſon or Perſons who would have been entitled to the Rents and Profits of the ſaid Lands, Tenements, or Hereditaments, in the Purchaſe of the Land Tax, or Diſcharge of any Debt or Debts, or ſuch other Incumbrance or Part thereof as the ſaid Court ſhall authorize to be paid, affecting the ſame Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments ſtanding ſettled to the ſame or the like Uſes, Intents, or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out and inveſted, under the like Direction and Approbation of the ſaid Court, in the Purchaſe of other Meſſuages, Lands, Tenements, or 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 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 Three *per Centum* Conſolidated, or Three *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 ſaid Lands, Tenements, and Hereditaments, ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Application where the Compenſation is leſs than 200*l.* and exceeds 20*l.*

VI. Provided always, and be it further enacted, That if any Money ſo agreed or aſſeſſed to be paid for any Lands, Tenements, or Hereditaments purchaſed, taken, or uſed for the Purpoſes aforeſaid, and belonging to any Body Politic, or to any Perſon or Perſons under any Diſability or Incapacity as aforeſaid, ſhall be leſs than the Sum of Two hundred Pounds, and ſhall exceed the Sum of Twenty Pounds, then and in all ſuch Caſes the ſame ſhall, at the Option of the Perſon or Perſons for the Time being entitled to the Rents and Profits of the Hereditaments ſo purchaſed, taken, or uſed, or of his, her, or their Guardian or Guardians, Committee or Committees, in caſe of Infancy or Lunacy, to be ſignified in Writing under their reſpective Hands, be paid into the Bank of *England* in the Name and with the Privity of the ſaid Accountant General of the High Court of Chancery, and be placed to his Account as aforeſaid, in order to be applied in Manner 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,

Option, and approved of by Three or more of the ſaid Truſtees, for executing this Act (ſuch Nomination and Approbation to be ſignified in Writing under the Hands of the nominating and approving Parties), in order that ſuch Principal Money, and the Dividends ariſing thereon, may be applied in Manner herein-before directed, ſo far as the Caſe ſhall be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application when the Money is leſs than 20l.

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

VIII. And be it further enacted, That in caſe the Perſon or Perſons to whom any Sum or Sums of Money ſhall be awarded or aſſeſſed for any Lands, Tenements, or Hereditaments to be purchaſed by virtue of this Act, ſhall refuſe to accept the ſame, or ſhall not be able to make a good Title to the Premiſes to the Satisfaction of the ſaid Truſtees, or in caſe the Perſon or Perſons to whom ſuch Sum or Sums of Money ſhall be ſo awarded or aſſeſſed as aforeſaid cannot be found, or if the Perſon or Perſons entitled to ſuch Lands, Tenements, or Hereditaments, be not known or diſcovered, then and in every ſuch Caſe it ſhall be lawful for the ſaid Truſtees to order the Sum or Sums of Money ſo awarded or aſſeſſed as aforeſaid, to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties intereſted in the ſaid Lands, Tenements, or Hereditaments [*deſcribing them*], ſubject to the Order, Controul, and Diſpoſition of the ſaid Court of Chancery; which ſaid Court on the Application of any Perſon or Perſons making Claim to ſuch Sum or Sums of Money, or any Part thereof, by Motion or Petition, ſhall be and is hereby empowered, in a ſummary Way of Proceeding or otherwiſe, as to the ſame Court ſhall ſeem meet, to order the ſame to be laid out and inveſted in the Public Funds, and to order Diſtribution thereof, or Payments 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

ſpecifying for what and for whoſe Uſe the ſame is or are received, to ſuch Perſon or Perſons as ſhall pay any ſuch Sum or Sums into the Bank as aforeſaid.

Perſons in Poſſeſſion ſhall be deemed well entitled.

IX. Provided always, and be it further enacted, That where any Queſtion ſhall ariſe touching the Title of any Perſon or Perſons to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery in purſuance of this Act, for the Purchaſe of any Lands, Tenements, or Hereditaments, or of any Eſtate, Right, or Intereſt in any Lands, Tenements, or Hereditaments to be purchaſed in purſuance thereof, or to any Bank Annuities to be purchaſed with any ſuch Money, or to the Dividends or Intereſt of any ſuch Bank Annuities, the Perſon or Perſons who ſhall have been in Poſſeſſion of ſuch Lands, Tenements, and Hereditaments, at the Time of ſuch Purchaſe, and all Perſons claiming under ſuch Perſon or Perſons, or under the Poſſeſſion of ſuch Perſon or Perſons, ſhall be deemed and taken to be lawfully entitled to ſuch Lands, Tenements, or Hereditaments, according to ſuch Poſſeſſion, until the contrary ſhall be ſhewn to the Satisfaction of the ſaid Court of Chancery; and the Dividends or Intereſt of the Bank Annuities to be purchaſed with ſuch Money, and alſo the Capital of ſuch Bank Annuities, ſhall be paid, applied, and diſpoſed of accordingly, unleſs it ſhall be made appear to the ſaid Court that ſuch Poſſeſſion was a wrongful Poſſeſſion, and that ſome other Perſon or Perſons was or were lawfully entitled to ſuch Lands, Tenements, or Hereditaments, or to ſome Eſtate or Intereſt therein.

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

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

Expences of the Act.

XI. And be it further enacted, That the Expences of obtaining and paſſing this Act, together with legal Intereſt for Money advanced by any Perſon or Perſons for that Purpoſe, ſhall be paid out of the Money already raiſed by virtue of the ſaid recited Act, or out of the firſt Money to be raiſed by virtue of this Act.

Public Act. XII. 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.

Commencement and Continuance of the Act. XIII. And be it further enacted, That this Act ſhall commence upon the Twenty-fourth Day of *June* One thouſand eight hundred and nine, and ſhall continue in force for the Term of Twenty-one Years, and from thence to the End of the then next Seſſion of Parliament.

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