ANNO QUINQUAGESIMO

GEORGII III. REGIS.

Cap. 93.

An Act to continue the Term, and alter and enlarge the Powers of Two Acts, passed in the Fifth and Sixteenth Years of His present Majesty, for repairing the Road from the Great Bridge in the Borough of *Warwick* to the Town of *Northampton*.

[18th *May* 1810.]

WHEREAS an Act was passed in the Fifth Year of the Reign of His present Majesty King *George* the Third, intituled, *An Act for repairing and widening the Road from the Great Bridge in the Borough of* Warwick, *through* Southam *and* Daventry, *to the Town of* Northampton: And whereas an Act was passed in the Sixteenth Year of the Reign of his said present Majesty, intituled, *An Act to enlarge the Term and Powers of an Act, passed in the Fifth Year of the Reign of His present Majesty*, intituled, *An Act for repairing and widening the Road from the Great Bridge in the Borough of* Warwick, *through* Southam *and*

5 G. 3. c. 10.

16 G. 3. c. 80.

and Daventry, *to the Town of* Northampton: And whereas the Truſtees appointed in and by virtue of the ſaid recited Acts have made great Progreſs in the Execution thereof, and have borrowed conſiderable Sums of Money, upon the Credit of the Tolls thereby granted and continued, which Money ſtill remains due and owing, and cannot be paid off, nor can the ſaid Road be effectually amended, widened, improved and kept in Repair, unleſs the Terms granted by the ſaid Acts be further continued, and ſome of the Powers and Proviſions thereof altered, amended and enlarged: May it therefore pleaſe your Majeſty, That it may be enacted, and be it enacted by the King's moſt Excellent Majeſty, by and with the Advice and Conſent of the Lords Spiritual and Temporal, and Commons in this preſent Parliament aſſembled, and by the Authority of the ſame, That the ſaid recited Acts, and all and every the Authorities, Powers, Privileges, Proviſoes and Clauſes therein contained, (except ſuch of them as relate to Exemption from Stamp Duties, and alſo except ſuch Part or Parts of the ſaid Acts as are hereby varied, altered or repealed,) ſhall be, and the ſame is, and are hereby further continued for and during the Term hereinafter-mentioned, as fully and effectually, to all intents and Purpoſes, as if the ſame were herein particularly repeated and re-enacted; and that the additional Term hereby granted ſhall be, and is hereby declared to be ſubject and liable to the Payment of all Monies now due, or that ſhall hereafter become due upon the Credit of the ſaid recited Acts and this Act, and of all Intereſt due and to grow due for the ſame reſpectively.

The ſaid Acts further continued.

Truſtees of the former Acts to execute this Act.

II. And be it further enacted, That ſuch of the Truſtees named in the ſaid recited Acts, or either of them, as are now living, and alſo the Truſtees appointed, or hereafter to be appointed, under or by virtue of the ſaid recited Acts, ſhall be, and they are hereby enabled, authorized and declared to be Truſtees for executing the ſaid Acts and this Act, in ſuch and the ſame Manner as if they had been named in this Act.

For reducing the Quorum of Truſtees.

III. And be it further enacted, That in all Caſes where by the ſaid recited Acts, or any or either of them, Nine Truſtees are required to be preſent at any Meeting for putting the ſaid Acts in Execution, it ſhall be lawful for any Five or more of the ſaid Truſtees to act at ſuch Meeting, and in all Caſes where by the ſaid Acts, or any or either of them, Seven Truſtees are required to be preſent at any ſuch Meeting for the Purpoſe aforeſaid, it ſhall be lawful for any Five or more of the ſaid Truſtees to act at ſuch Meeting, in which reſpective Caſes all Acts, Orders and Proceedings of ſuch Truſtees at ſuch reſpective Meetings, ſhall be as valid and effectual as if the Number of Truſtees required by the ſaid recited Acts, or any or either of them, to be preſent at ſuch Meetings reſpectively, had been then preſent and concurred therein, any Thing in the ſaid Acts, or any or either of them to the contrary notwithſtanding.

Truſtees may ſue and be ſued in the Name of their Treaſurer or Clerk.

IV. And be it further enacted, That all Actions, Suits, Proſecutions, Informations, Appeals, or other Proceedings whatſoever to be had, taken, proſecuted, or defended by or againſt the ſaid Truſtees, ſhall be had, taken, proſecuted, or defended in the Name of their Treaſurer or Clerk;

and that no Action, Suit, Profecution, Information, Appeal, or other Proceeding to be had, taken, profecuted or defended, by or againſt the ſaid Truſtees, or any of them, by virtue of this or the ſaid recited Acts, or any of them, ſhall abate or be diſcontinued by the Death or Removal of any ſuch Treaſurer or Clerk, but that the Treaſurer or Clerk for the time being to the ſaid Truſtees ſhall always be deemed the Plaintiff, Profecutor, Informant, Appellant, Defendant or Reſpondent in any ſuch Action, Suit, Profecution, Information, Appeal or other Proceeding (as the Caſe ſhall be): Provided always, That ſuch Treaſurer or Clerk, in whoſe Name any ſuch Action, Suit, Profecution, Information, Appeal, or other Proceeding ſhall be had, taken, profecuted, or defended in purſuance of this Act, ſhall be fully reimburſed and paid out of the Monies ariſing or to ariſe by virtue of this or the ſaid recited Acts, all ſuch Coſts, Charges, Damages and Expences as by the Event, or in conſequence of any ſuch Action, Suit, Profecution, Information, Appeal or other Proceeding he ſhall bear, ſuſtain, expend, or be put unto, or become chargeable with or liable to, or be fairly entitled to by reaſon of his being ſo made Plaintiff, Defendant, Informant, Appellant or Reſpondent as aforeſaid.

Allowing certain Exemptions from Tolls.

V. And be it further enacted, That none of the Tolls by the ſaid Acts granted and continued ſhall be demanded or taken for any Waggon, Wain, Cart, or other Carriage, Horſe, Cattle, or other Beaſt 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 Roads, or any other Road in the Townſhips or Pariſhes in which any Part of ſuch Road lies; or any Hay, Straw, or Corn in the Straw only, not ſold or diſpoſed of, but paſſing to be laid up or placed in the Out-houſes or on the Lands of the Owners thereof; or in carrying or conveying, or going empty 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, nor for any Mould, Dung, Compoſt or Manure (except Lime) employed in Huſbandry for manuring or improving Lands, or for any other Thing employed in the Management of any Farm or Lands; nor for any Horſe or Cattle going to or returning from Paſture or Watering Places, or going to be, or returning from being ſhoed or farried; nor 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 by Authority to be celebrated; or attending the Funeral of any Perſon that ſhall die and be buried in any of the ſaid Townſhips or Pariſhes; nor for any Clergyman going to or returning from viſiting any ſick Perſon, or upon any 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; nor for any Horſe, Cattle, or Carriage of whatever Deſcription employed, or to be employed, in conveying the Mails of Letters and Expreſſes under the Authority of His Majeſty's Poſtmaſter General, either when employed in conveying, fetching, or guarding ſuch Mails or Expreſſes, or in returning back from conveying the ſame; nor for any Horſe,

Horſe, Cattle, or Beaſt attending any Soldiers upon their March or upon Duty, or drawing any Carriage attending them laden with their Arms or Baggage, 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 publick Stores of or belonging to His Majeſty, or for the Uſe of His Majeſty's Forces; nor for any Horſe, Cattle, Beaſt, or Cart employed in the Conveyance of Vagrants ſent by legal Paſſes, or returning therefrom; nor 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 ſaid County of *Warwick* or *Northampton*, on the Day or Days of ſuch Election, or on the Day before or Day after ſuch Election ſhall begin or be concluded; nor ſhall any Toll 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 him or them in going to or returning from the Place appointed for and on the Days of Exerciſe, provided ſuch Perſon or Perſons ſhall be dreſſed in the Uniform of his or their reſpective Corps, and hath or have his or 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 whatſoever, claim and take the Benefit of any of the Exemptions aforeſaid, not being entitled to the ſame, every ſuch Perſon or Perſons 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 the ſaid recited Acts and this Act.

Carriages employed in the publick Service not to be ſubject to Penalties for Over weight, or for additional Number of Horſes.

VI. 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 ſuch 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 or the ſaid recited Acts, to the contrary notwithſtanding.

Eſtabliſhing certain Regulations as to the Performance of Statute Duty.

VII. 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 be lawful for any Two or more Juſtices of the Peace for the County of *Warwick* or *Northampton*, (as the Caſe may be,) and they are hereby required and empowered, upon Application made to them by the ſaid Truſtees, or any Five or more of them, or

or by their Treaſurer, Clerk or Surveyor, by their Order yearly to adjudge and determine what Part or Portion 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 doth lie, and alſo what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every ſuch Pariſh or Place, in lieu of or as a Compoſition for ſuch Statute Work as aforeſaid ſhall be by him, her or them paid to the ſaid Truſtees, or 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) 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, Draught or otherwiſe, and alſo the Amount of the reſpective Sums to be paid, which Liſts of Names ſhall be made in ſuch Manner, and under ſuch Regulations and Reſtrictions as are or may be directed by any Law or Statute in force or effect for the Repairs of the publick 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 do 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 Hay-time or Harveſt,) and on ſuch Parts of the ſaid Road as the ſaid Truſtees, or any Five or more of them, 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 the ſaid Juſtices ſhall direct; and in default of Payment thereof, the ſame ſhall and may be recovered by Diſtreſs and Sale of the Goods and Chattels of the reſpective Perſons liable to the Payment thereof, in like Manner as any Penalty is by the ſaid recited Acts, or either of them, 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 and liable to by any Law or Statute in force or effect for the Repair of the publick Highways; and if any Perſon who ſhall come to work as a Labourer, or who 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 diſmiſs the Perſon who ſhall be found ſo idle or negligent as aforeſaid, and in that Caſe every ſuch Perſon ſhall be

ſubject and liable to the reſpective Payments and Forfeitures as aforeſaid, as if he had neglected or refuſed to come, or ſuch Team or Draught had not been ſent to work on any Part of the ſaid Road; all which Forfeitures ſhall be paid to the Treaſurer to the ſaid Truſtees, and applied towards amending the ſaid Road; and 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 Forty Shillings.

Riding on Footpaths, &c.

IX. And be it further enacted, That if any Perſon ſhall lay any Dung, Aſhes, Compoſt or Manure of any Kind, or any Heap or Heaps of Rubbiſh, Matter, or Thing, (ſave and except Materials for repairing the ſaid Road laid by order of the ſaid Truſtees, or their Surveyor or Surveyors,) within Fifteen Feet of the Centre of the ſaid Road, or between the Hedges or Fences bounding the ſaid Road, within Five hundred Yards of any of the Toll Gates or Turnpikes now erected, or hereafter to be erected, on the ſaid Road, or if any Perſon ſhall ride upon any Footway adjoining to the ſaid Road, or ſhall drive any Horſe or other Cattle, or any Swine, or any Cart or other Carriage thereon, or ſhall cauſe any Damage to be done to ſuch Footway; or if any Perſon ſhall haul or draw, or cauſe to be hauled or drawn, upon any Part of the ſaid Road, any Tree or Piece of Timber, or any Stone, otherwiſe than upon wheeled Carriages, or ſhall ſuffer any Part of any Tree, or Piece of Timber, or Stone, which ſhall be carried upon any wheeled Carriages, to drag upon any Part of the ſaid Road, to the Injury thereof reſpectively; or if any Perſon driving any Pigs or Swine upon the ſaid Road ſhall ſuffer the ſame to root up and damage the ſame, or any Part thereof, or the Fences, Hedges, Backings or Copſes on either Side thereof; or if any Perſon driving any Coach, Chaiſe, Waggon, Cart or other Carriage upon the ſaid Road, and meeting another Coach, Chaiſe, Waggon, Cart, or other Carriage, ſhall not keep his Carriage to the left or near Side of the ſaid Road; or if any Perſon ſhall in any Manner wilfully prevent any other Perſon or Perſons from paſſing him upon the ſaid Road, or the Coach, Chaiſe, Waggon, Cart or other Carriage under his Care; or if any Perſon ſhall make, or aſſiſt in making, any Fire or Fires, commonly called Bonfires, or ſhall ſet fire to, or let off, or throw any Squib, Rocket, Serpent or Firework whatſoever on any Part or Parts of the ſaid Road; or if any Perſon ſhall leave any Waggon, Wain, Cart, or other Carriage longer than may be neceſſary for loading or unloading the ſame in, upon, or on the Side of any Part of the ſaid Road, or with or without any Horſe or Beaſt of Draught harneſſed or yoked thereto, or ſhall lay any Piece of Timber on any Part of the ſaid Road, or on the Side or Sides thereof, to the Injury thereof, or to the Injury or Annoyance of Perſons travelling thereon; every Perſon ſo offending ſhall, for every or any ſuch Offence, forfeit and pay any Sum not exceeding Forty Shillings.

Dragging Timber or Stone.

Suffering Pigs to root up the Roads.

Perſons preventing others from paſſing.

Making Bonfires or letting off Fireworks.

Application of Compenſation when amounting to 200l.

X. And be is 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 this and the ſaid recited Acts, which

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, 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 this and the ſaid recited Acts, 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 towards the 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 therewith, to the ſame or the like Uſes, Intents or Purpoſes; or where ſuch Money ſhall not be ſo applied, then the ſame ſhall be laid out 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, or 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 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 ſaid Lands, Tenements and Hereditaments ſo hereby directed to be purchaſed, in caſe ſuch Purchaſe or Settlement were made.

Application when Compenſation is leſs than 200l. and exceeds 20l.

XI. Provided always, and be it further enacted, That if any Money ſo agreed or awarded to be paid for any Lands, Tenements or Hereditaments purchaſed, taken or uſed for the Purpoſes aforeſaid, and belonging to any 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

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 hereinafter 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 Three or more of the Truſtees for executing this and the ſaid recited Acts, 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 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.

XII. Provided alſo, and be it further enacted, That where ſuch Money, ſo agreed or awarded 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 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.

XIII. And be it further enacted, That in caſe the Perſon or Perſons, to whom any Sum or Sums of Money ſhall be awarded for the Purchaſe of any Lands, Tenements or Hereditaments to be purchaſed by virtue of 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*, as aforeſaid, in the Name and with the Privity of the Accountant General of the ſaid 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, Control and Diſpoſition of the ſaid Court, 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 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 into the Bank as aforesaid.

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

XIV. 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, or the said recited Acts, for the Purchase of any Lands, Tenements or Hereditaments, or of any Estate, Right, Title 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 may order reasonable Expences of Purchases to be paid by the Trustees.

XV. 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 other 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 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 Sum or Sums of Money, for such Purposes as the said Court shall direct.

How the Expences of this Act to be paid.

XVI. And be it further enacted, That the Costs, Charges and Expences attending the obtaining and passing of this Act, and incurred preparatory thereto, shall be paid and defrayed out of the First Monies which shall arise or be received from the Tolls to be taken by virtue of the said recited Acts, in preference to all other Payments whatsoever.

Publick Act.

XVII. 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 this Act.

XVIII. And be it further enacted, That the Term granted and continued by the said recited Acts shall, upon the passing of this Act, cease and determine; and that the said Acts, (subject to the Alterations and Additions hereinbefore contained,) and this Act, shall from thenceforth continue and be in Force, and be executed 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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