ANNO SEPTIMO

GEORGII IV. REGIS.

Cap. xxix.

An Act for making and maintaining a Turnpike Road from *Wimpole* in the County of *Cambridge* to *Wrestlingworth* in the County of *Bedford*, and from *Wrestlingworth* to *Potton*, both in the said County of *Bedford*. [22d *March* 1826.]

WHEREAS the present Highways or public Carriage Roads from the Parish of *Wimpole* in the County of *Cambridge*, through *Croydon*, *Tadlow*, and *Wrestlingworth*, towards *Biggleswade* in the County of *Bedford*, and from the Parish of *Wrestlingworth* to the Town of *Potton*, both in the said County of *Bedford*, are in many Parts narrow, circuitous, and incommodious for Travellers, and it would be of great Benefit and Advantage to the Owners and Occupiers of the adjoining Estates, and to the Public at large, if the same were to be widened, improved, diverted, and made Turnpike: And whereas an Act was passed in the Third Year of the Reign of His present Majesty, intituled *An Act to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England: And whereas another Act was passed in the Fourth Year of the Reign of His said present Majesty, intituled *An Act to amend an Act passed in the Third Year of the Reign of His present Majesty, to amend the general Laws now in being for regulating Turnpike Roads in that Part of* Great Britain *called* England: And whereas another Act was passed in the Fifth Year of the Reign of His said present Majesty, intituled *An Act to enable Justices of the Peace for Ridings, Divisions, or Sokes, to act as Trustees for repairing and maintaining Turnpike Roads:* 3 G. 4. c. 126. 4 G. 4. c. 95. 5 G. 4. c. 69.

Roads: And whereas the beneficial Purposes herein-before mentioned cannot be effected without the Authority of Parliament: 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 upon the Second *Tuesday* next after the passing of this Act the said recited Act passed in the Third Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, or repealed by the said recited Act passed in the Fourth Year of the Reign of His present Majesty, or varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fourth Year of the Reign of His present Majesty, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, (save and except such Parts thereof as are expressly varied, altered, or otherwise provided for by this Act), and also the said recited Act passed in the Fifth Year of the Reign of His present Majesty, shall respectively be as good, valid, and effectual for carrying this Act into Execution, as if the same had respectively been repeated and re-enacted in the Body of this Act.

Powers of recited Acts extended to this Act.

Trustees.

II. And be it further enacted, That all His Majesty's Justices of the Peace for the Time being, acting for the Counties of *Cambridge* and *Bedford* respectively, together with the Honourable *John Charles Spencer* commonly called Viscount *Althorp*, *William Astell*, *Charles Barnett*, *Saint John Bullen* Clerk, *Samuel Carr* Clerk, *John Cheap* Clerk, *William Clark* Clerk, the Honourable *Henry Cust* Clerk, *Richard Dawes* Clerk, *Joseph Dewe* Clerk, *Thomas Dixon* Clerk, *John Ellis*, *Charles Finch*, *John Foster*, *William Frere* Serjeant at Law, *Edward Barker Frere* Clerk, *James Carpenter Gape* Clerk, *Thomas Foreman Gape*, *Henry Godfrey* Doctor in Divinity, *William Parr Hamilton* Clerk, *Richard Harrison*, *John Harrison*, *John Harvey*, *Cornwallis Hewett* Doctor of Medicine, *Peter Venables Hinde* Clerk, *Isaac Hindley*, *William Hogg*, *Lambert Hotchkin*, *John Lodge Hubberstye* Doctor of Medicine, *William Hunt*, *Henry King*, *James King*, *Edmund Lally* Clerk, *John George Shaw Lefevre*, *George Leycester*, *Thomas Musgrave* Clerk, the Honourable *Robert Henley* commonly called Lord *Ongley*, *Samuel Grove Price*, *John Izzard Prior*, the Right Honourable *Frederick John Robinson*, *Julian Skrine*, *Thomas Starkie*, *Joseph Thackeray* Doctor in Divinity, *Samuel Wells*, *William Wilkieson* Clerk, *Thomas Cadogan Willats* Clerk, *Robert Withers*, *Thomas Worsley* Clerk, the Right Honourable *Charles Yorke*, Sir *Joseph Sydney Yorke* Knight Commander of the Bath, and their Successors, being duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third, Fourth, and Fifth Years of the Reign of His present Majesty, shall be and they are hereby appointed Trustees for making and maintaining a Turnpike Road from the Parish of *Wimpole* in the County of *Cambridge*, to commence at or near a Place called the *Avenue Toll Bar* in the said Parish of *Wimpole*, and to proceed from thence in a westerly Direction through the Parishes of *Croydon*, *Tadlow*, and *Wrestlingworth*, into the Parish of *Eyworth*, for the Distance of One Furlong from the Boundary Line between the Two Parishes of *Wrestlingworth* and *Eyworth*, together with

a Branch Turnpike Road, to commence at or near a Place called *Wrestlingworth Cross* in the Parish of *Wrestlingworth* aforesaid, and to proceed from thence in a North and North-west Direction, until it enters the Town of *Potton* in the said County of *Bedford*, and which said Roads pass or are intended to pass from, through, or into the several Parishes or Townships of *Wimpole*, *Arrington*, *Croydon*, and *Tadlow*, in the said County of *Cambridge*, and *Wrestlingworth*, *Cockayne-Hatley*, *Potton*, and *Eyworth*, in the said County of *Bedford*, and for otherwise carrying this Act into Execution.

Meetings of Trustees.

III. And be it further enacted, That the said Trustees, or any Three or more of them, shall meet together on the Third *Tuesday* next after the passing of this Act, between the Hours of Ten of the Clock in the Forenoon and Three of the Clock in the Afternoon, at the *Hardwicke Arms* in *Arrington* aforesaid, or at some other convenient Place in the said Parish of *Arrington*, and shall then and there proceed to carry this Act into Execution, and shall and may then, and from Time to Time afterwards adjourn to and meet at such Place or Places on or near to any Part of the said Roads, as the said Trustees or the major Part of them present at any such Meetings shall think proper and appoint.

Power to appoint Four additional Trustees.

IV. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby authorized and empowered, to elect and appoint any Number of Persons duly qualified according to the Provisions and Directions of the said recited Acts passed in the Third and Fourth Years of the Reign of His present Majesty, not exceeding Four in the whole, in addition to the Number of Trustees herein named and appointed, to be Trustees for the Purposes of this Act; and such Persons so elected and appointed, and being duly qualified, shall be Trustees for the Purposes of this Act, and are hereby invested with the same Powers and Authorities for executing the same as if they had been herein named.

Appointment of Officers.

V. And be it further enacted, That the said Trustees at any of their Meetings shall and may from Time to Time appoint a Clerk or Clerks, Treasurer or Treasurers, Collector or Collectors of the Tolls, and a Surveyor or Surveyors of the said Roads, and such other Officers as they the said Trustees shall think necessary, and from Time to Time shall and may remove any such Officer or Officers, and on the Death, Resignation, or Removal of any such Officer or Officers, may appoint another or others in his or their Stead; and every such Appointment shall be entered in the Book of Proceedings of the Trustees; and the said Trustees shall and may, and they are hereby authorized and empowered, by and out of the Monies arising by virtue of this Act, to pay such Salaries and make such Allowances to such Officers as shall be appointed by virtue of this Act, for their Services in or about the carrying of this Act into Execution, as they the said Trustees shall think reasonable.

Clerk not to act as Treasurer, and vice versâ.

VI. And be it further enacted, That it shall not be lawful for the said Trustees to appoint the Person or Persons who may be appointed their Clerk or Clerks in the Execution of this Act, or the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Clerk or Clerks, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the

the Partner or Partners of such Clerk or Clerks, the Treasurer or Treasurers for the Purposes of this Act, or to appoint any Person or Persons who may be appointed Treasurer or Treasurers, or the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, the Clerk or Clerks to the said Trustees; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person or Persons, being the Partner or Partners of any such Clerk or Clerks, or the Clerk or Clerks or Person or Persons in the Service or Employ of any such Clerk or Clerks, shall accept the Office of Treasurer, or being the Partner or Partners of any such Treasurer or Treasurers, or the Clerk or Clerks or Person or Persons in the Service or Employ of any such Treasurer or Treasurers, or the Clerk or Clerks or other Person or Persons in the Service or Employ of the Partner or Partners of such Treasurer or Treasurers, shall accept the Office of Clerk in the Execution of this Act, or if any such Treasurer shall hold or accept any Place or Office of Profit or Trust under the said Trustees other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered with full Costs of Suit in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlance, shall be allowed.

Power to erect Toll Gates.

VII. And be it further enacted, That it shall be lawful for the said Trustees from Time to Time to erect and set up, or cause to be erected and set up, in, upon, or across the said Roads or any Part thereof, or upon the Sides thereof, when, where, and as the said Trustees shall judge necessary or expedient, any Toll Gate or Toll Gates, Turnpike or Turnpikes, Side Bar or Side Bars, Chain or Chains, and also to erect and build, or cause to be erected and built, proper Toll Houses with sufficient Outhouses and Conveniences thereto at or near each and every such Toll Gate, Turnpike, Side Bar or Chain, and to inclose on the Sides of the said Roads suitable Gardens, not exceeding One Eighth Part of a Statute Acre each, for the Use and Convenience of the Occupiers of the said Toll Houses respectively; and from Time to Time to take down and remove, or alter or discontinue the aforesaid Toll Gates, Turnpikes, Side Bars and Chains, Toll Houses and Gardens, or any of them, as the Trustees shall from Time to Time think proper and expedient.

Power to take Tolls.

VIII. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Person or Persons to be appointed Collector or Collectors of the Tolls, to demand and take the Tolls following at the several and respective Toll Gate and Toll Gates, or Toll Houses, or Side Bars or Side Gates or Chains, which shall be erected by virtue of this Act in, upon, across, or on the Side or Sides of the said Roads, or on any Part thereof, Once on every Day, such Day to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night; (that is to say),

Tolls.

For every Horse or other Beast drawing any Coach, Chariot, Landau, Barouche, Chaise, Hearse, Curricle, Gig, Whiskey, Chair, Taxed Cart, or other such Carriage, the Sum of One Shilling:

For

For every Horse or Mule not drawing, the Sum of Two-pence:
For every Ass not drawing, the Sum of One Penny:
For every Score of Neat Cattle, the Sum of One Shilling and Eight-pence, and so in proportion for a greater or less Number:
For every Score of Sheep or Swine, the Sum of Ten-pence, and so in proportion for a greater or less Number:
For every Horse or other Beast (except Oxen and Asses) drawing any Waggon, Wain, Drag, Cart, or other such Carriage, the Sum of Nine-pence:
And for every Ox or Ass drawing any Carriage, the Sum of Three-pence:

Which said respective Tolls or Sums of Money shall be demanded and taken as aforesaid before any Horse, Mule, Ass, or other Beast or Cattle, upon which any Toll is by this Act imposed, shall be permitted to pass through any such Turnpike or Toll Gate, Side Bar or Side Gate or Chain; and such respective Tolls or Sums of Money shall be and are hereby vested in the said Trustees, and shall be applied in manner hereinafter directed.

Tolls to be paid but Once a Day.

IX. Provided always, and be it further enacted, That if any Person shall have paid the Toll hereby authorized to be taken for the passing of any Horse, Cattle, or Beast through any One of the said Toll Gates to be erected by virtue of this Act, such Horse, Cattle, or Beast shall, upon a Ticket denoting the Payment thereof for that Day being produced (which Ticket the Collector or Collectors of such Tolls is and are hereby required to deliver *gratis* to the Person paying the same, and whereon shall be named and specified the Gate at which the same shall have been paid, and also the Gate or Gates (if any) freed by the Payment of such Toll) be permitted to pass Toll-free through the same Toll Gate, and also through such other Gate or Gates as the Ticket for such Payment shall free, at any Time or Times during the same Day, to be computed as aforesaid; any thing in this Act contained to the contrary thereof in anywise notwithstanding.

No more than Three full Tolls to be paid on the Road.

X. Provided also, and be it further enacted, That nothing herein contained shall extend or be construed to extend to empower the said Trustees to cause more than Three full Tolls to be demanded or taken on the same Day, for or in respect of the Passage of the same Horses, Beasts, Cattle, or Carriages, through all the several Turnpikes or Toll Gates to be erected on the whole Line of the said Roads.

Stage Coaches, &c. to pay every Time.

XI. Provided also, and be it further enacted, That the Tolls hereby made payable shall be paid for and in respect of all Horses or Cattle drawing any Stage Coach, Van, Caravan, or Stage Waggon, or other Stage Carriage conveying Passengers or Goods for Pay or Reward, for every Time of passing or repassing along the said Roads, and also for and in respect of all Horses or other Beasts drawing any Post Chaise, or other Carriage travelling for Hire, for every Time of passing or repassing along the said Roads, whenever a new Hiring of such Post Chaise or other Carriage shall have taken place.

Application of Tolls and other Monies.

XII. And be it further enacted, That out of the Tolls or other Monies which shall be raised or received by virtue of this Act, the said Trustees shall in the first Place pay and discharge all the Expences and Costs relative to the procuring and passing of this Act, and the Remainder of such Monies shall from Time to Time be applied in erecting Turnpikes, Toll Houses, and Weighing Machines, and in making, amending, widening, altering, and improving the said Roads, and keeping the same in repair, and in defraying all the Charges and Expences of carrying this Act into Execution, and in repaying the Principal Monies by this Act charged or to be borrowed, and the Interest due or to grow due thereon.

Roads may be made.

XIII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby authorized and empowered, to make the said Roads in, over, upon, or through any private Lands or Grounds, of such Width as they shall think proper, not exceeding Thirty Feet, together with such Footpaths, Causeways, Bridges, Culverts, Fences, Ditches, and Drains, as they shall think necessary or expedient, and for such Purpose or Purposes to pull down or take and use or lay into the said Roads any Houses, Buildings, Tenements, or Hereditaments mentioned in the Schedule to this Act annexed, making Satisfaction to the Owners thereof and Persons interested therein for the same, and for the Damage they may sustain thereby, and also in, upon, over, or through any Commons or Waste Grounds, without making any Satisfaction for such Commons or Waste Grounds; and it shall also be lawful for the said Trustees, and for their Surveyors and Workmen, from Time to Time to enter upon the Lands and Premises through which or whereupon such Roads, Footpaths, Causeways, Fences, Ditches, and Drains are intended to be made or pass, and also upon any adjoining Lands or Grounds, and to stake out the same in such Manner as the said Trustees shall think necessary or expedient, without being deemed Trespassers, and without being subject or liable to any Fine, Penalty, or Punishment for entering or continuing upon such Lands or Premises respectively for any of the Purposes of this Act; and if any Person shall pull up, remove, or destroy any of such Stakes or other Marks used for the Purposes aforesaid, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Plans to remain with Clerks of the Peace.

XIV. And whereas Maps or Plans, describing the Lines of the said Roads, and the Lands to be taken for making and varying the Course of and widening the said Roads, together with Books of Reference, containing a List of the Names of the Owners and Occupiers of such Lands, have been deposited with the Clerks of the Peace for the Counties of *Cambridge* and *Bedford*; be it therefore enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the respective Clerks of the Peace for the said Counties, to the end that all Persons may at all seasonable Times have liberty to inspect and peruse the same, and to take Copies of or Extracts therefrom at their Will and Pleasure, paying to the Clerks of the Peace the Sum of One Shilling for every such Inspection, and at the Rate of Four-pence for every Seventy-two Words of such Copies or Extracts of the Maps or Plans and Books of Reference; and the said Trustees in making the said Roads shall not deviate more than One hundred Yards of Three Feet each from the Line described in the said

Maps or Plans, without the Consent and Approbation in Writing of the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, through whose Lands or Grounds such Deviation shall be made.

Lands marked in the Plans may be used notwithstanding Errors in the Books of Reference.

XV. Provided always, and be it further enacted, That it shall be lawful for the said Trustees to take and use the Lands, Hereditaments, and Premises of any Person or Persons who is or are or may be Owner or Owners of Lands or Premises described in the said Maps or Plans as aforesaid, for the Purpose of making and varying the Course of and widening the said Roads, although the Name or Names of such Person or Persons may happen to be erroneously described or omitted in the said Books of Reference, in case it shall appear to any Two or more Justices of the Peace for the Counties of *Cambridge* and *Bedford*, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

Trustees restrained from pulling down Dwelling Houses, &c. not mentioned in the Schedule without the Consent of the Owners.

XVI. Provided always, and be it further enacted, That the Powers and Authorities hereby given shall not extend or be construed to extend to empower or authorize the said Trustees to take or pull down any Dwelling House or other Building, or to take in or make use of any Orchard, Garden, Yard, Park, Paddock, planted Walk or Avenue to a House, or any inclosed Ground planted and set apart as a Nursery for Trees, or any Part thereof respectively (other than and except such as are mentioned in the Schedule to this Act annexed), without the Consent in Writing of the Owner or Proprietor thereof first had and obtained.

Power of purchasing limited to Five Years.

XVII. Provided also, and be it further enacted, That unless the said Buildings, Grounds, and Hereditaments mentioned in the said Schedule shall be purchased for the Purposes of this Act within Five Years next after the passing thereof, it shall not be lawful for the said Trustees to take or use any of such Buildings, Grounds, or Hereditaments, without the Consent in Writing of the Owners or Proprietors thereof for that Purpose first had and obtained.

Application of Compensation Money if amounting to 200*l.*

XVIII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of the Powers of the said recited Act passed in the Third Year of the Reign of His present Majesty or of this Act, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, as in the said Act mentioned, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer at *Westminster*, to be placed to his Account *ex parte* the Trustees of the *Wimpole* and *Wrestlingworth* Roads, pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His present Majesty, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at* Westminster *on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes,* and the General Orders of the said Court, and without Fee or Reward; to the Intent that such Money may be applied, under the Direction and with the Approbation of the said Court, to be signified by

1 G. 4. c. 35.

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 and with 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 same Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, and 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 meantime and until such Purchase shall be made, the said Money shall, by Order of the said Court of Exchequer, 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 meantime and until such 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.*

XIX. 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 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 of *England* in the Name and with the Privity of the said Accountant General of the said Court of Exchequer, 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 Three or more of the 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 any Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

XX. Pro-

Where not more than 20*l.*

XX. Provided also, and be it further enacted, That when such Money so agreed or awarded to be paid as last before mentioned shall not exceed Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Trustees 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 disputed Titles to Land, Money to be paid into the Bank.

XXI. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments to be purchased by virtue of the said recited Act passed in the Third Year of the Reign of His present Majesty or 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 such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Trustees to order the said Sum or Sums of Money so awarded as aforesaid, to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account there, to the Credit of the Parties interested in the said Lands or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court of Exchequer; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money or any Part thereof by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title or Interest of the Person or Persons making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England* who shall receive such Sum or Sums of Money is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Respecting disputed Titles to Money.

XXII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the said Court of Exchequer, 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, 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 Exchequer; and the Dividends or Interest of the said 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 Trustees in certain Cases.

XXIII. 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 the said recited Act passed in the Third Year of the Reign of His present Majesty, or of this Act, the Purchase Money for the same shall be required to be paid into the said Court, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance thereof, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of the said last-mentioned Act or of 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, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Public Act.

XXIV. 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 this Act.

XXV. And be it further enacted, That this Act shall commence on the Second *Tuesday* next after the passing thereof, and shall continue and be in force for the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

The

The SCHEDULE to which this Act refers.

Description of Property.	Where situate.	Owners.	Occupiers.
Land - - -	Parish of Wimpole in the County of Cambridge -	Earl of Hardwicke	Bird Porter.
Ditto - - -	Ditto - - - -	Ditto - -	Joseph Maze.
Ditto - - -	Parish of Tadlow in the same County - -	Downing College	James King.
Ditto - - -	Ditto - - -	Ditto - -	John Cross.
Ditto - -	Ditto - - -	Ditto - -	William Holder.
Ditto - - -	Parish of Wrestlingworth in the County of Bedford	Thomas Waters -	Thomas Waters.
Ditto - -	Parish of Eyworth in the same County - -	Lord Ongley -	Samuel Wells. Thomas Masters.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1826.