



ANNO QUADRAGESIMO SECUNDO

GEORGI II. REGIS.

Cap. 43.

An Act for improving the *Tinmouth* Castle Light House and Light ; and for authorizing additional Light Duties in respect of such Improvement.

[4th May 1802.]

WHEREAS by Letters Patent under the Great Seal, bearing Date at *Westminster*, the Thirtieth Day of *June*, in the Seventeenth Year of the Reign of His late Majesty King *Charles* the Second, reciting that the King had been given to understand that there had been a long and constant Toll of Four-pence *per* Ship, paid by His Majesty's Subjects, and Twelve-pence by Strangers and Foreigners, for the Maintenance of a Light House at *Tinmouth* in the County of *Northumberland*; which being wholly decayed and fallen down, another had been then lately rebuilt by *Edward Villiers* Esquire, afterwards Sir *Edward Villiers* Knight, therein described to be Lieutenant of the King's Castle of *Tinmouth*, at his own proper Costs and Charges, to the great Benefit and Advantage of His Majesty's Subjects, and others trading to those Parts; and further reciting that the King had been informed that a late Contract had been made on Behalf of the said *Edward Villiers*,

[*Loc. & Per.*]

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with

Recital of
Letters Patent of 17
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with divers Masters of Ships belonging to *Newcastle*, as also others trading and coasting that Way, whereby they had voluntarily submitted to increase the said Toll of Four-pence *per* Ship to Twelve-pence, and to continue the Payment thereof for the perfecting the said Work, which had cost One thousand Pounds already, His said Majesty approving the said Contract, and for the Encouragement of this necessary and useful Work, of His special Grace, certain Knowledge, and mere Motion, did for him, His Heirs and Successors, give and grant unto the said *Edward Villiers*, his Heirs and Assigns, the Custody of the said Light House so erected as aforesaid, and the Ground and Soil whereupon the same was situate, and also the used and accustomed Ways and Passages to and from the same, together with full and free Liberty, Licence, Power, and Authority, that he and they, and every of them, should and might continue, renew, and maintain, or cause to be continued, renewed, and maintained, the said Light House, with Lights to be continually burning therein in the Night Season, whereby the said Ships might the better come to their Harbours and Ports without Peril: And forasmuch as Works of so publick a Nature and Benefit ought to be maintained and supported by a publick Charge, and had ever been upheld in the Time of the King's Royal Progenitors, by granting of ordinary and necessary Impositions and Tolls to be taken for that End, His said Majesty further, according to the said Contract so made as aforesaid, of his special Grace, certain Knowledge, and mere Motion, and for defraying the necessary Charges and continual Maintenance of the said Light House, did for Him, His Heirs and Successors, declare and grant, that for ever thereafter there should and might be collected and taken, and the said *Edward Villiers*, his Heirs and Assigns, should and might demand, collect, have, and take, the Sum of Twelve-pence of and for every Ship of or belonging to any of the Subjects of His said Majesty passing by the said Light House, and belonging or trading to the said Ports of *Newcastle* and *Sunderland*, or either of them, or the Creeks or Members of the same; and Three Shillings for every Ship of or belonging to any Foreigner or Stranger, coming or passing by the said Light House; to have, hold, exercise, and enjoy the said Light House, and the Soil and Ground whereon the same stood, together with the said Liberties, Licences, Powers, Authorities, and the said Contributions, Duties, and Sums of Money, before, in and by the said Letters Patent granted, and every of them, unto the said *Edward Villiers*, his Heirs and Assigns, for ever, in as large and ample a Manner and Form, to all Intents, Constructions, and Purposes, as the Master of the *Trinity House* of *Debitford Strond*, in the County of *Kent*, or any other Person or Persons any the like Liberties, Licences, Powers, and Authorities had, held, or enjoyed, or might have, hold, or enjoy in any other Place or Places within the Realm, yielding and paying therefore yearly to the said King, His Heirs and Successors, such Rent as therein mentioned: And forasmuch as other Order could not well be taken for the levying of the said Toll Duty as aforesaid, for the establishing, effecting, and Continuance of the said good Work, than in the Ports, Roads, Creeks, Havens, and Harbours, unto which the said Merchants and Mariners did or should trade and arrive, the said King did, by the said Letters Patent,

Patent, for Himself, His Heirs and Successors, ordain and appoint, and also straitly charge and command all and every the Customers, Collectors, Comptrollers, Surveyors, Searchers, Waiters, and their and every of their Clerks respectively, within the Ports and Places aforesaid, and all Captains, Lieutenants, and all other His Majesty's Officers belonging to them or any of them; and also all Wardens, Portreeves, and Keepers of His said Ports, Roads, Harbours, and Havens, and all Wharfingers, Porters, and Labourers belonging to the Waterside, and all other the Officers of the Customs to His said Majesty, His Heirs and Successors, then being, and which for the Time thereafter should be, in the said Ports, Harbours, Roads, Creeks, Havens, and Places to whom it might or should appertain, that they nor any of them, at any Time thereafter, should take or receive any Entry or Cocket, or give, make, or certify any Cocket, Return, Victualling Bill, or Discharge, or permit or suffer any Goods or Stores to be laid on Land, or discharged, or shipped, out, from, or on any of the said Ships, or suffer any Ship or other Vessel, trading and liable and subject to the Payment of the said Duties as aforesaid, to pass by or from them without a Ticket or Note under the Hand Writing of the said *Edward Villiers*, his Heirs or Assigns, or his or their Deputy or Deputies, testifying the Payment of the said Duty in that Behalf, upon Pain of high Displeasure, and such Punishment as by the Laws and Statutes of this Realm might be inflicted on the Offenders, for such their Contempt or Neglect of His said Majesty's Royal Will and Commandment: And to the End and Intent that the said *Edward Villiers*, his Heirs and Assigns, should and might the better have and enjoy the full Force, Benefit, and Effect of the said Grant, His said Majesty did also, by the said Letters Patent, for Him, His Heirs and Successors, require, charge, and authorize all Mayors, Sheriffs, Justices of the Peace, Bailiffs, and other Officers and Ministers of His said Majesty, His Heirs and Successors, to whom it did or should appertain, that they and every of them, in their several Offices and Places respectively, be from Time to Time thereafter favouring, aiding, and assisting unto the said *Edward Villiers*, his Heirs and Assigns, and every of them, and his and their Deputies, in and concerning the Premises, upon Request in that Behalf by him or them to be made, according as to Justice appertains: And it was provided by the said Letters Patent to be the said King's Pleasure, and the said King did thereby declare His Meaning to be, that the said Letters Patent should not extend to charge the said Merchants, Masters, and Owners of Ships or other Vessels, with any other or further Toll or Duty than what is therein mentioned: And lastly, His said Majesty thereby declared His Will and Pleasure to be, and did thereby for Himself, His Heirs and Successors, grant unto the said *Edward Villiers*, his Heirs and Assigns, that he and they, and their Deputy and Deputies, should and might, for the better Management and collecting of the said Duties, have a Place in all Custom Houses in the Ports and Places where the same were or should be collected: And whereas *Mary Villiers*, late of the *King's Road* in the Parish of *Chelsea*, in the County of *Middlesex*, Widow and Relict of *Henry Villiers*, formerly of *Chelsea* aforesaid, Esquire, who was a Grandson of the said Patentee, Sir *Edward Villiers*, became
 seized

seised in Fee of the Light House and Premises, so granted by the said Letters Patent of King *Charles* the Second, to the said Sir *Edward Villiers*, and being so seised of the said Light House and Premises, made her last Will and Testament, in Writing, bearing Date the Twenty-second Day of *October* in the Year of our Lord One thousand seven hundred and sixty-six, duly attested by Three Witnesses; and thereby did devise the same Light House and Premises in Manner herein-after mentioned (that is to say), did give and devise to her Brother, Admiral *Thorpe Fowke*, *Charles Palmer* of *Canonberry*, in the Parish of *Saint Mary*, *Islington*, in the County of *Middlesex*, Esquire, and *William Leigh* of *Milbank*, in the Parish of *Saint John* within the Liberty of *Westminster* and County of *Middlesex*, Coal Merchant, all that her Freehold Estate at *Tinmouth* Castle, called *Tinmouth Great Lights*, in the County of *Northumberland*, with all and singular Rights, Members, Privileges, and Appurtenances thereto belonging, to hold the same Hereditaments (subject to the Payment thereof of a clear Annuity of Forty Pounds to *Catherine Craster* Widow, for her Life, which has been long determined by her Decease), unto the said Admiral *Thorpe Fowke*, *Charles Palmer*, and *William Leigh*, their Heirs and Assigns, in Trust, to receive the Rents, Issues, and Profits thereof, until her Godson, *William Fowke*, therein described to be Fifth and youngest Son of her said Brother Admiral *Thorpe Fowke*, and then an Infant about Eleven Years of Age, and now of *Weslon Hall*, in the County of *Suffolk*, Esquire, should attain his Age of Twenty-one Years, keeping the Lights in good Repair, sufficiently supplied with Coals, and continuing the several Wages and Salaries then given by the said Testatrix, for taking Care of the Lights and collecting the Monies arising therefrom respectively, with a Direction that her Servant, who then looked after the Lights, should remain and be continued; and that none of the Gentlemen, her then Collectors, should be displaced, unless there was some substantial Reason of Misbehaviour; and from and immediately after the said *William Fowke* should have attained to his said Age, then to the Use of the said *William Fowke* for his natural Life, he keeping the Lights in good Repair, sufficiently supplied with Coals, and a proper Person to attend upon and look after the same; Remainder to the said Admiral *Thorpe Fowke*, *Charles Palmer*, and *William Leigh*, their Heirs and Assigns, for and during the Life of the said *William Fowke*, upon Trust, to preserve contingent Remainders in Manner therein expressed; Remainder to the Use of his First and other Sons successively in Tail Male; Remainder to the Use of the First and other Sons of the Body of *Thomas Thorpe Fowke*, eldest Son of her said Brother Admiral *Thorpe Fowke*, on the Body of the then Wife of the said *Thomas Thorpe Fowke*, successively in Tail; Remainder to the Use of the First and other Sons of the Body of *Holland Fowke*, Second Son of the said Admiral *Thorpe Fowke*, successively in Tail Male; Remainder to the Use of the First and other Sons of the Body of *John Fowke*, Third Son of the said Admiral *Thorpe Fowke*, successively in Tail Male; Remainder to the Use of the First and other Sons of the Body of *Henry Fowke*, Fourth Son of the said Admiral *Thorpe Fowke*, successively in Tail Male; Remainder to the Use of the right Heirs of the said *Thomas Thorpe Fowke* for ever: Provided always,

ways, that they the said Trustees, and such Devisees so from Time to Time to come into Possession respectively, should keep the same devised Premises in good Repair, sufficiently supplied, and properly attended; and, after several other Bequests, the said Testatrix appointed the said Admiral *Thorpe Fowke*, *Charles Palmer*, and *William Leigh*, joint Executors of her said Will: And whereas the said *Mary Villiers*, by a Codicil in Writing, duly executed by her, and duly attested by Three Witnesses, and bearing Date the Tenth of *December* in the said Year One thousand seven hundred and sixty-six, charged all her Estate, both Real and Personal, with the yearly Sum of Ten Pounds to her upper Maid, *Aderina Edwards*, during her Life, payable as therein mentioned: And whereas the said *Mary Villiers*, after making the said last Will, continued seised of the said Light House and Premises till her Death, and departed this Life on or about the Seventh Day of *January* in the Year One thousand seven hundred and sixty-seven, without revoking or altering her said last Will and Testament, and the said Codicil thereto; and the same were proved by her said Executors, in the Prerogative Court of the Archbishop of *Canterbury*: And whereas, soon after the Death of the said *Mary Villiers*, a Fund was set apart out of her Personal Estate, under a Decree of the High Court of Chancery, for answering the said Annuity of Ten Pounds to the said *Aderina Edwards*: And whereas the said *William Fowke* attained his Age of Twenty-one Years, on or about the Twenty-sixth Day of *November* in the Year One thousand seven hundred and seventy-five, and thereupon, by virtue of the Devises in the said last Will of the said *Mary Villiers*, became seised for his Life of the said Light House and Premises, so granted by the said Letters Patent of King *Charles* the Second, and hath ever since been, and now is, seised of the said Light House and Premises accordingly: And whereas *George Fowke* of *Tamerton*, in the County of *Devon*, a Captain in the Royal Navy, being the only surviving Son and Heir Apparent of the said *Thomas Thorpe Fowke* by *Elizabeth Fowke*, his Wife, which said *Elizabeth Fowke* was also his Wife before and at the Date of the said last Will of the said *Mary Villiers*, and is now, by virtue of the said last Will, Tenant in Tail Male of the said devised Light House and Premises in Remainder, expectant on the said Estate for Life of his Uncle, the said *William Fowke*, and on the aforesaid Remainder to Trustees and their Heirs, during his Life, to preserve contingent Remainders, and also on the said Remainder to his First and other Sons successively in Tail Male: And whereas the Master, Wardens, and Assistants of the Corporation of the Trinity House of *Newcastle-upon-Tyne*, and a great Number of Merchants, Traders, Owners, and Masters of Ships, and others interested in the Trade and Navigation of the Ports of *Newcastle-upon-Tyne* and *Sunderland*, and the Parts adjacent, taking into Consideration the present State of the said *Tinmouth* Light House and Light, and the great Benefit which would result to the Navigation of the said Ports of *Newcastle* and *Sunderland*, and the Parts adjacent, if the said Light House should be altered by taking down a Part thereof, and erecting a Copper Light House Lantern, and by substituting for the Coal Light, which is the Kind of Light at all Times hitherto used, an Oil Light on the improved Principle of Master *George Robinson*, by Patent Lamps and

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highly

highly polished Silver plated Reflectors, with a Revolving Machine, according to a Plan and Estimate lately made for the Purpose by the said *George Robinson*, have requested the said *William Fowke*, as present Proprietor of the said Light House and Light, to cause the said Light House and Light to be altered accordingly; and in Consideration of the Costs and Expences which thereby will be necessarily incurred, and of the increased annual Expence which will attend the keeping, maintaining, and managing of the said Light House and Light in a proper Manner, according to the said Alteration and Improvement, have signified their full Consent to the imposing of such additional Light Duties as are herein-after granted: And whereas the said *William Fowke*, having considered of the said Request, is willing to cause the said Light House and Light to be altered, improved, and maintained in Manner herein-before mentioned, upon the Terms of having such additional Light Duties granted as have been so consented to; and his said Nephew, *George Fowke*, who is so entitled to such Remainder in Tail Male in the said Light House as aforesaid, hath consented thereto: And whereas, such Alteration and Improvement in the said Light House and Light as aforesaid, may be of great publick Utility, by contributing to the Safety and Preservation of the Lives, Ships, and Goods of His Majesty's Subjects and others navigating and passing by the said Light House and Light, or which shall or may receive the Benefit 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, from and after the altering and improving of the said Light House called *Tinmouth Castle Light House* in Manner aforesaid, and placing and exhibiting therein such an Oil Light as herein-before is mentioned, there shall for ever be paid to the said *William Fowke*, or his Assigns, or to the Person or Persons who shall or may for the Time being be seised of or entitled in Possession of or to the said Light House, for every Ship or other Vessel not belonging to His Majesty, His Heirs or Successors, which shall come or pass by the said Light House and Light, or shall or may receive the Benefit thereof, the following several Tolls or Duties, over and above the Tolls or Duties now payable by virtue of the said Letters Patent; that is to say, for every Coal Ship or Vessel, a Toll or Duty at the Rate of One Farthing for every Chaldron, *Newcastle Measure*, of the Burthen of such Ship or Vessel, on and for each and every Voyage which such Ship or Vessel shall make; and for every other Ship or Vessel belonging to any of His Majesty's Subjects, a Toll or Duty of Half a Farthing for every Ton, Register Measurement, of the Burthen of every such Ship or Vessel; Ships or Vessels returning in the Ballast only not to be liable to the said Toll or Duty inwards; and for every Ship or Vessel belonging to any Foreigner or Stranger One Farthing for every Ton of the Burthen thereof; the said several Tolls or Duties hereby granted to be paid by the respective Masters, Commanders, or Owners of such Ships or Vessels to such Person or Persons as the said *William Fowke* or his Assigns, or the Person or Persons who for the Time being shall be seised of or entitled to the said Light House,

shall

After the Light House shall be improved, the following additional Duties shall be paid.

Duties:

shall from Time to Time authorize and appoint to collect the same Tolls or Duties at the Port or Place or Ports or Places at which the Tolls or Duties now payable, in respect of the said Light House, are usually paid, and to be recovered by Action of Debt in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Wager of Law, or Protection, shall be allowed, and not more than One Impar lance.

II. And, to the Intent that the said Tolls or Duties may be truly answered and paid, be it further enacted, That no Customer or Collector of His Majesty's Customs, Comptroller, Receiver of Entries of Ships, Surveyor, or Searcher, Waiter, or other Officer whatsoever, of or concerning the said Customs for the Time being, or their or any of their Deputies, or Clerks, at any Port, Harbour, Road, Creek, Haven, or Place within *Great Britain* or *Ireland*, where any such Ship or Vessel, liable as aforesaid, shall set sail or arrive, shall at any Time hereafter give or make out, or cause, permit, or suffer to be given or made out, any Docket, or other Discharge whatsoever, or receive or take any Entry or Cocket, or give any Certificate, Return Bills, or other Discharge whatsoever respectively, or permit any Goods or Stores to be laid on Land, or discharged, or shipped out, from, or on any Ship or other Vessel liable or subject to the Payment of any of the said Tolls or Duties hereby granted; or suffer any such Ship or Vessel to pass by or from them, or any of them, until a Receipt, Ticket, or Note be produced under the Hand of the Collector to be authorized by the said *William Fowke*, or his Assigns, or by the Person or Persons who for the Time being shall be seized or entitled in Possession of or to the said Light House, or his or their Assigns, to collect the said Tolls or Duties at such Port or Place where such Ship or other Vessel shall set forth or arrive, testifying the Payment of the said Tolls or Duties for or in respect of such Ship or other Vessel.

The Custom House shall not give Clearance, &c. to any Vessel till Duty is paid.

III. Provided always nevertheless, and it is hereby further enacted, That nothing in this Act contained shall extend to charge or make liable any Person or Persons with or to the Payment of any of the said Tolls or Duties hereby granted, except whilst the said Light House shall be duly supported, according to the Alteration and Improvement aforesaid, and shall have such Light as aforesaid duly exhibited thereon accordingly.

Duty to be paid only while the Light House is duly supported.

IV. And, in order to secure the duly maintaining of the said Light House, and exhibiting of the said Light, according to the Alteration and Improvement aforesaid, be it further enacted, That it shall be lawful for the said Master, Wardens, and Assistants of the said Corporation of the Trinity House of *Newcastle-upon-Tyne*, or any of them, or any Person or Persons who shall at any Time be nominated and appointed by the said Master, Wardens, and Assistants, for the Purpose, from Time to Time to inspect the said Light House and Light, in order to see whether the same be maintained, repaired, kept, conducted, and managed in a due and sufficient Manner, and in full Conformity to the

Newcastle-upon-Tyne Trinity House to inspect such Light House.

Alteration

Alteration and Improvement, in respect whereof the taking of the aforesaid additional Tolls or Duties is hereby authorized.

Light House
may be mort-
gaged for
1000*l.* to pay
Expence
improve-
m^t.
&c.

V. And, in order to enable the raising of such Monies as shall be necessary for defraying the Costs and Expences of altering and improving the said Light House and Light according to the Plan hereinbefore mentioned, and also the Costs and Expences of obtaining and passing this Act, and such other Costs and Expences as are hereinafter mentioned, be it further enacted, That it shall and may be lawful for the said *William Fowke*, or his Assigns, or the Person or Persons who for the Time being shall or may be seized of or entitled in Possession to the said Light House, and other the Premises granted by the said Letters Patent of King *Charles* the Second; or if any such Person or Persons shall be an Infant or Infants, then for the Guardian or Guardians of such Infant or Infants, at any Time or Times hereafter, by any Deed or Deeds to be sealed and delivered by the said *William Fowke*, or his Assigns, or such other Person or Persons as aforesaid, to charge the said Light House and Premises with any Sum or Sums of Money, not exceeding in the Whole the Sum of Two thousand five hundred Pounds, with lawful Interest for the same; and to appoint or convey the said Light House and Premises to any Person or Persons who shall advance such Sum or Sums, as a Security for the same, and the Interest thereof, by Way of Mortgage, either in Fee or for Years; so as that in every such Appointment or Conveyance by Way of Mortgage, there be a Proviso that no Person in Remainder or Reversion, who shall become entitled in Possession to the said Light House and Premises, shall be liable to pay any further or larger Arrear of Interest on the Money to be raised by such Mortgage than for One Year preceding the Time at which the Title to such Possession shall have commenced; and every such Appointment or Conveyance by Way of Mortgage, as shall be made in pursuance of this Act, shall be good, valid, and effectual in the Law for the Purposes thereby intended.

Money so
raised to be
paid into the
Bank by the
Mortgagee in
the Name of
the Account-
ant General.

VI. Provided nevertheless, and be it further enacted, That all and every such Sum and Sums of Money to be raised by Mortgage as aforesaid, shall, previously to any such Mortgage, 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 the Account of this Act, under the Title of *Tinmouth Castle Light House*.

Cashier's Re-
ceipt to be a
sufficient Dis-
charge.

VII. And be it further enacted, That the Receipt or Receipts of One of the Cashiers of the Bank, with the Certificate of the said Accountant General thereto annexed, shall be a good and sufficient Discharge or Discharges to the Mortgagee or Mortgagees of the said Light House and Premises, for so much Money as in such Receipt or Receipts shall be expressed to be received; and such Mortgagee or Mortgagees shall not be obliged to see to the Application of any Sum or Sums of Money which shall be so paid by them as aforesaid.

VIII. And

VIII. And be it further enacted, That all and every such Sum and Sums of Money to be raised by Mortgage as aforesaid, shall, upon Petition or other Application to the said Court of Chancery, in a summary Way, be from Time to Time applied under the Directions of the said Court; first in defraying the Costs and Expences which shall be incurred in obtaining and passing this Act; and after Payment thereof, then in defraying the Costs and Expences which shall be incurred in altering and improving the said Light House and Light, according to the Plan herein-before mentioned; and also the Costs and Expences which shall be incurred by reason of any such Mortgage as aforesaid, or of any Application to the Court of Chancery under this Act; and if, after the Payment of all such Costs and Expences as aforesaid, any Surplus of the said Money which shall be so paid into the Bank as aforesaid, shall remain, then all such Surplus shall, under the Direction of the said Court of Chancery, be applied towards discharging the Principal Money which shall be due on such Mortgage or Mortgages of the said Light House and Premises, as shall be made in Manner herein-before mentioned.

Application
of the Money.

IX. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Officer or Officers of the Customs, or any other Person or Persons, for any Thing done in pursuance of this Act, every such Action or Suit shall be brought or commenced within Six Calendar Months next after the Fact committed, and not afterwards; and the Venue in every such Action or Suit shall be laid in the County in which the Cause of such Action or Suit shall arise, and not elsewhere; and the Defendant or Defendants in every such Action or Suit may plead the General Issue, and give this Act and the special Matter in Evidence in any Trial to be had thereupon; and if any such Action or Suit shall be brought after the Time so limited for bringing the same, or the Venue shall be laid in any other County than as aforesaid, then and in every such Case, the Jury shall find for the Defendant or Defendants; or if the Plaintiff or Plaintiffs shall become nonsuit, or suffer a Discontinuance of his, her, or their Action or Actions, Suit or Suits, after the Defendant or Defendants shall have appeared, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if upon Demurrer or otherwise, Judgement shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Coits of Suit, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for Costs of Suit in any other Cases by Law.

Limitation of
Actions,

X. Saving always to the King's most Excellent Majesty, His Heirs and Successors, all such Estate, Right, Title, Interest, Claim, and Demand whatsoever of, in, to, out of, or in respect of the same Light House and Premises, and every or any Part thereof, or of, in, or to any Rent issuing out of, charged upon, or payable in respect of the same, as His Majesty had or might lawfully claim or demand before the passing of this Act, or as His Majesty, His Heirs or Successors, could or might have had, held, or enjoyed, in case this Act had not been made.

General
Saving.

Publick Act.

XI. And be it further enacted, That this Act shall be taken and allowed in all Courts of Law or Equity, as a publick Act; and all Judges and Justices are hereby required to take Notice thereof as such, without specially pleading the same.

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