



ANNO QUADRAGESIMO QUARTO

GEORGI III. REGIS.

Cap. 80.

An Act for enabling the Keepers and Governors of the Possessions, Revenues, and Goods of the Free Grammar School of *John Lyon*, within the Town of *Harrow on the Hill*, in the County of *Middlesex*, to pay the Rents and Profits of certain Lands bequeathed by the said *John Lyon*, for repairing the Road from *Harrow on the Hill* to *London*, to the Trustees acting in Execution of the several Acts for keeping the said Road in Repair.

[10th July 1804.]

WHEREAS by an Act, made in the Forty-third Year of King George the Third, intituled, *An Act for enabling the Keepers and Governors of the Possessions, Revenues, and Goods of the Free Grammar School of John Lyon, within the Town of Harrow on the Hill, in the County of Middlesex, to grant Building Leases of certain of the Grounds and Estates of the said John Lyon, the Keepers and Governors of the Possessions, Revenues, and Goods of the Free Grammar School of John Lyon, within the Town of Harrow upon the Hill, in the County of Middlesex, and their Successors, were enabled, by any Indenture or Indentures under the Corporate Seal of the said Keepers and Governors, to demise, lease, and to farm let, all or any Part of the Pieces or Parcels of* 43 G. 3.

[Loc. & Per.]

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Land,

Land, Tenements, Meadows, Pastures, Feedings, Woods, Underwoods, Hereditaments, and Premises, to them settled and assured by an Indenture bearing Date on or about the Nineteenth Day of *December* in the Twenty-fifth Year of the Reign of our late Lady Queen *Elizabeth*, and in the said recited Act set forth, for the Purpose of amending and repairing the Highway from the Town of *Harrow upon the Hill* unto the City of *London*, called *Harrow Way*, by *Harlstone* and *Paddington*, to such Person or Persons as they the said Keepers and Governors, and their Successors, should think proper, for any Term or Number of Years not exceeding Ninety-nine Years; and that every such Lease and Leases should commence from the Day next before the Day of the Date of such Lease or Leases, on the Terms, and subject to the Restrictions, Conditions, Provisoos, Rents, Reservations, and Covenants, in the said recited Act mentioned; and also to renew the same Lease or Leases, either by accepting a Surrender or Surrenders of the same, at any Time during the Term or Terms so to be granted, or upon or at the Expiration of such Lease or Leases so to be granted or thereafter to be granted; and the said Keepers and Governors and their Successors, were enabled to grant and give Licence unto any Person or Persons who should be willing to build upon the same Land and Premises, or any Part thereof, in the Manner by the Lease or respective Leases to be granted thereof, to be specified, with Liberty for the Lessee or Lessees to take down all or any Part or Parts of the Buildings standing upon the Premises in any such Lease or Leases to be respectively comprised, and to convert and dispose of the Materials thereof to such Uses and Purposes as should be therein mentioned and agreed upon; and that it should and might be lawful to and for the said Keepers and Governors and their Successors, to give and grant Licence to any Person or Persons to dig and take Brick Earth and Gravel from off the said demised Premises, under such Rates, Rents, and for such Term, as the said Keepers and Governors should find expedient and fitting, so as such Brick Earth and Gravel should not be dug or taken from any Part of the said Lands, but such only thereof as were or should be actually designed for the Purpose of Building, or to be laid to the Messuages or Buildings to be erected on the same, or used as Streets, Passages, Squares, Areas, or Highways; and the said Keepers and Governors, and their Successors, were enabled to lay out and appropriate, or grant Leave and Licence to the Lessee or Lessees thereof to lay out and appropriate, any Part of the Premises as or for a Garden or Gardens, or for building Offices, and for Court Yards and Areas to the Messuage or Messuages, which might be built upon the Premises, or as or for a Way or Ways, Passage or Passages, for the Use and Convenience of the Lessee or Lessees, or other Tenants or Occupiers of the Premises, or as publick Streets, Squares, Paths, and Passages; and the said Keepers and Governors were, by the said recited Act, directed to pay, defray, and discharge all the Costs, Charges, and Expences incident to and attending the applying for and obtaining and passing the said recited Act and of carrying the same into Execution, out of the Rents and Profits of such Lands and Premises, and to apply and dispose of the Remainder of such Rents and Profits to and for the Use, Intent, and Purpose of repairing and amending of the Highway from the said Town of *Harrow upon the Hill* unto the City of *London*, called *Harrow Way*, by *Harlstone* and *Paddington*, in Manner directed and mentioned in and by the said recited Indenture bearing Date on or about the Nineteenth Day of *December* in the Twenty-fifth Year of the Reign of Queen *Elizabeth*: And whereas

by an Act, made in the Seventh Year of the Reign of King George the First, intituled, *An Act for repairing the Road from Saint Giles's Pound to Kilburne Bridge, and for paving Oxford Road*; and by One other Act, made in the Eighth Year of the Reign of King George the Second, intituled, *An Act for enlarging the Term and Powers granted by an Act, passed in the Seventh Year of the Reign of His late Majesty King George the First, for repairing the Road from Saint Giles's Pound to Kilbourn Bridge in the County of Middlesex, and for paving that Part of the Road called Oxford Street*: And whereas by One other Act, made in the Twenty-ninth Year of the Reign of His said late Majesty King George the Second, intituled, *An Act to enable the respective Trustees of the Turnpike Roads leading to Highgate Gatehouse and Hampstead, and from Saint Giles's Pound to Kilbourn Bridge, in the County of Middlesex, to make a new Road from the great Northern Road at Islington to the Edgware Road near Paddington, and also from the North End of Portland Street, across the Farthing Pye House Fields, into the said new Road, and for enlarging the Terms and Powers granted by Two several Acts, for repairing the said Road from Saint Giles's Pound to Kilbourn Bridge*; and by One other Act, made in the Twenty-third Year of the Reign of His present Majesty, intituled, *An Act for enlarging the Term and Powers of Two Acts, made in the Seventh Year of King George the First, and the Eighth Year of King George the Second, for repairing the Road from Saint Giles's Pound to Kilburne Bridge, and for paving Oxford Road*; and also of an Act, made in the Twenty-ninth Year of King George the Second, to enable the respective Trustees of the Turnpike Roads leading to *Highgate Gatehouse and Hampstead, and from Saint Giles's Pound to Kilbourne*, to make a new Road from the great Northern Road at *Islington* to the *Edgware Road* near *Paddington*, so far as the same is by the said Act directed to be under the Management of the Trustees of the said Two first-mentioned Acts; certain Persons were appointed Trustees for repairing the said several Roads: And whereas so much of the Road by the said recited Act made in the Twenty-third Year of the Reign of His present Majesty, directed to be amended and kept in Repair, as leads from the Place where *Saint Giles's Pound* formerly stood, to the *Red Lyon* at *Paddington*, lies between the said Town of *Harrow upon the Hill* and the said City of *London*, and is Part of the Highway directed to be repaired and amended by the said Keepers and Governors by the said recited Indenture bearing Date on or about the Nineteenth Day of *December* in the Twenty-fifth Year of the Reign of *Queen Elizabeth*; and such Part of the said Road is of the Length of One Mile and Seven Furlongs and Fourteen Poles, or thereabouts: And whereas by an Act, made in the Forty-first Year of the Reign of His present Majesty, intituled, *An Act for amending, widening, improving, and keeping in Repair, the Road leading from Paddington to Harrow on the Hill in the County of Middlesex*, certain Persons were nominated and appointed Trustees for amending, widening, altering, improving, and keeping in Repair the said Road, and for otherwise carrying the said Act into Execution; it was by the said last recited Act (amongst other Things) enacted, That where any particular Part of the said Road, or any Bridge, Drain, or Sewer, being in and upon the said Road, which had been accustomed or ought to be repaired and maintained by any particular Person or Persons, Body Politick or Corporate, by reason of the Tenure of any Lands, Tenements, or Hereditaments, or otherwise, or by any County, or any Parish, Township, or Place therein, should from

Time

7 G. 1. c. 26.

8 G. 2. c. 8.

29 G. 2. c. 88.

23 G. 3. c. 110.

41 G. 3. c. 129.

Time to Time be maintained and kept in Repair by such Person or Persons, Body Corporate, or Politick, County, Parish, Township, or Place, and in such Manner as the same were respectively maintained and kept in Repair, before the passing the said Act: And it was further enacted, that all Lands, Tenements, or Hereditaments, which then were or thereafter should be liable to the amending any Part of the said Road, and all Owners, Occupiers, Grantees, Trustees, Leoffees, and Committees of any Lands, Tenements, Rents, and Annuities, or of any Sum or Sums of Money which had been given or were liable to the amending or maintaining any Part of the said Road, or any Bridge or Bridges, Causeway or Causeways, Sewer or Sewers, Drain or Drains therein, should still remain liable and chargeable to the Repairs thereof, in such Manner as they were before the passing of this Act: And whereas so much of the Road by the said recited Act made in the Forty-first Year of the Reign of His present Majesty, directed to be amended and kept in Repair, as lies between the *Red Lyon* at *Paddington* aforesaid, and the Church at the said Town of *Harrow upon the Hill*, is the remaining Part of the Highway, directed to be repaired and amended by the said Keepers and Governors by the said recited Indenture bearing Date on or about the Nineteenth Day of *December* in the Twenty-fifth Year of the Reign of Queen *Elizabeth*, and is of the Length of Nine Miles and Three Furlongs Twenty-one Poles and Five Yards and One Half, or thereabouts: And whereas it would enable the said Keepers and Governors to carry the Intent and Purposes of the said recited Act, made in the Forty-third Year of the Reign of His present Majesty, into better Effect, if they were enabled to pay the Rents and Profits of the Lands, Tenements, and Hereditaments, demised and leased by them by virtue of the said recited Acts, in certain Proportions, to the said respective Trustees, to be by them applied in like Manner and with the like Powers as the Tolls granted and made payable by virtue of the said several recited Acts made in the Seventh Year of the Reign of King *George* the First, and in the Eighth and Twenty-ninth Years of the Reign of King *George* the Second, and in the Forty-first Year of the Reign of His present Majesty, are directed to be applied; and if the Plans of the Buildings to be erected on such Lands and Grounds, and the Leases thereof, were submitted to the Inspection and Approbation of the said respective Trustees: But as such several Purposes cannot be effected without the Aid and 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, for and during the Continuance of the said recited Acts made in the Seventh Year of the Reign of King *George* the First, and in the Eighth and Twenty-ninth Years of the Reign of King *George* the Second, and in the Twenty-third Year of the Reign of his present Majesty, no such Lease of any such Lands and Premises shall be made or granted by the said Keepers and Governors, or their Successors, until a Plan or Scheme of the Building or Buildings intended to be erected on the said Lands and Premises shall have been prepared and laid before the Trustees appointed by or acting under and by virtue of the said recited Acts made in the Seventh Year of the Reign of King *George* the First, and in the Eighth and Twenty-ninth Years of the Reign of King *George* the Second, and in the Twenty-third Year of the Reign of His present Majesty, at some one of their Meetings to be holden

Plan of the
Buildings to
be approved
of by the
Trustees ac-
ing under
23 G. 3.

holden in pursuance of the said recited Acts; nor unless such Plan or Scheme shall be approved by the major Part of such Trustees present at such Meeting, and such Approval shall be ratified and confirmed by the Majority of such Trustees present at some subsequent Meeting to be holden in pursuance of the said recited Acts made in the Seventh Year of the Reign of King *George* the First, and in the Eighth and Twenty-ninth Years of the Reign of King *George* the Second, and in the Twenty-third Year of the Reign of His present Majesty.

II. Provided always, and be it enacted, That, for and during the Continuance of the said recited Act made in the Forty-first Year of the Reign of His present Majesty, no such Lease of such Lands and Premises to be made or granted by the said Keepers and Governors, or their Successors, shall be or be deemed to be good, valid, or effectual, save and except such Lease shall have been submitted to, and shall have received the Consent and Approbation of any Nine or more of the said Trustees acting in Execution of the said recited Act made in the Forty-first Year of the Reign of His present Majesty, and being also Keepers and Governors as aforesaid, such Trustees being assembled at some Meeting to be holden in pursuance thereof, and signifying such Consent and Approbation in Writing under their Hands.

Leases to be approved by the Trustees acting under 41 G. 3.

III. Provided always, and be it enacted, That all the Costs, Charges, and Expences incident to and attending the applying for and obtaining and passing this Act, and of carrying the same into Execution, as well on the Part of the said Keepers and Governors as of the said Trustees, shall in the first Place be paid, defrayed, and discharged by the said Keepers and Governors out of the Rents and Profits of such Lands and Premises received or to be received by the said Keepers and Governors; and the Remainder of such Rents and Profits shall from Time to Time be accounted for and paid over by the said Keepers and Governors, to the respective Trustees acting under the said recited Acts, or their respective Treasurers for the Time being, in the Proportions following; (that is to say), Two full and equal Eleventh Parts thereof, to the Trustees of the Roads from *Saint Giles's Pound* to *Kilbourn*, and Nine full and equal Eleventh Parts thereof, to the Trustees of the said Roads from *Paddington* to *Harrow*, to be by them from Time to Time applied in making, repairing, widening, altering improving, and keeping in Repair, the said Road leading from *Harrow* to *London*, and other the Purposes, Matters, and Things necessary to be done in the Execution of the said recited Acts, and in paying the Interest and Principal of any Money borrowed or to be borrowed by virtue thereof, and the Costs and Charges of making such Securities, and in all Respects in like Manner as the Tolls and Duties payable under and by virtue of the said Acts, are or may be liable to be paid and applied, and to no other Use or Purpose whatsoever.

For paying the Costs of the Act.

Rents and Profits to be paid to the Trustees in certain Proportions.

IV. And be it further enacted, That an Account or Accounts of the Rents and Profits of the said Lands, Hereditaments, and Premises, so settled and assured as aforesaid, and how and in what Manner the same shall have been paid, divided, and applied, shall be made up by the said Keepers and Governors, or their Clerk, to the Twenty-fifth Day of *March* in each and every Year, and such Account or Accounts shall, within Thirty Days next after the Twenty-fourth Day of *June* in each and every

Accounts of the Rents and Profits to be kept by the Keepers and Governors, and transmitted to the respective Trustees.

Year, be transmitted by them to the respective Clerks for the Time being of the said respective Trustees acting under the said several recited Acts; and every such Account shall be, by such last mentioned Clerks respectively, laid before their respective Trustees at the next Meeting of such Trustees respectively, after the same Accounts shall be so transmitted to him or them as aforesaid.

Trustees to
make up Ac-
counts of all
Monies re-
ceived by
them from
the Keepers
and Gover-
ors.

V. And be it further enacted, That an Account or Accounts of all Monies received in pursuance of this Act, and in what Manner such Monies have been disbursed or expended, shall be made up by the respective Clerks of the said Trustees appointed by or acting under the said recited Acts, to the said Twenty-fifth Day of *March* in each and every Year; and such respective Accounts shall, within Thirty Days from the said Twenty-fifth Day of *March*, be transmitted by them to the Clerk for the Time being to the said Keepers and Governors; and every such Account shall be by such Clerk laid before such Keepers and Governors for their Inspection.

to be
printed by
the King's
Printer.

VI. And be it further enacted, That this Act shall be printed by the Printer to the King's most Excellent Majesty, and when so printed may be given in Evidence in all Courts of Justice, and before all Justices and Judges whomsoever, who shall take judicial Notice thereof in like Manner as if the same had been declared to be a Publick Act.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1804.