



ANNO QUADRAGESIMO QUINTO

GEORGI II. REGIS.

Cap. 27.

An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, passed in the Second and Twenty-fourth Years of His present Majesty, for repairing the Roads from *Kirkby Steven High Lane Head*, in the County of *Westmorland*, through *Sedbergh* to *Greeta Bridge*, in the County Palatine of *Lancaster*, and other Roads therein mentioned in the said Counties, and in the County of *York*. [11th April 1805.]

WHEREAS an Act was passed in the Second Year of the Reign of His present Majesty King George the Third, intituled, *An Act for repairing and widening the Roads from Kirkby Steven High Lane Head, in the County of Westmorland, through Sedbergh, to Greeta Bridge, in the County Palatine of Lancaster; and from Bracken Bar Gate, near Askrigg, in the County of York, through Sedbergh to Kirkby Kendal; and also the Road from the Four Lane Ends, in Marthwaite, to the Turnpike Road on Grayrigg House, leading from Appleby to Kirkby Kendal, in the said County of Westmorland: And* whereas an Act was passed in the Twenty-fourth Year of the Reign of His said present Majesty, for reviving, continuing, and enlarging the Term and Powers of the said Act: And whereas great Progress hath been made

[Loc. & Per.] 6 M in

Acts further
continued.

in repairing and improving the said Roads, and several considerable Sums of Money have been borrowed, and are now due and owing on the Credit of the same, and of the Tolls authorized to be taken thereon, but the same Roads cannot be effectually amended and kept in Repair, nor the Money so borrowed be paid off, unless the Term of the said Acts be continued, and some of the Powers and Provisions thereof altered and amended; and it is necessary that the Toll granted and continued by the said Acts, between the Towns of *Kirkby in Kendal* and *Sedbergh*, should be increased; 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 Clauses, Powers, Provisions, Articles, Matters, and Things therein contained, (except such as relate to Exemptions from Stamp Duties, and such as are hereby varied, altered, or repealed) shall be and continue in full force and effect, and be executed for and during the Term herein-after mentioned, in as full, ample, and beneficial a Manner, to all Intents and Purposes, as if the same were repeated and re-enacted in the Body of this Act, but subject nevertheless to the Additions, Alterations, and Amendments herein contained, and which shall take effect from the Commencement of this Act; and this Act, and the additional Term, and the increased Toll hereby granted, shall be, and is and are hereby declared to be, subject and liable to the Payment of all Monies now due and owing upon the Credit or on account of the said Roads, or which shall or may hereafter be borrowed and become due on the Credit or on account of the same by virtue of the said Acts and this Act, and all Interest due and to become due for the same respectively.

For increasing
the Toll for
Horses, &c.
passing be-
tween *Kirkby*
in *Kendal* and
Sedbergh.

II. And be it further enacted, That the Clause in the said recited Act of the Second Year of the Reign of His present Majesty, limiting the Toll to be paid for each and every Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, passing between the said Towns of *Kirkby in Kendal* and *Sedbergh*, to One Penny, and no more, shall, on the Twelfth Day of *May* next, be and the same is hereby repealed; and that on and after the same Day the Toll or Sum of Two-pence (being the usual Toll upon other Parts of the said Roads) shall and may be taken for each and every such Horse, Mare, Gelding, Mule, or Ass, laden or unladen, and not drawing, passing between the Towns of *Kirkby in Kendal* and *Sedbergh* aforesaid.

For repealing
certain Ex-
emptions from
Toll.

III. And be it further enacted, That the Exemption contained in the said recited Act of the Second Year of the Reign of His present Majesty, of Coals, Wood, Heath, Furze, Ling, Turf, and Peat, for Fuel, from the Payment of Toll, shall be and the same is hereby repealed; and that all Waggon, Wain, Cart, or other Carriages, and all Horses or other Beasts, going empty or unladen for, or returning laden only with, or empty or unladen after having been laden only with Coals, Cinders, Wood, Heath, Furze, Ling, Turf, Peat, Flaws, or Sods, for Fuel, whether for or in the way of Trade or Merchandize, or for Hire or otherwise, shall be and the same are hereby enacted and declared to be liable to
the

the Payment of One Moiety or equal Half Part, and not more, of the several and respective Tolls and Sums of Money granted or made payable in and by the said recited Acts and this Act, or either of them, for or in respect of Waggons, Wains, Carts, and other Carriages, and Horses and other Beasts, drawn and passing upon the said Roads; but such Tolls for Coals, Cinders, Wood, Heath, Furze, Ling, Turf, Peat, Flaws, or Sods, for Fuel, shall be demanded and taken only at One Gate upon the said Roads on the same Day.

IV. And be it further enacted, That no Toll shall be demanded or taken for any Waggons, Wains, Carts, Carriages, or Horses, 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 of the said Roads, or any of the Roads in the Townships or Parishes in which any Part of such Roads doth lie; or Hay, Straw, or Corn in the Straw only, nor sold or disposed of, but passing to be laid up or placed in the Ourhouses, or in the Lands of the Owners thereof; or for any Waggons, Wains, Carts, Carriages, or Horses, employed 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, or any Lime, Mould, Dung, Soilage, Compost, or Manure, employed in Husbandry for manuring or improving Lands, or for any other Thing employed in the Cultivation of any Farm or Lands; or for any Horses or Cattle going to or returning from Pasture or Watering Places, or going to be or returning from being shod at any Smith's Shop within the Townships, Parishes, or Places, where the said Roads do respectively lie, not being above Two Miles distant from any Turnpike Gate upon the said Roads; or from any Person going to or returning from his proper Parochial Church, Chapel, or other Place of Religious Worship tolerated by Law, on a *Sunday*, or on 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 Parishes; or from any Clergyman going to or returning from visiting any sick Person, or upon 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; or for any Horses, Cattle, or Carriages, 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; or for any Horses, Carts, or Waggons, attending any Soldiers on their March or on Duty, or drawing any Carriage attending them with their Arms or Baggage; or for any Horse, Mare, or Gelding furnished by or for any Person belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise: Provided always, that such Persons are in the Uniform of their respective Corps, and have their Arms, Furniture, and Accoutrements according to the Regulations provided for such Corps respectively, at the Time of claiming such Exemption as aforesaid; or
for

Exemptions
from Toll.

for any Horses, Carts, or Waggon, employed in the Conveyance of Vagrants sent by legal Passes; or for any Horse, Cattle, or Beast, carrying any Passenger, or drawing any Coach, Landau, Berlin, Chariot, Calash, or Chair, going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the County of *Lancaster, York, or Westmorland*, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; and if any Person or Persons shall, in any fraudulent or collusive Manner whatsoever, claim and take the Benefit of any of the Exemptions by the said recited Acts or either of them, or this Act granted, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, One Moiety whereof shall go to the Informer, and the other Moiety shall be applied to the Purposes of this Act; any Thing contained in the said recited Acts, or either of them, to the contrary notwithstanding.

Repealing so much of the said Acts as requires the Surveyors of Highways to deliver in Lists of Persons liable to Statute Labour on said Roads.

V. Provided always, and be it further enacted, That so much of the said Acts or either of them as requires the Surveyors of the Highways for the respective Townships, Parishes, or Places wherein any Part of the said Roads do lie, at the first Meeting of the Trustees in every Year during the Continuance of the said Acts, to deliver in to the said Trustees at such Meeting, true and perfect Lists in Writing upon Oath, of the Names of the several Persons within each Township, Parish, or Place respectively obliged to do their Statute Work, and also the Statute Work that each such Person is liable to do in that Year; and the Forfeiture or Penalty for every Neglect or Refusal in doing so shall be and the same is and are hereby declared to be repealed.

Directing how the Surveyors in future shall deliver in Lists, &c.

VI. And be it further enacted, That the Surveyor or Surveyors of the Highways for the respective Townships, Parishes, or Places wherein any Part of the said Roads do lie, shall, by an Order in Writing, signed by any Two or more Justices of the Peace of the said respective Counties within their respective Jurisdictions, or on Notice in Writing signed by any Three or more of the said Trustees, and delivered to such Surveyors, or left at their last or usual respective Places of Abode, within Ten Days after the Receipt of such Order or Notice, deliver to the said Turnpike Surveyor or Surveyors true and perfect Lists in Writing of the Names of the several Persons who within such Township, Parish, or Place respectively, are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams or Draughts, or otherwise; and also the Amount of the respective Sums to be paid, which Lists 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 and effect for the Repairs of the Publick Highways, and which respective Lists, when so delivered in as aforesaid, shall be laid before such Two Justices as aforesaid, or before the said Trustees, or any Three or more of them, at their next Meeting, by the said Turnpike Surveyor or Surveyors; and such Two Justices or the said Trustees, or any Three or more of them, shall and may adjudge and determine what Part or Proportion of the said Statute Work shall every

every Year be done upon the said Roads by the Inhabitants of the respective Townships, Parishes, or Places in which the said Roads do lie, and also what Proportion of the Money received or to be received by the Surveyor or Surveyors of the Highways of every such Township, 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 their Surveyor or Surveyors; and the said Persons, so returned in such Lists as liable to do Statute Work on the said Roads, shall and are hereby required to do and perform such and so many Days Work in such Parts of the said Roads by the said recited Acts and this Act directed to be repaired, and lying within the Townships, Parishes, or Places in which such Inhabitants respectively shall live, and at such Times (not being Hay-time or Harvest), and on such Part or Parts of the Roads as the said Trustees or any Three or more of them shall direct and appoint, and the Surveyor or Surveyors of the Highways within the said respective Parishes, Townships, and Places for the Time being, within Ten Days after Notice shall be given to him or them by the said Turnpike Surveyor or Surveyors, of the Time or Times when and the Place or Places where such Persons respectively so chargeable as aforesaid, shall do such their respective Statute Labour in or upon the said Roads, shall summon or give publick Notice thereof to the said Person or Persons so chargeable as aforesaid; and if any of the said Surveyors of the said Highways, within any of the said several Parishes, Townships, or Places, shall refuse or neglect to do as they are hereby required and directed to do, he, she, or they, for every such Refusal or Neglect shall forfeit and pay any Sum not exceeding Five Pounds, together with the Costs and Charges of recovering the same; and the said respective Forfeitures or Penalties, and Costs and Charges, shall and may be levied and recovered by Distrels and Sale of the Offender's Goods and Chattels, by Warrant under the Hand and Seal or Hands and Seals of One or more Justice or Justices of the Peace for the County or Riding where such Offender or Offenders shall be or reside, which Warrant such Justice or Justices is and are hereby empowered and required to grant upon Confession of the Party, or upon the Testimony of One or more credible Witnesses upon Oath, which Oath such Justice or Justices is and are hereby required and empowered to administer.

VII. And be it further enacted, That each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice being given as aforesaid, shall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts, to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures as such Person or Persons may be subject or liable to by any Law or Statute in force or effect for the Repairs of the publick Highways; and if any Person who shall come to work as a Labourer, or shall be sent with any Team or Draught to work on the said Roads, shall be found idle or negligent by any Surveyor to the said Trustees, such Surveyor is hereby empowered to dismiss and discharge the Person who shall be found idle or negligent as aforesaid; and in that Case every such Person shall be subject and liable to the respective Forfeitures and Payments aforesaid, in like Manner as if he or she had neglected or refused to come, or such

Penalty on
Persons neg-
lecting to do
Statute Work,

[Loc. & Per.]

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Team

Team or Draught had not been sent to work on any Part of the said Roads; all which Forfeitures shall be paid to the Treasurer to the said Trustees, or their Surveyor or Surveyors, and shall be applied towards the Purposes of the said recited Acts and this Act.

Application of
Composition
Money, &c.

VIII. And be it further enacted, That the Proportion of the Money received or which ought to be received by the Surveyor or Surveyors of every such Township, Parish, or Place, in lieu of or as a Composition for such Statute Work as aforesaid, and adjudged and determined by such Two Justices as aforesaid, or by the said Trustees, or any Three or more of them, to be by the Surveyor or Surveyors of the Highways of such respective Parishes, Townships, and Places, paid to the said Trustees, or their Surveyor or Surveyors, shall be so paid to them or him at such Time or Times as such Two Justices as aforesaid, or as the said Trustees, or any Three or more of them shall direct or appoint, and in Default of Payment thereof, the same, together with all reasonable Costs and Charges of the Recovery thereof, shall and may from Time to Time be levied by the said Trustees, or any Three or more of them, or their said Surveyor or Surveyors, by Distress and Sale of the Goods and Chattels of the Surveyors of the respective Townships, Parishes, or Places, liable to the Payment thereof, by Warrant under the Hand and Seal, or Hands and Seals of One or more Justice or Justices of the Peace, in like Manner as the Composition Money is by the said first recited Act authorized or directed to be recovered.

Declaring the
Book contain-
ing the Ac-
counts of Mo-
nies, &c. and
the Orders of
the Trustees,
to be good
Evidence in
Actions and
Suits, &c.

IX. And be it further enacted, That the Book and Books containing the Accounts and Entries of the Monies already collected and received, laid out, expended, and paid, or hereafter to be collected and received, laid out, expended, and paid, and containing the Orders, Acts, Matters, Proceedings, and Things, done or which shall hereafter be done by the said Trustees, by virtue and in Execution of the Powers by the said recited Acts given to them, being signed by the said Trustees, or a competent Number of them, shall and may be produced and read in Evidence in all Cases of Appeals, Suits, or Actions, touching or concerning any Thing done or to be done in pursuance and by Authority of the said Acts and this Act, or any or either of them.

The Trustees
not compelled
to settle their
Accounts, &c.
more than
once a Year,
&c.

X. And be it further enacted, That the said Trustees shall not be required or obliged to settle and audit the Accounts of Money received and paid under the said recited Acts and this Act more than once in any One Year, any Thing in the said Acts or either of them contained to the contrary notwithstanding; and that such annual Settlement and Audit of the said Accounts shall take place and be made at the first Meeting of the said Trustees, which shall be held yearly after the Feast of *Saint John* the Baptist.

Directing the
Application of
Money paid
for Compen-
sation for
Lands, &c.
when amount-

XI. 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 Acts or this Act for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity,

capacity, as in the said first recited Act particularly 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 Privy of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing the said Acts and this Act, to the Intent that such Money shall be applied, 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 and 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 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 Lands, Tenements, or Hereditaments, which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as, at the Time of making such Conveyance and Settlement, shall be existing, undetermined, and capable of taking Effect; and in the mean Time, and until such Purchase shall be made, the said Money shall, by Order of the said 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, or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

ing to or exceeding 200 l. into Chancery, for the Owners by Petition.

XII. 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, in the Name and with the Privy of the said Accountant General of the High Court of Chancery; and be placed to his Account

Where less than 200 l. and exceeding 20 l. Do or to Two Trustees, &c.

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 said Trustees (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 and Approbation of the said Court of Chancery.

Where less than 20 l. to Persons appointed by Three Trustees.

XIII. Provided also, and be it further enacted, That where such Money, so agreed or awarded to be paid as next 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 Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of the said Acts and this Act, in such Manner as the said Trustees, or any Three 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;

or if Persons cannot be found, Purchase Money to be paid into the Bank;

subject to the Order of the Court of Chancery, on Motion or Petition.

XIV. 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 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 and may be lawful to and for the said Trustees, or any Three or more of them, 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 said Accountant General, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court of Chancery; which said Court of Chancery, 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 of Money into the Bank as aforesaid.

XV. And

XV. 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 said Accountant General, in pursuance of the said recited Acts or 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 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 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.

Where any Question shall arise touching the Title to Money to be paid, the Person who shall be in Possession, &c. shall be deemed entitled thereto.

XVI. Provided always, 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 Acts or 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 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 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, or any Three or more of them, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

The Court may order reasonable Expences of Purchases to be paid by the Corporation.

XVII. And be it further enacted, That all the Charges and Expences of or incident to the obtaining and passing of this Act shall be paid by the said Trustees, or any Five or more of them, out of any Money already raised by virtue of the said Acts or either of them, or out of the first Monies to arise by virtue of the said Acts and this Act, in preference to all other Payments whatsoever.

For paying the Expences of the Act.

XVIII. 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 Intreated.

Declaring the Act publick.

XIX. And be it further enacted, That the Term granted, revived, and continued by the said recited Acts, shall, upon the passing of this

Fixing the Term and Continuance of the Act.

this Act, cease and determine; and that the said Acts (subject as herein-before mentioned) 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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