



ANNO QUADRAGESIMO SEXTO

GEORGI III. REGIS.

Cap. 99.

An Act for continuing the Term, and altering and enlarging the Powers of Two Acts, passed in the Second and Twenty-sixth Years of His present Majesty, for repairing the Roads from a certain Bridge called *James Deeping Stone Bridge*, to *Peter's Gate*, in *Stamford* in the County of *Lincoln*, and from thence to the South End of the Town of *Morcot* in the County of *Rutland*.

[3d July 1806.]

WHEREAS an Act was passed in the Second Year of the Reign 2 G. 3. c. 71. of His present Majesty, for repairing and widening the Roads from a certain Bridge called *James Deeping Stone Bridge*, to *Peter's Gate* in *Stamford* in the County of *Lincoln*, and from thence to the South End of the Town of *Morcot* in the County of *Rutland*: And whereas 26 G. 3. c. 159. an Act was passed in the Twenty-sixth Year of His said Majesty's Reign, for reviving, continuing, and enlarging the Term and Powers of the said Act: And whereas the Trustees appointed in or by virtue of the said Acts have proceeded to put the same in Execution, for which Purpose they have borrowed several considerable Sums of Money on the Credit of the Tolls granted and continued by the said Acts, which still remain due and owing, and cannot be paid off, nor can the Roads comprized in the said Acts be properly amended, widened, improved, and kept in Repair, unless

[*Loc. & Per.*] 22 S

The said Acts
further con-
tinued.

unless the Term granted and continued by the said Acts is further continued, and some of the Powers and Provisions thereof altered, amended, and enlarged; and it is hereby enacted, That the Tolls granted by the said first recited Act should be increased: ~~That it may be enacted, and it is 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 Acts, passed in the Second and Twenty-sixth Years of the Reign of His said present Majesty, and all and every the Clauses, Powers, Authorities, Provisions, Regulations, Penalties, Forfeitures, Matters, and Things therein respectively contained, (except such as relate to Exemptions from Stamp Duties, and also except so much and such Part or Parts thereof as are by this Act repealed,) shall be and continue in full Force and Effect, and shall be executed for and during the Term herein-after mentioned, as fully and effectually, to all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 Amendments, Variations, Alterations, and Additions herein contained, and which (except the Tolls herein-after granted) shall commence and take Effect from the passing of this Act; and this Act, and the additional Term and Tolls hereby granted, shall be subject and liable as well to the Payment of all Money now due and ~~owing on the Credit of the said Acts, or on the Credit of the Tolls thereby~~ granted and continued, and now payable at the several Gates or Turnpikes now erected or hereafter to be erected on the said Roads, as also to the Payment of all Sums of Money which shall hereafter be borrowed for the Purposes of this Act, and of the Interest due and to grow due for the same respectively.~~

For repeal-
ing former
Tolls and
granting new
Tolls.

And whereas the Tolls granted and continued by the said Acts have been found insufficient, be it therefore enacted, That, from and after the Twenty-ninth Day of September next after the passing this Act, the said Tolls shall be and the same are hereby repealed; and that instead thereof there shall be demanded and taken, before any Horse, Beast, or other Cattle, Coach, Waggon, or other Carriage, shall be permitted to pass through any Gate or Turnpike now erected or hereafter to be erected on the said Roads, or on any Part thereof, such Tolls as the said Trustees, or any Seven or more of them, shall from Time to Time appoint, not exceeding the several and respective Sums herein-after mentioned; (that is to say)

Tolls.

For every Coach, Chariot, Calash, Chaise, or other such Carriage, drawn by Six Horses, or other Beasts of Draught, the Sum of Two Shillings.

For every Coach, Chariot, Calash, Chaise, Chair, or other such Carriage, drawn by Four Horses, the Sum of One Shilling and Three-pence.

For every Four-wheeled Coach, Chariot, Calash, Chaise, Chair, or other such Carriage, drawn by Three Horses, the Sum of One Shilling; and by Two Horses the Sum of Nine-pence:

For every Two-wheeled Chaise, Chair, or other such Carriage, drawn by Two Horses, the Sum of Nine-pence:

For every Two-wheeled Chaise, Chair, or other such Carriage, drawn by One Horse, the Sum of Six-pence:

For every Horse, Mare, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny and One Half-penny:

For every Waggon, or other such Four-wheeled Carriage, having the Wheels of the Breadth of Six Inches or more, the Sum of Three-pence for each Horse, or other Beast of Draught drawing the same:

For every Waggon, or other such Four-wheeled Carriage, the Wheels of which shall be less than Six Inches in Breadth, the Sum of One Shilling and Sixpence:

For every Cart, or other such Two-wheeled Carriage, drawn by Two Horses, or other Beasts of Draught, the Sum of Nine-pence; and drawn by One Horse, or other Beast of Draught, the Sum of Sixpence:

For every Drove of Oxen, Cows, or Neat Cattle, the Sum of Ten-pence *per* Score; and so in Proportion for any greater or less Number: And,

For every Drove of Calves, Hogs, Sheep, or Lambs, the Sum of Five-pence *per* Score; and so in Proportion for any greater or less Number.

Which said several and respective Tolls hereby granted shall be and the same are hereby vested in the Trustees for executing the said Acts and this Act; and the same and every Part thereof shall be collected, recovered, levied, paid, applied, assigned, and disposed of, in such and the same Manner, and by such and the same Ways and Means, and with such Powers, Provisions, Remedies, and Restrictions, as are contained in the said recited Acts, or either of them, respecting the Tolls thereby authorized to be taken.

III. And be it further enacted, That the said Trustees, or any Seven or more of them, at any General annual Meeting, may and they are hereby authorized and empowered to lessen or reduce all or any of the Tolls hereby granted, and to order such Tolls so lessened or reduced to be collected and received in such Manner, Parts, and Proportions, as they shall think fit, so that such Reduction be no Prejudice to and be with the Consent of Five Sixth Parts in Value of the several Persons who shall have advanced any Money on the Credit of the said Tolls at the Time of making such Reduction; and the said Trustees, or any Seven or more of them, may and they are hereby authorized and empowered to raise the said Tolls again, or any Part thereof, so that the same do not exceed the respective Tolls herein-before granted, and such Tolls so reduced and raised again respectively shall be collected, recovered, and applied in such and the same Manner as the Tolls by this Act granted are directed to be collected, recovered, and applied.

Power to reduce the Tolls and raise them again if necessary.

IV. And be it further enacted, That, from and after the passing of this Act, all the Exemptions granted and continued by the said recited Acts shall cease and determine, and that no Toll shall be demanded or taken for any Waggon, Wain, Cart, Carriage, or Horse 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, 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, not sold or disposed of, but passing to be laid up or placed in the Outhouses, or on the Lands of the Owners thereof; or for any Waggon,

General Exemptions.

gons, Hains, 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, of any Mould, Dung, Compost, or Manure employed in Husbandry for manuring or improving Lands, or for any other Thing employed in the Management 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 or farried; 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 Parishes in which the said Roads lie; 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 whatsoever 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 upon 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 Persons belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them, in going to or returning from the Place of Exercise, provided 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 any Horses, Carts, or Waggons employed in the Conveyance of Vagrants sent by legal Passes; or for any Horse, Cattle, or Beast, drawing any Coach, Landau, Berlin, Chariot, Calash, Chair, or Passenger on Horseback, going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the said County of *Lincoln* or *Rutland*, 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 aforesaid, not being entitled to the same, every such Person shall forfeit and pay for every such Offence any Sum not exceeding Forty Shillings, One Moiety whereof shall go to the Informer, and the other Moiety shall be applied to the Purposes of the said Acts and this Act.

Uffington
Road may be
varied.

V. And whereas Part of the said Roads in the Parish of *Uffington* divides or intersects certain ancient Inclosures belonging to the most Noble *Brownlow Duke of Ancaster and Kesteven*, called the *Pump Close*, the *Farm Yard*, and the *Hackney Close*, from the Mansion House and Premises of the said Duke, and if so much of the said Road as so intersects the said Premises was stopped up, and the Road carried in the Direction herein-after mentioned, it would be of great Advantage to the said Duke, and no Detriment or Inconvenience to the Inhabitants of the said Parish of *Uffington* in particular, or to the Publick; be it therefore enacted, That it shall and may be lawful to and for the said Duke of *Ancaster and Kesteven*,

Kesteven, his Heirs or Assigns, or the Person or Persons who for the Time being shall be entitled to and in Possession of the Manor, Mansion House, and Estates at *Uffington* aforesaid, now belonging to the said Duke, at any Time or Times after the passing of this Act, at his and their own Costs and Charges, to alter, vary, and divert the Turnpike Road now leading through the Town of *Uffington* aforesaid towards *Deeping*, by continuing the same at the North-West Corner of the said Pump Close from a House in the Tenure of *Robert Hunt*, in a strait or nearly strait Line along the publick Street of *Uffington* aforesaid, to a Cottage and Premises in the Tenure of *Charles Hubbard*, and from thence in a South-eastwardly Direction over and across the East End of the said Close called *Hackney Close*, and Lands of the said Duke in the Tenure of the said *Charles Hubbard*, till it joins the present Turnpike Road at the East End of the Avenue in *Uffington* aforesaid, and that the said Road when so varied and turned, and made fit for the Use of the Publick, shall be deemed and taken to be a publick Highway to all Intents and Purposes whatsoever, and shall after the first forming and making thereof be repaired and kept in Repair in the same Manner, and the same Tolls shall be taken for passing along the same, as is and are directed to be done and authorized to be taken in and by the said recited Acts and this Act, as to the said Road now leading through the Town of *Uffington* aforesaid; and that when the said Road shall be so varied and turned, and made fit for the Use of the Publick as aforesaid to the Satisfaction of the said Trustees, or any Five or more of them, to be signified by Writing under their Hands, at any Meeting held in pursuance of the herein-before recited Acts or this Act, the said Road now leading through the Town of *Uffington* aforesaid, from the North-West Corner of the said Close called *Pump Close*, to the End of the Avenue adjoining the said new-intended Road, shall cease to be a publick Highway, and shall become the Property of the said Duke, his Heirs or Assigns, or the Person or Persons entitled to the said Manor and Estates in *Uffington* aforesaid; but that in the mean Time, and until such Road shall be varied, turned, and made fit for the Use of the Publick, to the Satisfaction of the said Trustees as aforesaid, the present Road leading through the Town of *Uffington* aforesaid shall continue to be a publick Highway, and shall be used and kept in Repair in the same Manner as heretofore, and shall be subject to all the Provisoes and Clauses contained in the said recited Acts where the same are not hereby altered or repealed, and to the Provisoes and Clauses in this present Act.

VI. And be it further enacted, That all Persons who by Law are or shall be liable to do Statute Work, or are or shall be chargeable towards repairing and amending the Roads comprized in the said Acts, or any Part thereof, shall still remain liable thereto in like Manner as heretofore; and it shall be lawful for any Two or more Justices of the Peace for the County in which the said Roads lie, and they are hereby required and empowered, upon Application made to them by the said Trustees, or any Five or more of them, or by their Treasurer, Clerk, Surveyor, or by their Order yearly, to adjudge and determine what Part or Proportion of the Statute Work shall every Year be done upon the said Roads by the Inhabitants of the respective Parishes or Places in which the said Roads lie; and also what Proportion of the Money received by the Surveyor or Surveyors of the Highways of every such Parish or Place, in lieu of, or as a Composition for such Statute Work as aforesaid, shall be by him, her, or them paid to the said Trustees,

[*Lac. & Per.*]

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of

Statute
Labour.

or to their Treasurer or Treasurers; and in order thereunto, it shall be lawful for such Justices from Time to Time to summon the Surveyor or Surveyors of the Highways of every such Parish or Place to bring in Lists before such Justices, at some Place to be expressed in such Summons, (within Ten Days after the serving of such Summons,) of the Names of the several Persons who within such Parish or Place are by Law subject and liable to do Statute Work for that Year, or to the Payment of any Money in lieu of or as a Composition for such Statute Work, distinguishing the Nature of the Work to be done, whether with Teams 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 out of such Lists the said Justices shall and may allot, appoint, and order, such and so many of the Persons who shall appear subject and liable to Statute Work as aforesaid, to do such Number of Days Statute Work in every Year upon the said Roads as the said Justices shall think reasonable, and the same shall be done at such Days and at such Times (not being Hay-time or Harvest), and in such Parts of the said Roads, as the said Trustees or their Surveyor or Surveyors shall from Time to Time order, direct, and appoint; and the said Justices shall and may also order and direct the Persons who by such Lists shall appear to be subject and liable to the Payment of any Money in lieu of or as a Composition for Statute Work, as aforesaid, to pay such Proportion thereof as the said Justices shall think proper to the said Trustees or their Treasurer, at such Time or Times as the said Justices shall direct; and in Default of Payment thereof the same shall and may be recovered by Distress and Sale of the Goods and Chattels of the respective Persons liable to the Payment thereof, in like Manner as any Penalty is by the said Acts authorized or directed to be recovered; and each and every Person who shall neglect or refuse to do such Statute Work as aforesaid, after Notice in Writing given to or left for him, her, or them, at his, her, or their usual Place or Places of Abode for that Purpose, by any Surveyor to the said Trustees, shall for every Day of his, her, or their Default, or the Default of any Labourer or Labourers, Team or Teams, Draught or Draughts, Horse or Horses, Beast or Beasts, to be provided by him, her, or them, be subject and liable to such Pains, Penalties, and Forfeitures as such Person or Persons may be subject or liable to by any Law or Statute in force or effect for the Repair of the publick Highways; and if any Person who shall come to work as a Labourer, or 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 remove and dismiss 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 as aforesaid, as if he had neglected or refused to come, or such Team or Draught had not been sent to work on any Part of the said Roads, all which Forfeitures shall be paid to the Treasurer to the said Trustees, and applied towards amending the said Roads; and in case the said Surveyor or Surveyors of the Highways for any of the said Parishes or Places shall refuse or wilfully neglect to give in such Lists as aforesaid, or shall knowingly and wilfully give in false and imperfect Lists; every such Surveyor so offending shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings.

VII. And be it further enacted, That if any Money shall be paid, or agreed or awarded to be paid for the Purchase of any Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers of the said Acts and this Act, for the Purposes thereof, which shall belong to any Body Politick, Corporate, or Collegiate, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on Behalf of any Infant, Lunatick, Idiot, Feme Covert, or other Cestuique Trust, or to any Person whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall amount to the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *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, Tenements, and Hereditaments, in the Purchase or Redemption of the Land Tax, or 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, 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, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the mean Time and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments to be purchased by virtue of the said recited Acts and this Act, in case such Purchase or Settlement were made.

Application of Compensation if amounting to 200l.

VIII. 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 any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or be equal to 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,

Application of Compensation if less than 200l. and exceeding 20l.

or

or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Idiocy, or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank of *England*, in the Name and with the Privy of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner 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 Five of the Trustees for executing the said recited Acts and 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 Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction and Approbation of the Court of Chancery.

Application
of Compen-
sation if less
than 20 l,

IX. Provided also, and be it 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 recited Acts and this Act, in such Manner as the said Trustees shall think fit; or in case of Infancy, Idiocy, or Lunacy, then such Money shall be paid 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.

X. 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 Acts and 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 any Five or more of them; 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 Five 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 Privy of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments [*describing them*], subject to the Order, 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

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.

XI. 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 Court of Chancery, 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 of the said recited Acts and this Act, 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 the Money to be paid, the Persons who shall be in Possession of the Land at the Time of such Purchase shall be deemed entitled thereunto according to such Possession, unless, &c.

XII. 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 recited Acts and this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments to be settled to the like Uses in pursuance of the said recited Acts and this Act, it shall and may be lawful to and for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of the said Acts and this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Trustees out of the Monies to be received by virtue of the said Acts and this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

The Court of Chancery may order reasonable Expences of Purchases to be paid by the Trustees,

XIII. And be it further enacted, That all the Charges and Expences incident to and attending the obtaining and passing of this Act shall be defrayed out of the Monies already received, or the first Monies which shall arise or be received by virtue of the said Acts or of this Act, in preference to all other Payments whatsoever.

For paying the Expences of this Act.

XIV. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

Publick Act.

Commerce.
ment and
Duration of
this Act.

XV. And be it further enacted, That this Act shall commence upon the passing thereof, and shall continue and be in force, and be executed for and during the Residue now to come and unexpired of the Term granted and continued by the said Acts, and from the Expiration thereof for and during the further Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

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