



ANNO QUINQUAGESIMO

# GEORGH III. REGIS.

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## Cap. 109.

An Act for vesting a Messuage and Premises near *Liverpool*, in the County of *Lancaster*, devised by the Will of *John Sparling* Esquire deceased, in Trustees in Trust to sell the same, and to lay out the Monies thence arising in the Purchase of other Estates. [18th May 1810.]

WHEREAS *John Sparling*, late of *Liverpool* in the County of *Lancaster*, Esquire, by his Will, dated the Fifth Day of *December* One thousand seven hundred and ninety-six, appointed *Edward Chaffers* and *John Bolton*, Merchants, and their Executors and Administrators, his Trustees and Executors as to all his Estates and Property whatsoever in *England*, and elsewhere than in *America*, and devised to the said *Edward Chaffers* and *John Bolton*, their Heirs, Executors, and Administrators, his House, with all his Buildings, Warehouses, and Premises, and their Appurtenances in and near *Duke Street*, in *Liverpool*, and his House then building at *Saint Domingo*, in the Township of *Everton*, in the said County, with all the Out-Buildings, Gardens, and Lands, with the Appurtenances, and all his Lands and Hereditaments, with the Appurtenances in the Township of *Everton* aforesaid, for and during all his Estate, Term and Interest therein respectively, in Trust, that they, or the Survivor of them, his Executors or Administrators, should let or lease the said Houses and Premises in *Liverpool* and *Everton* respectively, for any Term or Terms not exceeding such Time as his Son *William Sparling* would, if he lived so long, attain the Age of Twenty-five Years, or such Time as he would have attained that Age, had he

Will of John Sparling, 5th December 1796.

[Loc & Per.]

lived

lived so long, the said Trustees and Executors in such letting or leasing the said *Saint Domingo* House and Premises, giving a Preference to any sufficient Tenant of the Name of *Sparling*, and being particularly attentive to restrain, as they should be advised, was most effectual, the Lessee thereof, from cutting or suffering to be cut, any Timber or Wood, and from any way injuring or defacing any Part of the Buildings, Gardens, Lawn, or Premises; and the said Testator willed and directed that the Rents and Profits to be reserved upon such Lease or Leases, should be in Trust for his said Son, or in case of his Death under Twenty-five, of the Person or Persons who should be next in Remainder beneficially entitled to the Premises for the Time being under his said Will; and the said Testator thereby gave and devised all his Messuages, Buildings, Lands and Hereditaments, as well Freehold as Copyhold and Customary, and of what Natures or Tenures soever in the County of *York*, and his Manor of *Petton*, and his Messuages, Buildings, Lands and Hereditaments, as well Freehold as Copyhold and Customary, and of what Natures or Tenures soever in the County of *Salop* respectively, subject as therein mentioned to the said *Edward Chaffers* and *John Bolton*, and their Heirs, Executors, Administrators, and Assigns for ever, or for and during all his Estate and Interest therein respectively, to the Use of, or in Trust for his said only Son *William Sparling*, for his natural Life, without Impeachment of Waste, except in felling Timber or Wood in the said *Shropshire* Estate, further than for necessary Repairs and Botes for the Use of that Estate, determinable, nevertheless, on the Breach of any of the Conditions thereafter mentioned, which Conditions were, that his said Son should not marry any Woman under his Age of Twenty-five Years, without the previous Consent, in Writing, of the said Trustees and Executors, or the Survivor of them, or his Executors for that Purpose first had; and that his said Son should not ever marry a Person of any of the following Descriptions, (that is to say,) a Native of *North Britain* or *Ireland*, or a Roman Catholic, or a Protestant Dissenter, but he thereby restrained him from so doing; and immediately after the Determination of that Estate, by his said Son's breaking any of the said Conditions, to the Use of the same Trustees *Edward Chaffers* and *John Bolton*, and their Heirs, Executors, and Administrators, subject as aforesaid, for and during the natural Life of his said Son, for and upon the several Trusts and Intents therein and hereinafter mentioned, (that is to say), to stand seised or possessed for the then Residue of the natural Life of his said Son, of One undivided Moiety of the said Manor and Premises in *Shropshire*, and of the said Premises in *Yorkshire*, in Trust, or for the Benefit of his said Son, subject to One equal Moiety of the Charges thereby created, and of the other undivided Moiety of all the said Premises in both the said Counties, subject to the other Moiety of the said Charges for the Person and Persons next and successively in Remainder, and in Order, as they were respectively beneficially entitled, under that his said Will, and for the several and respective Estates thereafter limited to them respectively, without Impeachment of Waste, except as aforesaid; and from and immediately after the Determination of the Estate for Life, thereinbefore given to his said Son, in the whole, or an undivided Moiety of the said Manor and Premises in *Shropshire*, and the said Premises in *Yorkshire*, as the Case should happen by Forfeiture or otherwise, during the Life of his said Son, to the Use of the same Trustees and their Heirs, for the Life of his said Son, in Trust, to preserve contingent Remainders; and after the Death

of

of his said Son, subject also to the Powers of jointuring such Woman and Women successively, not of any of the Descriptions whom he was thereinbefore restrained from marrying, as he should marry successively, and portioning his younger Children, as were thereafter given him, as to the whole of the said Manor and Premises in *Shropshire*, and Premises in *Yorkshire*, on the Condition thereafter mentioned, to the Use of the First and other Sons of his said Son successively, in Tail Male: Remainder to the Use of the Testator's eldest Daughter, *Elizabeth Mathew*, therein called *Elizabeth Matthews*, and *Abednego*, her Husband, for their joint Lives, and the Life of the Survivor of them; Remainder to the Use of the same Trustees and their Heirs, during the joint Lives of the same *Elizabeth* and *Abednego*, and the Life of the Survivor of them, in Trust, to preserve the contingent Remainders, provided that the said *Abednego* and *Elizabeth*, after they, or either of them, should come into Possession of the said devised Premises, or any Part thereof, should, without Delay by lawful Authority, take and Use the Name of *Sparling*, which the said Testator willed that they should use for their Lives and the Life of the Survivor of them; and after the Death of the same *Abednego*, in case the said *Elizabeth* should survive him, and should afterwards marry any Person or Persons successively, then living, or who should be born in the said Testator's Life-time, not of any of the Description of Persons whom his Son was thereinbefore restrained from marrying, to the Use of such after-taken Husband and Husbands successively, of the same *Elizabeth* his Daughter, for his and their respective Life and Lives, without Impeachment of Waste except as aforesaid, he or they so as aforesaid taking and using the Name of *Sparling*; Remainder to the same Trustees and their Heirs, during the Life and successive Lives of such after-taken Husband or Husbands of the same *Elizabeth*, in Trust, to preserve contingent Remainders; Remainder to the Use of the First and other Sons of the said Testator's said Daughter *Elizabeth*, he and they, so as aforesaid, taking and using the Name of *Sparling* successively, in Tail Male; Remainder to the Use of the said Testator's other Daughter, *Anne Hopper* and *John Thomas Hendry Hopper* her Husband, for their joint Lives, and the Life of the Survivor of them, without Impeachment of Waste, except as aforesaid; Remainder to the Use of the same Trustees and their Heirs, during the joint natural Lives of the said *Anne* and *John Thomas Hendry Hopper*, and the Survivor of them, in Trust, to preserve contingent Remainders; and if the said *Anne* should survive the said *John Thomas Hendry*, and should afterwards take to her Husband or Husbands successively, any Person or Persons then in being, or who should be born in the Life-time of the said Testator, not of any of the Descriptions aforesaid, to the Use of such her after-taken Husband and Husbands successively, for his and their respective Life and Lives; Remainder to the Use of the same Trustees and their Heirs, during the Life and Lives of such her after-taken Husband and Husbands successively as aforesaid, in Trust, to preserve contingent Remainders; Remainder to the Use of the First and other Sons of his (the Testator's) said Daughter *Anne*, he and they, so as aforesaid, taking and for Life using the Name of *Sparling* successively, in Tail-Male; Remainder to the Use of the eldest and every other Daughter so as aforesaid, taking and using the Name of *Sparling* of his said Daughter *Elizabeth* successively, in Tail-Male, such Daughter's Husband and successive Husbands, for the Time being, who the Testator willed should take an Estate for his own Life in the said Manor, and all the Premises in both the said Counties, without

without Waste (except as aforesaid) so as aforesaid, taking and using the Name of *Sparling*, and for Default of such Issue, to the Use of the eldest and every other Daughter so as aforesaid, taking and using the Name of *Sparling*, of his said Daughter *Anne* successively, in Tail-Male, (such Daughter's Husband and successive Husbands, for the Time being, who the Testator willed should take a Life Estate therein, in like Manner so as aforesaid, taking and using the Name of *Sparling*;) and in Default of such Issue, to the right Heirs of the Name of *Sparling*, of him the said Testator for ever, with Power for the said *William Sparling*, to charge the said Estate in *Shropshire*, with a Jointure or Jointures for the Benefit of any Wife or Wives he might happen to marry, not being within the Descriptions aforesaid, and to charge the said Estate in *Yorkshire*, with a certain Sum or Sums of Money, by Way of Portions for younger Children, as in the said Will particularly mentioned; and as to the said Testator's House then building, and the Out-buildings, Garden, and Lawn, at *Saint Domingo* aforesaid, with their several Appurtenances, containing Twenty-three Statute Acres, or thereabouts, in Trust, that his said English Executors, their Executors, Administrators, and Assigns, should permit and suffer his said Son *William Sparling*, from and after his Attainment to the Age of Twenty-five Years, to possess and enjoy the same for and during such Part of the then Residue of the Term of One thousand Years, as he the said Testator was entitled to therein, as his said Son should live without Impeachment of Waste, except in cutting Timber or Wood, or suffering any of the Trees to go to Decay, without planting others in their Stead without Delay; and in the mean Time, until he should attain that Age, in Trust, if a proper Tenant could not be by his Executors met with, and until such could be met with, to keep the same House, Gardens, Lawn, and Buildings, with their Appurtenances, in Repair, and in good Order and Condition in every Respect, out of the Residue of the said Testator's personal Estate or Rents, of his real Estate; and from and after the Death of his said Son, in Trust, that his (the Testator's) same Executors, their Executors, Administrators, and Assigns, should permit and suffer the same Premises to be enjoyed, or the Rents and Profits thereof received for and during so much of the Residue of the said Term of One thousand Years, as should elapse during the respective natural Lives of the several Persons to whom Estates for Life, in the said Manor and Premises in *Shropshire*, and the said Premises in *Yorkshire*, were therein before successively beneficially limited or devised in Remainder, after the Death of his said Son, by the same Persons successively, for their own respective Uses, as and in Order as the same respective Remainders should fall into Possession; and when any of the Estates Tail therein-before limited or devised in the said Manor and Premises in *Shropshire*, and the said Premises in *Yorkshire*, should come into Possession, and such Tenant in Tail thereof, should attain the Age of Twenty-one Years, in Trust, on such Attainment, to assign the said House, Outbuildings, Gardens, and Lawn at *Saint Domingo*, with their Appurtenances, to such of the said Tenants in Tail, as should first attain the Age of Twenty-one Years, his or her Executors, Administrators, and Assigns, for all the then Residue of the said Term of One thousand Years, for his or her own Use and Benefit; and the said Testator thereby declared, that the Limitations aforesaid of the said new House, Outbuildings, Gardens, and Lawn at *Saint Domingo* aforesaid, to his said Son, and to the several Persons in Remainder, after his Death, were by him made on the express Condition  
that

that his said Son, or any of those Persons, should not ever lease the same Premises, or any Part thereof, for any Term or Time longer than Seven Years in Possession, and that a Preference in leasing thereof should be always given to any sufficient Tenant of the Name of *Sparling*, and that in each such Lease, and in every letting thereof, every Lessee and Tenant should be restrained in an effectual Manner, and on Pain of immediately forfeiting his or her Term or Interest therein, from cutting or suffering to be cut down any Timber or Wood upon, or any Way injuring or defacing any Part of the Premises; and on Breach of that Condition, or any Part thereof, the Estate, Term, Interest, and Possession of the Tenant or Tenants for Life, breaking the same, or any Part thereof, should immediately cease, and the Premises should go over to the Person or Persons next in Remainder: And whereas, the said *John Sparling* on the Twenty-fourth Day of *January*, One thousand seven hundred and ninety-nine, duly republished his said Will, and departed this Life on the Fifth Day of *April* One thousand eight hundred, leaving the said *William Sparling*, his only Son and Heir at Law, him surviving, and Probate of the said Will, as to all the personal Estate and Property of the said Testator in *England*, was duly granted to the said *Edward Chaffers* and *John Bolton*, out of the Prerogative Court of the Archbishop of *Canterbury*, on the Twenty-first Day of *May* in the same Year One thousand eight hundred: And whereas, the said *William Sparling* attained his Age of Twenty-five Years on the Thirtieth Day of *September*, One thousand eight hundred and two, and hath since intermarried with *Emma Elizabeth*, his now Wife, conformably to the Conditions expressed in the said Will, and hath Issue by her Three Children, namely, *John Charles Sparling*, *Mary Elizabeth Sparling*, and *Emma Anne Sparling*, all Infants, and no other Child: And whereas, the said *Abednego Mathew* and *Elizabeth* his Wife, have no Issue: And whereas, the said *John Thomas Hendrey Hopper*, and *Anne* his Wife have Issue Six Children, namely, *John Robert Hopper*, *Ralph Lambton Hopper*, *Rosetta Anne Hopper*, *Elizabeth Isabella Hopper*, *Mary Anne Hopper*, and *Philadelphia Hopper*, all Infants, and no other Child: And whereas the said Messuage, called *Saint Domingo House*, with the Outbuildings, Lawn, Garden and Lands, situate near *Liverpool* aforesaid, in the said Will mentioned to contain Twenty-three Statute Acres, or thereabouts, do contain altogether Thirty-one Statute Acres, or thereabouts, and are more particularly described in the Schedule to this Act, and the same were held by the said Testator, at the Time of his Death, for the Residue of a Term of One thousand Years, granted by Indenture of Lease, dated the Third Day of *August*, One thousand seven hundred and sixteen: And whereas, the present Annual Rent of the said Leasehold Messuage, Outbuildings, Lawn, Gardens, and Land, only amounts to the Sum of Three Hundred and ninety-five Pounds Ten Shillings, exclusively of Deductions for Repairs and Taxes and other Outgoings: And whereas the said Messuage, though newly erected, is of very large Dimensions, and in the Course of a few Years will require a considerable Sum to keep the same in good Repair, and some of the Outbuildings belonging thereto are old, and in a very dilapidated State: And whereas the said Leasehold Messuage, Land, and Premises, are situate within a very short Distance from the Town of *Liverpool*, and from the rapid Increase of the said Town within the last few Years, the Land contiguous to the said Messuage is now become very valuable for the Purpose of building upon: And whereas frequent Applications have been made for purchasing the said Leasehold Land for

Death of  
John Spar-  
ling.

Marriage of  
William  
Sparling and  
Issue of such  
Marriage.

Marriage of  
Mr. and Mrs.  
Hopper, and  
Issue.

Description  
of Premises  
comprised in  
the Schedule.

Annual  
Rent.

Great Ex-  
pence at-  
tending the  
keeping the  
Premises in  
Repair.

Situation of  
Premises.

Application  
for Purchase  
of Premises.

Estimated  
Value.

Restraint in  
Will from  
leasing same.

Yearly Value  
of Estates in  
York and  
Salop.

Expediency  
of disposing  
of the Estate.

Premises  
vested in  
Trustees in  
Trust to sell.

such Purpose, and the Sum of Eleven thousand two hundred Pounds has been estimated as the Value of the said Messuage and Outbuildings, with the Lawn and Gardens, containing only Nine Statute Acres, or thereabouts: And whereas the Value of the Remainder of the said Leasehold Land, containing Twenty-two Statute Acres, or thereabouts, has been estimated at Nine thousand one hundred Pounds, which Sum of Nine thousand one hundred Pounds, with the said Sum of Eleven thousand two hundred Pounds, makes the Sum of Twenty thousand three hundred Pounds: And whereas, the Tenants for Life of the said Leasehold Premises are restrained by the said Will from leasing the same Premises for any longer Term than Seven Years: And whereas the said devised Estates situate in the Counties of *York* and *Salop*, of which the said *William Sparling* is now Tenant for Life, with Remainders over as aforesaid, are of considerable yearly Value, and the Residence of the said *William Sparling*, and his Family, is at *Petton Hall*, in the said County of *Salop*: And whereas it would be of Advantage to the said *William Sparling*, and the several Claimants in Remainder under the said Will, if the said Leasehold Estate, situate near *Liverpool*, were vested in Trustees for the Residue of the said Term of One thousand Years, discharged from the Use and Trusts of the said Will, upon Trust to be sold, and the clear Monies thence arising laid out under the Direction of the Court of Chancery, in the Purchase of some other Estate, holden for a long Term of Years in the said Counties of *York* and *Salop*, or One of them, to be settled upon the subsisting Trusts of the Will of the said *John Sparling*, but by reason of the Limitations contained in the said Will, the same cannot be effected without the Aid and Authority of Parliament; Wherefore, your Majesty's most dutiful and loyal Subjects, the said *William Sparling*, for and on behalf of himself and his said Infant Children, and also the said *Abednego Mather* and *Elizabeth* his Wife, and the said *John Thomas Hendry Hopper* and *Anne* his Wife, for and on behalf of themselves and their said Infant Children, do most humbly beseech 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 all that, and those the said Leasehold Messuage or Tenement, Lands, Hereditaments, and Premises situate, lying, and being in the Township of *Everton*, near the Town of *Liverpool*, in the said County of *Lancaster*, so devised by the said Will of the said *John Sparling*, deceased, as aforesaid, and more particularly described in the Schedule to this Act, with their, and every of their Rights, Members, and Appurtenances, shall, from and immediately after the passing of this Act, be vested in, and settled upon, and the same are hereby vested in and settled upon, *Laurence Gardner*, of *Sansaw*, in the County of *Salop*, Clerk, and *Ralph Benson*, of *Lutwyche Hall*, in the same County, Esquire, their Executors, Administrators, and Assigns, for all the Residue and Remainder now to come and unexpired of the said Term of One thousand Years, therein subject to the Rent, Covenants, and Agreements, which shall be payable, or ought to be performed in respect of the same Premises, according to the said Indenture of Lease, of the Third Day of *August* One thousand seven hundred and sixteen, but freed and absolutely discharged of and from all and every the Use, Trusts, Powers, Provisoos, Conditions, Restrictions, and Declarations in and by the said recited Will of the said *John Sparling* deceased, expressly declared and contained of and concerning the same

Leasehold

Leasehold Messuage or Tenement, Lands and Premises respectively; but, nevertheless, upon Trust that they the said *Laurence Gardner* and *Ralph Benson*, or the Survivor of them, his Executors, Administrators, or Assigns, do and shall with all convenient Speed, absolutely make Sale and dispose of such Leasehold Messuage or Tenement, Lands and Premises, and every Part thereof, either by publick Sale or private Contract, and together or in Parcels, unto any Person or Persons whomsoever, who shall be willing or desirous to become the Purchaser or Purchasers thereof, for the most Money, and the best Price or Prices that can be reasonably had or gotten for the same; and after Payment of the Purchase Monies into the Bank of *England*, in Manner hereinafter mentioned, do and shall convey, assign, and assure such Leasehold Messuage and Premises unto the Purchaser or Purchasers thereof, or as he, she, or they shall direct or appoint, freed and discharged as aforesaid.

II. And be it further enacted, that all and every the Sum and Sums of Money which shall arise from such Sale or Sales as aforesaid, shall be paid into the Bank of *England*, in the Name, and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account there, “*ex parte*, the Purchasers of Part of the devised Estates of *John Sparling*, Esquire, deceased,” pursuant to the Method prescribed by the Act of the Twelfth Year of the Reign of King *George* the First, Chapter Thirty-two, and the general Orders of the said Court, and without Fee or Reward, according to the Act of the Twelfth Year of King *George* the Second, Chapter Twenty-four.”

Purchase Monies to be paid into the Bank.

III. And be it further enacted, That the Certificate or Certificates of the Accountant General of the said Court of Chancery, under his Hand, together with the Receipt or Receipts of One of the Cashiers of the Bank of *England*, to be thereto annexed, and therewith filed in the Register-Office of the said Court of Chancery, shall from Time to Time, and at all Times be a good and sufficient Discharge to such Purchaser or Purchasers of the said Messuage and Premises hereby made saleable as aforesaid, or any Part or Parts thereof, and to his, her or their Executors, Administrators and Assigns respectively, for so much of the said Purchase-Money, for which such Certificate or Certificates, and Receipt or Receipts, shall be so given; and such Purchaser or Purchasers, and his, her or their Heirs, Executors, Administrators and Assigns, shall be, and is and are hereby absolutely and for ever freed, acquitted, and discharged of and from the same, and he, she, or they, or any of them, after such Certificate or Certificates, and Receipt or Receipts shall be filed, shall not be answerable or accountable for any Loss, Misapplication or Non Application of the said Purchase-Money, or any Part thereof.

Certificate of the Accountant General and Receipt of Cashier a good Discharge.

IV. And be it further enacted, That the Money arising from such Sale or Sales as aforesaid, after deducting such Costs, Charges, and Expences as hereinafter mentioned, shall upon Petition to the said Court of Chancery, in a summary Way, by the said *William Sparling*, or in case of his Decease by the Person or Persons who under the said Will of *John* the said *Sparling* deceased, would for the Time being (if this Act had not been made), be beneficially entitled in Possession to the said Leasehold Messuage or Tenement, Lands, and Premises, hereby made saleable, if such Person or Persons shall be of full Age; but if such Person or Persons shall be under

Money to be laid out in the Purchase of other Estates.

Age,

Age, then by his, her, or their Guardians or respective Guardians, during his, her, or their Minority or respective Minorities, and under the Direction of the said Court, be laid out and invested in the Purchase or Purchases of Messuages, Lands, Tenements, or Hereditaments, holden for a long Term, or for long Terms of Years, situate in the said Counties of *York* and *Salop*, or one of them, and as shall be approved of by the said Court, and from and immediately after the making of such Purchase or Purchases, the Messuages, Lands, Tenements, and other Hereditaments, so to be purchased, shall be conveyed and assured to the said *Laurence Gardner* and *Ralph Benson*, their Executors, Administrators, and Assigns, upon and for, and under and subject to such and so many of the Trusts, Intents and Purposes, Powers, Provisoes, Limitations and Restrictions, in and by the said recited Will of the said *John Sparling*, deceased, limited expressed, and declared of and concerning the said Leasehold Messuage, Lands, Tenements and Hereditaments hereby made saleable as aforesaid, as shall be then subsisting and capable of taking Effect.

Surplus of  
Purchase  
Monies to be  
laid out in  
the Purchase  
of other  
Estates.

V. And be it further enacted, That in the mean Time, and until the Monies arising from such Sale or Sales shall be invested in such Purchase or Purchases as aforesaid, the same shall from Time to Time be laid out by the said Accountant General, under the Directions of the said Court of Chancery, in the Purchase of Navy or Victualling Bills, or Exchequer Bills, and the Interest arising from the Money so laid out in the said Navy, Victualling, or Exchequer Bills, and the Money received for the same, as they shall respectively be paid off by Government, shall be laid out in the Purchase of other Navy, Victualling, or Exchequer Bills, all which said Navy, Victualling or Exchequer Bills, shall be deposited in the Bank, in the Name of the said Accountant General and shall there remain until a proper Purchase or Purchases shall be found and approved (as before directed,) and until the same shall, upon a Petition setting forth such Approbation, to be preferred to the said Court of Chancery, in a summary Way, by the said *William Sparling*, or by or on the Behalf of the Person or Persons who for the Time being shall be beneficially entitled in Possession to the Rents and Profits of the Hereditaments so to be purchased as aforesaid, or if such Person or Persons shall be under Age, then of his, her or their Guardian or Guardians, be ordered to be sold by the Accountant General, for the completing any such Purchase or Purchases, in such Manner as the said Court shall think just and meet; and if the Money arising by the Sale of any such Navy or Victualling or Exchequer Bills which shall have been purchased as aforesaid, shall exceed the Amount of the original Purchase-Money so laid out as aforesaid, then and in that Case only, the Surplus which shall remain shall be paid to such Person or Persons as would have been entitled to receive the Rents and Profits of the Lands directed to be purchased pursuant to this Act, or to the Representative or Representatives of such Person or Persons.

Expences of  
Act.

VI. And be it further enacted, That it shall and may be lawful for the said Court of Chancery, and the said Court is hereby authorized and required from Time to Time to make such Order or Orders, as the said Court shall think fit, for taxing or settling all Costs, Charges, and Expences which shall have been incurred in the applying for and obtaining and passing this Act, and in making the several Applications to the said Court in pursuance thereof, and in making and  
completing



completing the Sales of the Hereditaments hereby made saleable, and in investing all or any of the Monies which under this Act shall be paid into the Bank of *England*, in the Purchase of Lands and Hereditaments, according to the Directions herein contained or otherwise, in carrying the Trusts and Purposes of this Act into complete Execution; and also from Time to Time to make an Order or Orders for Payment of all such Costs, Charges, and Expences as aforesaid, out of the Monies which shall arise from the Sale or Sales of any of the Lands and Premises under this Act, and which shall be so paid into the Bank as aforesaid, or out of the Monies arising by Sale of the Navy, or Victualling or Exchequer Bills so to be purchased as aforesaid.

VII. And be it further enacted, that in the mean Time and until such Sale or Sales shall be made as aforesaid, of the Premises hereby authorized to be sold, they the said *Laurence Gardner* and *Ralph Benson*, or the Survivor of them, or the Executors, Administrators, or Assigns of such Survivor, shall permit and suffer the Rents and Profits thereof, to be had, received, and taken by the said *William Sparling*, or by such Person or Persons as would respectively have been entitled thereto, and ought to have received the same, in case this Act had not been made.

Until Sale,  
Rents to be  
applied as  
before.

VIII. Saving always, to the King's most Excellent Majesty, and to all and every other Person and Persons, Bodies Politick and Corporate, his, her, and their respective Heirs, Successors, Executors, and Administrators, (other than and except the said *William Sparling*, his Executors, Administrators, and Assigns, and his first and other Sons, and the Executors, Administrators and Assigns of such Sons respectively; and also except the said *Abednego Mathew* and *Elizabeth* his Wife, and any future Husband or Husbands of the said *Elizabeth Mathew*, and also all and every the Sons and Daughters of the said *Elizabeth Mathew*, and the Executors, Administrators, and Assigns, of such Sons and Daughters respectively; and also except the said *John Thomas Hendry Hopper* and *Anne* his Wife, and any future Husband or Husbands of the said *Anne Hopper*, and also all and every the Sons and Daughters of the said *Anne Hopper*, and the Executors, Administrators, and Assigns of such Sons and Daughters respectively; and also except the Trustees named in the said Will, and their respective Executors and Administrators; and also except all and every other Person and Persons whomsoever, and their Executors or Administrators, or Issue claiming or deriving any Estate, Title, or Interest under or by virtue of the said Will of the said *John Sparling* deceased,) all such Estate, Right, Title, Interest, Claim, and Demand whatsoever of, into, or out of the said Messuage, Lands, and Premises hereby vested and settled as aforesaid, or any Part thereof, as they, every or any of them had before the passing of this Act, or could or might have had, held or enjoyed, in case this Act had not been made.

Saving.

IX. And be it further enacted, that this Act shall be printed by the Printer to the King's most Excellent Majesty, and a Copy thereof so printed, shall be admitted as Evidence thereof by all Judges, Justices, and others.

To be  
printed by  
the King's  
Printer.

## The Schedule to which the foregoing Act refers.

Description of Property.	Tenants Names.	Quantity.			Rent.		
		A.	R.	P.	£.	s.	d.
A Messuage or Dwelling-House with the Outbuildings thereto belonging, and Gardens and Lawn, adjoining, situate in the Township of Everton, in the Parish of Walton, in the County of Lancaster,	William Peat Litt, Esquire	9	0	25, 1/4	250	0	0
A Field or Close of Land with a Barn therein,	William Peat Litt, Esquire	12	3	36	80	0	0
Another Field or Close of Land,	Joseph Stretch	4	0	32	31	10	0
Another Field or Close of Land,	Christopher Webster	4	1	3	34	0	0
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		30	2	16	£395	10	0

JOHN FOSTER,  
Surveyor.

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