

thereof as are hereby varied, altered or repealed), shall be in full Force and Effect for and during the Term herein-after mentioned, and shall be as good, valid, and effectual, as if the same were repeated and re-enacted in the Body of this present Act, for the Purpose of making, repairing, altering, widening, lighting, watching, and watering the Roads in the said recited Act, and in this Act mentioned and described.

Power to
make a De-
viation or
new Line of
Road.

II. And whereas the said Trustees find that it will be expedient in making the Road or Communication intended to have been made and repaired by virtue of the said recited Act, to deviate from such Part of the Line of Road described in the said Act, as is situate between *Maiden Lane* and the High Road leading through *Kentish Town*, and instead thereof to make a new Line of Road; be it therefore enacted, That it shall and may be lawful to and for the said Trustees, and they are hereby empowered and required to make such Deviation or new Line of Road from and out of the said Road, at or near a certain Lane called *Maiden Lane*, into, through, along, across, and over the several Messuages, Lands, Tenements, and Hereditaments, mentioned and specified in the Schedule to this Act annexed, (and which said Schedule is hereby declared to be Part of this Act), in a straight Line, or as near as may be, and by the North-west Side of the House in *Kentish Town*, in the Occupation of *George Meyer Esquire*, into, along, across, through, and over a certain Lane called *Fortes Lane*, and two other Lanes, into, and so communicate with the present High Road leading through *Kentish Town*, all which said Deviation, or new Line of Road, is situate within the Parish of *Saint Pancras*, in the County of *Middlesex*; and the said Trustees shall have such and the like Powers and Authorities for making the said Deviation, or new Line of Road, as are given to and vested in the said Trustees, for making the original Line of Road in the said recited Act mentioned and described, and such Deviation and new Line of Road shall be, and be deemed and taken to be Part of the said new Road authorized to be made and maintained by the said Act; and shall be made, repaired, altered, widened, lighted, watched, paved, and watered by the said Trustees, by virtue of the Powers of the said recited Act, and of this Act: Provided always, that the said Trustees shall not leave any Part of the present Lane called *Fortes Lane*, between the Sides of the said intended Road and the Land or Premises on either Side thereof, or in anywise hinder or prevent the Owners or Occupiers of such Land or Premises, from having the free and most beneficial Use and Enjoyment of the Frontage next to the said intended Road.

Purchasing
Messuages,
&c. for new
Line of Road.

III. And be it further enacted, That for the Purpose of making and maintaining the said new Line of Road, it shall and may be lawful for the said Trustees, and they are hereby fully authorized and empowered to treat, contract, and agree for the Purchase of a sufficient Part of the Messuages, Lands, Tenements and Hereditaments mentioned and specified in the said Schedule to this Act, and situate on or along the said new Line of Road, and which may be necessary for Toll Houses and Appurtenances thereto; and also to treat and agree for the Loss or Damage which the Owners of, and Persons interested in, any such Messuages, Lands, Tenements and Hereditaments, shall or may in any Way sustain, or be put unto by the
making

making and maintaining of the said new Line of Road; and that all and every the Powers, Provisions, Matters, and Things in the said recited Act contained, touching or in any wise relating to the Purchase and Sale of the several Lands, Tenements and Hereditaments mentioned and specified in the said Act, or in the Schedule thereto annexed, shall and the same are hereby declared to extend to the said several Messuages, Lands, Tenements and Hereditaments, situate on or along the said new Line of Road, in such and the like Manner, and as fully and amply as if the same had been originally comprised in the said Act, or in the Schedule thereto annexed, and as if the said new Line of Road had been described or laid down in and by the said recited Act.

IV. And whereas it is in and by the said recited Act provided and enacted, "That no Part of the Lands, Tenements or Hereditaments belonging to the Master, Fellows, and Scholars of *Saint John's College*, in the University of *Cambridge*, shall or may be taken or entered for the Purposes of the said intended Road, or for any of the Purposes of the said recited Act, without the Assent of the said Master, Fellows, and Scholars, first had and obtained for that Purpose, in Writing under their Common Seal; any Thing in the said recited Act or in the Schedule thereto contained to the contrary thereof, in any wise notwithstanding:" And whereas it is expedient that the said Provision should be repealed, so far as the same might prevent or be construed to prevent the said Trustees from making or maintaining the said intended Road, in or along the said new Line in this Act before described; be it therefore further enacted, That the said Provision shall be, and the same is hereby so far repealed accordingly.

For repealing Clause relative to Assent of Saint John's College, Cambridge.

V. And be it further enacted, That it shall and may be lawful to and for the said Trustees, to lay or deposit so much of the Earth and other Materials, to be dug and excavated in the making and forming of the said new Line of Road, as shall not be required for the Purposes thereof, in and upon such Part of the said Lane called *Fortes Lane* as extends from *Maiden Lane* to the said new Line of Road, and which is vested in the said Trustees as herein-after mentioned.

Materials, &c. to be deposited in Fortes Lane.

VI. And whereas, when the said intended Road shall be made and completed, so much of the said Lane called *Fortes Lane*, as extends from *Maiden Lane* to the new Line of Road, will be rendered useless and unnecessary, be it therefore further enacted, That from and after the said new Line of Road shall be made and completed, such Part of the said Lane shall be vested in the said Trustees, and they are hereby empowered and required to sell the same, and to convey and assure the Fee and Inheritance thereof, and the Money to arise from such Sale shall be applied and disposed of for the Purposes of the said recited Act, and of this Act.

For vesting Part of Fortes Lane in Trustees.

VII. Provided always, and be it further enacted, That before the said Trustees shall sell or dispose of the said Part of the said Lane, hereby vested in them as aforesaid, they the said Trustees shall first offer to sell the same to the Owner or Owners of the Lands adjoining to the same, and in case such Owner or Owners shall not thereupon agree, or shall refuse to

Owners of adjoining Land to have Preference of Purchases.

purchase the same, an Affidavit to be made and sworn before a Master or Master Extraordinary in the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the County of *Middlesex*, by some Person or Persons nowise interested in the Premises, stating that such Offer was made by or on the Behalf of the said Trustees, and that such Offer was not agreed to or was refused, by the Person or Persons to whom the same Offer was made, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made by or on Behalf of the said Trustees, and was not then and thereupon agreed to, or was refused by the Person or Persons to whom it was made, as the Case may be; and in case such Owner or Owners shall be desirous of purchasing the said Premises, and he, she, or they and the said Trustees, shall differ and not agree with respect to the Price or Prices thereof, in such Case the Price or Prices thereof shall be settled and ascertained by a Jury, in Manner in the said recited Act directed, with respect to the disputed Value of Premises to be purchased by the said Trustees, in pursuance of the said recited Act; and the Expence of hearing and determining the same shall be borne and paid in like Manner as in the said recited Act is directed, with respect to such Purchase made by the said Trustees, *mutatis mutandis*; and the Monies arising by such Sale shall be paid to the Treasurer of the said Trustees for the Time being, and be applied to the Purposes of the said recited Act and this Act, but the Purchaser or Purchasers shall not be answerable or accountable for any Misapplication or Nonapplication of such Purchase Money; and from and immediately after the Payment of such Purchase Money the said Part of the said Lane, so to be sold as aforesaid, shall become and be the absolute Property in Fee Simple of the Purchaser or Purchasers thereof.

For repealing Clause prohibiting the taking of Toll between Maiden Lane and Kentish Town.

VIII. And whereas it is in and by the said Act further provided and enacted, "That no Side Gate or Turnpike shall be erected or set up by the said Trustees, in or across the ancient Road called *Maiden Lane*, nor shall any Gate or Turnpike be erected or set up, or any Toll be taken on any Part of the said intended Road between *Maiden Lane* and *Kentish Town*:" And whereas it is expedient that the said Provision should be repealed; be it therefore enacted, That the said Provision shall be, and the same is hereby repealed.

Carriages, &c. passing to and from certain Lands, &c. exempted from Toll.

IX. Provided always, and be it further enacted, That no Toll or Tolls shall be demanded or taken by virtue of the said recited Act, or of this Act, at any Gate or Turnpike to be erected or set up in pursuance of the said recited Act, or of this Act, on any Part of the said intended Road between *Maiden Lane* and the said present High Road leading through *Kentish Town*, for or in respect of any Coach, Chariot, Curricule, Chaise, Waggon, Wain, Cart, Carriage, Horse, Beast, or other Cattle going to, or returning from, any of the Land, Ground, or Premises belonging to the said Master, Fellows, and Scholars, of *Saint John's College, Cambridge*, adjoining or near to any Part of the said intended Road between *Maiden Lane* and the said present High Road leading through *Kentish Town*, or going to or returning from any House or other Building already erected, or hereafter to be erected, in or upon any of such College Land, Ground, or Premises, and to which there may be a Way or Entrance

Entrance into or from the said intended Road between *Maiden Lane* and the said present High Road leading through *Kentish Town*; nor shall any Thing in the said recited Act, or this Act contained, in anywise hinder or prevent the Owners or Occupiers of any of the said Land, Ground, or Premises, near or adjoining to any Part of the said intended Road between *Maiden Lane* and the said present High Road leading through *Kentish Town*, from making any Roadway or Entrance whatsoever into, over, or across any of such Land, Ground, or Premises respectively, to any Part or Parts of the same, or to any Erections or Buildings made, or to be made thereon, so as the same be not made a Public Way or Public Ways, or be made passable for any Person or Persons, other than such as shall be passing to and from the said College Lands, Buildings, and Premises, and to no other Road, Place, or Point beyond the same, whereby an Evasion of the said Toll may take Place contrary to the true Intent and Meaning of the said recited Act, and of this Act, or whereby the Owner or Owners, Occupier or Occupiers of such Lands, Buildings, and Premises, may be discharged from the Penalty in the said Act contained, in case of any such Evasion taking Place.

X. And be it further enacted, That the Costs, Charges, and Expences incident to and attending the obtaining, passing, and Execution of this Act, shall be paid and satisfied, by the said Trustees, out of the Monies collected or received, by virtue of the said recited Act, or to be received by virtue of this Act, in Preference to any other Payment whatsoever. Costs of this Act how to be paid.

XI. 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.

XII. And be it further enacted, That this Act shall commence and take Place, from and after the passing thereof, and shall, with the said hereinbefore recited Act, continue and be in force for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament. Commencement and Continuance of this Act.

The SCHEDULE to which the Act refers.

IN THE PARISH OF SAINT PANCRAS.

Premises.	Owners.	Occupiers.
Grass Land - -	The Master, Fellows, and Scholars of Saint John's College, Cambridge - -	Richard Turner.
Ditto - -	Ditto - - - -	Thomas Brown.
Plantation Ground and Out-houses }	The Trustees of the Parishes of Saint Pancras and Barnet - }	George Meyer.
Dwelling-house and Garden - - }	Jasper Frederick Kelly - - }	William Tate.
Waste Land - -	Ditto - - - -	Unoccupied.
Garden Ground -	William Monney - -	John Croome.
Ditto - -	Christopher Haedy - -	Mary Hedges.
Ditto - -	Ditto - - - -	John Penhallow.
Ditto - -	Ditto - - - -	Elizabeth Watfon.
Ditto - -	Ditto - - - -	George Brodie.

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