



ANNO QUINQUAGESIMO TERTIO

GEORGI II. REGIS.

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Cap. 214.

An Act for extending and amending an Act of Queen Anne, for making the River Cham more navigable, from Clayhithe Ferry to the Queen's Mill, in the County of Cambridge. [21st July 1813.]

WHEREAS an Act was passed in the First Year of the Reign of Her late Majesty Queen Anne, intituled *An Act for making the River Cham alias Grant, in the County of Cambridge, more navigable, from Clayhithe Ferry to the Queen's Mill, in the University and Town of Cambridge*: And whereas the Powers and Remedies given by the said Act, for collecting and recovering the Tolls, Duties, and Rates thereby made payable, are insufficient to enforce the due Payment of the same; and it is therefore expedient that further and better Provisions should be made for that Purpose, and that the said Act should in other Respects be amended and rendered more effectual: 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 Tolls, Duties, and Rates by the said Act authorized to be demanded and taken, shall be paid to the Collector or Collectors thereof, already or hereafter to be appointed in pursuance of the said recited Act, at such Place or Places as he or they shall attend to receive the same; and in case of Refusal to pay or Neglect in Payment of any such Tolls, Duties, and Rates, or any Part thereof to the said Collector or Collectors upon Demand, then it shall and may be

1 Ann.

Tolls to be paid to Collectors, and in case of Denial the Conservators may sue, or the Collectors may seize the Goods, &c.

[Loc. & Per.]

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lawful

lawful for the Conservators of the said River already appointed, or hereafter to be appointed in pursuance of the said Act, to sue for and recover the same by Action of Debt, or upon the Case, in any of His Majesty's Courts of Record; and it shall be lawful for the Collector or Collectors to whom such Tolls, Duties, and Rates ought to be paid, and he or they is and are hereby authorized and empowered in case of Refusal or Neglect to pay such Tolls as aforesaid forthwith or at any Time afterwards, to seize and distrain the Goods, Wares, and Merchandise for and in respect whereof such Tolls, Duties, and Rates ought to have been paid, or any Part thereof, and the Boat, Barge, Lighter, or other Vessel laden therewith, and any Tackle, Apparel, or Furniture thereunto belonging, or any Part thereof, and to detain the same until Payment of such Tolls, Duties, or Rates shall be made; and also until Payment of all Arrears of the said Tolls, Duties, and Rates which may be due from the Owner or Owners of such Boat, Barge, Lighter, or other Vessel to the said Conservators, together with the reasonable Charges of such Seizure and Detention, to be ascertained in case of Dispute concerning the same by some one Justice of the Peace for the County of *Cambridge*; and if such Goods, Wares, and Merchandise shall not be redeemed within Five Days next after the taking thereof, the same shall be appraised and sold as the Law directs in Cases of Distress for Rent.

Masters of Boats to give an Account of the Lading, and to produce Bills of Lading, &c.

II. And be it further enacted, That the Master, Owner, Manager, or other Person or Persons, having the Care of any Boat, Barge, Lighter, or other Vessel navigating upon the said River, or any Part thereof, shall give an exact and true Account in Writing, signed by him or them, to the said Collector or Collectors, at the Place or Places where he or they shall attend for that Purpose, of what Quantity of Goods, Wares, or Merchandise shall be contained in or conveyed by such Boat, Barge, Lighter or other Vessel; and if the Goods, Wares, or Merchandise contained in or conveyed by such Boat, Barge, Lighter or other Vessel, shall be liable to the Payment of different Tolls, Duties, and Rates, then such Master, Owner, Manager, or other Person or Persons, shall specify the Quantities liable to each Rate; and such Master, Owner, Manager, or other Person or Persons, shall also upon Demand produce and shew to the said Collector or Collectors the Bill or Bills of Lading of every such Boat, Barge, Lighter or other Vessel, and permit and suffer him or them to make any Copy thereof or Extract therefrom, if the same shall then be in the Custody or Power of such Master, Owner, Manager, or other Person or Persons; and in case any such Master, Owner, Manager, or other Person or Persons, shall neglect or refuse to give such Account, or shall give a false Account, or shall wilfully do any other Act whereby the Payment of the said Tolls, Duties, and Rates, or any Part thereof, may be avoided, he or they shall forfeit and pay any Sum not exceeding the Sum of Twenty Shillings for every Sum of One Shilling which shall be due and payable for the Tolls, Duties, and Rates of such Goods, Wares, and Merchandise in or conveyed by such Boat, Barge, Lighter or other Vessel, whereof such Account shall be so refused to be given, or of which such false Account shall be given, (as the Case shall happen to be,) over and above the respective Tolls, Duties, and Rates directed to be paid by the said recited Act; and in case such Master, Owner, Manager, or other Person or Persons shall neglect or refuse to produce such Bill or Bills of Lading, or to permit such Copy thereof, or Extract therefrom to be made as aforesaid, if the same at the Time of such Demand shall be in his or their

their Custody or Power, he or they shall forfeit and pay any Sum not exceeding the Sum of Ten Pounds for every Offence; which said Forfeiture or Forfeitures shall be recovered and levied in Manner herein-after mentioned.

III. And be it further enacted, That the said Conservators, or the major Part of them, with the Consent of the Chancellor or his Deputy and Twelve of the Heads of the said University for the Time being, or their Deputies or the major Part of them, shall from Time to Time, after the passing of this Act, have full Power and Authority to make such new Rules, Bye Laws, and Orders, for the good and orderly using the said Navigation, and for the well governing the Bargemen, Boatmen, Lightermen, Watermen, and others, who shall convey or carry any Goods, Wares, and Merchandise upon any Part of the said River, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against such new Rules, Bye Laws or Orders, or any of them, as to the said Conservators, or the major Part of them, shall seem meet, not exceeding the Sum of Ten Pounds for any One Offence; which said Rules, Bye Laws, or Orders being put into Writing, under the Hands of the said Conservators, or the major Part of them, shall be binding to and upon, and shall be observed by all Parties, and shall be sufficient in any Court of Law or Equity, to justify all Persons who shall act under the same, provided such Rules, Bye Laws, or Orders be not repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *England*, or any Thing in this Act or the said recited Act contained.

Power to  
make Bye  
Laws.

IV. And be it further enacted, That all Rules, Bye Laws, and Orders of the said Conservators so made as aforesaid, shall be fairly written and entered in a Book or Books to be kept for that Purpose, and signed by the said Conservators or the major Part of them, and shall also be published Twice in *The Cambridge Chronicle*, or some other Newspaper circulated in the County of *Cambridge*; and a Copy thereof legibly written or printed, and signed by the Clerk to the said Conservators, shall be affixed in some public Place at each of the Sluices upon the said Navigation; and the said Rules, Bye Laws, and Orders so to be entered and signed, shall and may be produced and read in Evidence in all Cases of Appeal, Suits, Actions, or other Proceedings, touching any Thing done in pursuance of the said recited Act or this Act.

Bye Laws to  
be signed by  
Conservators,  
and may be  
read in Evi-  
dence.

V. And be it further enacted, That if at any Time hereafter any Damage or Mischief shall be done by any Boat, Barge, Lighter or other Vessel, or any Horse or Horses haling the same, or by the Whole or any Part of the Crew thereof, to any of the Sluices, Locks, Stanches, Turnpikes, Pens for Water, or any other of the Works or Engines of or belonging to the said River; or if any Damage shall be done to the Owner or Possessor of any Land near or adjoining to the said River, otherwise than is authorized by the said recited Act, or contrary to the true Meaning thereof, then the Owner or Master of such Boat, Barge, Lighter or other Vessel, shall for every such Damage, upon Conviction of such Person or Persons before any Justice of the Peace for the said County or Town of *Cambridge*, either by the Confession of the Party or Parties offending, or upon the Oath or Oaths of One or more credible Witnesses or Witnesses, (which Oath or Oaths such Justice is hereby empowered and required to administer,) pay to the Person or Persons injured

Masters of  
Boats ac-  
countable for  
Damage.

injured the Damages to be ascertained by such Justice, provided that such Damages do not exceed the Sum of Five Pounds, and also shall over and above such Damages, forfeit and pay to the Informer any such Sum not exceeding the Sum of Twenty Shillings, and also all Costs, Charges, and Expences attending such Conviction; which Damages, Penalties, and Costs shall be levied by Distress and Sale of the Goods and Chattels of the Owner or Master of such Boat, Barge, Lighter or other Vessel, by Warrant or Warrants under the Hand and Seal of such Justice; and the Overplus (if any) after such Penalties, Damages, and the Costs and Charges of such Distress and Sale are deducted, shall be returned to the Owner or Owners of such Goods and Chattels; or if the said Damages shall exceed the Sum of Five Pounds, then and in such Case the same shall and may be recovered in such Manner as by the said recited Act is directed.

Application  
of Compen-  
sation if  
amounting  
to 200l.

VI. 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 recited Act or of this Act, for the Purposes thereof, which shall belong to any Body Politic, Corporate or Collegiate, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on Behalf of any Infant, Idiot, Lunatic, 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 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 Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there, *ex parte* the Conservators of the said River, 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 or 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 authorise 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 or 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

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 directed to be purchased by virtue of this Act, in case such Purchase or Settlement were made.

VII. 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 amount to or 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, 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 Privity 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 the major Part of the Conservators of the said River for the Time being, (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 or Approbation of the Court of Chancery.

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

VIII. 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 this Act, or the said recited Act, in such Manner as the Conservators of the said River 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.

Application of Compensation if less than 20l.

IX. 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 Act or 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 Conservators of the said River; 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,

In case of not making out Titles, &c.

[*Loc. & Per.*]

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Tenements

Tenements or Hereditaments, be not known or discovered, then and in every such Case it shall be lawful for the Conservators of the said River, or the major Part 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 Accountant General of the High 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 High Court of Chancery; which said Court, 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 said Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order the 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 to be received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Where any Question shall arise touching the Title, how Money to be disposed of.

X. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person or Persons to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said High Court of Chancery, in pursuance of the said recited Act or 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 this Act or the said recited Act, or to any Bank Annuities to be purchased with any such Money, or to 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 High 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 other Estate or Interest therein.

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

XI. Provided also, and be it further enacted, That when 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 Act or this Act, the Purchase Money for the same shall be required to be paid into the High Court of Chancery, and be applied in the Purchase of other Lands,

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

XII. And be it further enacted, That it shall and may be lawful for the said Conservators, or the major Part of them, and they are hereby authorised and empowered at any Meeting to be held for that Purpose, by Writing under their Hands and Seals, to let to farm the Tolls, Duties and Rates by the said Act made payable, or any Part or Parts thereof, and also the Messuages, Buildings, Yards, Gardens, and Premises belonging or which shall belong to the said Conservators, unto any Person or Persons for any Time or Term they shall think proper, not exceeding Three Years from the Commencement of any Lease; and every such Lease shall be valid and effectual; and the Lessee or Lessees thereof, and also such Person or Persons as such Lessee or Lessees shall appoint to collect and receive the Tolls, Duties, and Rates so let, shall during the Continuance of every such Lease be deemed Collectors of the Tolls, Duties, and Rates so let, and shall have the same Powers and Authorities for collecting and recovering the same, as if they had been appointed for that Purpose pursuant to the Directions of the said recited Act; provided public Notice of the Intention to let the said Tolls, Duties and Rates, Messuages, Buildings, Yards, Gardens and Premises, or any Part thereof, be given by Advertisements published and continued in *The Cambridge Chronicle*, or other Newspaper published in *Cambridge* aforesaid, or if no Newspaper shall be published there, then in some Newspaper circulated in that Part of the Country, at least One Calendar Month prior to such Meeting, at which the said Tolls, Duties and Rates, Messuages, Buildings, Yards, Gardens, and Premises are proposed to be let as aforesaid.

Conservators  
may let the  
Tolls.

XIII. And be it further enacted, That all Penalties or Forfeitures for Offences against the said recited Act or this Act, or any Rule, Bye Law or Order to be made by the said Conservators, or the major Part of them as aforesaid, the levying and recovering of which Fines and Forfeitures are not particularly hereby directed, shall upon Proof of the Offences respectively, before any Justice of the Peace for the said County or Town of *Cambridge*, either by the Confession of the Party or Parties, or by the Oath of any credible Witness, be levied and recovered (in case of Nonpayment thereof) by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hand and Seal of such Justice (which Warrant such Justice is hereby required to grant); and the Overplus, after such Penalties or Forfeitures, and the Charges of such Distress and Sale are deducted, shall be returned upon Demand to the Owner or Owners of such Goods and Chattels; and in case sufficient Distress cannot be found, or if such Penalties or Forfeitures shall not be forthwith paid, it shall be lawful for such Justice by Warrant under his Hand and Seal to cause such Offender or Offenders to be committed

Recovery of  
Penalties.

mitted to the Common Gaol or the House of Correction for the said County or Town of *Cambridge*, there to remain without Bail or Mainprize, for such Time as such Justice shall direct, not exceeding Three Calendar Months, unless such Penalties or Forfeitures, and all reasonable Charges attending the Recovery thereof, shall be sooner paid and satisfied; and all such Penalties and Forfeitures, the Application whereof is not hereinbefore particularly directed, shall go and belong to the said Conservators, and be applied for the Purposes of the said recited Act.

How Part of  
the Penalties  
may be  
applied.

XIV. Provided nevertheless, and be it further enacted, That it shall be lawful for the said Conservators, or the major Part of them, from Time to Time, if they shall see Cause, to pay and apply any Part (not exceeding one Moiety) of such Penalties and Forfeitures, or any of them, to and for the Use of the Informer or Informers, or other Person or Persons aiding or assisting in the Apprehension of any Offender or Offenders against this Act or the said recited Act, or any of them, who shall not have been a Witness on the Trial of the Information; any Thing herein contained to the contrary thereof in anywise notwithstanding.

Distress not to  
be unlawful  
for Want of  
Form.

XV. And be it further enacted, That where any Distress shall be made for any Money to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceedings relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards committed by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the Special Damages in an Action upon the Case.

Compelling  
Witnesses to  
attend.

XVI. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to attend and give Evidence before any Justice of the Peace, touching any Matter of Fact contained in any Information or Complaint for any Offence against the said recited Act or this Act, either on the Part of the Prosecutor or the Person or Persons accused, shall refuse or neglect, without some sufficient Excuse, to be allowed by such Justice at his Discretion, to appear at the Time and Place to be for that Purpose appointed, (having been paid or tendered a reasonable Sum for his, her, or their Costs and Charges), without a reasonable Excuse for his, her, or their Refusal or Neglect of appearing, or shall refuse to be examined upon Oath, and to give Evidence before such Justice of the Peace, or at such General or Quarter Sessions or Adjournment thereof as herein-after mentioned, then and in either of the said Cases, such Person shall forfeit and pay for every such Offence any Sum not exceeding Twenty Pounds.

Punishing  
Persons giving  
false  
Evidence.

XVII. And be it further enacted, That all Persons who in any Examination to be taken upon Oath by virtue of the said recited Act or this Act shall wilfully and corruptly give false Evidence, or otherwise forswear themselves before any such Jury, or before any Justice of the Peace acting as such in the Execution of the said recited Act or this Act, shall and may be prosecuted for the same; and upon Conviction thereof, shall be subject and liable to such and the same Pains and Penalties as Persons guilty





said Conservators, or to their Treasurer or Clerk for the Time being, nor unless such Action, Suit, or Information shall be brought or commenced within Three Calendar Months next after the Fact committed; or in case there shall be a Continuation of Damage, then within Three Calendar Months next after the doing or committing such Damage shall cease, and not afterwards, and shall be had or brought in the said County of *Cambridge*, and not elsewhere; and the Defendant or Defendants in such Action, Suit, or Information, shall and may plead the General Issue, and give the said recited Act or this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of the said recited Act or of this Act; and if it shall appear to have been so done, or if any such Action, Suit, or Information shall have been brought or commenced before or after the respective Times so limited for bringing or commencing the same, or shall be brought in any other County or Place than as aforesaid, then and in every such Case the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become nonsuit, or suffer a Discontinuance of his, her, or their Action, Suit, or Information, after the Defendant or Defendants shall have appeared, or if a Verdict shall pass against the Plaintiff or Plaintiffs; or if upon Demurrer or otherwise Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for the same as any Defendant hath for Costs of Suit in any other Case by Law awarded.

How Expences of this Act to be paid.

XXII. And be it further enacted, That the Costs, Charges, and Expences of applying for, obtaining, and passing this Act, and all Costs, Charges, and Expences incident thereto, shall be borne, paid, and defrayed by the said Conservators, out of any Money received or to be received by virtue of the said recited Act or of this Act.

Public Act.

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

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