ANNO TRICESIMO SEPTIMO

Georgii III. Regis.

CAP. LXVI.

An Act for reveſting certain Lands, Tenements, and Hereditaments, in the County of *Kent*, in the former Proprietors thereof, and for other Purpoſes therein mentioned. [25th *May* 1797.]

Preamble. 34 *Geo.* III. Cap. 76, recited.

WHEREAS by an Act of Parliament, made and paſſed in the Thirty-fourth Year of the Reign of His preſent Majeſty, intituled, *An Act for veſting certain Meſſuages, Lands, Tenements, and Hereditaments in Truſtees, for the better ſecuring His Majeſty's Batteries and other Works in the Counties of* Kent *and* Devon, certain Meſſuages, Lands, Tenements, and Hereditaments, therein mentioned to be ſituate in the County of *Kent*, were, with other Meſſuages, Lands, Tenements, and Hereditaments, therein mentioned to be ſituate in the County of *Devon*, veſted in the Right Honourable *Henry Addington*, and other Perſons therein mentioned, and their Heirs, upon the Truſts and to and for the Purpoſes in the ſaid Act mentioned: And whereas, by virtue of a Commiſſion iſſued in purſuance of the ſaid recited Act, the real Value of ſuch of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, as are

ſituate in the ſaid County of *Devon*, has been aſcertained and aſſeſſed in ſuch Manner as in the ſaid recited Act is directed: And whereas, by virtue of the ſaid Commiſſion, the Value of ſuch of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, as are ſituate in the ſaid County of *Kent*, has been alſo aſcertained and aſſeſſed in ſuch Manner as in the ſaid recited Act is directed; but certain Parts only of the ſaid laſt mentioned Meſſuages, Lands, Tenements, and Hereditaments, are now wanted for the Purpoſes mentioned in the ſaid recited Act: 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 all and every the Meſſuages, Lands, Tenements, and Hereditaments, in the ſaid recited Act mentioned to be ſituate in the ſaid County of *Kent*, and veſted in the ſaid Right Honourable *Henry Addington*, and the other Perſons therein named, and their Heirs, for the Purpoſes in the ſaid Act mentioned, ſave and except ſuch Parts and Parcels thereof reſpectively as are herein-after mentioned; that is to ſay, All that Piece or Parcel of Arable Land belonging to *Hunt Jeffery*, containing by Admeaſurement Eleven Acres Three Roods and Twenty-one Perches, being Part and Parcel of a Piece of Arable Land, in the ſaid Act mentioned to belong to the ſaid *Hunt Jeffery*, and to contain by Admeaſurement Sixty-ſeven Acres and Five Perches; and which ſaid Piece or Parcel of Land hereby excepted hath been lately marked off and divided from the ſaid Piece of Arable Land in the ſaid Act mentioned, and is abutted and bounded as follows; that is to ſay, On the North, by a Piece of Land belonging to Sir *John Honeywood* Baronet, called *The Three Acres*; on the Eaſt and South, by other Parts of the ſaid Piece of Arable Land, of him the ſaid *Hunt Jeffery*, from which the ſame has been ſo marked off and divided; and on the Weſt, by a Piece of Land belonging to *James Drake Brockman* Eſquire, called *The Upper Ten Acres*: And alſo all that Piece or Parcel of Land, belonging to the ſaid *James Drake Brockman*, (on Part whereof a Battery, called *Shorn Cliff Battery*, hath been lately erected and built), containing by Admeaſurement Seventeen Acres Three Roods and Two Perches, being Part and Parcel of a Piece of Paſture Land called *Shorn Cliff*, in the ſaid Act mentioned to belong to the ſaid *James Drake Brockman*, and to contain by Admeaſurement Thirty-ſix Acres and Eighteen Perches, and which ſaid Piece of Land hereby excepted hath been lately marked off and divided from the ſame Piece of Paſture Land called *Shorn Cliff*, and is abutted and bounded as follows; (that is to ſay), On the North, by Two other Pieces of Land, of him the ſaid *James Drake Brockman*, called *The Middle Cliff*, and *The Lower Ten Acres*; on the Eaſt and Weſt, by other Parts of the ſaid Piece of Paſture Land called *Shorn Cliff*; and on the South, by the Highway or Road leading from *Sandgate* to *Hythe*: And alſo all that Piece or Parcel of Land, belonging to the ſaid *James Drake Brockman*, containing by Admeaſurement Six Acres Three Roods and Ten Perches, being Part and Parcel of a Piece of Land, partly Arable and partly Paſture, called *Middle Cliff*, in the ſaid Act mentioned to belong to the ſaid *James Drake Brockman*, and to contain by Admeaſurement Eleven Acres Two Roods and Twelve Perches; which ſaid Piece or Parcel of Land hereby excepted hath been lately marked off and divided

Meſſuages and Premiſes deſcribed in the recited Act, and veſted in Truſtees for certain Purpoſes, (except thoſe herein ſpecified),

vided from the ſaid Piece of Land called *Middle Cliff*, and is abutted and bounded as follows; that is to ſay, On the North and North-weſt, by other Lands, of him the ſaid *James Drake Brockman*, called *Hythe Bottom*; on the Eaſt, by the ſaid Pieces of Land called *The Upper Ten Acres* and *Lower Ten Acres*; on the South, by the ſaid Piece of Land called *Shorn Cliff*; and on the Weſt, by other Part of the ſaid Piece of Land called *The Middle Cliff*: And alſo all that Piece or Parcel of Arable Land, belonging to the ſaid *James Drake Brockman*, called *The Upper Ten Acres*, containing by Admeaſurement Fourteen Acres One Rood and Ten Perches, or thereabouts, abutted and bounded as in the ſaid Act mentioned: And alſo all that Piece or Parcel of Land, belonging to the ſaid *James Drake Brockman*, containing by Admeaſurement Eight Acres Three Roods and Eight Perches, being Part and Parcel of the ſaid Piece of Arable Land called the *Lower Ten Acres*, in the ſaid Act mentioned to belong to the ſaid *James Drake Brockman*, and to contain Ten Acres and Thirty-five Perches; which ſaid Piece or Parcel of Land hereby excepted hath been lately marked off and divided from the ſaid Piece of Land called *The Lower Ten Acres*, and is abutted and bounded as follows; that is to ſay, On the North, by the ſaid Piece of Land called *The Upper Ten Acres*; on the Eaſt, by other Part of the ſaid Piece of Land called *The Lower Ten Acres*; on the Weſt, by the ſaid Piece of Land called *The Middle Cliff*; and on the South, by the ſaid Piece of Land called *Shorn Cliff*: And alſo all that Piece or Parcel of Arable Land, belonging to Sir *John Honeywood* Baronet, called *The Three Acres*, containing by Admeaſurement Two Acres Three Roods and Twenty Perches, or thereabouts, abutted and bounded as in the ſaid Act mentioned, together with all Houſes, Erections, and Buildings, now erected or built on the ſaid Lands, Tenements, and Hereditaments, or any of them, or any Part thereof: And alſo all thoſe Nine ſmall Meſſuages or Tenements, with the Yards, Gardens, and Appurtenances thereto reſpectively belonging, in the ſaid Act mentioned to be ſituate, ſtanding, and being in *Warren Lane*, in the Pariſh of *Saint Mary, Woolwich*, in the ſaid County of *Kent*, and abutted and bounded as in the ſaid Act mentioned, ſhall be, and the ſame are hereby diveſted out of the ſaid Right Honourable *Henry Addington*, and the ſaid other Perſons and their Heirs; and the ſame, and every Part and Parcel thereof, ſhall be and are hereby reveſted in the ſeveral and reſpective Perſons in whom the ſame were veſted at the Time of the paſſing of the ſaid recited Act, their ſeveral and reſpective Heirs, Executors, Adminiſtrators, and Aſſigns, in ſuch and the ſame Manner as if the ſaid Act had never been made.

to be diveſted out of ſuch Truſtees, and reveſted in the former Owners.

II. And be it further enacted by the Authority aforeſaid, That the Commiſſioners, named in the ſaid Commiſſion iſſued in purſuance of the ſaid recited Act, or any Five or more of them, ſhall and may, and they are hereby authorized and empowered to treat and agree with the Owners or Proprietors of, and Perſons intereſted in, the ſaid Meſſuages, Lands, Tenements, and Hereditaments, in the ſaid County of *Kent*, in this Act particularly mentioned and deſcribed, for the abſolute Purchaſe thereof, according to their reſpective Intereſts therein; and it ſhall and may be lawful for all Bodies Politick, Corporate, or Collegiate, whether Aggregate or Sole, and for all Tenants for Life, and Tenants

The Commiſſioners under the recited Act may treat with the Owners of the Premiſes ſpecified in this Act for the Purchaſe thereof.

in Tail, and for the Husbands, Guardians, Trustees, Committees, or Attornies, of such of the Owners or Proprietors of, or Persons interested in, any of the said Messuages, Lands, Tenements, or Hereditaments, as shall be Femes Covert, Infants, Lunaticks, Idiots, Persons beyond the Seas, or otherwise incapable of acting for themselves, to contract for and agree with the said Commissioners, or any Five or more of them, for the Sale of all or any of the said Messuages, Lands, Tenements, or Hereditaments, for the Purposes in the said recited Act mentioned; and all such Contracts, Sales, and Agreements, (being entered in a Book or Books, in Manner in and by the said Act directed, touching the Judgements and Decrees of the said Commissioners, or any Five or more of them), shall be valid and effectual in Law, to all Intents and Purposes whatsoever; and all Bodies Politick, Corporate and Collegiate, and all Persons whomsoever, are thereby indemnified for what they, or any of them, shall do in pursuance of this Act; but if it shall happen that any such Body Politick or Corporate, Tenant for Life, Tenant in Tail, Husband, Guardian, Committee, Trustee, or Attorney, as aforesaid, or any other Person or Persons interested in such Messuages, Lands, Tenements, or Hereditaments, shall, for the Space of Thirty Days after Notice in Writing given to the Principal Officer or Officers of any such Body Politick, Corporate, or Collegiate, or to such Tenant for Life, Tenant in Tail, Husband, Guardian, Committee, Trustee, or Attorney respectively, or to such other Person or Persons as aforesaid, or left at his, her, or their respective Place or Places of Abode, neglect or refuse to treat or agree, or by Reason of Absence shall be prevented from treating or agreeing with the said Commissioners, or any Five or more of them, or shall refuse to accept what they the said Commissioners, or any Five or more of them, shall think a reasonable Recompence or Satisfaction for such Messuages, Lands, Tenements, and Hereditaments, as aforesaid, then, and in every such Case, the said Commissioners, or any Five or more of them, shall, with all convenient Speed, proceed to enquire into, ascertain, and assess, the true and real Value of such Messuages, Lands, Tenements, or Hereditaments, by the Inquest of Twelve good and lawful Men, or by such other Ways and Means, and in such Manner and Form, in all Respects whatsoever, as in and by the said recited Act are particularly mentioned and directed.

If the Owners shall refuse to treat, &c. the Value of Premises to be assessed.

III. And whereas, in pursuance of the said recited Act, and of the said Commission for carrying the same into Execution, the Owners or Proprietors, as also the Tenants, Occupiers of, and Persons interested in, the Lands, Tenements, and Hereditaments, in the said County of *Kent*, hereby revested, were put to Expence in attending under the said Commission, and in making out and proving their respective Titles and Interests in and to the said Lands, Tenements, and Hereditaments, and the said Lands so hereby revested have been taken Possession of by the Principal Officers of His Majesty's Ordnance, or Engineers, or other Persons acting under their Authority, for His Majesty's Use, whereby the Proprietors, Tenants, and Occupiers of, and Persons interested in, such Lands, may have sustained Damage; be it therefore further enacted by the Authority aforesaid, That the Commissioners named in the said Commission, issued under and by virtue of the recited Act, or any Five or

The Owners of Premises hereby revested to receive Compensation for Damages.

or more of them, ſhall and may, and they are hereby authorized and required to enquire into, aſcertain, aſſeſs, and allow, to the Proprietors, Tenants, and Occupiers of, and Perſons intereſted in, the ſaid Lands, Tenements, and Hereditaments, in the ſaid County of *Kent*, ſo taken Poſſeſſion of and damaged, and hereby reveſted as aforeſaid, a full and adequate Compenſation for all ſuch Damages, Coſts, and Expences, as they have ſuſtained or been put unto, by Reaſon or Means of the ſeveral Matters aforeſaid, or ſuch Part and Parts thereof reſpectively as they the ſaid Commiſſioners, or any Five or more of them, ſhall judge reaſonable and proper to be allowed.

FINIS.