

ANNO TRICESIMO OCTAVO

GEORGII III. REGIS.

CAP. XXXIV.

An Act for making Compenſation to the Proprietors of certain Lands and Hereditaments purchaſed in purſuance of an Act, made in the Thirty-fourth Year of the Reign of His preſent Majeſty, for better ſecuring His Majeſty's Batteries and other Works in the Counties of *Kent* and *Devon*, and to certain Owners and Occupiers of Lands who have ſuſtained any Loſs or Damage in conſequence of the ſaid Act. [5th *April* 1798.]

Preamble.

WHEREAS by an Act of Parliament made 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, were veſted in the Right Honourable *Henry Addington* and other Perſons therein named, their Heirs and Aſſigns for ever, in Truſt, nevertheleſs, for ſuch Perſon or Perſons, Bodies Politick or Corporate, Eccleſiaſtical or Civil, as at or immediately before the Time of making the ſaid Act were the ſeveral and reſpective Owners thereof, according to their ſeveral Eſtates and

34 *Geo.* III, Cap. 76.

Intereſts

Intereſts in Poſſeſſion, Reverſion, Remainder, or otherwiſe, until ſuch Eſtates or Intereſts ſhould be reſpectively adjudged and determined, or Poſſeſſion thereof taken, by the principal Officers of His Majeſty's Ordnance or Engineers, or other Officers acting under their Authority, which they were thereby empowered to do whenever it ſhould be found neceſſary for His Majeſty's Service; and until the Purchaſe Monies for the ſame, together with Intereſt from the Time of taking Poſſeſſion, after the Rate of Five Pounds *per Centum* by the Year, for the Sum that ſhould be aſſeſſed as the true Value thereof ſhould be paid: And it was by the ſaid Act alſo enacted, that immediately from and after the Time that Payment ſhould be made of the Sum and Sums of Money ſo aſſeſſed unto the Owners and Proprietors of ſuch Meſſuages, Lands, Tenements, and Hereditaments reſpectively, the ſaid Truſtees ſhould be deemed and adjudged to ſtand ſeiſed thereof, to and for the Uſe of His Majeſty, His Heirs and Succeſſors, for ever freed and diſcharged of and from all Right, Title, Claim, and Demand whatſoever, that could or might be made by any Perſon or Perſons, Bodies Politick or Corporate, Eccleſiaſtical or Civil: And whereas His Majeſty, by virtue of the ſaid Act, iſſued His Commiſſion, by Letters Patent under the Great Seal, bearing Date at *Weſtminſter*, the Eighth Day of *September* One thouſand ſeven hundred and ninety-four, in purſuance whereof Five or more of the Commiſſioners in the ſaid Commiſſion named did, on the Sixth Day of *November* following, meet, purſuant to Notice in Writing as directed by the ſaid Act, at the Guildhall of the Borough of *Clifton*, *Dartmouth*, *Hardneſs*, in the ſaid County of *Devon*, and proceeded by and upon the Inqueſt of Twelve good and lawful Men, before whom Witneſſes were examined, to enquire into and aſcertain the true and real Value of ſuch of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, as are ſituate in the ſaid County of *Devon*, and of the particular Eſtate and Intereſt of each Perſon intereſted in the ſame reſpectively, and Five or more of the ſaid Commiſſioners did afterwards meet purſuant to Adjournment, and did make their Determination and Decree purſuant to the ſaid recited Act; and thereby they determined and decreed, that the true and real Value of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, ſituate in the ſaid County of *Devon*, was Four thouſand four hundred and twenty-three Pounds Five Shillings and Eleven-pence; and Poſſeſſion hath been taken of ſuch Meſſuages, Lands, Tenements, and Hereditaments, by the ſaid principal Officers or Engineers, or other Officers acting under their Authority, by and with the Conſent of the Proprietors thereof reſpectively: And whereas, by another Act, made in the laſt Seſſion of Parliament, intituled, *An Act for re-veſting certain Lands, Tenements, and Hereditaments, in the County of* Kent *in the former Proprietors thereof, and for other Purpoſes therein mentioned*, reciting the ſaid herein-before recited Act; and that by virtue of a Commiſſion iſſued in purſuance thereof, the real Value of ſuch of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, as were ſituate in the ſaid County of *Devon*, had been aſcertained and aſſeſſed in ſuch Manner as in the ſaid recited Act was directed, and that by virtue of the ſaid Commiſſion, the Value of ſuch of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, as were ſituate in the ſaid County of *Kent*, had been alſo aſcertained and aſſeſſed, in ſuch Manner as in the ſaid recited Act was directed, but that certain Parts only of the ſaid laſt mentioned Meſſuages, Lands, Tenements, and Hereditaments, were then wanted

Value of the Premiſes veſted for the Uſe of His Majeſty's Ordnance aſcertained, under recited Act.

37 *Geo.* III. Cap. 66.

wanted for the Purpoſes mentioned in the ſaid firſt recited Act, it was enacted, that all the ſaid Meſſuages, Lands, Tenements, and Hereditaments, in the ſaid recited Act mentioned to be ſituate in the ſaid County of *Kent*, (except certain Parts and Parcels thereof therein ſpecified), ſhould be diveſted out of the ſaid Right Honourable *Henry Addington*, and the ſaid other Perſons and their Heirs, and re-veſted in the former Proprietors thereof; and the Commiſſioners named in the ſaid Commiſſion iſſued in purſuance of the ſaid recited Act, or any Five or more of them, were by the ſaid Act now in recital 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 the ſaid Act now in recital particularly mentioned and deſcribed, for the abſolute Purchaſe thereof, according to their reſpective Intereſts therein; and all Bodies Politick, Corporate, or Collegiate, whether Aggregate or Sole, and all Tenants for Life, and Tenants in Tail, and 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 ſhould be Femes Covert, Infants, Lunaticks, Ideots, Perſons beyond the Seas, or otherwiſe incapable of acting for themſelves, were thereby authorized and empowered 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, and Hereditaments, for the Purpoſes in the ſaid firſt recited Act mentioned; and in the ſaid Act now in recital, after reciting that in purſuance of the ſaid firſt 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*, re-veſted by the ſaid Act now in recital, 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 that the ſaid Lands ſo thereby re-veſted had 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, might have ſuſtained Damage; it is enacted, that the Commiſſioners named in the ſaid Commiſſion iſſued under and by virtue of the ſaid recited Act, or any Five or more of them, ſhould and might, and they were thereby 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 afterwards re-veſted as aforeſaid, a full and adequate Compenſation for all ſuch Damages, Coſts, and Expences, as they had 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, ſhould judge reaſonable and proper to be allowed: And whereas Five or more of the ſaid Commiſſioners did, on the Firſt Day of *Auguſt* laſt, meet at His Majeſty's Office of Ordnance, ſituate in *Saint Margaret Street Weſtminſter*, in purſuance of the ſaid laſt recited Act, and the Owners or Proprietors of, and Perſons intereſted in, the ſaid Meſſuages, Lands, Tenements, and Hereditaments, in the ſaid County of *Kent*, in the

Certain Premiſes re-veſted in former Proprietors, who are empowered to treat for the Purchaſe.

Meeting held for fixing the Purchaſe Money;

the

the ſaid laſt recited Act particularly mentioned and deſcribed, by themſelves, or their reſpective Attornies or Agents, then and there attending in purſuance of Notice for that Purpoſe given, they the ſaid Commiſſioners thereupon proceeded to treat and agree with ſuch Owners or Proprietors of, and Perſons intereſted, their ſaid Attornies or Agents, for the abſolute Purchaſe of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, according to their reſpective Intereſts therein, and ſuch Owners or Proprietors, and Perſons intereſted, by themſelves or their reſpective Agents, then and there proceeded to contract for and agree with the ſaid Commiſſioners for the Sale of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, and their particular Eſtate and Intereſt in the ſame reſpectively: And whereas Five or more of the ſaid Commiſſioners did, on the Twenty-firſt Day of *December* laſt, again meet at His Majeſty's ſaid Office of Ordnance for the Purpoſe of enquiring into, aſcertaining, aſſeſſing, and allowing, 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 ſince re-veſted as aforeſaid, a full and adequate Compenſation for all ſuch Damages, Coſts, and Expences, as they had ſuſtained or been put unto by Reaſon or Means of the ſeveral Matters aforeſaid; and ſuch Proprietors, Tenants, Occupiers, and other Perſons, by themſelves, or their reſpective Attornies or Agents, then and there attending purſuant to Notice for that Purpoſe given, the ſaid Commiſſioners thereupon, in purſuance of the ſaid laſt recited Act, proceeded to enquire into, aſcertain, aſſeſs, and allow, ſuch Damages, Coſts, and Expences, and Five of the ſaid Commiſſioners did afterwards meet purſuant to Adjournment, and did make their Determination and Decree purſuant to the ſaid firſt recited Act, and thereby they determined and decreed that the true and real Value of ſuch of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, as are ſituate in the ſaid County of *Kent*, and were ſo contracted and agreed for as aforeſaid, agreeably to the Terms of the ſaid Contracts and Agreements, (including the Money aſſeſſed and allowed for ſuch Damages, Coſts, and Expences, as aforeſaid), was Six thouſand five hundred and forty-nine Pounds, Fifteen Shillings and Eight-pence: And whereas the ſaid Sums ſo aſſeſſed, adjudged, and decreed, under the ſaid Act by the ſaid Commiſſioners to be paid as aforeſaid, amount together to the Sum of Ten thouſand nine hundred and ſeventy-three Pounds One Shilling and Seven-pence, but no Proviſion hath yet been made for Payment of the ſaid Money, or any Part thereof: Now, for making Compenſation to the ſeveral Owners and Proprietors of ſuch ſeveral Meſſuages, Lands, Tenements, and Hereditaments, in the ſaid Counties of *Kent* and *Devon*, and to the Perſons who have ſuſtained Damage, and alſo to the Perſons entitled to receive the ſeveral Sums of Money aſſeſſed and allowed by the ſaid Commiſſioners as mentioned in the ſaid ſeveral Determinations or Decrees, and for the more effectual carrying the ſaid recited Acts into Execution: May it 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, out of all or any of the Aids or Supplies granted or to be granted to His Majeſty, for the Service of the Year One thouſand ſeven hundred and ninety-eight, there ſhall and may be iſſued and applied the aforeſaid Sum of

and for making Compenſation for Damages ſuſtained.

12,541 *l.* 9*s.* 10*d.* to be iſſued to the Proprietors of Lands, &c. in *Kent* and

Ten thouſand nine hundred and ſeventy-three Pounds One Shilling and Seven-pence, together with the Sum of One thouſand five hundred and ſixty-eight Pounds Eight Shillings and Three-pence, amounting together to the Sum of Twelve thouſand five hundred and forty-one Pounds Nine Shillings and Ten-pence, for Intereſt for the ſeveral Sums of Money ſo adjudged to the ſeveral Proprietors aforeſaid, as and for the Purchaſe Monies for ſuch ſeveral Meſſuages, Lands, Tenements, and Hereditaments, from the Time Poſſeſſion thereof reſpectively was taken as hereinafter is mentioned, for the Purpoſe of making a reaſonable and juſt Compenſation and Satisfaction to all and every Perſon and Perſons, Bodies Politick and Corporate, Eccleſiaſtical and Civil, who were the ſeveral and reſpective Owners and Proprietors of the Meſſuages, Lands, Tenements, and Hereditaments reſpectively adjudged and decreed of, according to their ſeveral and reſpective Eſtates and Intereſts therein, in Poſſeſſion, Reverſion, Remainder, or otherwiſe, and to the Perſons who have ſuſtained Damage by taking ſuch Lands for the Purpoſes of the ſaid recited Acts; and alſo to the Perſons entitled to receive the ſeveral Sums of Money aſſeſſed and allowed by the ſaid Commiſſioners as mentioned in the ſaid ſeveral Determinations and Decrees.

Devon, taken for the Publick Uſe, or for Damages ſuſtained, under the recited Acts.

II. And, to the Intent that all and ſingular the Proprietors aforeſaid may be paid for ſuch their reſpective Eſtates and Intereſts, and that the Perſons ſo ſuſtaining Damage may be paid for ſuch Damage, and the Perſons entitled to receive ſuch Sums of Money as aforeſaid, may be paid the ſame; be it further enacted, That it ſhall and may be lawful for the Surveyor General of the Ordnance for the Time being, and he is hereby directed and required, to make out and allow One or more Bill or Bills to the reſpective Perſons, Bodies Politick or Corporate, Eccleſiaſtical or Civil, for ſuch Sum and Sums of Money as is or are to them reſpectively adjudged by the ſaid ſeveral Determinations and Decrees of the ſaid Commiſſioners, together with Intereſt after the Rate of Five Pounds *per Centum per Annum*, for all the Particulars of all ſuch Money not decreed to be paid by way of Satisfaction for Damages, Coſts, or Expences from ſuch Time and Times as Poſſeſſion of the Lands in reſpect whereof the ſame ſhall be payable, was taken by the principal Officers of His Majeſty's Ordnance or Engineers, or other Officers acting under their Authority, to the Time of Payment; and as to the Money decreed to be paid by way of Satisfaction or Compenſation for Damages, Coſts, and Expences, the ſame to be paid without any Intereſt; of which ſaid Payment ſufficient Notice ſhall be given by the ſaid principal Officers of the Ordnance in the *London Gazette*, or otherwiſe; and which Bill or Bills ſo made ſhall expreſs the reſpective Lands, Tenements, or Hereditaments, or other Intereſt or Damage for or in reſpect of which ſuch Bill or Bills ſhall be made out, together with the Name of the Perſon or Perſons, Bodies Politick or Corporate, Eccleſiaſtical or Civil, and the reſpective Sum or Sums of Money he, ſhe, or they is or are to receive; and thereupon One or more Debenture or Debentures ſhall be prepared for ſuch ſeveral and reſpective Sums as aforeſaid by the Clerk of the Ordnance, and ſigned by Three or more of the principal Officers of the Ordnance for the Time being, which Debenture or Debentures is and are hereby directed to be paid by the Treaſurer of the Ordnance, who ſhall take Acquittances from the Parties, endorſed thereon; and ſuch

Surveyor of the Ordnance to grant Bills to the Parties for the Sums adjudged to them as the Value of their Premiſes, and for Compenſation for Damages, &c.

Payment ſhall be made without Fee or Reward, and without any Deduction or Abatement, on any Ground or Pretence whatſoever.

Sums for which Debentures are granted to be paid accordingly.

III. And be it further enacted, That the Sums which ſhall, in and by ſuch Debentures, be payable to Perſons to whom ſuch Sums are, by the ſaid ſeveral recited Decrees of the Commiſſioners, determined or decreed to belong, and to be abſolutely paid to them, ſhall be paid to ſuch Perſons accordingly.

Money decreed to be paid to Truſtees, to be paid by the Treaſurer of the Ordnance to the Deputy King's Remembrancer, who is to grant Certificates, to be filed in the Exchequer.

IV. And whereas, it is by the ſaid ſeveral and reſpective Decrees of the Commiſſioners determined and decreed, that the ſeveral Sums of Money therein mentioned as being the Value of ſeveral of the ſaid Meſſuages, Lands, Tenements, and Hereditaments, or of the Eſtates and Intereſts of the ſeveral Perſons therein, ſhould, on Account of the particular Eſtates or Intereſts of ſuch Perſons, be paid to ſome proper Perſon or Perſons on certain Truſts and for certain Purpoſes therein mentioned, or ſhould be laid out in ſome Manner for the Benefit of certain Perſons therein mentioned; be it therefore further enacted, That all the Money to be by ſuch Debentures as aforeſaid made payable, for or in reſpect of all and every the Sum and Sums of Money which is and are by the ſaid Decrees, or either of them, decreed or determined to be paid to any Truſtee or Truſtees, or to be in ſome Manner laid out, ſhall be paid by the Treaſurer of the Ordnance for the Time being, into the Hands of the Deputy of the King's Remembrancer of His Majeſty's Court of Exchequer at *Weſtminſter* for the Time being, for the Uſes, Intents, and Purpoſes herein-after mentioned; and ſuch Deputy Remembrancer is hereby authoriſed, empowered, and required to receive the ſame, and to give a ſufficient and effectual Diſcharge for the ſame; and the ſaid Deputy Remembrancer ſhall, upon the Receipt of each of the ſeveral Sums ſo to be paid in for the Uſe and Benefit of each of the ſaid Owners and Proprietors reſpectively, ſign a Certificate to the Barons of the ſaid Court of Exchequer, under his Hand, purporting and ſignifying that every ſuch Sum was paid to and received by him in purſuance of this Act, for the Uſe and Benefit of ſuch Owner or Proprietor reſpectively, and who in ſuch Certificate ſhall be named and deſcribed, and which ſaid Certificate ſhall be filed in the ſaid Court of Exchequer, and a true Copy thereof, ſigned by the ſaid Deputy of the King's Remembrancer, ſhall and may be read and allowed as Evidence for the Purpoſes herein-after mentioned.

Deputy Remembrancer to pay to the Bank the Money he receives.

V. And be it further enacted and declared, That the ſaid Deputy Remembrancer for the Time being, upon Receipt of any ſuch Sum or Sums of Money hereby directed and appointed to be paid to him as aforeſaid, ſhall pay the ſame into the Bank of *England*.

Barons of Exchequer to give Directions about Monies received by the Deputy Remembrancer, &c.

VI. And be it further enacted, That the Barons of His Majeſty's Court of Exchequer at *Weſtminſter* for the Time being, or any Two or more of them, ſhall be, and they are hereby authorized and empowered, in a ſummary Way, upon Motion or by Petition for or on the Behalf of any Perſon or Perſons intereſted in or entitled to the Benefit of the Money to be paid to and received by the ſaid Deputy Remembrancer, or the Intereſt or Produce thereof, and upon reading the Certificate directed to

be

be ſigned by the ſaid Deputy Remembrancer, concerning the ſame as aforeſaid, and receiving ſuch further Satisfaction as they ſhall think neceſſary, to make and pronounce ſuch Orders and Directions as they ſhall think juſt and reaſonable, for paying the ſaid Money, and every or any Part or Parts thereof, or for placing out ſuch Part thereof as ſhall be Principal in the Publick Funds, or upon Government or Real Securities, and for calling in, diſpoſing of, and placing out, the ſame again in and upon ſuch new or other Funds or Securities as aforeſaid, and for Payment of the Dividends, Intereſt, or Produce thereof, to the ſeveral and reſpective Perſons entitled to receive the ſame, or for laying out the ſaid Principal Sums, or any Part thereof, in the Purchaſe of other Meſſuages, Lands, Tenements, and Hereditaments, to be conveyed and ſettled to, for, and upon, the ſame Uſes, Truſts, Intents, and Purpoſes, as the former Eſtates were ſettled at the Time of making the ſaid reſpective Decrees, or as near as the ſame can be done; or for and concerning the receiving, iſſuing, paying, applying, and diſpoſing of the ſaid Money for the Benefit of the Perſon and Perſons entitled to or intereſted in the ſame reſpectively, by virtue of and according to the Tenor and Purport of the ſaid Two recited Acts, made in the Thirty-fourth and Thirty-ſeventh Years of the Reign of His preſent Majeſty, and this preſent Act; and for appointing a proper Perſon or Perſons to be a Truſtee or Truſtees for all or any of ſuch Purpoſes; and that ſuch Money ſhall be from Time to Time paid by the ſaid Deputy Remembrancer, according to the Orders to be from Time to Time made.

In caſe of Death of Deputy Remembrancer, Stock veſted in him to veſt in his Succeſſor.

VII. And be it further enacted and declared, That upon the Death or Removal of the preſent or any future Deputy of the King's Remembrancer of the ſaid Court of Exchequer, all Mortgages, Stocks, and Securities, veſted in him by virtue of this Act, ſhall veſt in the ſucceeding Deputy of the King's Remembrancer for the Time being, ſubject to the Truſts, and for the Purpoſes herein-before mentioned, without any Aſſignment or Transfer; and all Monies paid into the Bank in purſuance of this Act, or remaining in the Hands of the preſent or any future Deputy of the King's Remembrancer, at the Time of his Death or Removal, and not veſted in the Funds, or placed out on Securities as aforeſaid, ſhall be paid over to the ſucceeding Deputy Remembrancer for the Time being.

If on Death of Deputy, the King's Remembrancer ſhall execute the Office, the Powers of this Act to veſt in him.

VIII. And be it further enacted and declared, That if, on the Death or Removal of the preſent or any future Deputy of the King's Remembrancer of the ſaid Court of Exchequer, the King's Remembrancer ſhall execute the ſaid Office in Perſon, then and in ſuch Caſe the ſeveral Truſts, Powers, and Authorities, in and by this preſent Act veſted in the ſaid Deputy of the King's Remembrancer, and his Succeſſors, ſhall, during ſuch Time as no Deputy of the King's Remembrancer ſhall be appointed, veſt in and be executed by the ſaid King's Remembrancer of the ſaid Court of Exchequer for the Time being.

Clerk of the Ordnance to depoſit with the Clerk of the Peace, Debentures of Perſons neglecting to take the ſame

IX. And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons who by Law is or are capable of receiving ſuch Debenture as aforeſaid, ſhall neglect or refuſe to take the ſame for the Space of One Month next after perſonal Notice given to him, or the ſame being inſerted in the *London Gazette* as aforeſaid, then and in ſuch

for One Month after Notice, &c.

such Case it shall and may be lawful for the Clerk of the Ordnance for the Time being, to deposit the same with the Clerk of the Peace of the County wherein the Messuages, Lands, Tenements, and Hereditaments therein mentioned, in respect whereof such Debenture or Debentures shall be made out, shall lie, and to take his Acquittance or Acquittances for the same, which such Clerk of the Peace is hereby required to give without any Fee or Reward, and which shall be taken and deemed to be valid; and such Messuages, Lands, Tenements, and Hereditaments, of such Person or Persons respectively, so neglecting or refusing to take such Debenture or Debentures, shall from thenceforth be vested to the Use of His Majesty, His Heirs and Successors, as if such Debentures, or the Money payable thereby, had been received by the Parties entitled thereto, and the Money thereon due had been fully satisfied and paid, and such Clerk of the Peace shall and may afterwards deliver the same to the Party or Parties who shall appear to be entitled thereto, on being fully paid all such reasonable Charges and Expences (if any) as he shall or may sustain or be put unto relating thereto.

Limitation of Actions.

X. And be it further enacted, That if any Action or Suit shall be commenced against any Person or Persons for any Thing done in pursuance of either of the said herein-before recited Acts, made in the Thirty-fourth and Thirty-seventh Years of the Reign of His present Majesty, or any Thing to be done in pursuance of this Act, every such Action and Suit shall be commenced within Six Calendar Months next after the Cause of such Action or Suit shall have arisen, and not afterwards; and the Defendant or Defendants in all such Actions and Suits may plead

General Issue.

the General Issue, and give the Special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance of the said recited Acts, or in pursuance of this Act; and if the same shall appear to have been so done, or if any such Action or Suit shall not be commenced within the Time before limited, then and in either of such Cases the Jury shall find for the Defendant or Defendants; and if a Verdict shall be found for the Defendant or Defendants, or if the Plaintiff or Plaintiffs shall be nonsuited, or suffer a Discontinuance after the Defendant or Defendants shall have appeared, or if upon any Demurrer Judgement shall be given for the Defendant or Defendants in each of

Treble Costs.

the Cases aforesaid, the Defendant or Defendants shall have Treble Costs, and shall have such Remedy for recovering the same, as any Defendant or Defendants hath or have for recovering Costs in other Cases by Law.

LONDON: Printed by George Eyre and Andrew Strahan, Printers to the King's most Excellent Majesty. 1798.