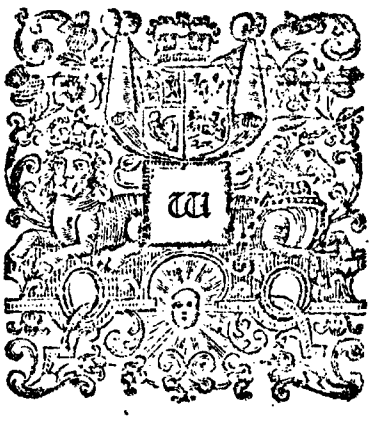
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Georgii III. Regis.

CAP. XXXV.

An Act for making Compenſation to the Proprietors of ſuch Lands and Hereditaments as have been purchaſed upon the Sea Coaſts in the Counties of *Kent*, *Suſſex*, and *Southampton*, on which Forts and Batteries have been erected for Defence of the ſaid Coaſts, in purſuance of an Act paſſed in the Second Year of the Reign of His preſent Majeſty, and for other Purpoſes therein mentioned.

Preamble, reciting Clauses in Act 2 *Geo.* III.



WHEREAS in pursuance of an Act of Parliament passed in the Second Year of His Majesty's Reign, intituled, An Act for vesting certain Lands, Tenements, and Hereditaments upon the Sea Coasts in the Counties of *Kent*, *Sussex*, and *Southampton*, on which Forts and Batteries have been erected for the Defence of the said Coasts, in Trustees, for certain Uses, and for other Purposes therein mentioned; His Majesty was most graciously pleased to issue a Commission by His Letters Patent under the Great Seal of Great Britain, bearing Date at Westminster the Nineteenth Day of July, in the Second Year of His Reign, to impower and authorize certain Persons therein named to be Commissioners for putting in Execution the said Act, and did give to them, or any Five or more of them, full Power and Authority to do, perform, and execute all and every the Matters and Things whatsoever, which by the said Act such Commissioners were authorized and required to do, perform, and execute, thereby willing them, or any Five or more of them, from time to time, to proceed and act according to the Rules and Directions of the said Act of Parliament: And whereas by virtue of the said Commission, and in pursuance of the said Act, Eleven of the said Commissioners, in the said Commission named, did, on the Sixth Day of September, in the said Second Year of His Majesty's Reign, meet, pursuant to Notice thereof given and fixed up at the Door of the Guild Hall of the City of Canterbury in the said County of Kent, and at the principal Gates of, and Entrances into, the respective Forts and Batteries at Folkestone and Hyth, and likewise published in the London Gazette, Thirty Days and more before such Meeting, at the Old Castle of Canterbury aforesaid; and did then and there, in a summary Manner, proceed and act by and upon the Testimony of Witnesses, Inspection and Examination of Deeds, Writings, and Records, and by and upon the Inquest of Seventeen good and lawful Men qualified to serve upon Juries at the Assizes for the said County of

of Kent, impanelled, ſummoned, and returned by George Kelly Eſquire, Sheriff of the ſaid County, to take the Inqueſt, who, upon their Oaths duly adminiſtered, did inquire into and preſent the true and real Value of the Lands, Tenements, and Hereditaments, mentioned in the ſaid Act to be ſituate at Folkeſtone and Hyth in the ſaid County of Kent, and of every Part and Parcel thereof, and who reſpectively were the Owners and Proprietors thereof, and their reſpective Eſtates and Intereſt therein; and thereupon the ſaid Commiſſioners then preſent did adjudge and determine who reſpectively were the Owners and Proprietors of the ſaid Lands, Tenements, and Hereditaments at Folkeſtone and Hyth aforeſaid, and their reſpective Eſtates and Intereſt therein, and in every Part and Parcel thereof, and what each reſpective Owner and Proprietor thereof was intitled to for his reſpective Eſtates and Intereſt therein, amounting together to the Sum of Ninety Pounds of lawful Money of Great Britain: And whereas by virtue of the ſaid Commiſſion, and in purſuance of the ſaid Act, Ten of the ſaid Commiſſioners in the ſaid Commiſſion named, did, on the Thirteenth Day of September, in the ſaid Second Year of His Majeſty's Reign, meet at the Town Hall of the Borough of Lewes in the ſaid County of Suſſex, purſuant to Notice given and fixed up at the Town Hall of the Borough of Lewes aforeſaid, and at the principal Gates of, and Entrances into, the reſpective Forts and Batteries at Little Hampton, Brighthelmſtone, Newhaven, Blotchington, Seaford, Haſting, and at the Upper Battery and Lower Battery at Rye, and likewiſe publiſhed in the London Gazette Thirty Days and more before ſuch Meeting; and did then and there, in a ſummary Manner, by and upon the Teſtimony of Witneſſes, Inſpection and Examination of Deeds, Writings, and Records, and by and upon the Inqueſt of Nineteen good and lawful Men qualified to ſerve upon Juries at the Aſſizes for the ſaid County of Suſſex, impanelled, ſummoned, and returned by Thomas Grainger Eſquire, Sheriff of the ſaid County of Suſſex, to take the Inqueſt, who, upon their Oaths, did enquire into and preſent the true and real Value of the ſaid Lands, Tenements, and Hereditaments, in the ſaid Act mentioned to be ſituate in Climpton Brighthelmſtone, Newhaven, Blotchington, Seaford, Haſting, and Rye, in the ſaid County of

Suſſex, and of every Part and Parcel thereof, and who reſpectively were the Owners and Proprietors thereof, and their reſpective Eſtates and Intereſt therein, and thereupon the ſaid Commiſſioners then preſent, did adjudge and determine who reſpectively were the Owners and Proprietors of the ſaid Lands and Hereditaments in the ſaid County of Suſſex, and their reſpective Eſtates and Intereſt therein, and in every Part and Parcel thereof, and what each reſpective Owner and Proprietor thereof was intitled to, for his, her, and their reſpective Eſtates and Intereſt therein, amounting together to the Sum of One hundred twenty one Pounds, thirteen Shillings, of like lawful Money of Great Britain: And the ſaid Commiſſioners then preſent at the ſaid Town Hall of the ſaid Borough of Lewes, upon the Complaint of ſeveral Perſons Owners of Lands, adjoining to Part of the Lands by the ſaid Act veſted, that they had reſpectively received Damage by making the Fortifications there, did certify and eſtimate the reſpective Damages done to the reſpective Lands of the ſeveral Perſons complaining, amounting together to the Sum of Thirty two Pounds, and ſeventeen Shillings, of like lawful Money of Great Britain: And whereas by Virtue of the ſaid Commiſſion, and in Purſuance of the ſaid Act, Six of the Commiſſioners in the ſaid Commiſſion named did, on the Twenty ſeventh Day of September, in the ſaid Second Year of His Majeſty's Reign, meet at the Town Hall of the Borough of Portſmouth, in the ſaid County of Southampton, purſuant to Notice given and fixed up at the Door of the Town Hall of the ſaid Borough of Portſmouth aforeſaid, and at the Principal Gates of, and Entrances into, the reſpective Forts and Batteries at Lumps and Eaſtney, and likewiſe publiſhed in the London Gazette, Thirty Days and more before ſuch Meeting; and did then and there, in a ſummary Manner, by and upon the Teſtimony of Witneſſes, Inſpection and Examination of Deeds, Writings, and Records, and by and upon the Inqueſt of Two and twenty good and lawful Men qualified to ſerve upon Juries at the Aſſizes for the ſaid County of Southampton, impanelled, ſummoned, and returned, by Sir Thomas Gatehouſe Knight, Sheriff of the ſaid County of Southampton, to take the Inqueſt, who, upon their Oaths, did enquire into and preſent the true and real Value of the ſaid Lands, Tenements, and Hereditaments,

ments, in the ſaid Act mentioned to be ſituate in the Pariſh of Portſea, in the ſaid County of Southampton, and of every Part and Parcel thereof, and who reſpectively were the Owners and Proprietors thereof, and their reſpective Eſtates and Intereſt therein, and thereupon the ſaid Commiſſioners then preſent did adjudge and determine who reſpectively were the Owners and Proprietors of the ſaid Lands, Tenements, and Hereditaments, in the ſaid Pariſh of Portſea, and their reſpective Eſtates and Intereſt therein, and in every Part and Parcel thereof, and what each reſpective Owner and Proprietor thereof was intitled to, for his reſpective Eſtate and Intereſt therein, amounting together to the Sum of Three hundred and one Pounds, five Shillings, of like lawful Money of Great Britain: And whereas it is juſt and reaſonable the Owners and Proprietors of the reſpective Lands, Temenents, and Hereditaments, ſhould be paid the reſpective Sums to them adjudged, for their Eſtates and Intereſt in the ſaid Lands, Tenements, and Hereditaments, in and by the ſaid recited Act mentioned and veſted in the ſaid Truſtees therein named, together with Intereſt for the ſame, after the Rate of Four Pounds per Centum per Annum, from the Time the ſaid Lands were firſt made uſe of for the Purpoſes in the ſaid Act mentioned, to the Time of Payment of their Principal Money; for which Purpoſe, and for the more effectual carrying the ſaid Act 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 the Aids or Supplies granted to His Majeſty, for the Service of the Year One thouſand ſeven hundred and ſixty four, there ſhall and may be iſſued and applied any Sum or Sums of Money, not exceeding the Sum of Six hundred forty nine Pounds, eight Shillings, and nine Pence Farthing, for and towards making a reaſonable and juſt Compenſation and Satisfaction to all and every Perſon and Perſons, Bodies Politic and Corporate, Eccleſiaſtical and Civil, who, at the Time of making the ſaid recited Act, were the ſeveral and reſpective Owners and Proprietors of the Lands, Tenements, and Hereditaments, in the ſaid recited Act mentioned, according to their ſeveral Eſtates and Intereſt

A Sum not exceeding 649 *l.* 8 *s.* 9 *d.* 1 *q.* to be iſſued out of the Supplies granted for the Service of the current Year, towards making Satisfaction to the reſpective Proprietors and Perſons intereſted in the Premiſſes.

tereſt therein, in Poſſeſſion, Reverſion, Remainder, or otherwiſe.

And to the Intent that all and ſingular the Proprietors aforeſaid may be paid for their reſpective Eſtates and Intereſts, all and every ſuch Sum and Sums of Money as they have been adjudged and determined by the ſaid Commiſſioners to be reſpectively intitled unto, together with Intereſt for the ſame after the Rate of Four Pounds per Centum per Annum, from the Time the reſpective Lands were firſt made uſe of for the Purpoſes in the ſaid recited Act mentioned, to the Time of Payment of the ſaid Principal Sums; be it further enacted by the Authority aforeſaid, That it ſhall and may be lawful for the Surveyor General of the Ordnance for the time being to make out and allow One or more Bill or Bills to the reſpective Perſon or Perſons, Bodies Politic or Corporate, for ſuch Sum and Sums of Money as is or are to them reſpectively adjudged, together with Intereſt for the ſame after the Rate of Four Pounds per Centum per Annum; which Bill or Bills, ſo made out and allowed, ſhall expreſs the reſpective Lands, and the Number of Acres, together with the Name of the Perſon or Perſons, Bodies Politic or Corporate, 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 the ſeveral and reſpective Sums as aforeſaid by the Clerk of the Ordnance for the time being, 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 required to be paid by the Treaſurer of the Ordnance for the time being, who ſhall take Acquittances from the Parties indorſed thereon.

Bills to be made out at the Office of Ordnance for the Sums due to the reſpective Proprietors, &c.

and Debentures to be granted thereupon,

which are to be paid by the Treaſurer of the Ordnance.

And be it further enacted by the Authority aforeſaid, That if any Perſon or Perſons, Bodies Politick or Corporate, ſhall wilfully refuſe to accept of or receive ſuch Debenture or Debentures as aforeſaid, that then, and in ſuch Caſe, it ſhall and may be lawful for the Clerk of the Ordnance for the time being, to leave and depoſit ſuch Debenture or Debentures with the Clerk of the Peace of the reſpective Counties where the Lands, Tenements, or Hereditaments do lie, in reſpect whereof ſuch Sum of Money is to be paid, and to take his Acquittance or Acquittances for the ſame; which ſuch Clerk of the Peace is hereby required

Debentures refuſed to be accepted, may be left with the Clerk of the Peace of the County wherein the Lands lie, and Acquittance to be taken for the ſame;

quired to give without any Fee or Reward, and which shall be taken and deemed to be valid; and the Lands, Tenements, and Hereditaments, of such Person or Persons, Bodies Politick or Corporate, so refusing to accept such Debenture or Debentures, shall be vested to the Use of His Majesty, His Heirs and Successors for ever, as if he, she, or they had received such Debenture or Debentures, and the Money thereon due had been fully satisfied and paid. Lands to vest thereupon in His Majesty.

And whereas, the Money respectively adjudged to the several Person and Persons, Bodies Politic and Corporate, are, taken distributely, so minute and inconsiderable, that were the same to be paid into the Hands of the Deputy of the King's Remembrancer of His Majesty's Court of Exchequer at Westminster, to be disposed of, subject to, and by the Orders and Direction of the said Court, the several Owners and Proprietors of the Lands would have no Satisfaction for the same; but the Whole or greater Part of the Money, would necessarily be expended in discharging the Fees of the said Court; For Remedy whereof, be it further enacted, That the several Sum and Sums of Money due and owing to any Impropriator, Appropriator, Parson, or Vicar, in Right of his Church, shall, and lawfully may be paid into the Hands of such Impropriator, Appropriator, Parson, or Vicar; and all Sum and Sums of Money due and owing to any Body or Bodies Politic or Corporate, or any Trustees for their Use, shall, and lawfully may be paid into the Hands of the Mayor, Bailiff, or other Chief Officer of such Body or Bodies Politic or Corporate; and all such Sum or Sums of Money of any Person or Persons whatsoever, who by Reason of any Disability, by Nonage, or under any Settlement, is or are not capable by Law to take and dispose of the several Sums which shall be due and payable to them as aforesaid, shall, and lawfully may be paid into the Hands of the Guardians of such Infants, or the Trustees under such Settlement, for the Use of such Body or Bodies Politic or Corporate, Ecclesiastical and Civil, and the respective Persons interested therein as aforesaid; which several Sums of Money so to be paid, shall by such Impropriators, Appropriators, Parsons, Vicars, Mayors, Bailiffs, or other Chief Officer, of any Body Politic or Corporate, Guardians and Trustees, be, with all convenient Speed, respectively laid out in the Purchase

The Money adjudged due to Impropriators, &c. to be paid into their Hands;

that due to Bodies Politic or Corporate, or Trustees for their Use, to be paid to the Mayor or other Chief Officer;

that to Infants, &c. to be paid to the Guardians or Trustees;

and to be laid out in the Purchase of other Lands, &c.

Purchaſe of other Lands, Tenements, or Hereditaments, in Places moſt convenient for the Parties intereſted, their Heirs and Succeſſors; any Law, Statute, or Cuſtom to the contrary thereof notwithſtanding: And the Eſtate or Eſtates, ſo to be purchaſed, ſhall be conveyed and ſettled to the ſame Uſes, Intents, and Purpoſes, as the former Eſtates were ſettled, at ſuch Time as they became veſted in the Truſtees appointed by the ſaid recited Act; and that, until ſuch Purchaſes can be made, it ſhall and may be lawful for ſuch Impropriator, Appropriator, Parſon, Vicar, Mayor, Bailiff, or other Chief Officer of ſuch Body Politic or Corporate, Guardians and Truſtees, to place ſuch Monies out at Intereſt on Parliamentary Funds, or other good Securities, declaring the Truſt thereof in the ſame Manner, as the Eſtate or Eſtates, ſo to be purchaſed, are to be conveyed and ſettled; and the Intereſt thereof ſhall, from time to time, as the ſame ſhall grow due, be paid to the ſeveral and reſpective Parties who would be reſpectively intitled to the Rents and Profits of the Eſtate or Eſtates, ſo to be purchaſed, in caſe the ſame were purchaſed. 8

to be ſettled to the ſame Uſes;

and till ſuch Purchaſes be made, the Monies are to be placed out in the Publick Funds, &c.

and the Intereſt to be paid the reſpective Parties.

FINIS.