

ANNO QUADRAGESIMO TERTIO

GEORGII III. REGIS.

CAP. LXV.

An Act for veſting in Truſtees certain Lands and Hereditaments, at *Charlton*, in the County of *Kent*, for further promoting the Service of His Majeſty's Ordnance. [24th *June* 1803.]

WHEREAS by an Act, made in the laſt Seſſion of Parliament, intituled, *An Act for veſting certain Lands and Hereditaments in Truſtees for promoting the Service of His Majeſty's Ordnance at* Woolwich, certain Lands and Hereditaments therein mentioned were veſted in the Right Honourable *Charles Abbot*, Sir *Edward Knatchbull* Baronet, and *Filmer Honeywood* Eſquire, and their Heirs, in Truſt nevertheleſs for ſuch Perſon or Perſons as, at or immediately before the Time of making the ſaid Act, were the ſeveral and reſpective Owners thereof, according to their ſeveral Eſtates 42 Geo. 3. c. 89.

and Intereſts in Poſſeſſion, Reverſion, Remainder, or otherwiſe, until ſuch Eſtates and Intereſts ſhould be reſpectively adjudged and determined, and until the Purchaſe Monies for the ſame, that ſhould be agreed upon or aſſeſſed as the true Value thereof, ſhould be paid; and that the ſaid Purchaſe Monies ſhould be paid and applied to ſuch and the ſame Uſes, Intents, and Purpoſes as the ſaid Eſtates and Intereſts ſo veſted in the above mentioned Truſtees, were limited and ſettled previous to the paſſing of the ſaid Act, ſo far as the Rules of Law would allow thereof; and that in the mean Time the Rents and Profits of the ſaid Lands and Hereditaments ſhould be paid and applied by the ſaid Truſtees to ſuch Perſon or Perſons as were entitled to the ſame, and in ſuch Proportions as the ſame were payable previous to the paſſing of the ſaid Act: And, for the better aſcertaining the ſeveral Owners and Proprietors of the ſaid Lands and Hereditaments, and their reſpective Titles, Intereſts, and Claims thereto, His Majeſty is by the ſaid Act empowered, by One or more Commiſſion or Commiſſions, by Letters Patent under the Great Seal of *Great Britain*, to authorize and appoint any Number of Perſons to be Commiſſioners, to hear and determine all Titles and Claims which ſhould or might be made to the ſaid Lands and Hereditaments, or to any Part or Parcel thereof; and the ſaid Commiſſioners are thereby authorized and required to enquire into and to proceed, act upon, and determine all and all Manner of Rights, Eſtates, and Intereſts, and all Controverſies, Debates, and Queſtions, or any other Matter or Thing relating to the Premiſes; and alſo to enquire into, proceed, act, and determine, touching and concerning the true and real Value of the ſaid Premiſes, in ſuch Manner, and are inveſted with ſuch Powers for thoſe Purpoſes as are therein expreſſed; 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 to be aſcertained, decreed, and adjudged, in Manner therein mentioned, to the Owners and Proprietors of the ſaid Lands and Hereditaments veſted by and to be purchaſed in purſuance of the ſaid Act, or to any or either of them, the Truſtees therein-before mentioned, and their Heirs, ſhould be deemed and adjudged to ſtand ſeiſed of ſuch Part and Parcel of the ſaid Premiſes as ſhould be ſo paid for to and for the Uſe of His Majeſty, His Heirs and Succeſſors, for ever, freed and diſcharged of and from all and all Manner of Right, Title, Claim, and Demand whatſoever, that could or might be had, made, or ſet up by any Perſon or Perſons, Bodies Politick or Corporate, Eccleſiaſtical or Civil: And whereas by another Act, made in the preſent Seſſion of Parliament, intituled, *An Act for veſting certain Lands and Hereditaments in Truſtees, for further promoting the Service of His Majeſty's Ordnance at* Woolwich, after reciting the ſaid Act, made in the laſt Seſſion of Parliament, and that the Purchaſes of the ſaid Lands and Hereditaments by the ſaid recited Act veſted in the ſaid Truſtees therein named had not been proceeded in, nor had any Commiſſion been then granted by His Majeſty purſuant to the ſaid Act, it having been found eſſential and

43 Geo. 3. c. 35.

neceſſary for the Service of His Majeſty's Ordnance at *Woolwich* ſtill further to extend and enlarge the Premiſes occupied and employed in the ſaid Service, and for that Purpoſe to purchaſe ſuch other Lands and Hereditaments for the Uſe of the ſaid Service, as therein-after mentioned, it was enacted, that the Lands and Hereditaments therein-after mentioned ſhould be, and the ſame were thereby veſted in the ſaid *Charles Abbot*, Sir *Edward Knatchbull*, and *Filmer Honeywood*, and their Heirs, upon ſuch or the like Truſts, and for ſuch or the like Purpoſes, as in the ſaid recited Act, made in the laſt Seſſion of Parliament, are mentioned and declared of and concerning the Lands and Hereditaments by the ſaid recited Act veſted in the ſaid Truſtees as herein-before mentioned; and it was by the ſaid now reciting Act alſo enacted, that it ſhould and might be lawful for His Majeſty, in and by any Commiſſion or Commiſſions which ſhould or might be granted by His Majeſty in purſuance of the ſaid recited Act, made in the laſt Seſſion of Parliament, to authorize and direct, that the Commiſſioners to be therein named, or any Five or more of them, ſhould and might hear and determine all Titles, Rights, Claims, and Intereſts which ſhould or might be made to, upon, over, or out of, as well the Lands and Hereditaments intended to be purchaſed by virtue of the now reciting Act, made in the preſent Seſſion of Parliament, or any Part or Parcel thereof, as thoſe which ſhould or might be purchaſed by virtue of the ſaid recited Act, made in the laſt Seſſion of Parliament; and that the ſaid Commiſſioners ſo to be appointed as aforeſaid, or any Five or more of them, ſhould and might in all Things act in the Execution of the ſaid now reciting Act, as fully and effectually, to all Intents, Conſtructions, and Purpoſes, as they could or might act in the Execution of the ſaid recited Act, made in the laſt Seſſion of Parliament; and that all and every the Powers, Proviſions, Regulations, and Clauſes in the ſaid recited Act contained, ſhould, in the Execution of the ſaid now reciting Act, be uſed and applied, extended and conſtrued, in like Manner, in all Reſpects, as if the ſame reſpectively had been repeated and ſpecially enacted in the ſaid now reciting Act: And whereas it is found expedient for carrying the Purpoſes mentioned in the ſaid recited Act fully into Effect, to purchaſe the Lands and Hereditaments herein-after mentioned: And whereas the Purchaſes of the ſaid Lands and Hereditaments by the ſaid recited Acts reſpectively veſted in the ſaid Truſtees therein reſpectively named, have not been proceeded in, nor hath any Commiſſion been yet granted by His Majeſty purſuant to the ſaid firſt recited Act, it having been found eſſential and neceſſary for the Service of His Majeſty's Ordnance at *Woolwich*, ſtill further to extend and enlarge the Premiſes occupied and employed in the ſaid Service, and for that Purpoſe to purchaſe ſuch other Lands and Hereditaments for the Uſe of the ſaid Service, as herein-after mentioned: And whereas the Land, Rights, and Intereſts to be purchaſed in purſuance of this Act, are or may be veſted in or belonging to Infants, Femes Coverts, Truſtees, or other Perſons who by Law are diſabled to make any Contracts or Conveyances; in all

all which Caſes, as likewiſe when any Owners or other Perſons entitled to or intereſted in the ſame, deſigning to obſtruct the publick Service, or to make any unreaſonable Gain to themſelves, inſiſt on extravagant Rates, it will be neceſſary to have Recourſe to the ſame Methods as in the ſaid firſt recited Act are directed to be had with reſpect to the Lands and Hereditaments therein mentioned; be it therefore 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 that Piece or Parcel of Waſte Land, containing by Admeaſurement One hundred and two Acres and Six Perches, or thereabouts (be the ſame more or leſs), commonly called *Charlton Common*, ſituate in the Pariſh of *Charlton*, in the ſaid County of *Kent*, and being Part of the Waſte Lands of or belonging to the Manor of *Charlton*, and which ſaid Piece of Waſte Land or Common is abutted and bounded on each of the Three Sides thereof as follows; that is to ſay, on the North Side by Land belonging to Lady *Wilſon* and Sir *Thomas Maryan Wilſon*; on the South Weſt Side by the Turnpike Road leading from *London* to *Dover*; and on the South Eaſt Side by *Woolwich* Common and a publick Road leading from *Eltham* to *Woolwich*; and all Eſtates, Rights, and Intereſts, Claims and Demands whatſoever, of any Perſon or Perſons in, upon, over, or out of the ſame (other than and except all ancient and accuſtomed Highways, Roads, Paths, Paſſages, and Watercourſes, upon, over, in, or through the ſame, and particularly a certain Watercourſe which runs from the ſaid Turnpike Road leading from *London* to *Dover*, acroſs or through the ſaid Piece of Waſte Land or Common, into the Park belonging to the ſaid Lady *Wilſon* and Sir *Thomas Maryan Wilſon*, and is principally uſed for ſupplying the ſaid Park with Water, and which ſaid Watercourſe is to be kept open and in Repair by the Owners of the ſaid Common for the Time being for ever, for the Purpoſe aforeſaid), ſhall be, and the ſame are hereby veſted, in the ſaid *Charles Abbot*, Sir *Edward Knatchbull*, and *Filmer Honeywood*, and their Heirs, in Truſt nevertheleſs for ſuch Perſon or Perſons as, at or immediately before the Time of making this Act, was or were the Owner, or the ſeveral and reſpective Owners thereof, or had any Rights or Intereſts therein, according to his, her, or their ſeveral Eſtates, Rights, and Intereſts in Poſſeſſion, Reverſion, Remainder, or otherwiſe, until ſuch Eſtates, Rights, and Intereſts ſhall be reſpectively adjudged and determined, and until the Purchaſe Monies for the ſame that ſhall be agreed upon or aſſeſſed as the true Value thereof ſhall be paid; and that the ſaid Purchaſe Monies ſhall be paid and applied to ſuch and the ſame Uſes, Intents, and Purpoſes, as the ſaid Eſtates, Rights, and Intereſts ſo veſted in the above mentioned Truſtees, were limited and ſettled previous to the paſſing of this Act, ſo far as the Rules of Law will allow thereof; and that, in the mean Time, the Rents and Profits of the ſaid Lands and Hereditaments ſhall be paid and applied by the ſaid Truſtees to, and all ſuch Rights and Intereſts ſhall be held and enjoyed

The Premiſes herein deſcribed veſted in Truſtees for the Owners, until their Intereſts therein ſhall be determined, and the Purchaſe Money paid.

enjoyed by such Person or Persons as was or were entitled to have, receive, hold, and enjoy the same respectively, and in such Proportions, Manner, and Form, as the same were payable, and were held and enjoyed previous to the passing of this Act.

On Payment of the Purchase Money, the Premises shall vest in the Trustees for the Use of His Majesty.

II. And be it further enacted, That, immediately from and after the Time that Payment shall be made of the Sum and Sums of Money to be agreed for or assessed, and which shall be decreed and adjudged to the Owners and Proprietors of, and Persons interested in the Lands and Hereditaments vested by, and to be purchased in pursuance of this Act, or any of them, the Trustees herein-before mentioned, and their Heirs, shall be deemed and adjudged to stand seised of the said Premises respectively, to and for the Use of His said Majesty, His Heirs and Successors, for ever, freed and discharged of and from all and all Manner of Estates, Leases, Rights, Titles, Interests, Claims, and Demands whatsoever, which can or may be had, made, or set up, in, to, out of, or upon, or in respect of the same Land and Hereditaments by any Bodies Politick or Corporate, Ecclesiastical or Civil, or any Person or Persons whomsoever, on any Account whatever.

No ancient Road, *etc.* to be stopped up

III. Provided always, and be it further enacted, That no ancient and accustomed Highways, Roads, Paths, Passages, or Watercourses, in, over, upon, or through the said Land and Hereditaments, vested by, and to be purchased in pursuance of this Act, or any Part thereof, shall be stopped up, altered, or diverted, other than and except in such Manner as the same respectively might by Law have been stopped up, altered, and diverted, in case this Act had not been passed.

His Majesty may authorize Commissioners appointed under first recited Act to determine Titles, *etc.* to Premises to be purchased under this Act, *etc.*

IV. And be it further enacted, That it shall and may be lawful for His Majesty, in and by any Commission or Commissions which shall or may be granted by His Majesty in pursuance of the said first recited Act, made in the last Session of Parliament, to authorize and direct that the Commissioners to be therein named, or any Five or more of them, shall and may hear and determine all Titles, Rights, Claims, and Interests, which shall or may be made to, upon, over, or out of, as well the Lands and Hereditaments intended to be purchased, by virtue of this Act, or any Part or Parcel thereof, as those which shall or may be purchased by virtue of the said recited Acts respectively made in the last and present Session of Parliament; and the said Commissioners so to be appointed as aforesaid, or any Five or more of them, shall and may in all Things act in the Execution of this Act, as fully and effectually, to all Intents, Constructions, and Purposes, as they can or may act in the Execution of the said recited Acts respectively; and all and every the Powers, Provisions, Regulations, and Clauses, in the said first recited Act contained, shall, in the

Execution of this Act, be uſed and applied, extended and conſtrued, in like Manner, in all Reſpects, as if the ſame reſpectively had been repeated, and ſpecially enacted in this Act.

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