ANNO QUADRAGESIMO OCTAVO

GEORGII III. REGIS.

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C A P. CI.

An Act for extinguishing the Right of Way over a Lane or Road leading across the Exercising Ground in front of *Chatham* Lines, and for vesting the Soil thereof in His Majesty, His Heirs and Successors.

[23d *June* 1808.]

WHEREAS in pursuance of an Act of Parliament, passed in the Forty-fourth Year of the Reign of His present Majesty, intituled, *An Act to vest certain Messuages, Lands, Tenements, and Hereditaments in Trustees, for better securing His Majesty's Docks, Ships and Stores at* Chatham, *and for the Use of His Majesty's Ordnance at* Warley Common *and* Woolwich, and otherwise, a certain Farm-house and Lands thereunto belonging, called *Upberry Farm*, situate in the Parish of *Gillingham* in the County of *Kent*, and also a certain other Farm-house and Lands thereunto belonging, called *West Court Farm*, situate in the same Parish, were (among other Hereditaments) purchased for His Majesty's Service; and the said Farms are now vested in His Majesty, His Heirs and Successors: And whereas prior to and at the Times of the said Purchases of the said Two Farm-houses and Lands, a certain Lane or Road led from the Town of *Chatham* aforesaid to a place called *Slykates Hill*, and from thence along the Front of the said Two Farm-houses into the Turnpike Road or Highway leading from *Canterbury* to *Brompton*, entering the said Turnpike Road opposite to that Part thereof in which the publick Road or Highway leading from *Gillingham* to *Brompton* also enters the same: And

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whereas at the Times herein-before mentioned the ſaid Lane or Road was almoſt wholly uſed by the Tenants or Occupiers of the ſaid Farm-houſes and Lands, the ſame having been rarely uſed by the Publick or by other Perſons than as aforeſaid, partly by Reaſon of the Narrowneſs and ſteep Aſcent of the ſaid Lane or Road in that Part thereof which led from *Chatham* aforeſaid to the ſaid Place called *Slykates Hill* aforeſaid, and partly that the ſaid Turnpike Road leading from *Canterbury* to *Brompton*, and from thence by His Majeſty's Dock-yard to *Chatham* aforeſaid, was and is more commodious to the Publick than the ſaid Lane or Road: And whereas the Houſes and Buildings which belonged to the ſaid Two Farms called *Upberry Farm* and *Weſt Court Farm*, have been ſince pulled down, and the Hollow Ways of the ſaid Farms have been filled up, in order to open the Front to the Fire of that Part of the Works and Lines lately erected at *Chatham* aforeſaid, called *Chatham Lines*, which lies contiguous or near to the ſaid Lane or Road: And whereas the Uſe by the Publick of the ſaid Lane or Road might prove prejudicial to the Defences of the ſaid Lines and Works, inaſmuch as the ſaid Lane or Road could not be kept dry without Ditches, and that ſuch Ditches would afford Cover to an Enemy; wherefore it is neceſſary that the ſame ſhould be wholly ſtopped up, and the Soil thereof veſted in His Majeſty, His Heirs and Succeſſors: And whereas the ſaid Lane or Road cannot be ſo ſtopped up without the Authority of Parliament; 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 it ſhall and may be lawful to and for His ſaid Majeſty, His Heirs and Succeſſors, from and immediately after the paſſing of this Act, to ſtop up, take away, and extinguiſh the Uſe of ſo much of the ~~ſaid~~ Lane or Road herein ~~before~~ deſcribed, as leads from the Boundary Stone which divides the Pariſhes of *Chatham* and *Gillingham* ſituate near to *Slykates Hill* ~~aforeſaid~~ along the Front of the ~~ſaid~~ Farm Houſes into the Turnpike Road leading from *Canterbury* to *Brompton*; and that no Perſon or Perſons whoſoever ſhall at any Time or Times hereafter uſe, claim, or demand the ſaid Lane or Road upon any Account whatſoever, either with any Horſe, Beaſt, Cattle, or Carriage, or as a Way, Path, or Paſſage for Paſſengers on Foot or otherwiſe howſoever; any Right, Claim, Uſage, or Cuſtom to the contrary in anywiſe notwithſtanding.

His Majeſty may ſtop up the Lane or Road herein deſcribed.

II. And be it further enacted by the Authority aforeſaid, That the Land or Soil of the ſaid Lane or Road ſhall be and the ſame is hereby veſted in His ſaid Majeſty, His Heirs and Succeſſors, free and clear and for ever hereafter exonerated and diſcharged of and from all Right of Way and other Claims, Titles, Intereſts and Demands whatſoever, which His Majeſty's liege Subjects or any Perſon or Perſons whomſoever now have, uſe, or claim, or at any Time or Times hereafter ſhall or may have, uſe, or claim, in, to, upon, or over, the ſame Road, under or by virtue of any Grant, Preſcription, Uſage, Cuſtom, or otherwiſe howſoever antecedent to the paſſing of this Act.

The Land of the Road ſo ſtopped up ſhall be veſted in His Majeſty.

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