



Duchy of Lancaster Act 1812

1812 CHAPTER 161

XXV Money arising by the Acts herein recited to be laid out in the Purchase of Lands fit for the Growth of Timber.

And whereas an Act was passed in the Thirty-fifth Year of the Reign of His present Majesty, intituled *An Act to enable His Majesty to grant To the Right Honourable John Earl of Upper Ossory, of Amptill in the County of Bedford, his Heirs and Assigns, in Fee Simple, all the Estate, Right, Title, and Interest remaining in His Majesty in and upon the Walk of Farming Woods, in the Forest of Rockingham, in the County of Northampton, to which the said Earl of Upper Ossory is entitled for Three Lives, under a Grant from His present Majesty, upon a Jul I and adequate Consideration to be paid for the same* : And whereas an Act was passed in the Thirty-sixth Year of the Reign of His present Majesty, intituled *An Act to enable His Majesty to grant to John Earl of Westmorland, his Heirs and Assigns, in Fee Simple, all the Estate, Right, Title, and Interest remaining in His Majesty, in or upon the Hayes or Walks of Sulehay, Fermes, and Shortwood and Morehay, in the Forest of Rockingham, in the County of Northampton, upon a full and adequate. Consideration to be paid for the same* : And whereas another Act was passed in the said Thirty-sixth Year of the Reign of His present Majesty, intituled *An Act to enable His Majesty to grant to Henry Earl of Exeter, his Heirs and Assigns, in Fee Simple, all the Estate, Right, Title, and Interest remaining in His Majesty in and upon the Haye or Walk of West Flay in the Forest of Rockingham, in the County of Northampton, upon a full and adequate Consideration to be paid for the same* , and it was thereby enacted, that when such Grant should be so made, the Woods, Woodlands, Hereditaments, and Premises to be comprised therein should immediately thereupon become and be Part and Parcel of the said *Henry Earl of Exeter's* Manor of *Duddington*, in the County of *Northampton* : And whereas another Act was passed in the said Thirty-sixth Year of His present Majesty, intituled *An Act to enable His Majesty to grant to George Finch Hatton Esquire, his Heirs and Assigns, in Fee Simple, all the Estate, Right, Title, and Interest remaining in His Majesty in and upon the Lawn of Benefield, and the Bailiwick of Rockingham, in the said Forest of Rockingham, in the County of Northampton, upon a full and adequate Consideration to be paid for the same*: And whereas in pursuance of the .Powers, Authorities, and Directions of the said first recited Act, the Surveyor General of His Majesty's Land Revenue did contract for the said Grant to the said *John Earl of Westmorland*, and did ascertain and fix the Sum. of Eleven thousand eight hundred and eighty-one Pounds

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Twelve Shillings and Eight-pence, to be a full and adequate Consideration for the said Grant, and the said Sum of Eleven thousand eight hundred and eighty-one Pounds Twelve Shillings and Eight-pence was accordingly paid by the said *John* Earl of *Westmorland* under the Direction of the said Act into the Bank of *England*, in the Name of the Lord High Treasurer of *England*, and was laid out in the Purchase of Seventeen thousand eight hundred and sixty-seven Pounds and Eight-pence, Three Pounds per. Centum Consolidated Bank Annuities, In the same Manner and to and for the same Uses and Purposes as the Monies arising or to arise by the Sale of the Fee Farm Rents are directed to be laid out by an Act of Parliament passed in the Thirty-fourth Year of His Majesty's Reign, intituled *An Act for the better Management of the Land Revenue of the Crown, and for the Sale of Fee Farm and other unimproveable Rents*, as by the said first recited Act is directed; And whereas no Contract or Agreement has hitherto been made by the Commissioners of his Majesty's Woods, Forests, and Land Revenues, with, the said *Henry* Earl of *Exeter*, or his Heirs or Assigns, or with the said *George Finch Hatton*, or with the said *John* Earl of *Upper Ossory*, under the said recited Acts in respect of the said Grants to be made to them, and the Sums of Money to be paid under the said recited Acts as a Consideration for the said Grants remain still unsettled : And whereas by an Act passed in the Forty-eighth Year of His present Majesty, intituled *An Act to improve the Land Revenue of the Crown in England, and also of His Majesty's Duchy of Lancaster*, the said Surveyor General for the Time being was authorized to contract and agree with any Person or Persons, or any Bodies Politic or Corporate, for the Sale of the Soil, Mines, or other Minerals, or other Substances or Herbage, or any other Rights or Interests of His Majesty, His Heirs and Successors, in the Great Forest of *Brecknock*, in the County of *Brecknock*, or any Part thereof, or in any Manner appertaining thereto, or existing within the same, at or for the best Prices or Considerations in Money which the said Surveyor General should be able to procure for the same, and which should be approved of by the Lord High Treasurer, or Commissioners of the Treasury for the Time being, and the Purchase Monies to be paid for the same should from Time to Time be paid into the Bank of *England*, and mould be inverted in the Purchase of Stock, and the Stock so purchased and the Interest and Yearly Dividend arising therefrom should be applied in the same Manner, and subject to the same Regulations as are prescribed in the said last recited Act, with respect to the Purchase Monies arising from the Sales of Crown Lands thereby authorized to be made : And whereas from the great and increasing Difficulty of procuring a sufficient Supply of Timber for the life of the Navy, it would be of great Benefit and Advantage to the Public in general if the said Sum of Money so received from the said *John* Earl of *Westmorland*, and the Monies to be paid by the Heirs of the said *Henry* late Earl of *Exeter*, and the said *George Finch Hatton*, and the said *John* Earl of *Upper Ossory*, (the same having arisen from the Sale of the Forestal Rights belonging to His Majesty), and also the Monies arising from the Sale of the Forest of *Brecknock*, were laid out in the Purchase of Lands fit and proper for the Growth of Timber, and of any Rights of Individuals to Lands fit for that Purpose ; be it therefore further enacted, That it shall be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues, or the Surveyor General of Crown Lands for the Time being, with the Approbation of and by the Direction of the Lord High Treasurer, or Commissioners of the Treasury for the Time being, or any Three of them, to contract and agree with any Body or Bodies Politic or Corporate, or Person or Persons for the Sale of and to fell the said Sum of Seventeen thousand eight hundred and sixty-seven Pounds and Eight-pence Three Pounds *per Centum* Consolidated Bank Annuities, or any Part thereof, and apply the Produce and also the Monies to be received from the said Heir or Heirs of the said *Henry* late Earl of *Exeter*, the said *George Finch Hatton*, and the said *John* Earl of *Upper Ossory*, or either of them, any Thing in the said recited Acts to the contrary notwithstanding; and all or any other Monies arising or which may arise from

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the Sale of the said Forest of *Brecknock*, or any Part thereof, or of Lands in any Forest, reputed Forest or Waste, belonging to His Majesty, or of His Majesty's Rights and Interests therein, in the Purchase of any Lands the Property of Individuals, or in the Purchase of any Rights of Individuals (where the Reversion of such Rights shall be vetted in His Majesty), to or over any Lands which shall in the Judgement of the said Commissioners of His Majesty's Woods, Forests, and Land Revenues, or the Surveyor General of Crown Lands for the Time being, be fit and proper for the Growth and Cultivation of Wood and Timber, and such Lands and Rights shall when so purchased be held by and be and become the Property, of His Majesty, His Heirs and Successors.