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Berks Page 3 No 53



ANNO QUINQUAGESIMO QUINTO

GEORGH III. REGIS.

C A P. CXXII.

An Act to amend an Act of the Fifty-third Year of His present Majesty, for vesting in His Majesty certain Parts of *Windfor* Forest, in the County of *Berks*; and for inclosing the Open Commonable Lands within the said Forest. [28th June 1815.]

WHEREAS an Act passed in the Fifty-third Year of the Reign of His present Majesty, intituled *An Act for vesting in His Majesty certain Parts of Windfor Forest, in the County of Berks; and for inclosing the Open Commonable Lands within the said Forest*; and some of the Provisions of the said Act require to be amended; 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 it shall be lawful for His Majesty, His Heirs and Successors, and all and every Person and Persons entitled to any Timber or other Trees standing and being on any of the Waste Lands intended to be inclosed by the said recited Act, at any Time within the Period of Twelve Calendar Months after the Date of the Award directed by the said Act to be made by *John Nash* and *John Davis*, Commissioners named and appointed in and by the said recited Act, or their Successors, instead of within the Space of Two Years from the passing of the said Act, as in the said Act is directed, to fell, cut down, grub up, remove, sell, and dispose of such Timber and other Trees; any Thing in the said Act to the contrary notwithstanding: Provided

53G.3.c.158.

Trees may be cut down within 12 Months after the Date of the Award under recited Act.

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Provided always, and the said *John Nash* and *John Davis*, and their Successors, are hereby required and directed to make and execute their said Award within the Space of Twelve Calendar Months from and after the passing of this Act, in the same Manner and Form and under the like Regulations in all respects as in the said recited Act is directed.

His Majesty's
Private Estates within
the Forest
may be sold
or exchanged.

II. And whereas it would greatly tend to the Improvement of the Estates and Property belonging to His Majesty, within the Limits of the said Forest, in His private Capacity, if the Powers in the said recited Act contained, in relation to the Sale or Exchanges of Allotments made to His Majesty in Right of such Estates, were extended to all such Estates and Property; be it therefore enacted, That all the Powers and Authorities, Provisions and Regulations in the said recited Act contained, for authorizing the Commissioners therein mentioned and named and appointed by the said therein recited Act of the Fifty-second Year of the Reign of His present Majesty, to sell or exchange any Allotment or Allotments of Waste Land made to His Majesty under the said recited Act of the Fifty-third Year aforesaid, shall extend and be construed to extend to authorize, empower, and enable the said last-mentioned Commissioners to sell or exchange all or any of the Messuages, Cottages, Timber, Orchards, Lands, Tenements, or Hereditaments whatsoever, belonging to His Majesty, within the Limits and Boundaries of the said Forest as His Majesty's private Property, in case the said Commissioners shall deem any such Sales or Exchanges to be expedient and beneficial to the Estate of His Majesty; and it shall be lawful for the said Commissioners to make any such Sales or Exchanges under the Powers, Authorities and Regulations in the said Act contained in relation to Allotments, in like Manner in every respect as if such Powers, Authorities, and Regulations were hereby repeated and re-enacted, and as fully and effectually to all Intents and Purposes as if such Messuages, Cottages, Timber, Lands, Tenements, and Hereditaments had been included in the said recited Act; and the said Act and this Act shall for that Purpose be construed together as One Act.

Compensation to be made to Parishes where the Allotments exceed the proportionate Share belonging to His Majesty.

III. And whereas it hath been found that the specific Allotments required and directed by the said Act of the Fifty-third Year of the Reign of His present Majesty to be given to His Majesty, do in some Parishes exceed the proportionate Share of Nine Thirty Seconds intended to be given to His Majesty under the same Act, as far as relates to the Waste in such Parishes, and no Provision is contained in the said Act for making Compensation to such Parishes; be it therefore enacted, That it shall be lawful for the said *John Nash* and *John Davis*, and their Successors, and they are hereby required to ascertain the Amount and Value of such Excess in every such Parish as aforesaid, and the respective Amounts of the Value of such Excess shall thereupon be paid to the respective Parishes entitled thereto, out of any Money to be raised under the Provisions of the said last-mentioned Act, by the Sale of any Lands authorized by the said Act to be sold for the Payment of the Expences of inclosing the Lands and Allotments which are by the said Act given to or may be awarded to His Majesty; and it shall be lawful for His Majesty's Commissioner in all such Cases to mark out for Sale any additional Quantity of such Lands for the Purpose of raising the Amount of such Compensation to such Parishes respectively as aforesaid; and the Amount of the Value of every such Excess

cess in each Parish shall be paid to the Commissioner or Commissioners under the said Act for the Parish for which the Compensation shall be given, and shall by such Commissioner or Commissioners respectively be applied in the Payment of any Expences already incurred or which may hereafter be incurred in the Execution of the said Act in such Parish by the said Commissioners respectively in the respective Parishes, or their Clerks, or any Surveyors or Assistants, or in any other Costs or Charges incident to or incurred in the Execution of the said Act, and the Overplus, if any, shall be divided among the Proprietors of Estates in the Parish for which the Compensation is paid, in Proportion to their several legal Rights of Common therein, and shall be included in the Award of the Commissioner or Commissioners of such respective Parishes: Provided always, that the Sale of all Lands for the Purposes aforesaid shall be made in such Manner and Form and under such Regulations in all respects as are mentioned and prescribed in and by the said Act of the Fifty-second Year of the Reign of His present Majesty, and of the said recited Act respectively, or as near thereto as the Circumstances of any Sales to be made in pursuance of this Act will admit.

IV. And whereas it is enacted by the said recited Act of the Fifty-third Year of the Reign of His present Majesty that certain Parts of the Waste of the said Forest therein particularly mentioned and described should be allotted to His Majesty; and it is expedient that Power should be given to inclose the said several Allotments, and such other Allotments to be made to His Majesty as may adjoin or be contiguous thereto previous to the Execution of the Award to be made by the said *John Nash* and *John Davis*, or their Successors, as by the said recited Act is directed; be it therefore enacted, That when the said Allotments so directed to be made to His Majesty by the said last-mentioned Act, and such other Allotment or Allotments as may adjoin or be contiguous thereto, shall have been made and set out to and for His Majesty, it shall and may be lawful for the Commissioners of His Majesty's Woods, Forests, and Land Revenues, by and with the Consent and Approbation of the Lords Commissioners of His Majesty's Treasury for the Time being, immediately or at any Time thereafter to inclose from Time to Time the said several Allotments, and to continue the same so inclosed, freed and discharged of and from all Common Rights of what Nature or Kind soever, although the said *John Nash* and *John Davis* or their Successors may not have made or executed their said Award in relation thereto at the respective Periods when such Inclosures shall be so made.

Allotments to His Majesty may be inclosed before the Award is made.

PROLOGUE

The first part of the book is devoted to a general survey of the history of the United States from the discovery of the continent to the present time. It is divided into three parts: the first part covers the period from the discovery of the continent to the establishment of the first colonies; the second part covers the period from the establishment of the first colonies to the Declaration of Independence; and the third part covers the period from the Declaration of Independence to the present time.

THE SECOND PART OF THE BOOK IS DEVOTED TO A GENERAL SURVEY OF THE HISTORY OF THE UNITED STATES FROM THE DISCOVERY OF THE CONTINENT TO THE PRESENT TIME.

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