



ANNO TERTIO & QUARTO

VICTORIÆ REGINÆ.

Cap. cxii.

An Act for opening a Street to *Clerkenwell Green* in the County of *Middlesex*, in continuation of the new Street from *Farringdon Street* in the City of *London*. [23d July 1840.]

WHEREAS the Mayor, Aldermen, and Commonalty of the City of *London*, acting under and by virtue of an Act passed in the Second Year of the Reign of Her present Majesty Queen *Victoria*, intituled *An Act for making a new Street from Holborn Bridge in the City of London towards Clerkenwell Green* 1 & 2 Vict. c. 83., have purchased certain Lands, and have pulled down the Buildings thereon, and cleared the Site for the said intended Street to or nearly to the South-western Boundary of the County of *Middlesex*: And whereas the Streets, Lanes, Passages, and Places between the Northern Extremity of the said new Street and *Clerkenwell Green* are extremely narrow, and almost impassable for Carriages, and many of the Houses and Tenements therein are in a very ruinous and dilapidated Condition: And whereas the District between the said new Street and *Clerkenwell Green* is densely populated, and inhabited and resorted to by many Persons of a vicious and immoral Character, and is also intersected by a very long Common Sewer called the *Fleet Ditch*, at many Parts uncovered, and thereby causing Malaria, productive of Fever and Epidemics, and prejudicial to the general Health

[Local.] 28 T

Construction
of Terms.

Health of the Neighbourhood: And whereas if the said new Street were continued to *Clerkenwell Green* it would be of great Advantage to the Owners and Occupiers of Property in the Parishes of *Saint Andrew Holborn, Saint Sepulchre, Clerkenwell*, and others adjacent thereto, by the Improvement in the Health and Morals of the Inhabitants, and by the increased Traffic which would necessarily result therefrom, and would also be of great public Utility, by opening a direct Communication between *Holborn, Fleet Street, Blackfriars Bridge*, and the Metropolitan District South of the *Thames*, and *Islington*, the Great North Road, and the Northern Part of *London*: But the Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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 in the Construction of this Act every Word importing the Singular Number or Masculine Gender only shall be construed to mean and include Two or more Persons or Things, and a Female as well as a Male; and where the Word "Corporation" shall be used, the same shall extend to a Body Politic, Corporate, or Collegiate, Ecclesiastical or Civil; and where the Word "Tenements" shall be used, the same shall be held to include Lands, Tenements, and Hereditaments; unless in any of the aforesaid Cases it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction.

Appointment
of Commis-
sioners.

II. And be it further enacted, That *Samuel Mills, William Boulton, Richard Carpenter, William Matthew Thiselton Dyer, Jonathan Hayne, William Hanley, Valentine Knight, James Pascall, Francis Stedman, John Wheelton, James Whiskin*, Esquires, together with *John Walter Cropley, Thomas How, Henry Beverley Wakeling, Richard Bridges, Thomas Paris*, and *James Hayward*, Esquires, nominated by or on the Behalf of the Inhabitants of the Parish of *Clerkenwell*, and *Richard Horn, George White, Roof Pope*, and *William Brier*, Esquires, nominated by or on Behalf of the Inhabitants of the Lower Liberty of *Saint Andrew Holborn*, and *William Scott Deighton* Esquire, nominated by or on the Behalf of the Inhabitants of *Saint Sepulchre, Middlesex*, and their Successors, (to be elected in manner hereinafter mentioned,) shall be and they are hereby appointed Commissioners for putting this Act into execution, by the Name and Style of the "*Clerkenwell Improvement Commissioners*," and as often as any of the Commissioners herein named (other than the Commissioners on behalf of the said Parishes and Lower Liberty), or their Successors, to be elected in pursuance of this Act, shall die, or refuse or neglect to act for the Space of Six Calendar Months, it shall be lawful for the continuing Commissioners for executing this Act to nominate and appoint another fit Person in the Place or Stead of every such Commissioner so dying, or refusing or neglecting to act as aforesaid; and every Person so elected shall have the same Power and Authority for putting this Act into execution as if he had been named a Commissioner in and by this Act.

III. And

III. And be it further enacted, That when and so often as any Commissioner named in this Act as one of the Commissioners by or on the Behalf of the said Parishes or Lower Liberty, or any Commissioner to be hereafter elected in his Stead, shall die, or refuse or neglect to act for the Space of Six Calendar Months, or remove out of the Parish or Liberty, it shall be lawful for the Inhabitants of the said Parish of *Clerkenwell*, or Lower Liberty of *Saint Andrew Holborn*, at some Vestry Meeting specially convened, or for the Commissioners for paving, lighting, and cleansing the said Parish of *Saint Sepulchre* in the County of *Middlesex*, (as the Case may be, the Commissioner on whose Behalf shall have so died, refused or neglected to act, or removed as aforesaid,) to nominate and appoint some other Person in the Room or Stead of every such Person so dying, or refusing or neglecting to act, or removing, and every Person so nominated and appointed shall have the same Power and Authority for putting this Act into execution as if he had been originally nominated and appointed a Commissioner in and by this Act: Provided always, that the Refusal or Neglect of the said Inhabitants or Commissioners of Paving, or any of them, to nominate and appoint any such Commissioner in the Room or Stead of the Commissioner so dying, refusing or neglecting to act, or removing, shall not prevent the other Commissioners named in or authorized to be appointed by this Act from proceeding in the Execution of the Powers thereof, nor prejudice any Act, Matter, or Thing done or agreed to by them.

Appoint-
of future
Commis-
sioners on
behalf of the
Parishes.

IV. And be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act unless he shall be seised or possessed of, in his own Right or in the Right of his Wife, and be in the actual Possession and Receipt of the Rents and Profits of a Real Estate of the clear yearly Value of Thirty Pounds above Reprizes, or shall be an Occupier of a House, Hereditaments, or Premises rated to the Relief of the Poor at the annual Value of Fifty Pounds, or shall be possessed of a Real or Personal Estate, or a Real and Personal Estate together, of the Value or to the Amount of Two thousand Pounds, clear of all Incumbrances whatsoever.

Qualification
of Commis-
sioners.

V. And be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act, except in administering the Declaration herein-after mentioned, until he shall have taken and subscribed, before any Two or more of the said Commissioners, who are hereby authorized and empowered to administer the same, a Declaration in the Words or to the Effect following; (that is to say,)

Commis-
sioners to
make Decla-
ration.

‘ I in pursuance of an Act passed in the
‘ Year of the Reign of Her Majesty Queen *Victoria*, intituled
‘ [*here set forth the Title of this Act*], do solemnly and sincerely
‘ declare, That I am seised and possessed in my own Right or in
‘ Right of my Wife, and in the actual Possession and Receipt of
‘ the Rent and Profits of a Real Estate of the clear Value of
‘ Thirty Pounds above Reprizes; (*or*) that I am the Occupier of a
‘ House, Hereditaments, or Premises rated at the annual Value of
‘ Fifty

‘ Fifty Pounds ; (or) that I am really and *bonâ fide* possessed of a
 ‘ Real or Personal Estate, or Real and Personal Estate together, of
 ‘ the Value or to the Amount of Two thousand Pounds, clear of all
 ‘ Incumbrances whatsoever ; and that I will faithfully and impartially,
 ‘ according to the best of my Skill and Judgment, execute and per-
 ‘ form all and every the Powers and Authorities reposed in me as a
 ‘ Commissioner by virtue of the said Act.’

Disqualifica-
 tion from
 acting as
 a Commis-
 sioner.

VI. Provided always, and be it further enacted, That no Commis-
 sioner hereby appointed, or hereafter to be appointed as aforesaid,
 shall be capable of acting as a Commissioner during the Time he
 shall hold and enjoy any Office or Place of Trust or Profit under this
 Act, or be concerned in or have any Benefit or Interest in any Con-
 tract whatsoever made by virtue of this Act, or in any Case wherein
 he shall be, directly or indirectly, personally or beneficially interested,
 (save and except as a Creditor on the Money to be raised or arise
 by virtue of this Act,) nor shall any such Commissioner be capable of
 taking any Contract under the said Commissioners whilst he shall be
 a Commissioner.

Penalty for
 acting with-
 out being
 qualified.

VII. And be it further enacted, That if any Person not being
 qualified in manner herein-before mentioned, or being disqualified
 by any of the Causes aforesaid, shall act as a Commissioner in the
 Execution of this Act, every such Person shall for every such
 Offence forfeit and pay the Sum of Fifty Pounds to any Person who
 shall inform or sue for the same, to be recovered, with full Costs,
 by Action of Debt in either of Her Majesty's Courts of Record at
Westminster ; and the Person so prosecuted shall prove that he was
 so qualified, and not disqualified as aforesaid, without any other
 Proof or Evidence on the Part of the Prosecutor than that such
 Person had acted as a Commissioner in the Execution of this Act:
 Provided always, that all Acts and Proceedings of any Person
 acting as a Commissioner in the Execution of this Act, although
 such Person shall not be duly qualified as aforesaid, or shall be dis-
 qualified previously to his being convicted of the said Offence, shall,
 notwithstanding such Conviction, be as good, valid, and effectual as
 if such Person had been qualified according to the Directions of
 this Act.

Meetings of
 Commis-
 sioners.

VIII. And be it further enacted, That the said Commissioners shall
 meet at some convenient Place in the Borough of *Finsbury* aforesaid,
 on the Second *Monday* after the passing of this Act, or as soon after
 as conveniently may be, between the Hours of Ten and Twelve of
 the Clock in the Forenoon, and shall then and there proceed to put
 this Act into execution, and shall and may, at any Meeting held in
 pursuance of this Act, from Time to Time adjourn themselves to and
 meet at the Place aforesaid, or at any other convenient Place in the said
 Borough, as they the said Commissioners at such Meeting shall appoint,
 of which First Meeting Three clear Days Notice shall be given by
 Advertisement in any Two Newspapers printed or circulated in the
 City of *London* or County of *Middlesex*, and signed by any Two of
 the Commissioners herein named ; and the said Commissioners shall
 then and there make such Orders, Rules, and Regulations as shall to
 them,

them, or the major Part of them, appear necessary and proper for better and more effectually carrying this Act into execution; and if it shall happen that there shall not appear at any Meeting which shall be appointed to be held by the said Commissioners a sufficient Number to act at such Meeting, and to adjourn to any other Day, (Three Commissioners being always deemed sufficient for the Purpose of adjourning,) or if they shall neglect or omit to adjourn, or any wrong Adjournment shall be made, then and in every such Case any Five of the said Commissioners, although not assembled at a Meeting, shall and may, by public Notice signed by them, to be published in manner herein-before directed Six clear Days at the least before every such Meeting, call a Meeting at the Place whereat the last Meeting of the said Commissioners was appointed to be held, and the said Commissioners shall and may meet accordingly, at the Time and Place mentioned in the said Notice, and proceed to the Execution of this Act.

IX. And be it further enacted, That, notwithstanding any Adjournment or Non-adjournment of any previous Meeting of the said Commissioners, it shall be lawful for any Five of the said Commissioners, although not assembled at any Meeting, from Time to Time, and at any Time, by Notice in Writing under their Hands, to be delivered to the Clerk to the said Commissioners, or left at his usual Place of Abode, and by Notice published as herein-before directed, to convene and appoint a Meeting of the said Commissioners, to be held at any Time, and in any convenient Place in the said Borough, to be specified in such Notice, such Time not being less than Three clear Days after such Notice shall have been so delivered and published as aforesaid: Provided always, that no other Business shall be transacted at any such Meeting than what shall have been specified in such Notice as being the Purpose for which such Meeting shall be called.

Special Meetings may be called.

X. And be it further enacted, That all the Powers and Authorities by this Act granted to or vested in the said Commissioners shall and may from Time to Time be exercised by them or by the major Part of them present at any Meeting to be held in pursuance of this Act, (or by a smaller Number in Cases where a smaller Number is in this Act mentioned,) such Commissioners present at any such Meeting not being less than Five in Number; and the Signatures of the said Commissioners present at such Meeting, or of such major Part of them as aforesaid, and all the Acts, Orders, and Proceedings of such Commissioners, or of such major Part of them as aforesaid, shall have the same Force and Effect as if the same were signed by or made and done by all the said Commissioners for the Time being; and such one of the Commissioners present as the major Part of them then attending shall appoint shall preside as Chairman, and in case of Equality of Votes of the Commissioners assembled (including the said Chairman's Vote), such Chairman shall have upon all such Occasions another and decisive Voice; and no Act of the said Commissioners in the Execution of this Act shall be good or valid unless done at some Meeting to be held in pursuance of this Act (except in Cases particularly specified in this Act); and all Acts,

Commissioners act at Meetings.

Orders, and Proceedings of the said Commissioners made or had at such Meetings shall be entered in a Book of Proceedings, and all Entries in such Book of Proceedings, being signed as hereinbefore mentioned, shall be deemed Originals, and shall be admitted as Evidence in all Courts, and by all Judges, Justices, and others; and such Book shall be kept by the Clerk to the said Commissioners, or by such other Person and at such Place as the said Commissioners shall direct, and the same shall at all convenient and reasonable Times, without Fee or Reward, be open and liable to the Inspection of any of the said Commissioners, and of every Person rated and assessed for the Purposes of this Act, or otherwise affected thereby.

Accounts to be kept of Receipts and Disbursements.

XI. And be it further enacted, That the said Commissioners shall and they are hereby required to cause a Book to be provided and kept, in which shall be entered true and regular Accounts of all Monies received, paid, laid out, and expended in the Execution of this Act, and of the several Articles, Matters, and Things for which such Monies shall have been disbursed, laid out, and paid, which Book shall at all reasonable Times be open to the Inspection of the said Commissioners, or any Creditor on the Funds hereby authorized to be raised, as well as the Overseers for the Time being of the several Parishes within which the said new Street will be situate, without Fee or Reward, and the said Commissioners and Creditors and Overseers shall or may take Copies of or Extracts from the said Book or any Part thereof, without paying any thing for the same; and if the Clerk to the said Commissioners, or other Person with whom any Book or Account belonging to the said Commissioners shall have been deposited, shall, on any reasonable Demand, refuse to permit or shall not permit any or either of the said Commissioners, or Creditors or Overseers, to inspect such Book or Account, or to take Copies thereof or Extracts therefrom, such Clerk or other Person so refusing or offending shall forfeit and pay any Sum of Money not exceeding Five Pounds.

Annual Account to be made up, and a Copy transmitted to the Clerk of the Peace.

XII. And be it further enacted, That the said Commissioners shall and they are hereby required to cause an annual Account in Abstract to be prepared, showing the total Receipts and Expenditure of any Funds levied under or by virtue of this Act, for every Year, under the several distinct Heads of Receipts and Expenditure, with a Statement of the Balance of such Account, duly audited and certified by Three of the said Commissioners; and the said Commissioners shall transmit a Copy of the said Account, free of Charge, to the Clerk of the Peace for the County of *Middlesex*, on or before the First Day of *January* in each Year, which Account shall be open to the Inspection of the Public, at all seasonable Hours, on Payment of the Sum of One Shilling for every such Inspection, and also a Copy of the several Accounts to the Vestry Clerks or Clerk of the Guardians of the Poor of the several Parishes within which the said new Street will be situate: Provided always, that if the said Commissioners shall omit or neglect to cause to be prepared and transmitted such Account as aforesaid, they shall forfeit and pay for every such Omission and Neglect the Sum of Twenty Pounds.

XIII. And be it further enacted, That the said Commissioners at any Meeting may nominate and appoint a Clerk, Treasurer, and such other Officers for the Execution of this Act as they shall think proper; and the said Commissioners may remove and displace any such Clerk, Treasurer, or Officer, from Time to Time, whenever they shall think proper; and the said Commissioners shall take such Security from every such Treasurer for the due Execution of such their Offices as to them shall seem meet, and shall and may, out of the Monies which shall arise and be collected by virtue of this Act, allow and pay to such Officers such Salaries or Allowances as the said Commissioners shall think reasonable.

Officers to be appointed.

XIV. And be it further enacted, That it shall not be lawful for the said Commissioners to appoint the Person who may be appointed to act as their Clerk, or the Partner of any such Clerk, or the Clerk or any Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or any Person in the Service or Employ of such Treasurer or of his Partner, the Clerk of the said Commissioners; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person, being the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or his Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold any Place of Profit or Trust under the said Commissioners other than that of Treasurer, every such Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered by Action of Debt, with full Costs of Suit, in any of Her Majesty's Courts of Record at *Westminster*.

Clerk and Treasurer not to be the same Person.

XV. And be it further enacted, That all Officers appointed under this Act shall, under their Hands, at such Time and in such Manner as the said Commissioners shall direct, deliver to the said Commissioners, or to such Person as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge by virtue of this Act, and also of all the Monies which shall have been by such Officers respectively received by virtue of and for the Purposes of this Act, and how much thereof hath been expended and disbursed, and for what Purpose, together with proper Vouchers for such Payments, and shall pay all such Monies as shall remain due from them respectively to the said Commissioners, or to such Persons as they shall appoint to receive the same; and if any such Officer shall refuse or wilfully neglect to make and render any such Account, or to produce and deliver up the Vouchers relating to the same in his Possession or Power, or to make Payment as aforesaid, or shall refuse or wilfully neglect to deliver to the said Commissioners, or to such

Officers to account.

such Person as they shall appoint to receive the same, within Ten clear Days after being thereunto required by the said Commissioners, all Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, or give Satisfaction to the said Commissioners, or such other Person as aforesaid, respecting the same, then and in every such Case, upon Complaint made on behalf of the said Commissioners by any Person whom they shall appoint for that Purpose, of any Refusal or wilful Neglect as aforesaid, to any Justice of the Peace for the County or Place wherein such Officer so refusing or wilfully neglecting shall be or reside, such Justice may and he is hereby authorized and required to summon the Officer so neglecting or refusing to appear before him, and on his appearing, or having been summoned and not appearing, or not being to be found, to hear and determine the Matter in a summary Way, and to settle the said Account, if produced, in the same Manner as the said Commissioners might have done; and if, upon the Confession of the Party, or by the Testimony of any credible Witness upon Oath, it shall appear to such Justice that any of the Monies that shall have been collected or raised by virtue of this Act shall remain due from such Officer, such Justice may and he is also authorized and required, upon Nonpayment thereof, by Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer; and if no Goods and Chattels can be found sufficient to answer and satisfy the Money, and the Charges of Distress and Sale, or if it shall appear to such Justice that such Officer shall have refused or wilfully neglected to render and give such Account, or to produce the Vouchers relating thereto in his Possession or Power, or that any Book, Paper, or Writing relating to the Execution of this Act shall be in the Custody or Power of such Officer, and he shall have refused or wilfully neglected to deliver or give Satisfaction relating to the same as aforesaid, then and in each and every such Case such Justice shall commit such Offender to the Common Gaol or House of Correction for the County or Place where such Offender shall be or reside, there to remain without Bail, or Mainprize until he shall make a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Commissioners for such Money, and shall have paid such Composition in such Manner as they shall appoint, (which Composition the said Commissioners are hereby empowered to make and receive,) or until he shall have delivered a true Account as aforesaid, together with such Vouchers as aforesaid, or until he shall have delivered up such Book, Paper, and Writing, or give Satisfaction in respect thereof, to the said Commissioners or to such other Person as aforesaid (as the Case may be): Provided always, that no Person who shall be committed by virtue of this Act on account of his not having sufficient Goods or Chattels shall be detained in Prison for any longer Time than Three Calendar Months: Provided always, that no Prosecution or Commitment under the Provisions of this Act of any such Officer shall acquit or discharge any Security that shall or may have been taken by or given to the said Commissioners for the due and faithful Execution of his Office, or the Payment of the Monies received or to be received by him.

XVI. And

XVI. And be it further enacted, That the said Commissioners may sue and be sued, for or in respect of any Matter or Thing relating to this Act, in the Name of their Clerk for the Time being, or of any One of the said Commissioners, and no Action or Suit which may be brought, commenced, or prosecuted by or against the said Commissioners, by virtue or on account of this Act, shall abate or be discontinued by the Death, Suspension, or Removal of such Clerk, or by the Death of such Commissioner, or by any Act or Default of such Clerk or Commissioner done or suffered without the Consent and Direction of the said Commissioners, but such Clerk or Commissioner shall be deemed Plaintiff or Defendant in any such Action or Suit (as the Case may be), except such Action as shall be prosecuted between the said Commissioners and their said Clerk; provided also, that in all Cases in which the said Clerk or Commissioner shall, in pursuance of this Act, be the Plaintiff or Defendant on the Record in any Action or Suit in which in effect the said Commissioners shall be suing or sued in the Name of such Clerk or Commissioner, such Clerk or Commissioner (although appearing as the Plaintiff or Defendant on the Record) may and shall nevertheless (if not otherwise interested or objectionable) be a good, examinable, and competent Witness in every Action or Suit, either for or against the said Commissioners; and all Affidavits of Debt, Service, or otherwise, which may be necessary or expedient to be made preparatory to or in the Prosecution or Defence of any and every such Action, Suit, or Proceeding, or consequent thereupon, shall and may be lawfully made by such Clerk or Commissioner, notwithstanding he shall be nominal Plaintiff or Defendant on the Record as aforesaid; provided also, that any or every such Clerk or Commissioner, in whose Name any Action or Suit shall be commenced, prosecuted, or defended in pursuance of this Act, shall always be reimbursed and paid, out of the Monies to arise by virtue of this Act, all such Damages, Costs, Charges, and Expences as he shall be put to or become chargeable with by reason of his being so made Plaintiff or Defendant therein, and shall not be personally answerable or liable for the Payment of the same, or any Part of them, unless such Action or Suit shall arise in consequence of his own wilful Neglect or Default, or have been brought on or commenced or been defended without the Order or Direction of the said Commissioners.

Commissioners may sue and be sued in the Name of their Clerk, or of a Commissioner.

XVII. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, and they are hereby authorized and empowered, when they shall think proper or necessary, to hire or take on Lease, or otherwise, any House or Offices for the transacting the Business of the said Commissioners.

Power to provide Offices, &c.

XVIII. And be it further enacted, That no Commissioner or Officer to be appointed under this Act shall be personally liable for any Contracts or Agreements which he may enter into in pursuance of this Act, nor for the Repayment of any Money which shall be borrowed under the Provisions herein-after contained, nor for any Penalties or Damages, Costs or Expences, which may be incurred in relation to any thing done in pursuance of this Act, (except such Penalties, Damages, Costs, or Expences as shall be incurred by reason

Commissioners not to be personally liable.

of his having himself acted in violation of any of the Provisions of this Act); nor shall any Commissioner be personally answerable for Mistakes or Omissions, nor for the Sufficiency or Responsibility of any Security to be taken under the Authority of this Act, nor for the Receipts, Accounts, or Omissions of the Treasurer, Clerk, or other Officer, nor for the Receipts or Accounts of any other Commissioner, but each Commissioner for his own Acts and Deeds, Receipts, and Accounts only: Provided always, that in case Execution shall be issued against the said Commissioners, the same shall be available and take effect upon the Goods, Chattels, Materials, and Effects vested in and purchased by them under the Authority of this Act.

Commis-
sioners to
make a Street
to Clerken-
well Green.

XIX. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, to make a spacious and convenient Street, not less than the Width of Sixty Feet, from the Termination of the Street authorized to be made by the said recited Act, and to pass through or over Places, Tenements, and Hereditaments in the Parishes of *Saint Sepulchre* and *Clerkenwell*, and the Liberty of *Saffron Hill*, *Hatton Garden*, and *Ely Rents*, in the County of *Middlesex*.

Footways and
Carriageways
to be laid
out.

XX. And be it further enacted, That it shall be lawful for the said Commissioners to cause such Part of the said intended Street to be laid out for a Carriageway, and such Parts thereof for Foot Passengers, as they shall think proper.

Power to
alter and
stop up
Streets and
Ways.

XXI. And be it further enacted, That it shall be lawful for the said Commissioners to alter, divert, stop up, or inclose such Streets, Courts, Alleys, Ways, or Passages, and void Ground, or such Part and Parts thereof as shall be necessary to be altered, diverted, stopped up, or inclosed for the Purposes of this Act (except *Peter Street*, and *Castle Street*, *West Street*, *Caroline Court*, and *Vine Street*); and the Ground and Soil of such Streets, Courts, Alleys, Ways, Passages, and void Ground, or Parts thereof respectively, as shall be stopped up and inclosed, and the Fee Simple and Inheritance thereof, shall be and are hereby vested in the Commissioners and their Successors for the Purposes of this Act: Provided always, that no such Streets, Courts, Alleys, Ways, or Passages, and void Ground, or any Part or Parts thereof, shall be altered, diverted, stopped up, or inclosed until Forty-eight Hours Notice in Writing shall have been given of such Alteration, Diversion, stopping up, or inclosing to the Commissioners for paving and improving the District within which such Streets, Courts, Alleys, Ways, or void shall be situate.

Power to
stop up Ways
during the
Execution
of the Act.

XXII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, during the making of the said Street, with the Consent of Two of Her Majesty's Justices of the Peace acting within their Jurisdiction, subject nevertheless to the Power of Appeal herein-after mentioned, to stop up, or cause to be stopped up, all or any Part of the Carriage or Foot Ways of Streets and other Places, and for that Purpose to put up or cause to be put up sufficient Palisadoes, Bars, Posts, and other Erections, and to make such Order for regulating the

the Passage of all Carts, Carriages, and Horses as to them shall seem proper; but all such Stoppages and Obstructions shall be discontinued and removed on the Formation of the said Street, and the said Commissioners shall make good all Damage done to the Pavements of such Streets and Places by such Stoppages and Obstructions.

XXIII. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby authorized and empowered to raise or lower, or cause to be raised or lowered, the Ground of any Streets and Ways which shall communicate with the said Street to be made as aforesaid, or any Part or Parts thereof respectively, making Compensation to the Owners of Houses injured by such Alterations; and in the event of any Difference arising therein the same shall be ascertained and settled by a Jury in manner herein-after mentioned; provided nevertheless, that all such Streets and Ways shall be raised or lowered by the last-mentioned Commissioners to the Satisfaction of the several Commissioners for paving and improving; and the said Commissioners hereby appointed and to be appointed shall make good any Damage to the said Streets and Ways, or the Pavements thereof, by reason or in consequence of the same being raised or lowered as aforesaid.

Streets may be raised or lowered.

XXIV. And whereas the said proposed new Street will pass through *Peter Street* and *Bowling Street* in the Parish of *Clerkenwell*, and will be carried at an Elevation above the said Streets respectively; be it therefore enacted, and the said Commissioners are hereby required to make and have, and at all Times hereafter to keep open, a good and sufficient Footway from the Western End of *Bowling Street* through *Bull's Head Court* into *Peter Street*, and also a good and sufficient Communication for Passengers, Carriages, and Horses from both Sides of the said proposed new Street into *Peter Street* aforesaid.

Commissioners to keep open Communication into Peter Street.

XXV. Provided also, and be it further enacted, That the said Commissioners shall, out of the Monies to be raised for the Purposes of this Act, in a substantial and workmanlike Manner, fill in, or cause to be filled in, all and every the Vaults, Cellars, and open Places over which it may be necessary for the Purposes aforesaid, or any of them, to new pave, (except such as may be used again as Cellars, Vaults, or Areas,) with good sound hard Brick Rubbish, to be well rammed down, to prevent the Ground from giving way, and shall, to the Satisfaction of the respective Parties who will thereafter be liable to the Repair of the same, well and effectually pave over all the said Ground, and the said Street to be made by virtue of this Act, and such other Streets or Ways as aforesaid, with a sufficient Quantity of Materials of proper Quality and Dimensions, and shall in like Manner erect and build any Arch or Arches which they may think necessary, and also relay and repair all and every Part of the Streets, Ways, and Passages which they shall disturb or alter in carrying the Purposes of this Act into execution; provided nevertheless, that nothing herein contained shall extend or be construed to extend to charge the said Commissioners, or the Monies to be applied

Directing how the Pavements shall be laid and made.

applied for the Purposes of this Act, with repairing or making good such Pavement or Arches in future, but that, from and after the same shall be so paved, relayed, and repaired as aforesaid, the same shall for ever thereafter be kept in repair by and at the Expence of the respective Districts or Parishes to which the same shall respectively belong, or of the Commissioners or Persons liable to repair the same, and that the Right and Property of all Pavements, Arches, Stones, and Bricks so to be laid as aforesaid shall belong to and be the Property of the said respective Districts or Parishes, or Commissioners or Persons, in the same Manner as Things of a like Description in other Parts of the said Districts or Parishes respectively are now vested by Law; provided also, that all the Works provided by this Clause to be done to any Streets or Ways shall be done by the said Commissioners to the Satisfaction of the several Commissioners for paving and improving.

Power to Commissioners of Sewers to construct a Sewer through the new Street.

XXVI. And whereas the Line of the proposed new Street from *Farringdon Street* to *Clerkenwell* intersects the Course of the River *Fleet* Sewer, which is open and uncovered in many Parts; be it further enacted, That when and so soon as the Ground intended to form the Site of the said Communication or Street hereby authorized to be made and opened shall be cleared of all Buildings and Obstructions, it shall be lawful for the Commissioners of Sewers for the Limits of *Holborn* and *Finsbury* Divisions in the County of *Middlesex*, and they are hereby authorized and empowered, by, from, and out of the Monies arising from the Rates and Assessments made or to be made under the Authority of the Commission of Sewers for the said Limits, to make, form, construct, and erect an arched or covered Sewer along the Line of the said proposed new Street, as far as may be practicable; and that so soon as the said new arched Sewer shall be constructed, and the Sewerage of the said River *Fleet* shall have been brought in and through the said new Sewer, the present Line may be abandoned.

Sewers or Drains to be arched over or filled up.

XXVII. And be it further enacted, That it shall be lawful for the said Commissioners for executing this Act, and they are hereby authorized and empowered, out of the Monies to be applied for the Purposes of this Act, to cause to be arched over or filled up all such Sewers and Drains, or Part or Parts thereof, which shall lie and be in or near the said Streets or Ways to be made, altered, diverted, or stopped up or inclosed as aforesaid respectively, as shall appear necessary for completing the Purposes of this Act, so as that no public Sewer or Drain whatsoever, or any private Drain, shall be in anywise disturbed, injured, or prejudiced, without any Sewer or Drain being made in lieu thereof, equally serviceable and convenient to the Individual or Neighbourhood: Provided always, that at the Time of filling up any Sewer or Drain, or Part thereof as aforesaid, the said Commissioners shall cause to be made and built other good and sufficient Sewers and Drains, to be approved by the Commissioners of Sewers, of the same or greater Size or Capacity, and upon the same or lower Levels than the Sewers or Drains which shall be filled up; and when made and completed the said respective Sewers and Drains shall be under the Jurisdiction, Care, Management, and Direction of

the Commissioners of Sewers acting in and for the *Holborn* and *Finsbury* Division: Provided also, that in case the said Commissioners shall require any Sewer or Drain, or Part or Parts of any Sewer or Drain, under their Jurisdiction, that may be destroyed or altered under the Authority of this Act, to be rebuilt or re-made of enlarged Capacity, and shall give Notice to the said Commissioners, or their Clerk for the Time being of such their Desire, before such Sewer or Drain shall be begun to be rebuilt or altered, then and in every such Case such Sewer or Drain shall be rebuilt or re-made of such enlarged Dimensions as the said Commissioners of Sewers may require, and such Commissioners of Sewers shall bear and pay the Difference in Expencc that may be occasioned by such enlarged Capacity.

XXVIII. And be it further enacted, That it shall be lawful for the said Commissioners, out of the Monies to be applied for the Purposes of this Act, to raise, sink, or otherwise alter, or cause to be altered, the Position of any Steps, Areas, Cellar Windows, and Watercourses, Pipes, or Spouts, belonging to any House or Houses, and also the Mains and the Leaden or other Pipes which, for the Purpose of conveying Water or Gas to any House or other Place, shall be laid into or from any Main or Pipe laid down by any of the Companies or Societies who furnish the Inhabitants with Water or Gas, in such Manner as shall be consistent with the Acts of Parliament incorporating such Companies or Societies (if any), and to remove all other Obstructions, so as the same respectively be done with as little Detriment and Inconvenience to the said Companies, Societies, and Inhabitants, as the Circumstances of the Case will admit.

Power to
alter Steps,
Areas, Pipes,
&c.

XXIX. And be it further enacted, That nothing in this Act contained shall extend to authorize or empower the said Commissioners, their Servants or Agents, to remove, displace, or injure any of the Mains, Service Pipes, or other Works belonging to the City of *London* Gas Light and Coke Company, or to do any Act or Thing whatsoever to impede the Passage or Supply of Gas into or through such Mains, Service Pipes, or Works, until after Forty-eight Hours Notice in Writing shall be given to the Committee of Management for the Time being of the said Company, nor until good and sufficient Mains and Service Pipes of such Dimensions, and with all such Stopcocks, Syphons, Plugs, and other Works as shall be deemed necessary and required by the said Company, or their Agent, shall have been made and laid down in lieu thereof, and be ready to be used; and all such Alterations, if any, shall be made at the Costs and Charge of the said Commissioners, and with as much Expedition as the Nature and Extent thereof will admit, to the Satisfaction of the said Company, or their Agent; and that whenever any of the new Mains or Service Pipes shall be laid down, the same shall be laid in a Direction as little varying from the Line of the present Mains and Service Pipes as the Plan of the intended Improvements will admit of; and that the Mains, Service Pipes, and other Works to be substituted for those so removed shall be laid without abrupt Angles; and that no Houses shall be built over the said Mains, Pipes, or Works; and that all new Mains or Pipes shall be laid at

For the Pro-
tection of the
London Gas
Light and
Coke Com-
pany.

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least

least Eighteen Inches below the Surface of the Pavement or Way, and in case of any Road or Way being lowered for the Purposes of the said Improvements so as to leave less than Eighteen Inches of Earth in Depth over the Pipes or other Works of the said Company, such Pipes or other Works shall be lowered by the said Commissioners to the Depth of Eighteen Inches below the Surface of the new Road or Way.

Commissioners to make good Injury done to the Pipes of the London Gas Company.

XXX. And be it further enacted, That the said Commissioners shall, at their own Costs and Charges, from Time to Time and at all Times hereafter, repair and make good all Injury that may be done by the said Commissioners, their Servants or Agents, to the Works or Pipes of the City of London Gas Light and Coke Company, or their Customers, within Twenty-four Hours next after Notice thereof, in Writing, to be delivered to the Treasurer, Clerk, or Surveyor, or other Agent of the said Commissioners, or left at the usual Place or Office of transacting Business of the said Commissioners; and in case the said Commissioners shall not, within Twenty-four Hours next after such Notice delivered or left as aforesaid, make good all such Injury, then that the said Commissioners shall on each and every Complaint forfeit and pay to the Secretary for the Time being of the said Company the Sum of Five Pounds for each and every Day during which the Cause of Complaint specified in such Notice shall continue; and, in default of Payment thereof, such Penalty or Penalties may be recovered, with full Costs of Suit, by Action of Debt or on the Case in any of Her Majesty's Courts of Record at *Westminster*.

Saving the Rights of the London Gas Light and Coke Company.

57 G. 3. c. 23.

XXXI. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to alter, prejudice, injure, or affect any of the Rights, Powers, Privileges, or Authorities vested in the City of London Gas Light and Coke Company, under or by virtue of an Act passed in the Fifty-seventh Year of the Reign of King George the Third, intituled *An Act for better lighting the Streets and Houses of the Metropolis with Gas*.

Ground laid into the Street to form a Part thereof.

XXXII. And be it further enacted, That when the said Street shall be made in pursuance of this Act, all the Ground, Land, and Hereditaments which shall be laid open into the said Street, and paved as aforesaid, shall form Part of the said Street, and shall be used by the Public accordingly; and the same, and the sole Power and Authority of paving, repairing, cleansing, lighting, and watching thereof, shall be under the Care, Management, Control, and Jurisdiction of the same Commissioners or Persons as the other Streets and Ways in the Districts or Parishes in which the same respectively shall be situate.

Power to take Houses and Land.

XXXIII. And be it further enacted That for the Purposes of and subject to the Restrictions in this Act contained it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, to purchase, take, and use, or cause to be purchased, taken, and used, any Tenements, and pull down and remove, or cause to be pulled down and removed, any Houses or Buildings which it

may be deemed necessary and expedient to purchase, take, use, or pull down, and remove, for the Purpose of making the said Street, at any Time, at the Expiration of Six Calendar Months after Notice in Writing from the said Commissioners, or their Agent duly authorized, of the Intention to purchase, take, or use the same, shall either be given to the principal Officer of the Corporation, or to the Person or Persons who shall be the Owners or Occupiers of such Tenements or Hereditaments, or left at the usual or last Place or Places of his, her, or their Abode, or with the Tenant or Tenants, Occupier or Occupiers of the same Tenements or Hereditaments, or shall be affixed upon the same Premises.

XXXIV. Provided always, and be it further enacted, That no House or Building, Garden, planted Walk, or Yard belonging to a House shall be taken or made use of for the Purposes of this Act, except such as are mentioned in the Schedule hereunto annexed, without the Consent in Writing of the Owner or Owners thereof being first had and obtained for that Purpose.

No House, &c. to be taken without Consent, unless mentioned in the Schedule.

XXXV. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners to purchase, take down, and use for the Purposes of this Act any of the Houses, Buildings, and other Hereditaments described in the said Schedule as intended to be taken for the Purposes of this Act, although the same Houses, Buildings, and other Hereditaments, or the Name or Names of the Owner or Owners, Occupier or Occupiers thereof, may happen to be erroneously stated or omitted in the said Schedule, in case it shall appear to any Two or more Justices of the Peace for the County of *Middlesex*, and be certified under their Hands, that such Error or Omission proceeded from Mistake or erroneous Information.

Premises may be taken, notwithstanding Errors in the Schedule.

XXXVI. And be it further enacted, That it shall be lawful for the said Commissioners, and for their Surveyor or Surveyors, Officers and Workmen, from Time to Time, and at all reasonable Times in the Day, upon giving in Writing for the first Time Twenty-four Hours, and afterwards from Time to Time Twelve Hours previous Notice, to enter into and upon the said Tenements authorized to be taken and used as aforesaid, or any of them, for the Purpose of surveying or valuing the said Premises, without being deemed a Trespasser or Trespassers, and without being subject or liable to any Fine, Penalty, or Punishment on account of entering or continuing upon any Part or Parts of the said Tenements, or for the Damages that shall be thereby occasioned.

Power to Commissioners, their Surveyors, &c. to enter upon Houses, &c.

XXXVII. And be it further enacted, That it shall be lawful to and for the said Commissioners, and they are hereby authorized and empowered, to treat, contract, and agree for the absolute Purchase of any Tenements authorized to be taken by them for the Purposes of this Act, or which the said Commissioners shall deem desirable and proper to purchase for the Purpose of carrying this Act into execution, with any Person or Corporation, Tenant for Life or by the Courtesy, or in Fee Tail, General or Special, or for any Term of Years absolute or determinable on any Life, or with any Feoffee in Trust, Executor,

Power to purchase Houses, &c.

cutor, Administrator, Husband, Guardian, or Committee of or for Lunatics or Idiots, or other Trustees whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants or Issue unborn, Lunatics, Idiots, Femmes Covert, or other Persons under any Disability of acting for themselves, who are or shall be seised, possessed of, or interested in their own Right, or with any other Person whomsoever, for the absolute Purchase of such Premises, or his Estate, Right, or Interest therein; and it shall and may be lawful to and for the said Commissioners to purchase, and hold to them and their Successors and Assigns, such Tenements, and any Term, Right, and Interest therein so purchased, and afterwards to sell and dispose of the same in manner herein-after mentioned, without incurring or being liable or subject to any of the Penalties or Forfeitures of the Statute of Mortmain, or of any other Law or Statute whatsoever.

Persons
under legal
Disability
empowered
to sell and
convey
Lands.

XXXVIII. And be it further enacted, That it shall be lawful for all Corporations, Tenants in Tail or for Life, or for any other partial or qualified Estate or Interest, Husbands, Guardians, Trustees, and Feoffees in Trust for charitable or other Purposes, Committees, Executors, and Administrators, and all Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs, Successors, and Issue respectively, but also for and on behalf of all Persons entitled in Reversion, Remainder, or Expectancy, or for any Estate, Right, Title, or Interest, to take effect in the Determination, or wholly or partly in substitution for such partial, qualified, or defeasible Estate or Interest, and as to such Husbands also on behalf of their Wives, and as to such Guardians on behalf of their Wards, and as to such Committees also on behalf of the Lunatics and Idiots respectively, and as to all the aforesaid Persons in the same Manner and to the same Extent, and so as to bind the same Persons and Estates respectively, as such Wives, Wards, Lunatics, and Idiots respectively could have done by Law, under the Powers of this Act, or otherwise, in case they respectively had been under no Disability, and as to all such Trustees also for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femmes Covert, or other Persons, and to and for all Femmes Covert seised, possessed of or interested in their own Right, or entitled to Dower or other Interest in, and for all other Persons whomsoever seised or possessed of or interested in any Tenements authorized to be taken for the Purposes of this Act, to contract for the Sale thereof, and to convey to the said Commissioners their own Estates and Interests in the same Tenements, or any Part thereof, and also the Estates, Rights, or Interests, whether legal or equitable, of the several Persons on whose Behalf they are hereby authorized to contract, or as the said Commissioners shall direct, for the Purposes of this Act; and all such Contracts, Sales, and Conveyances which shall be so made as aforesaid shall be good and valid in the Law to all Intents, and the same shall be deemed and considered to bar all Right and Title to Dower, and all Estates Tail and other Estates, Rights, Titles, Remainders, Reversions, Limitations, Trusts, and Interests whatsoever of and to the Tenements in such Conveyances respectively comprised; and every such Corporation, Tenant for Life or in Tail,
or

or Person having a qualified or partial Estate or Interest, and all such Husbands, Guardians, Feoffees, Trustees, Committees, and all other Persons, is and are and shall be hereby indemnified for what he, she, or they shall do by virtue and in pursuance of this Act.

XXXIX. And be it further enacted, That all Conveyances and Assignments of any Lands, or any Estate or Interest therein, to be made to the said Commissioners, may be made in the Form or to the Effect following, *mutatis mutandis*; (that is to say,) Conveyances to be made to the Commissioners.

‘ I in consideration of the Sum of _____ to Form of Conveyance.
 ‘ me [or as the Case may be], into the Bank of *England*, in the Name
 ‘ and with the Privity of the Accountant General of the Court of
 ‘ Exchequer, *ex parte* the “*Clerkenwell* Improvement Commissioners,”
 ‘ or to *A.B.* of _____ and *C.D.* of _____ Trustees
 ‘ appointed to receive the same, pursuant to the Act after mentioned,
 ‘ paid by the Commissioners appointed by and acting under and by
 ‘ virtue of an Act passed in the _____ Year of the Reign
 ‘ of Her Majesty Queen *Victoria*, intituled [*here set forth the Title*
 ‘ of *this Act*], do hereby grant and convey to the said Commissioners
 ‘ all [*here describe the Premises to be conveyed*], together with all
 ‘ Ways, Rights, and Appurtenances thereto belonging, and all my
 ‘ Estate, Right, Title, Term, and Interest to and in the same and
 ‘ every Part thereof, as I am or shall become seised, possessed of, or
 ‘ entitled to, or am by the said Act capacitated or empowered to
 ‘ convey, to hold to the said Commissioners, their Successors and
 ‘ Assigns, from henceforth for ever. In witness whereof I have here-
 ‘ unto set my Hand and Seal this _____ Day of _____ in the
 ‘ Year of our Lord _____.’

And every such Conveyance and Assignment so made shall be good, valid, and effectual to all Intents and Purposes whatsoever, any Law, Statute, Usage, or Custom to the contrary thereof notwithstanding.

XL. Provided always, and be it further enacted, That the Con- Lands bought of any Corporation, or Person under legal Disability, to be valued by Two Surveyors or their Umpire.
 sideration Money to be paid for any Tenements to be purchased from
 or conveyed by any Corporation, or any Person under any Disability
 or Incapacity as in this Act is mentioned, or not having Power to sell,
 except under the Provisions herein contained, shall in no Case be less than
 such Sum as the same shall be estimated at by the Verdict of a Jury, or
 by Two able practical Surveyors, one of whom shall be nominated by
 the said Commissioners, and the other by the Corporation or Person
 contracting or agreeing to sell the same, and if such Two Surveyors
 shall not agree in the Valuation thereof, then by such Third Surveyor
 as any Two Justices acting for the said County of *Middlesex* shall
 for that Purpose nominate, and each of the said Two Surveyors, if
 they shall agree in and make their Valuation, or if not, then the Sur-
 veyor so to be nominated by the Justices as aforesaid, shall annex to
 their or his Survey or Estimate or Valuation, when completed, a
 Declaration of the Correctness thereof; and the Consideration
 Money to be paid for any Tenements to be purchased from any
 Person who shall be absent from *England*, or not to be found, or be
 incapable of treating or agreeing for the Sale of such Tenements,
 shall in no Case be less than the Sum estimated by any practical Sur-
 [Local.] veyor,
 28 Z

veyor, to be approved by such Justices aforesaid, and such Surveyor shall annex to his Survey, or Estimate, or Valuation, such Declaration as aforesaid.

Corporation to have the Election as to the Valuation by the Surveyors.

XLI. And be it further enacted, That if any Corporation, of whom any Tenements shall be purchased by the Commissioners under the Powers and for the Purposes of this Act, shall elect to have the Value of the Consideration Money for such Tenements, or any Part thereof, estimated and valued by Two such Surveyors, or by such Third Surveyor, as the Case may require, and as hereinbefore is provided, and of such their Election shall give or cause to be given Notice in Writing under their Common Seal, or by their Chapter Clerk or Solicitor, to the Clerk of the said Commissioners, within Twenty-one Days after the Receipt by any such Corporation of Notice from the said Commissioners of their Intention to purchase such Tenements, then and in every such Case such Estimate and Valuation shall be made by such Two Surveyors, or by such Third Surveyor as aforesaid, as the Case may require, and shall not be estimated by a Jury, any thing herein contained to the contrary notwithstanding.

Rents of Leases to be apportioned.

XLII. And be it further enacted, That in all Cases in which a Part only of any Tenements comprised in any Lease or Agreement for Lease for a Term of Years unexpired shall be required for the Purposes of this Act, the Rent payable in respect of the Tenements comprised in such Lease or Agreement for Lease shall be apportioned between the Tenements so required and the Residue of such Tenements, and such Apportionment shall, in case the same shall not be settled by Agreement between the Parties, be ascertained and settled by the Verdict of a Jury, if required, in like Manner as the Price of any Tenements to be taken is hereby directed to be settled in case of Dispute as to the Value thereof; and in case such Apportionment shall be settled by Agreement between the Parties, such Agreement shall be made with, and shall not be valid without, the Consent and Approbation of the Lessor from whom such Tenements are holden, or agreed to be holden; and after such Apportionment the Tenant or Lessee of the Lands comprised in such Lease or Agreement for Lease shall, as to all future accruing Rents, be liable only to so much of the Rent reserved in such Lease or Agreement for Lease as shall have been apportioned in respect of the Tenements not required for the Purposes of this Act; and the Lessor of the said Tenements shall have all such and the same Remedies for the Recovery of the Rents so apportioned in respect of the Tenements not required for the Purposes of this Act as before such Apportionment he had or was entitled to in respect of the Rent reserved or agreed to be reserved in such Lease or Agreement for Lease; and such Apportionment shall not prejudice or affect any of the Covenants, Conditions, or Agreements in such Lease or Agreement for Lease contained, so far as the same relate to Tenements comprised in such Lease or Agreement for Lease, and not required for the Purposes of this Act, but the same shall, as to such last-mentioned Tenements, but not further or otherwise, continue in full Force and Operation.

XLIII. And

XLIII. And be it further enacted, That all Persons and Corporations having any Mortgage on any Tenements required to be taken or used for the Purposes of this Act (and whether entitled thereto in their own Right or in Trust, and whether in Possession under Mortgage or not, or whether such Mortgage shall affect such Tenements solely, or jointly with any other Tenements which shall not be so required), shall, on Payment or Tender by the said Commissioners, or by any Person by them authorized, of the Principal Money and Interest due thereon, and the just Costs (if any) then due, together with the Amount of Six Calendar Months Interest on the said Principal Money, which Tender and Payment the said Commissioners are hereby authorized to make, and to deduct the same from any Sum agreed or directed to be paid for the Estate or Interest of the Party entitled to the Equity of Redemption of and in the Tenements so mortgaged, in case the same shall be sufficient for the Purpose, immediately alien, release, assign, and transfer the respective Interests of such Mortgagees in such Tenements to the said Commissioners, or to such Person and in such Manner as they shall appoint, and which Alienation, Release, Assignment, and Transfer may be of the like Form as the Conveyances by this Act directed to be used in Cases of Conveyance of Tenements, or as near thereto as the Circumstances of the Case will permit, or in any other Form; or in case such Mortgagees shall have Notice in Writing from the said Commissioners, or from the Party entitled to the Equity of Redemption of and in the same Tenements, that they will pay off the Principal Money and Interest which shall be due on the said Mortgage at the End of Six Calendar Months (to be computed from the Day of giving such Notice), then at the End of such Six Calendar Months, on the Payment of the Principal Money and Interest so due, together with any just Costs then due, such Mortgagees shall alien, release, assign, and transfer their respective Interests in the Tenements so required to the said Commissioners, or as they shall direct; and in case any such Mortgagee shall refuse to alien, release, assign, or transfer as aforesaid, on such Payment or Tender, then, on Payment of the same into the Bank of *England* to the Account of the Mortgagee, all Interest on every such mortgaged Debt, and all Claim and Right of every such Mortgagee thereto, shall from thenceforth cease and determine: Provided always, that in case any such Mortgagee shall neglect or refuse to alien, release, assign, or transfer as aforesaid, then, upon Payment of the Principal Money and Interest and the Costs (if any) due on any such Mortgage as aforesaid, into the Bank of *England*, at or before the End of Six Calendar Months from the Day of giving such Notice as aforesaid, or in lieu of such Notice, and in addition to the said other Monies, of Six Calendar Months Interest in advance, for the Use of such Mortgagee, at any Time within Six Calendar Months after Tender of the Principal, Interest, and Costs, and Six Calendar Months Interest in advance as aforesaid, the Cashier of the said Bank shall give a Receipt for the said Money in like Manner as is by this Act directed in Cases of other Payments into the said Bank, and thereupon, or upon such Alienation, Release, Assignment, or Transfer, all the Estate, Right, Title, Use, Trust, Property, Claim, and Demand of such Mortgagee, and of all Persons in Trust for him, or for whom he shall be Trustee, shall vest in the said Commissioners.

XLIV. And

Mortgagees
to convey to
Commissioners.

Directing in what Manner Disputes between the Commissioners and certain Mortgagees shall be settled.

XLIV. And be it further enacted, That in all Cases in which the Tenements subject to any Mortgage shall be required for the Purposes of this Act, which Tenements shall be of less Value than the Principal Monies, Interest, and Costs secured thereon, or in which a Part only of any Tenements subject to any Mortgage shall be required for the Purposes of this Act, and the Mortgagee thereof shall not consider the remaining Part of such Tenements to be a sufficient Security for the Money charged thereon, or shall not be willing to release the Part required for the Purposes of this Act from the Principal or Mortgage Money and all Interest due or to become due thereon, and all Costs, the Value of such Tenements, or (as the Case may be) such Part of the Tenements as shall be so required for the Purposes aforesaid, and also the Compensation, if any, for any Damage done, shall be settled and agreed upon by and between such Mortgagee and the Person entitled to the Equity of Redemption of such Tenements, whether absolutely, or for such Estate as might capacitate him to convey for the Purposes of this Act, on the one Part, and the said Commissioners of the other Part; and in case of any Difference between them, or in case the Mortgagee, or the Person entitled to the Equity of Redemption, shall be absent from *England*, or not to be found, or under any Disability or Incapacity, then such Value and Compensation shall be determined by the Verdict of a Jury, in the same Manner as in other Cases of Difference, and the Amount of such Value and Compensation, being so agreed upon or determined as aforesaid, shall be paid to such Mortgagee in satisfaction of his Claim, so far as the same will extend; and such Mortgagee shall thereupon alien, release, assign, and transfer all his Interest in such mortgaged Tenements, the Value whereof shall so have been agreed upon or determined as aforesaid, or in case of his neglecting or refusing to alien, release, assign, or transfer as herein-before directed, then the Amount of such Value and Compensation shall be paid into the Bank of *England*, to the Credit of such Mortgagee, as by this Act is provided in Cases of a like Nature; and such Payment to the Mortgagee, or into the Bank as last aforesaid, shall be and be accepted in satisfaction of the Claim of such Mortgagee, so far as the same will extend, and also in full Discharge and Exoneration of such Part of the mortgaged Premises as shall be so taken or used from all Principal and Interest, Costs, and other Monies due or secured thereon; and thereupon such mortgaged Tenements shall become vested in the said Commissioners, and the said Commissioners shall be deemed to be in the actual Possession thereof; Provided nevertheless, that all Mortgagees shall have the same Power or Remedies for recovering or compelling Payment of their Mortgage Money, or the Residue thereof, (as the Case may be,) or the Interest thereof respectively, upon and out of the Residue of the mortgaged Tenements not required for the Purposes aforesaid, as they would otherwise have had or been entitled to for recovering or compelling Payment thereof upon or out of the whole of the Tenements originally comprised in such Mortgage; provided also, that when a Part only of any Tenements subject to any Mortgage shall be taken for the Purposes of this Act as aforesaid, and the Value of the Tenements so taken shall, on the Assignment thereof to the said Commissioners, have been paid to the Mortgagee thereof in part Satisfaction of his Mortgage Debt, a

Memorandum of what shall have been so paid shall be endorsed on the Deed creating such Mortgage at the Time of executing such Assignment to the said Commissioners, and shall be signed by such Mortgagee, and a Copy of such Memorandum shall at the same Time, if required, be furnished by the said Commissioners, at their Expence, to the Person entitled to the Equity of Redemption of the Tenements comprised in such Mortgage Deed.

XLV. And be it further enacted, That all and every Corporation, Trustee or Trustees, and Person or Persons herein-before capacitated to contract for, sell, and convey any such Tenements or Hereditaments as aforesaid, and any other Owner or Owners of any such Tenements or Hereditaments, or any Share or Shares, Estate or Estates, Interest or Interests therein, may accept and receive such Satisfaction or Recompence for the Value thereof; and such Corporation, Trustee or Trustees, Person or Persons, Owner or Owners, and also any Tenant or Tenants for a Year, or from Year to Year, or at Will, or other Occupier or Occupiers of any such Premises, entitled to any Compensation for such Goodwill or Improvement as shall be lost, and for Tenant's Fixtures, and for such Injury or Damage as shall be sustained on account of the Execution of this Act, or in anywise relating thereto, may accept and receive such Sum of Money in respect thereof as shall be agreed upon between them respectively and the said Commissioners; and in case the said Commissioners and the said Parties interested in such Tenements and Hereditaments, Goodwill or Improvements, or Fixtures, or sustaining such Injury or Damage, cannot or do not agree as to the Amount or Valuation of such Satisfaction, Recompence, or Compensation, the same respectively shall be ascertained and settled by a Jury in manner herein-after directed.

Satisfaction to be made, and may be accepted, for Premises to be taken, and for Goodwill and Improvements.

XLVI. And be it further enacted, That on or before the Expiration of One Calendar Month next after Notice in Writing from the said Commissioners, or their Agent duly authorized, of their Intention to take or use any Tenement or Hereditament, or any Part thereof, for the Purposes of this Act, shall have been given, left, or affixed as herein-before is mentioned, all and every Corporation, Trustee and Trustees, and other Person and Persons seised, possessed of, or interested in, or authorized by this Act to accept and receive Satisfaction or Recompence for the Value of the same, or any Estate, Share, or Interest therein or Charge thereon, or having or claiming to be entitled to any Compensation for any Goodwill or Improvements, or for Fixtures, or for any Injury or Damage sustained on account of the Execution of this Act, shall deliver or cause to be delivered to the said Commissioners a Statement in Writing of the Particulars of the Estate, Share, Interest, or Charge which he, she, or they claim to be entitled to or to be authorized to receive Satisfaction or Recompence for, and of the Goodwill or Improvements which may be lost, and of the Fixtures, and of the Injury or Damage sustained by him, her, or them, and of the Amount of the Sum or Sums of Money which he, she, or they may expect and be willing to receive in satisfaction or recompence for the Value of such Estate, Share, Interest, or Charge, and also the Amount of the Sum or Sums of Money which he, she,

Parties to deliver a Statement of their Estates and Claims within One Calendar Month after Notice.

or they may expect and be willing to receive as Compensation for such Goodwill and Improvements and Fixtures, and for such other Injury or Damage respectively.

In case the Parties refuse or are incapable to treat, the Value of Land and of Damages to be settled by a Jury.

XLVII. And for settling all Differences which may arise between the said Commissioners and the several Owners, Lessees, and Occupiers of, or Persons or Corporations interested in, any Tenements which shall or may be taken, used, or damaged, or injuriously affected by the Execution of any of the Powers hereby granted, be it further enacted, That if any Corporation, Trustee, or Person so interested or entitled and capacitated to sell, agree, convey, or release as aforesaid, or any other Person, shall not agree with the said Commissioners as to the Amount of such Purchase Money or Compensation as aforesaid, or if any of the Parties entitled to receive such Purchase Money, Satisfaction, or Recompence, or other Compensation as aforesaid, shall refuse to accept such Purchase Money, Satisfaction, or Recompence, or Compensation as aforesaid as shall be offered by the said Commissioners, and shall give Notice thereof in Writing to the said Commissioners within One Calendar Month next after such Offer shall have been made, and the Party giving such Notice shall therein request that the Matter in dispute may be submitted to the Determination of a Jury, or if any such Parties as aforesaid shall, for the Space of Three Calendar Months next after Notice in Writing shall have been given to any of such Trustees or Parties respectively, or left at his last or usual Place of Abode, neglect or refuse to treat, or shall not agree with the said Commissioners, for the Sale, Conveyance, and Release of their respective Estates or Interests, or the respective Estates or Interests which they respectively are hereby capacitated to convey therein, or shall by reason of Absence be prevented from treating, or shall by reason of any Impediment or Disability, whether provided for by this Act or not, be incapable of making such Agreement, Conveyance, or Release as shall be necessary or expedient for enabling the said Commissioners to take such Tenements, or shall not disclose and prove the State of the Title to the Premises of which they respectively may be in Possession, or of the Share, Interest, or Charge which they may claim to be entitled unto or interested in, in case they shall be required to do so by the said Commissioners, or in any other Case where Agreement for Compensation for Damages incurred in the Execution of this Act, or for the Purchase of Tenements required for the Purposes of this Act, cannot be made, then and in every such Case the said Commissioners shall and they are hereby required from Time to Time to issue a Warrant under the Hands and Seals of Three at least of the said Commissioners to the Sheriff of the County of *Middlesex*, or in case such Sheriff or his Under Sheriff shall be one of the said Commissioners, or enjoy any Office of Trust or Profit under them, or shall be in anywise interested in the Matter in question, then to any of the Coroners of the said County not interested as aforesaid, or if all the Coroners shall be so interested then to some Person then living in the said County, and free from personal Disability, who shall have filled the Office of Sheriff or Coroner in the said County, and not be interested as aforesaid, a Person having more recently served either Office being

always preferred, commanding the said Sheriff or Coroner or other Person to impanel, summon, and return, and the said Sheriff, Coroner, or other Person is hereby accordingly empowered and required to impanel, summon, and return, a Jury of at least Twenty-four sufficient and indifferent Men qualified according to the Laws of this Realm to be returned for Trials of Issues in Her Majesty's Courts of Record at *Westminster*; and the Persons so to be impanelled, summoned, and returned are hereby required to appear before the said Sheriff, Under Sheriff, Coroner, or other Person at such Time and Place as in such Warrant shall be appointed, and to attend from Day to Day until duly discharged; and out of such Persons so to be impanelled, summoned, and returned a Jury of Twelve Men shall be drawn by the said Sheriff, Under Sheriff, Coroner, or other Person, or by some Person to be by them respectively appointed, in such Manner as Juries for Trials of Issues joined in Her Majesty's Courts of Record at *Westminster* are by Law directed to be drawn; and in case a sufficient Number of Jurymen shall not appear at the Time and Place so to be appointed as aforesaid, such Sheriff, Under Sheriff, Coroner, or other Person shall return other honest and indifferent Men of the Standers-by, or of others that can be speedily procured to attend that Service, (being so qualified as aforesaid,) to make up the said Jury to the Number of Twelve; and all Parties concerned may have their lawful Challenges against any of the said Jurymen, but shall not challenge the Array; and the said Sheriff, Under Sheriff, Coroner, or other Person is hereby empowered and required, on Request in Writing by either Party, to summon before him all Persons who shall be thought necessary to be examined as Witnesses touching the Matters in question, and may authorize or order the said Jury, or any Six or more of them, to view the Place or Matter in controversy; and such Jury shall, upon their Oaths, or being Quakers upon their Affirmations, (which Oaths and Affirmations, as well as the Oaths and Affirmations of all such Persons as shall be called upon to give Evidence, the said Sheriff, Under Sheriff, Coroner, or other Person is hereby empowered and required to administer,) inquire of and assess and give a Verdict for the Sum of Money to be paid for the Purchase of, or a Satisfaction or Recompence for, either the Entirety of such Tenements or Hereditaments, or for any Share or Shares, Estate or Estates, Interest or Interests therein, or Charge or Charges thereon, as in such Warrant shall be directed, and the Compensation which shall be made in respect of Goodwill, Improvements, or any Injury or Damage whatsoever, to be lost or sustained as aforesaid, to any Corporation, Person or Persons, as in such Warrant shall be directed; and the said Jury, in estimating such Satisfaction or Recompence, shall take into their Consideration the Increase in Value of the Residue of any Property of which such Tenements or Hereditaments shall form Part in consequence of the Improvements authorized by this Act, and shall estimate such Compensation by Reference to what in the Opinion of such Jury the Goodwill, Improvements, or Property injured or damaged would have been worth if the Improvements authorized by this Act had not been in contemplation, except for such Interest therein as shall have been of right purchased by the said Commissioners from any other Person; and the Sum to be paid by

by way of Compensation in respect of Goodwill or Improvements, or any Injury or Damage, shall be inquired into and assessed separately and distinctly from the Value of the Tenements so to be taken or used as aforesaid, and the said Sheriff, Under Sheriff, Coroner, or other Person shall accordingly give Judgment for such Purchase Money, Satisfaction, Recompence, or Compensation as shall be assessed by such Jury: Provided always, that in such Inquiry the Person claiming Compensation shall be treated as Plaintiff, and shall have all such Rights and Privileges as Plaintiffs in Actions of Law are entitled to; provided also, that not less than Fourteen Days Notice in Writing of the Time and Place at which such Jury are so required to be returned shall be given by the said Commissioners to the Party with whom any such Controversy shall arise, either by delivering such Notice to such Party, or by leaving the same at his Place of Abode.

Jury may assess the Value of the Fee Simple, and then apportion the Values of respective Interests therein.

XLVIII. And be it further enacted, That in all Cases in which a Verdict shall be given for the Value of any Tenements, the Jury shall, if required so to do by or on behalf of the said Commissioners, inquire of, assess, and ascertain the Value of the Fee Simple of the Entirety of the said Premises, and shall afterwards apportion and divide the Value so ascertained between and among all the different Shares and Charges which shall be claimed therein, and also between different Parts of the said Tenements alleged to be held under different Titles: Provided always, that the Verdict of any Jury shall not defeat or prejudice any Contract or Sale which shall have previously been made of any Share or Charge, although the Value of the same may be ascertained to be different from the Amount of the Price, Recompence, or Satisfaction agreed to be paid for the same.

Verdict to be recorded.

XLIX. And be it further enacted, That the said Verdicts and Judgments, being first signed by the said Sheriff, Under Sheriff, Coroner, or other Person presiding at the taking of such Verdict and pronouncing of such Judgment respectively, shall be kept by the Clerk of the Peace for the County of *Middlesex* among the Records of the Quarter Sessions of such County, and shall be deemed Records to all Intents and Purposes, and the same, or true Copies thereof, shall be allowed to be good Evidence in all Courts whatsoever, and all Persons shall have Liberty to inspect the same, paying for such Inspection the Sum of One Shilling, and also to take or make Copies thereof, paying for every Copy after the Rate of Sixpence for every One hundred Words.

Penalties upon Sheriffs and Jurors or Witnesses making default.

L. And be it further enacted, That if any such Sheriff or his Under Sheriff, or any Coroner or other Person herein-before authorized and directed to act in the Stead of such Sheriff, shall make default in the Premises, he shall for every such Offence forfeit and pay the Sum of Fifty Pounds to the Party who shall be prejudiced or injured thereby, to be recovered, with full Costs of Suit, by Action of Debt or on the Case, in any of Her Majesty's Courts of Record at *Westminster*; and if any Person so summoned and returned upon any such Jury as aforesaid shall not appear, or appearing shall refuse to be

be sworn, or being a Quaker to make Affirmation, or shall refuse to give his Verdict, or shall in any other Manner wilfully neglect his Duty, contrary to the true Intent and Meaning of this Act, or if any Person so summoned to give Evidence as aforesaid shall not appear, on being paid or tendered a reasonable Sum for his Costs and Expences, or appearing shall refuse to be sworn, or being a Quaker affirmed, or to give Evidence, every Person so offending, having no reasonable Excuse, to be judged of and determined by the said Sheriff, Under Sheriff, Coroner, or other Person, shall forfeit and pay for every such Offence, to the Party for whom or on whose Account any such Jury or Witness shall have been summoned, any Sum not exceeding Twenty Pounds; which said last-mentioned Penalty and Forfeiture shall and may be levied by virtue of a Warrant under the Hand and Seal of any Justice of the Peace for the said County of *Middlesex*, by Distress and Sale of the Goods and Chattels of the Person so offending, rendering to him, on Demand, the Overplus of the Money thereby produced (if any), after such Penalty, and the Charges and Expences of such Distress and Sale, shall have been deducted.

LI. And be it further enacted, That every such Jury and Jurymen as aforesaid shall also be subject to the same Regulations, Pains, and Penalties as if such Jury and Jurymen had been returned for the Trial of any Issue joined in any of Her Majesty's Courts of Record at *Westminster*; and all Persons who in any Examination to be taken by virtue of this Act upon their Oath, or being Quakers upon their Affirmation, shall wilfully and corruptly give false Evidence before any such Jury, Sheriff, Under Sheriff, Coroner, or other Person, or before any Justice of the Peace acting as such in the Execution of this Act, shall and may be prosecuted for the same, and upon Conviction thereof shall be subject to the Pains and Penalties to which Persons guilty of wilful and corrupt Perjury shall or may by Law be subject.

Jurors to be under the same Regulations as in the Courts at Westminster.

LII. And be it further enacted, That in every Case in which the Verdict of a Jury summoned as aforesaid shall be given for the same or a greater Sum than shall have been previously offered by the said Commissioners for the Purchase of any Tenements to be used or taken by them for the Purposes of this Act, or as Compensation for any Damage which may happen or arise in the Execution of any of the Powers hereby granted, all the Costs, Charges, and Expences incurred in summoning, impannelling, and returning such Jury, taking such Inquisition, and the Attendance of Witnesses, and recording the Verdict or Judgment thereon, and the reasonable Fees and Expences to be paid to Counsel for Attendance before such Jury, and otherwise incident to the said Inquisition, shall be defrayed by the said Commissioners; and such Costs, Charges, and Expences shall be settled and determined by the said Sheriff, Under Sheriff, Coroner, or other Person as aforesaid; and in case such Costs, Charges, and Expences shall not be paid to the Party entitled to receive the same within Seven Days after the same shall have been demanded, then the same shall and may be levied by Distress and Sale of any Goods and Chattels of the said Commissioners, or of their Treasurer, under a Warrant to be issued for that Purpose by any Justice of the Peace not interested in the Matter in question, which Warrant

Expences of Jury, how to be paid.

such Justice is hereby authorized and required to issue under his Hand and Seal, on Application made to him for that Purpose, by any Party entitled to receive such Costs, Charges, and Expences; but if the Verdict of the Jury shall be given for a less Sum than shall have been previously offered by the said Commissioners; then One Moiety of the said Costs, Charges, and Expences shall be defrayed by the Party with whom the said Commissioners shall have such Controversy or Dispute, and the Remainder shall be defrayed by the said Commissioners; and the former Moiety of such Costs, Charges, and Expences, having been ascertained and settled in manner herein-before mentioned, shall and may be deducted out of the Money adjudged to be paid to such other Party, as so much Money advanced to and for his Use, and the Payment or Tender of the Remainder of the Money so adjudged shall be deemed and taken, to all Intents and Purposes, to be a good Tender or Payment in satisfaction of the whole thereof.

Power to enter Lands on Payment or Tender of Purchase Money.

LIII. And be it further enacted, That upon Payment or legal Tender of such Sums of Money as shall have been agreed upon between the Parties, or awarded by a Jury in manner in this Act mentioned, for the Purchase of any Tenements for the Purposes of this Act, to the respective Proprietors of such Tenements, or other Persons respectively interested therein, and entitled to receive such Money, or upon Payment of such Money into the Bank of *England* in the several Cases by this Act authorized or directed, to the Credit of the Parties interested in such Tenements, then and in every such Case it shall be lawful for the said Commissioners immediately to enter upon such Tenements, and thereupon all the Estate, Use, Trust, and Interest of all Parties in respect of whose Rights or Interests such Purchase Money shall have been paid shall thenceforth be vested in and become the sole Property of the said Commissioners, to and for the Purposes of this Act; and such Payment, or Tender and Conveyance, or such Deposit in the Bank of *England* as aforesaid, shall operate to merge all outstanding or other Terms of Years, and to bar and destroy all Dower and Courtesy, and all Estates Tail, and other Estates in Reversion and Remainder, and also all Titles, Limitations, and Trusts whatsoever of and in the said Lands purchased or paid for by means of such Payment, Tender, or Deposit.

Expences of Titles to be paid by the Commissioners.

LIV. And be it further enacted, That all Costs, Charges, and Expences, on the Part as well of the Seller as the Purchaser, of all Conveyances and Assurances of any Tenements which shall be purchased or taken by the said Commissioners for the Purposes of this Act, and of deducing, evidencing, and verifying such Title as the said Commissioners may require, and of making out and furnishing such Abstract and such attested Copies as the said Commissioners may require, and all Expences whatsoever incident to the Investigation, Deduction, and Verification of such Title, shall be exclusively borne and paid by the said Commissioners; and the said Commissioners, before entering into Possession of the Premises so purchased or taken, shall pay the Amount of such Costs, Charges, and Expences, or in case there shall be any Dispute about the same shall obtain such Order as herein-after mentioned, and shall deposit for the

Purpose of paying the same, in such Manner as herein-after mentioned, the Amount of the Costs, Charges, and Expences claimed by the Party from whom the Premises shall be purchased or taken: Provided always, that the said Companies shall not be prevented from entering into Possession of the said Premises so purchased by reason of the Nonpayment of the said Costs, Charges, and Expences, or by reason of the Order herein-after mentioned not having been obtained, or the Deposit herein mentioned not having been made, unless the Party from whom such Lands shall have been purchased shall, within Seven Days after Notice in Writing for that Purpose shall have been given to them by the said Commissioners, deliver a Bill of their said Costs, Charges, and Expences to the said Commissioners.

LV. And be it further enacted, That if the said Commissioners and the Party aforesaid cannot agree as to the Amount of such Costs, Charges, and Expences, the same shall be ascertained by the Court of Exchequer, and it shall be lawful for the said Court on Petition to be presented by the said Commissioners, to order and direct that such Costs, Charges, and Expences shall be referred to one of the Masters of the said Court to be taxed in the usual Manner, and such Order shall be served on the Party aforesaid, who shall be at liberty to proceed under the same; and after Taxation thereof it shall be lawful for the said Court to order and direct the Amount of such Costs, Charges, and Expences so taxed, together with the Costs, Charges, and Expences attending the Taxation thereof, or so much of the same as shall be payable by the said Commissioners to the Party from whom the Premises shall have been purchased or taken, to be paid to the Party aforesaid: Provided always, that the said Commissioners shall not be at liberty to enter into Possession of the Premises so purchased or taken until an Order shall have been made for the Taxation of the said Costs, Charges, and Expences, and the said Commissioners shall have deposited the Sum claimed in respect of the same in the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account there, *ex parte* "The *Clerkenwell* Improvement Commissioners," pursuant to the Method prescribed by the herein-mentioned Act passed in the First Year of the Reign of His Majesty King *George* the Fourth; which Sum shall be applied, under the Order of the said Court, in Payment of the said Costs, Charges, and Expences: Provided always, that the Expence of determining such Costs, Charges, and Expences as aforesaid, and of obtaining the Order or Orders referring the same to be taxed, shall be paid and borne by the said Commissioners, unless the Sixth of the said Costs, Charges, and Expences shall be disallowed, in which Case the said Expence shall be paid and borne by the Party from whom the said Premises were purchased or taken, and the Amount thereof may then be paid to the said Commissioners out of the said Sum so deposited by them as aforesaid.

How such
Costs are to
be ascer-
tained.

LVI. And be it further enacted, That the said Commissioners shall not be obliged, nor shall any Jury to be summoned by virtue of this Act be allowed (without the Consent of the said Commissioners), to receive or take notice of any Complaint to be made by any

Notice of
Injury to be
given be-
fore Com-
plaint.

any Party for any Loss or Injury by him sustained or supposed to be sustained in consequence of the Execution of any of the Powers of this Act, unless Notice in Writing, by or on the behalf of the Person or Corporation making such Complaint, stating the Nature, Extent, and Particulars of such Loss or Injury, and the Amount of the Compensation claimed in respect thereof, shall, after Demand made by or on behalf of the said Commissioners, stating this Provision, have been given by such Person or Corporation to the said Commissioners within the Space of Two Calendar Months after such Demand shall have been made by or on behalf of the said Commissioners.

Settling
Disputes as
to Damages
to a small
Amount.

LVII. And be it further enacted, That in case any Difference shall arise between the said Commissioners and any of the Owners or Occupiers of the Property to be taken, used, or injured for the Purposes of this Act, as to the Amount or Value of the Damages done by the said Commissioners, their Agents or Workmen, to such Property, in the Execution of any of the Powers of this Act, and such Difference cannot be adjusted and settled between the said Parties, the same shall, in case the Amount of Damages claimed does not exceed the Sum of Fifty Pounds, be ascertained and determined by some Two or more Justices of the Peace for the County of *Middlesex*, who, upon Application made to them by both or either of the said Parties, shall examine into the Matter in dispute, and shall determine and settle the Amount of Compensation which shall be payable by the said Commissioners.

Application
of Compensation
Money
amounting to
200*l*.

1 G. 4. c. 35.

LVIII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for the Purchase of any Tenements to be taken or used by virtue of the Powers of this Act, or of any Interest therein, or for the Release of any such Lands from any Rent or other Incumbrance charged thereon, or for any Compensation which any Corporation, Tenant for Life or in Tail, or Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or any Person whose Lands are limited in strict or other Settlement, or any Person under any other Disability or Incapacity, shall be entitled unto or interested in, or hereby capacitated to convey, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there, *ex parte* "The *Clerkenwell* Improvement Commissioners," pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His Majesty King George the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the general Orders of the said Court, and without Fee or Reward; and shall, when so paid in, there remain, until the same shall, by Order of the said Court, made in a summary Way, upon Petition to be presented to the said Court by the Party who would have been entitled to the Rents and Profits of the

the said Tenements, be applied, either in the Purchase of the Land Tax, or in or towards the Discharge of any Debt or other Incumbrance affecting the said Tenements, or affecting other Lands or Tenements standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes as the said Court of Exchequer shall authorize to be purchased or paid, or such Part thereof as shall be necessary; or until the same shall, upon the like Application, be laid out, by Order of the said Court, made in a summary Way as aforesaid, in the Purchase of other Lands or Tenements, which shall be conveyed, limited, and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Tenements which shall be so purchased, taken, or used as aforesaid, or in respect of which such Compensation shall be paid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined or capable of taking effect; and in the meantime, and until such Purchase can be made, the said Money may, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities, or in Government or Real Securities; and in the meantime, and until such Annuities or Securities shall be ordered by the said Court to be sold for the Purposes aforesaid, or shall be called in or cancelled, the Dividends or Interest and annual Produce thereof shall from Time to Time, by Order of the said Court, be paid to the Party who would for the Time being have been entitled to the Rents and Profits of such Tenements so to be purchased and settled.

LIX. Provided always, and be it further enacted, That if any Money agreed or awarded to be paid as last herein-before mentioned shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then the same shall, with the Approbation of the said Commissioners, signified in Writing, under the Hands of Three at least of the Commissioners, be paid into the Bank of *England*, in the Name and with the Privity of the said Accountant General, and be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same may be paid, upon the Request of the respective Parties for the Time being entitled to the Rents and Profits of the Tenements so taken or used, or of such Interest therein, or of their respective Husbands, Guardians, or Committees, in case of Coverture, Infancy, Idiotcy, Lunacy, or other Incapacity, and with the like Approbation, to Two Trustees, to be nominated by the respective Parties exercising such Option, such Nomination to be approved of by the said Commissioners, and such Nomination and Approbation to be signified in Writing under the Hand of the nominating Party, and of Three at the least of the said Commissioners; and the Money so paid to such Trustees, and the Dividends and Produce so arising thereon and therefrom, shall be by such Trustees applied in like Manner as herein-before directed with respect to the Money so to be paid into the Bank of *England* in the Name of the Accountant General of the Court of Exchequer.

When less than 200*l.* and exceeding 20*l.*

When not exceeding 20l.

LX. Provided also, and be it further enacted, That where any Money so agreed or awarded to be paid as last herein-before mentioned shall not exceed the Sum of Twenty Pounds, the same shall be paid to the respective Parties who would for the Time being have been entitled to the Rents and Profits of the Tenements so taken or used for the Purposes of this Act, or in respect of which such Compensation shall be paid, for their own Use and Benefit, or in case of Coverture, Infancy, Idiocy, Lunacy, or other Incapacity, then such Money shall be paid, for their Use, to their respective Husbands, Guardians, Committees, or Trustees.

In case of not making out Titles, &c. the Money to be paid into the Bank.

LXI. And be it further enacted, That in case any Party to whom any Money shall be agreed or awarded to be paid for the Purchase of any Tenements to be taken or used under or by virtue of the Powers of this Act, or for any Interest, or for Compensation as aforesaid, shall refuse or neglect to accept the same, or to convey the Premises or Interest in the Premises purchased, or shall refuse, neglect, or be unable to make a Title to such Premises, or to such Interest in the Premises, to the Satisfaction of the said Commissioners, or shall be absent from *England*, or shall not be conveniently found, or if any Party entitled unto, or to convey such Tenements, or such Interest therein, cannot be conveniently known or discovered, then and in every such Case it shall be lawful for the said Commissioners to order the Money so agreed or awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in the said Tenements (describing them, so far as the said Commissioners can do), subject to the Control and Disposition of the said Court; which said Court, on the Application of any Party making claim to such Money, or to any Part thereof, by Petition, is hereby empowered, in a summary Way of Proceeding or otherwise, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the Estate, Title, or Interest of the Party making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem proper; and the Cashier of the Bank of *England* who shall receive such Money is hereby required to give to the said Commissioners, or to the Party paying in such Money, a Receipt for such Money, mentioning and specifying therein for what and whose Use (described as aforesaid) the same is received, and in respect of what Purchase the same has been so paid in.

Persons in Possession presumptively entitled.

LXII. Provided always, and be it further enacted, That where any Question shall arise in reference to the Provisions aforesaid, or otherwise, upon this Act, touching the Title of any Party to any Tenements, or to any Interest in any Tenements, or to any Compensation Money in respect of Damage done to any Tenements, or to any Money to be paid into the Bank of *England* for the Purchase of any Tenements, or of any Estate, Right, Title, or Interest in any Tenements, to be taken or used in pursuance of this Act, or for Compensation as aforesaid, or to any Annuities or Securities to be purchased with any such Money as herein mentioned, or to the Dividends

dividends or Interest of any such Annuities or Securities, the Parties respectively who shall have been in Possession or Receipt of the Rents and Profits of such Tenements at the Time of such Purchase, and all Persons and Corporations claiming under such Parties, or under or consistently with the Possession of such Parties, shall be deemed to have been lawfully entitled to such Tenements, or such Interest therein, or to such Money as aforesaid, according to such Possession, until the contrary shall be shown to the Satisfaction of the said Court, and the Dividends or Interest of the Annuities or Securities to be purchased with such Money, and also the Capital of such Annuities or Securities, shall be paid, applied, and disposed of accordingly.

LXIII. Provided also, and be it further enacted, That where, by reason of any Disability or Incapacity of any Person or Corporation entitled to any Tenements to be purchased, taken, or used under the Authority of this Act, or from any other Cause (except the wilful Refusal of such Person or Corporation to convey the said Tenements, or to accept the Purchase or Compensation Money), the Purchase Money for the same, or the Money paid for such Compensation, shall be required to be paid into the Bank of *England*, it shall be lawful for the said Court to order the reasonable Costs, Charges, and Expences attending any such Purchase, taking, or using of such Tenements, and also the Costs, Charges, and Expences of the Investment of the Purchase or Compensation Money in Government or Real Securities, and the Re-investment of the same in the Purchase of other Lands or Tenements, together with the necessary Costs and Charges of obtaining the proper Orders, and all other Proceedings for such Purposes, except such as may be occasioned by Litigation between Claimants, and for the Payment of the Dividends and Interest of such Government or Real Securities in which such Purchase or Compensation Money may be invested, and for the Payment out of Court of the Principal of such Purchase or Compensation Money, or of the Government or Real Securities aforesaid, to be paid by the said Commissioners, and the said Commissioners shall from Time to Time pay such Sums of Money for the Costs, Charges, and Expences herein-before mentioned as the said Court shall direct.

The Court may order reasonable Expences of Purchases to be paid by the Commissioners.

LXIV. And be it further enacted, That all Persons in Possession of any Tenements which shall be required or be intended to be taken or used for the Purposes of this Act, and who shall have no greater Interest than as Tenants at Will or Lessees for a Year, or as Tenants from Year to Year, shall respectively deliver up Possession of such Property to the said Commissioners, or to such Person as the said Commissioners shall appoint to take possession of the same, at the Expiration of Six Calendar Months next after Notice to that Effect shall have been given by the said Commissioners to or left at the Place of Abode of such respective Tenants or Lessees in Possession, or left upon the said Premises, whether such Notice be given with reference to the Time of the Commencement of such Tenants holding or not, and whether such Notice be given before or after the said Premises shall be purchased by the said Commissioners, or at such other Time, after the Expiration of Six Calendar Months as in any such Notice

Tenants at Will, &c. to quit Lands after Notice,

Notice they shall be respectively required; and in case any such Tenant or Lessee, or Person so in Possession as aforesaid, shall refuse to give up such Possession as aforesaid, it shall be lawful for the said Commissioners to issue their Precept under the Hands and Seals of any Three of the said Commissioners, to the Sheriff of the County in which the Premises shall be situate, to deliver Possession of the said Premises to such Person as shall in such Precept be nominated to receive the same; and the said Sheriff is hereby required to deliver Possession of the said Premises accordingly, and to levy and satisfy such Costs as shall accrue upon or by reason of the issuing and Execution of such Precept on the Person so refusing to give Possession, by Distress and Sale of his Goods and Chattels.

Interest of such Tenants may be settled by a Jury.

LXV: Provided always, and be it further enacted, That where any such Tenant or Lessee who shall be required to deliver up Possession of his Term or Interest therein shall, within Three Calendar Months after Demand in Writing made by the said Commissioners, setting forth this Provision, which Demand the said Commissioners are hereby required to make at the Time of giving such Notice as aforesaid, give the said Commissioners previous Notice in Writing thereof, stating the Period of such unexpired Term or Interest, the said Commissioners shall and they are hereby required to pay or tender to such Tenant or Lessee, before they shall issue their Precept to the Sheriff to give Possession of the Premises in the Occupation of such Tenant or Lessee, Compensation for the Value of his unexpired Term or Interest in the said Premises; which Compensation, in case of Difference, shall be ascertained and determined in the same Manner as any other Compensation for any Lands taken or used by the said Commissioners is by this Act directed to be made or determined.

If Land not contracted for within Five Years, Power to take Property by Compulsion to cease.

LXVI. And be it further enacted, That unless the said Commissioners shall within the Space of Five Years, to be computed from the passing of this Act, agree for, and cause to be valued and paid for, as in this Act is mentioned, the Tenements which they are by this Act empowered to take or use, or otherwise so much thereof as shall be by them deemed necessary and proper for the Purposes of this Act, then and from thenceforth the Powers which are hereby granted to them for taking or using such Tenements shall cease and be utterly void, save and except with the Consent in Writing of the Owners and Occupiers thereof respectively.

Money to be paid before any Use is made of the Premises.

LXVII. Provided always, and be it further enacted, That all Sums of Money, or other Consideration, Recompence, or Satisfaction to be paid pursuant to any such Agreement or Verdict as aforesaid, shall, after such Deduction (if any) for Costs as aforesaid, be paid or tendered to the Party or Parties entitled to the same, or into the Bank of *England*, as herein mentioned, before the said Commissioners, or any Person or Persons authorized by them, shall proceed to take possession of or pull down any House or Houses, or other Erections or Buildings, or to use the Ground or any other Tenements comprised in or affected by such Agreement or Verdict respectively, or Part thereof, for any of the Purposes of this Act, unless Leave shall

shall be given for that Purpose in Writing by the Owners or Occupiers of such Tenements.

LXVIII. And be it further enacted, That it shall be lawful for the said Commissioners and they are hereby empowered to pull down or cause to be pulled down all Houses and other Erections and Buildings which shall be purchased or taken by virtue of this Act, or such of them or such Part thereof as they shall think proper to be pulled down, and to level and clear the Ground whereon the same shall stand, and on all other the Ground to be purchased or taken by virtue of this Act, in such Manner as they shall think proper, and to sell or cause to be sold the Materials of the Houses and other Buildings to be taken down and removed pursuant to this Act; and the Monies to be produced by the Sale thereof, after deducting the Expences of pulling down such Houses and Buildings respectively, and of such Sale or Sales, and also the Rents and Profits of the said Tenements and Hereditaments to be purchased or taken by virtue of this Act, until the same shall be pulled down or cleared, shall be applied and disposed of for or towards the Purposes of this Act or any of them.

Power to clear the Ground, and sell old Materials.

LXIX. Provided always, and be it further enacted, That if any Corporation, Trustee, or Person so interested or entitled, or capacitated to sell, agree, convey, or release as aforesaid, shall be applied to by or on behalf of the said Commissioners to treat for, sell, dispose of, or convey, for the Purposes of this Act, any Part or Parts of any House or Building or Piece of Ground, such Piece of Ground being in the actual Occupation of one Person, or of several Persons jointly, and shall by Notice in Writing (such Notice by any Corporation to be given under their Common Seal, or by their Chapter Clerk or Solicitor), to be left at the Office of the said Commissioners or of their Clerk, within Fourteen Days after such Application, signify his, her, or their Inclination or Desire to treat for, sell, dispose of, and convey the whole of such House or Building or Piece of Ground, and it shall happen that the said Commissioners shall not think proper or be willing to purchase the whole of such House or Piece of Ground, then and in any such Case nothing in this Act shall extend or be construed to extend to compel any such Corporation, Trustee, or Person as aforesaid to treat for, sell, dispose of, or convey, or to authorize the said Commissioners to take or use, Part only or less than the Whole of any such House or Building or Piece of Ground, any thing herein contained to the contrary thereof in anywise notwithstanding.

Where Parties are desirous of selling the whole of any House or Piece of Ground in the Occupation of one Person, or of several Persons jointly, they shall not be compelled to sell less than the whole thereof.

LXX. And whereas by reason of the Exercise of the Powers by this Act granted there may be Deficiencies in the Assessments for Land Tax in the several Parishes through or in which the several Works hereby authorized may pass or be situate; be it therefore enacted, That the said Commissioners shall, from and after they shall have become seised and possessed by virtue of this Act of any Premises charged with the Land Tax, and until the Works hereby authorized to be made shall be completed and assessed to such Land Tax, (unless the said Commissioners shall think fit to redeem the same under the Powers of the Acts for the Redemption of Land

Provisions for Deficiencies in Land Tax.

[*Local.*]

29 D

Tax,)

Tax,) be subject and liable from Time to Time to pay and make good, to or in aid of such several Parishes as aforesaid, out of the Monies to arise by virtue of this Act, all such Sums of Money as shall be deficient in the said several Assessments for Land Tax within the said several Parishes by reason of taking down or using for the Purposes of this Act any Premises liable to such Assessments, according to the Rental at which the same were valued or rated at the Time of the passing of this Act; and the Treasurer to be appointed under this Act is hereby required to pay all Deficiencies, on Demand thereof, to the Collector of the said Assessments.

Com-
mis-
sioners to
grant Build-
ing Leases of
Ground not
wanted,
which they
may think
proper to let.

LXXI. And be it further enacted, That in case any Ground or Hereditaments which shall be purchased and cleared by virtue of this Act shall not be laid into and form Part of the said Street to be made as aforesaid, then and in such Case it shall be lawful for the said Commissioners and they are hereby authorized, as soon as conveniently may be after the Houses and Buildings on such Ground and Hereditaments as adjoin or abut on such Street, or on any other Ground or Hereditaments which they shall think it expedient to let, shall be pulled down, by an Indenture or Indentures under the Hands and Seals of Three at least of the said Commissioners, to demise and lease such Ground and Hereditaments, or such Parts thereof as they shall think it expedient to let on Building Leases, either altogether or in Parcels, to any Person or Persons who shall erect and build, or covenant and agree to erect and build thereon, or on any Part or Parts thereof, Houses, Erections, and Buildings, of such Rate or Class or respective Rates or Classes of Buildings, upon such Plan and Elevation or respective Plans and Elevations, of such Height or respective Heights, and with such Stories as the said Commissioners shall think proper, for any Term or Number of Years, to determine at or before the Expiration of Ninety-nine Years from and after the passing of this Act, so as there be reserved in every such Demise or Lease such yearly Rent or Rents, to be incident to the immediate Reversion of the Premises therein comprised, as to the said Commissioners shall seem reasonable, and so that in every such Demise or Lease there be contained a Covenant for the Payment of the Rent thereby to be reserved, and such other Covenants on the Part of the Tenant or Lessee therein to be named as the said Commissioners shall reasonably advise or require, and also a Clause in the Nature of a Condition of Re-entry on Nonpayment of the Rent thereby to be reserved, or on Nonperformance of the Covenants therein to be contained, on the Part of the Tenant or Lessee to be observed and performed, and that every such Tenant or Lessee shall give such good and sufficient Security for the erecting, finishing, and completing of every such House, Erection, and Building which he shall covenant or agree to erect within the Time in which he shall have contracted to finish the same, as the said Commissioners shall order and direct.

Com-
mis-
sioners to
sell the
Ground
Rents and
Reversions of
the Houses

LXXII. And be it further enacted, That within the Space of Five Years after the Houses, Erections, and Buildings to be erected and built as herein-before is mentioned, or any of them, shall be finished and completed, the said Commissioners shall and they are hereby authorized and required to sell and dispose of, or cause to be sold and disposed of, the Ground Rents to be reserved by the

Lease or Demise] or Leases or Demises in pursuance or in consideration of which the same Houses respectively shall have been erected and built, and also the Reversion and Inheritance in Fee Simple in Possession (subject to such Lease or Demise or Leases or Demises) of the Pieces or Parcels of Ground therein demised, and such Houses and other Buildings thereon, either altogether or in Parcels, by public Auction or private Contract, for such Price or Prices or Sum or Sums of Money as the said Commissioners shall think reasonable; and the said Commissioners shall and they are hereby empowered and required, at the Request, Costs, and Charges of the Purchaser or Purchasers of the same Premises respectively, upon Payment of the Sum or Sums of Money agreed to be given for the same respectively to the Treasurer of the said Commissioners for the Time being, to convey and assure, under the Hands and Seals of Five at least of the said Commissioners, the Piece or Parcel of Ground, or Pieces or Parcels of Ground, so purchased by such Purchaser or Purchasers respectively, together with the Houses, Erections, and Buildings then erected and built thereon respectively, and the Fee Simple and Inheritance thereof, with the Appurtenances, to such Purchaser or Purchasers respectively, his or their Heirs and Assigns respectively, or as he or they respectively shall in that Behalf order or direct, free from all Incumbrances (except the Building Lease or Building Leases to be granted thereof by virtue of this Act); and that all Conveyances and Leases which shall be made by the said Commissioners pursuant to the Authority hereby, in them reposed shall be adjudged sufficient to vest such Estate in the Purchaser or Lessee as shall have been agreed for, or shall be expressed or meant and intended to be conveyed and granted by any such Conveyance or Lease.

to be comprised in such Leases.

LXXIII. And be it further enacted, That it shall be lawful for the said Commissioners to sell and dispose of, and by Indenture under the Hands and Seals of Five at least of the said Commissioners absolutely to grant and convey, such Part or Parts of the said Ground not adjoining to or abutting upon such Street, and such Part of the Ground adjoining to or abutting upon such Street as they shall not think proper to let on Building Leases, or any other Hereditaments which shall not be wanted for the Purposes of this Act: Provided always, that the said Commissioners before they shall sell and dispose of such Ground or Hereditaments as shall have been purchased or taken for the Purposes of this Act, or any Estate or Interest therein, shall first give Notice of their Intention to resell the same by Advertisement in the *London Gazette*; and if within Fourteen Days next after such Advertisement Notice in Writing, signed by the Officer of the Corporation, and the Person or all the Persons who were entitled to the same, or any Estate of Freehold therein, shall be left at the Office of the Clerk of the said Commissioners, of the Desire of such Corporation, or Person or Persons, to purchase the same, or that the same may be sold to any One or more of them, then the same shall be resold to such Corporation, or Person or Persons, or such of them as shall be mentioned in such Notice, for a proportionate Price; and in case the said Commissioners, and any such Corporation, or Person or Persons, shall differ and not agree as to the Price or Prices thereof, and such Corporation, or Person or Persons, shall nevertheless signify their or his Desire to purchase the same by

Commissioners empowered to sell any Ground which may not be wanted.

by a Notice in Writing to be given or left at the Office of the said Clerk within Fourteen Days after such first Notice, at a Price to be adjusted and settled by a Jury to be summoned as in Cases of Purchases made by the said Commissioners as herein mentioned, *mutatis mutandis*, such Notice shall be deemed an actual Contract for Purchase of the said Premises, as against the Party or Parties giving the same, at the Price which shall be adjusted and settled by such Jury; and in case such Notices as aforesaid shall not be given, then and in every such Case a Declaration being made before a Master or a Master Extraordinary of the High Court of Chancery, or before any Justice of the Peace for the County of *Middlesex*, by the Clerk of the said Commissioners, or some other competent Person or Persons, stating that no such Notices had been received, shall in all Courts be sufficient Evidence and Proof thereof.

Commis-
sioners to sell
Frontage if
required for
Side Streets.

LXXIV. And be it further enacted, That it shall and may be lawful to and for the Commissioners for the Time being acting under and by virtue of the Act of Parliament for paving, lighting, and regulating the Streets of the said Parish of *Saint Sepulchre, Middlesex*, or for any Commissioners to be appointed under or by virtue of any Act of Parliament for making or improving the Communications between such intended Street and *Saint John Street* and *Charterhouse Square*, at any Time within Three Years next after the passing of this Act, to purchase of and from the Commissioners appointed to carry this Act into execution, and such last-named Commissioners shall be bound to sell and convey to the said other Commissioners, One or Two Plots of Ground on the East Side of the Line of the said intended new Street, not exceeding a Frontage Width thereto of Forty Feet for each of such Plots, and abutting on the said Parish, and to the full Extent Eastward of the said intended new Street, for the Purpose of forming Branch Streets towards *Saint John Street* and *Charterhouse Square*, one of which Plots shall communicate in a direct Line with the present Opening from *Sharpe's Alley* into *Cow Cross Street* in the said Parish, and the other of such Plots shall be in a direct Line from the said intended Street and communicate with another intended Street, to run Forty Feet Southward of the present Workhouse of the Parish of *Saint Sepulchre, Middlesex*, and that the Amount to be paid for such One or Two Plots of Ground shall be the Amount paid for the same respectively by the Commissioners acting under this Act.

Commis-
sioners to
sell Frontage,
if required,
for Entrance
to St. Peter's
Chapel Saf-
ron Hill.

LXXV. And whereas the Line of the said intended Street will pass near the Chapel of *Saint Peter, Saffron Hill*, and it may be expedient to make Provision for an Entrance from the said Street towards the said Chapel; be it therefore further enacted, That it shall be lawful for the said Commissioners, and they are hereby required, so soon as the Ground contiguous to the said Chapel shall have been purchased and cleared for the Purpose of building thereon, to give Notice to the Incumbent Minister of the said Chapel offering to sell to such Incumbent Minister so much Land between the said Chapel and the said intended Street, not exceeding Seventy Feet Frontage, as the said Incumbent Minister shall think proper, and in case the said Incumbent Minister shall, within the Space of Three Calendar Months after such Notice, signify his Desire in
Writing

Writing to purchase the said Frontage, or any Part thereof, the said Commissioners shall and they are hereby required to convey the same to the said Incumbent Minister for such Price or Sum, and upon such Terms or Conditions, as shall be mutually agreed upon, or as, in case of Dispute, shall be settled and determined by Two practical Surveyors, one to be appointed by the said Commissioners, and the other by the said Incumbent Minister, or as settled and determined by their Umpire in case of Difference between them, such Umpire to be appointed by the said Two Surveyors before they proceed in the Matters referred to them; and the same shall become vested in such Incumbent Minister and his Successors, Incumbent Ministers of the said Chapel, for ever, in Trust to go along with and to be holden with the said Chapel.

LXXVI. And be it further enacted, That the Receipt or Receipts of the Treasurer of the said Commissioners for any Purchase Monies, Rents, or Profits, or other Sum or Sums of Money payable unto him by virtue of this Act, shall be a sufficient and effectual Discharge, or sufficient and effectual Discharges, for the Money in such Receipt or Receipts expressed or acknowledged to be received, and the Purchaser or Purchasers to whom the same respectively shall be given shall not afterwards be answerable or accountable for the Misapplication or Nonapplication of the Money in such Receipt or Receipts expressed or acknowledged to be received.

Receipts of the Treasurer to be effectual Discharges.

LXXVII. And be it further enacted, That all and every the Sum and Sums of Money which shall be received by the said Commissioners from any Sales herein-before directed to be made, and also the Rents (if any) which shall be received from all the said Pieces or Parcels of Ground, or of any of them, until the same shall be sold, shall (after Payment of the Costs and Expences of the said Sale or Sales, which are hereby directed to be paid thereout) be applied in or towards Satisfaction of the Monies to be raised by virtue of this Act, or any other of the Purposes of this Act.

Purchase Monies and Rents to be applied to any of the Purposes of this Act.

LXXVIII. And whereas the Lands, Tenements, and Hereditaments at this present Time standing on the Line of the said new Street are inhabited for the most Part by indigent Persons, who are a great Incumbrance upon the Remainder of the Inhabitants of the Division called the Lower Liberty of the Parish of *Saint Andrew's Holborn*, and of the Parish of *Clerkenwell*, and a very small Sum is now paid towards the Rates for the Relief of the Poor in respect of such Lands, Tenements, and Hereditaments: And whereas the opening the said Street will not only relieve the said Lower Liberty and Parish from the Support of many Paupers, but will also materially increase the Rates by substituting Houses of a superior Description, and generally improve the Neighbourhood by opening the Line for a great Thoroughfare to the North of *London*: And whereas it is reasonable that a Portion of the Expence of opening the said new Street should be defrayed out of the increased Funds which upon such Improvement would arise to the District and Parishes aforesaid; be it therefore enacted, That the present rateable Value of the Property in such Division of the Lower Liberty of the

Commissioners to pay the Amount of present Poor Rates to the Overseers of the Parishes.

said Parish of *Saint Andrew*, and in such Parish of *Clerkenwell*, and in the Parish of *Saint Sepulchre* in the County of *Middlesex*, which shall be taken by virtue of this Act, shall be ascertained and settled by the said Commissioners, and the Amount so ascertained shall be certified by Two or more Justices of the Peace for the said County of *Middlesex*; and such present Rate or Assessment shall be taken upon Consideration of the Rates made for the Year One thousand eight hundred and thirty-nine; and such ascertained Sum shall, until the Rate herein-after authorized to be made shall cease and determine, be considered as the rateable Value of the Houses and Tenements to be erected by virtue of this Act upon the Line of the said Street, and that from and after the First Day of *January* One thousand eight hundred and forty-one the said Commissioners shall pay all Rates which may from Time to Time be made for the Relief of the Poor in and for the Division and Parishes aforesaid respectively, to be calculated upon the rateable Value to be so ascertained and certified as aforesaid, and that for and during the Term of Thirty Years herein-after mentioned from the said First Day of *January* One thousand eight hundred and forty-one (if the Purposes of this Act be not sooner effected) the rateable Value, to be ascertained and certified as aforesaid, shall, as between the Commissioners and the Inhabitants of the said Division and Parishes respectively, be taken to be the net rateable Value upon which the said Commissioners shall pay the said Rates during the Period aforesaid: Provided always, that every Overseer or other Parish Officer shall be bound, upon Demand, to produce the Rate Books, or other Books or Papers necessary to enable the said Commissioners or Justices to ascertain the said rateable Value, or the Amount to be paid by the said Commissioners for any Rate made for the Relief of the Poor; provided also, that the Rates and Assessments herein-after mentioned shall be made by the Commissioners, and they shall have, by this Act, Power to make such Rates or Assessments only for the Term of Thirty Years, to be computed from the Time of making such first Rate and Assessment as aforesaid: Provided always, that nothing in this Act contained shall extend or be construed to extend to exempt the said Commissioners, or the Occupiers of any Premises to be erected in pursuance of this Act, from any Sum or Sums of Money they would otherwise have been liable to pay in respect of the County Rates or Police, but all such County Rates and Police Rates shall be rated and collected in respect of the said Premises as if this Act had not been passed.

Commiss-
sioners may
make Rate
upon the
Occupiers of
Houses in the
new Street.

LXXIX. And be it further enacted, That from and after the First Day of *January* One thousand eight hundred and forty-one it shall be lawful for the said Commissioners, and they are hereby empowered, from Time to Time to assess and rate, so often as a Rate shall be made for the Relief of the Poor in the said Parishes, Districts, and Liberties, the Tenants or Occupiers of the Houses and Tenements standing or built upon any Land purchased by the said Commissioners, at the Sum of Money in the Pound at which the Tenants or Occupiers of other Property within the said Division called the Lower Liberty of the Parish of *Saint Andrew Holborn*, and within the Parish of *Clerkenwell*, and within the Parish of *Saint Sepulchre*

Sepulchre in the said County of *Middlesex*, may for the Time being be assessed or rated; and the Money so rated or assessed shall be paid by such Tenants or Occupiers to the Collector or other Person appointed by the said Commissioners to collect the same, upon such Day and Time as the said Commissioners shall order and appoint, and the said Rate or Assessment, and the Monies arising therefrom respectively, shall be and are hereby vested in the said Commissioners for the Purposes of this Act: Provided always, that the said Commissioners and their Collector shall have the same Powers and Authorities for recovering and compelling Payment of the said Rates and Assessments as are by Law vested in Overseers of the Poor for recovering or compelling Payment of any Rate for the Relief of the Poor within their respective Parishes, and every Justice of the Peace shall have and exercise the same Powers of issuing Warrants of Distress and levying any Amount due as are exercised by them in Cases now arising under Rates made for the Relief of the Poor: Provided always, that the said Commissioners shall furnish the Overseers of the Poor of the several Parishes, Districts, and Liberties aforesaid with the Names of the respective Tenants and Occupiers of the Houses and Tenements in respect of which such Rate shall be paid, and the Payment of such Rate by any such Tenant or Occupier shall be considered as a Payment in respect of a Rate made for the Relief of the Poor in the Parish, District, or Liberty in which such Houses or Tenements may be situated.

LXXX. And be it further enacted, That the Money to arise and be received from the said Rates shall, after discharging the Amount herein-before required to be paid to the Overseers of the said Parishes, be applied in defraying the Interest due on any Sum of Money borrowed under or by virtue of this Act; and when and so soon as the Principal and Interest of all Monies due, and all Expences incurred in pursuance of this Act shall have been paid off, not in any Event exceeding the Term of Thirty Years as aforesaid, the Powers given to the said Commissioners to make the said Rate shall cease and determine, and the Houses and Tenements standing or built on the Land purchased by the said Commissioners shall from thenceforth be rated and assessed by the Overseers of the respective Parishes in which they shall be situate.

Application
of Rate.

LXXXI. And be it further enacted, That in the Event of any Sum of Money granted or to be granted by Parliament for Improvements in the Thoroughfares of the Metropolis being appropriated towards the Formation of the new Street by this Act authorized to be made, it shall be lawful for the Commissioners acting under and by virtue of this Act, to receive such Money and apply the same towards the Purposes of this Act, and the said Commissioners shall, upon the Payment of such Money, give or provide, if required, to the Lords Commissioners of Her Majesty's Treasury, such Security or Assurance that the said Street will be completed of the Width and in the Manner by this Act authorized, as the said Lords Commissioners, or any Three of them, shall think desirable: Provided always, that in case any Security or Assurance shall be required as aforesaid, it shall be lawful for the said Commissioners and they are hereby

Empowering
Commis-
sioners to
give Security
to the Lords
of Treasury
for comple-
tion of the
Street.

hereby empowered to enter into such Security or Assurance, as also any Contract or Agreement with any Person or Persons willing to give the same, upon such Terms or Conditions with respect to the leasing, purchasing, or selling the Whole or any Part of the Land authorized to be taken by virtue of this Act, as they may think desirable.

Power to
raise Money.

LXXXII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby empowered, from Time to Time, when and so often as they shall think it expedient, to borrow and take up at Interest any Sum of Money they shall judge necessary, in such Manner and upon such Security as by this Act provided, and, by Writing under their Hands and Seals to assign over Rates or other the Sums to be raised or arising by virtue of this Act, or any Part thereof, to the Person who shall advance or lend such Money, or to his Trustees, as a Security for the Payment of the Money so to be borrowed, together with Interest for the same; and the Charges and Expences of every Assignment to be made by the said Commissioners shall be from Time to Time defrayed by the said Commissioners out of the Money so to be borrowed; and every such Assignment shall be by Deed duly stamped, in which the Consideration for such Assignment shall be truly stated and specified, and may be in the Words or to the Effect following :

Form of
Assignment.

‘ **B**Y virtue of an Act passed in the _____ Year of the Reign
 ‘ of Her Majesty Queen *Victoria*, intituled [*here set forth the*
 ‘ *Title of this Act*], we _____ of the Commissioners appointed
 ‘ by or by virtue of the said Act, by the Name and Style of “The
 ‘ *Clerkenwell* Improvement Commissioners,” in consideration of the
 ‘ Sum of _____ paid to us by *A.B.* of _____ for the
 ‘ Purposes of the said Act, do grant and assign unto the said *A.B.*,
 ‘ his Executors, Administrators, and Assigns, such Proportion of the
 ‘ Sums which may be raised and received under the Powers and Pro-
 ‘ visions of the said Act as the said Sum of _____ doth or
 ‘ shall bear to the whole Sum which is or shall be borrowed on the
 ‘ Credit of the Sums to be so raised and received, to be had and
 ‘ holden from this Day until the said Sum of _____, with Interest at
 ‘ _____ *per Centum per Annum* for the same, shall be fully paid and
 ‘ satisfied. In witness whereof we hereunto have set our Hands
 ‘ and Seals this _____ Day of _____ One thousand eight
 ‘ hundred and _____

Power to
transfer
Securities.

LXXXIII. And be it further enacted, That it shall be lawful for the Person entitled to any Security for Money borrowed as aforesaid, or his Executors, Administrators, or Assigns, by Writing under his or their Hand and Seal or Hands and Seals to transfer such Security to any Person whomsoever, which Transfer shall be by Deed duly stamped, in which the Consideration for such Transfer shall be truly stated and specified, and may be in the Words or to the Effect following :

Form of
Transfer.

‘ **I** _____ being entitled to the Sum of _____ secured to
 ‘ _____ his Executors, Administrators, and Assigns, by virtue
 ‘ of an Assignment bearing Date the _____ Day of _____ under
 ‘ the _____

‘ the Hands and Seals of _____ of the Commissioners acting in
 ‘ the Execution of an Act passed in the _____ Year of the Reign
 ‘ of Queen *Victoria*, intituled [*here set forth the Title of this Act*],
 ‘ upon the Credit of the Sums to be raised and received by virtue of
 ‘ the said Act, do hereby transfer all my Right and Title in and to
 ‘ the same Sum, and all Interest and other Money due and owing
 ‘ thereon, unto _____ his Executors, Administrators, and
 ‘ Assigns. In witness whereof, I have hereunto set my Hand and
 ‘ Seal the _____ Day of _____ One thousand eight
 ‘ hundred and _____ .’

And a Copy of every Security or Assignment which shall be made in pursuance of this Act, and an Extract or Memorial of every Transfer thereof respectively, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Commissioners, which Extract or Memorial shall specify and contain the Date, Names of the Parties, and Sums of Money thereby transferred, to which Book any Person interested shall at all seasonable Times have Access, and have free Liberty to inspect the same, without Fee or Reward; and for the Entry of any such Transfer the said Clerk shall be paid by the Person to whom such Transfer shall be made the Sum of Five Shillings, and no more; and every such Transfer, after Entry thereof as aforesaid, shall entitle the Person to whom the same shall be made, and his Executors, Administrators, or Assigns, to the Benefit of the Security thereby transferred; and all Persons to whom such Assignment shall be made, or who shall be entitled to the Monies thereby secured, shall be, in proportion to the Sums therein respectively mentioned, Creditors on the said Sums to be raised and received, equally one with another, without any Preference in respect of the Priority of advancing such Monies, or the Dates of any such Assignments respectively.

Entry to be made of Securities.

No Priority of Securities.

LXXXIV. And be it further enacted, That every Assignment which shall be made by virtue of this Act shall and may be redeemed by the said Commissioners, at such Time and in such Manner as they shall think fit, Three Calendar Months previous Notice in Writing under the Hands of Three of the said Commissioners having been given to the Person entitled to the Sum advanced upon such Assignment of the Intention of the said Commissioners to redeem the same.

Assignments may be redeemed.

LXXXV. And be it further enacted, That all the Money which may be borrowed under the Authority of this Act shall be applied and disposed of, in the first place, in paying and defraying the Charges and Expences which shall have been incurred in or shall be incident to and attending the soliciting, obtaining, and passing of this Act, and in purchasing the Property required for the Purposes of this Act, and the Salaries of Officers, and the Expences of carrying the Powers of this Act into execution, and for no other Use, Intent, or Purpose whatsoever.

Application of Monies borrowed.

LXXXVI. And whereas it may happen, that after Payment of the Principal and Interest of all Monies due, and all Expences incurred in pursuance of this Act, a Surplus may remain unappropriated in the Hands of the said Commissioners: And whereas it is reasonable

Surplus to be divided among Parishes contributing.

[*Local.*]

29 F

that

that such Surplus should be appropriated to the Use and Benefit of those several Districts and Parishes aforesaid which shall have contributed towards the Expence of opening the said new Street, out of the increased Funds which upon such Improvements have arisen to the said several Districts and Parishes, in proportion to the several Amounts so contributed by each such District and Parish respectively; be it therefore enacted, That the said Commissioners shall, within a reasonable Time after the Principal and Interest of all Monies due, and all Expences incurred in pursuance of this Act, shall have been paid off, pay to the respective Overseers of the Poor for the Time being of the said several Parishes and Districts, in aid of the Rates for the Relief of the Poor in such Parishes or Districts respectively, any Monies which may then remain in their Hands, or the Hands of the Treasurer to be appointed as aforesaid, in such Sums and Proportions, to be determined by the said Commissioners, as the Contributions of each District and Parish aforesaid may bear to the total Amount of the Monies so remaining in the Hands of the said Commissioners or the said Treasurer as aforesaid; and from and after such Payment all the Powers and Authorities vested in the said Commissioners shall absolutely cease and determine.

Declaring
what shall be
good Service
on the Com-
missioners.

LXXXVII. And be it further enacted, That in all Cases in which it may be necessary for any Person or Corporation to serve any Summons or Demand, or any Notice, or any Writ or other Proceeding at Law or in Equity, upon the said Commissioners in pursuance of this Act, personal Service thereof upon One of the said Commissioners, or upon the Clerk of the said Commissioners, or leaving the same at the Office of the Clerk of the said Commissioners, or at the last or usual Place of Abode of such Clerk, shall be deemed good and sufficient Service of the same respectively on the said Commissioners.

Declaring
what shall be
good Service
of Notices by
the Commis-
sioners.

LXXXVIII. And be it further enacted, That in all Cases in which it may be necessary to serve any Summons or Demand, or any Notice, or any Writ or other Proceeding at Law or in Equity, or otherwise, by or behalf of the said Commissioners, upon any Person or Corporation, under the Provisions of this Act, personal Service of such Summons, Demand, Notice, Writ, or other Proceeding respectively, either upon the Person to whom the same ought to be given or upon the Clerk or Principal Officer of such Corporation, or in case the same respectively shall not be found or known, then Service thereof upon any Agent or other Officer of such Corporation, or leaving the same at the Office of such Corporation, or at the last or usual Place of Abode of such Person, or of such Clerk or Principal Officer of such Corporation, shall be deemed good and sufficient Service of the same respectively upon such Person or Corporation (as the Case may be), except in Cases in which any other Mode of Service is by this Act particularly directed: Provided always, that every Summons, Demand, or Notice, or other Document requiring Authentication by the said Commissioners, may be signed by the Clerk of the said Commissioners (unless it be otherwise specially directed by this Act), and may be in Writing or in Print, or partly in Writing and partly in Print.

LXXXIX. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Matter or Thing done in pursuance of this Act, or by any Justice or Justices of the Peace acting in pursuance thereof, such Person or Persons shall and may appeal to the Justices of the Peace at any General or Quarter Sessions of the Peace to be holden for the County of *Middlesex*, or any Adjournment thereof, within Four Months next after the Cause of Complaint shall arise, such Appellant first giving Ten Days Notice in Writing to the Clerk or Treasurer to the said Commissioners for the Time being, or to the Justices or other Person by whose Act or Acts such Person or Persons shall think himself, herself, or themselves aggrieved, of his, her, or their Intention to bring such Appeal, and within Two Days next after such Notice entering into Recognizance before some Justice of the Peace for the said County, with Two sufficient Sureties, conditioned to try such Appeal at, and abide the Order of, and pay such Costs as shall be awarded by the Justices at such General Quarter Sessions, or Adjournment thereof; and the Justices at or in such Sessions, upon due Proof of Notice being given as aforesaid, and of the entering into such Recognizance, shall hear and determine the Causes and Matter of such Appeal in a summary Way, and award such Costs to the Parties appealing or appealed against as the said Justices shall think proper; and the Determination of such Justices shall be final, binding, and conclusive; and on Appeals from Rates the said Justices shall amend the same in such Manner as shall be necessary.

Appeal.

XC. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits of *Holborn* and *Finsbury* Divisions, the Parish of *Saint Leonard Shoreditch*, and the Liberty of *Norton Falgate*, in the County of *Middlesex*, and the Borders and Confines of the same, and in the Commissioners for paving and improving the Liberty of *Saffron Hill* in the County of *Middlesex*, the Churchwardens and Overseers of the Poor for the Time being of the same Liberty, and the Commissioners for paving and improving the Parishes of *Clerkenwell* and *Saint Sepulchre* in the County of *Middlesex*, save and except so far as the Provisions of this Act directly tend so to do, but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made.

Saving Powers of the Commissioners of Sewers for Holborn and Finsbury Divisions, &c.

XCI. Provided always, and be it further enacted, That nothing in this Act contained shall extend, or be deemed or construed to extend, to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers of the City of *London* and the Liberties thereof, but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been made.

Saving the Rights of the Commissioners of Sewers for London.

XCII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

Public Act.

The

The SCHEDULE to which the foregoing Act refers.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
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PARISH OF SAINT ANDREW HOLBORN IN THE COUNTY OF MIDDLESEX.

West Street.

Public Street or Passage called West Street.	The Commissioners of Pavements for the Liberty of Saffron Hill in the County of Middlesex.	—	—
Dwelling House and Appurtenances.	Mrs. Mary Bilke and others.	John Gorton - -	William Blackburn.
Ditto - - -	Ditto - - -	Ditto - - -	John Morris.
Ditto - - -	Ditto - - -	Ditto - - -	James Baldwin.
Ditto - - -	Ditto - - -	Robert Leach - -	Empty.
Ditto - - -	Ditto - - -	Ditto - - -	William Piggott.
Ditto and Italian Warehouse Depôt.	Ditto - - -	Ditto - - -	Owen Reardon.
Ditto - - -	Dean and Chapter of Ely.	Robert Leach and — Figgins.	Robert Steward.
Ditto - - -	Ditto - - -	— Figgins - -	Thomas Copping.
Ditto - - -	Ditto - - -	William Webb - -	John Heard.
Dwelling House and Outhouses in the Rear.	Ditto - - -	Ditto - - -	Ditto.

Brewhouse Yard.

Public Street or Passage called Brewhouse Yard.	The Commissioners of Pavements for the Liberty of Saffron Hill in the County of Middlesex.	—	—
Covered Sheds - -	Mrs. Mary Bilke and others.	John Saunns and William Ayton.	Empty.
Two Tenements and a Slaughter-house.	Ditto - - -	Ditto - - -	Margaret Fry.
Wheelwright's Shop -	Ditto - - -	John Miles - -	J. Davies.
Tenement - - -	Ditto - - -	Ditto - - -	John Miles or his Under-tenant.
Ditto - - -	Ditto - - -	John Gorton - -	John Gorton or his Under-tenant.
Open Yard called Brewhouse Yard.	Ditto.	—	—

Great Saffron Hill.

Public Street or Passage called Great Saffron Hill.	The Commissioners of Pavements for the Liberty of Saffron Hill in the County of Middlesex.	—	—
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Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
House - - -	Mrs. Mary Bilke and others.	William Blackborne -	John Weeks.
Ditto - - -	Ditto - - -	Ditto - - -	Charles Wire.
Ditto - - -	Ditto - - -	Charles Kendall -	John Moon.
Ditto and Outhouses -	Ditto - - -	Ditto - - -	Charles Kendall.
Ditto and Shop - - -	Ditto - - -	Ditto - - -	Ditto.
House - - -	Ditto - - -	Ditto - - -	Robert Short.
Two Houses - - -	Ditto - - -	Ann Wensley - - -	Unoccupied.
Ditto - - -	Ditto - - -	- - -	Jane Barnley.
House and Wine Vaults	Ditto - - -	- - -	Thomas French.
Ditto - - -	Ditto - - -	- - -	James Sullivan.
Timber Yard, the Site of Two Houses.	Ditto - - -	- - -	Dennis Bodger.
House and Yard - - -	Ditto - - -	- - -	Michael Hays.
Ditto and Warehouse -	Ditto - - -	- - -	Unoccupied.
House and Yard - - -	Ditto - - -	- - -	John Sullivan.
Ditto - - -	Ditto - - -	- - -	James Doherty.
Ditto - - -	Ditto - - -	- - -	James Crick.
Ditto - - -	Ditto - - -	- - -	Edward M'Carthy.
Ditto - - -	Ditto - - -	- - -	William Paul.
Ditto - - -	Ditto - - -	- - -	William Freeman.
Ditto - - -	Ditto - - -	- - -	John Madden.

Marrott's Court.

Public Street or Passage called Marrott's Court.	The Commissioners of Pavements for the Liberty of Saffron Hill in the County of Middlesex.	—	—
Two Tenements - - -	George Barnley - - -	- - -	George Barnley and his Under-tenants.
Three Tenements - - -	Margaret Humphreys -	- - -	Margaret Humphreys and her Under-tenants.
Vacant Ground called Marrott's Court.	George Barnley and John Miles.	—	—

Black Boy Alley.

Public Street or Passage called Black Boy Alley.	The Commissioners of Pavements for the Liberty of Saffron Hill in the County of Middlesex.	—	—
Tenement - - -	Dean and Chapter of Ely.	William Webb -	William Webb or his Under-tenant.
Four Tenements - - -	George Barnley - - -	- - -	George Barnley and his Under-tenants.
Coal Stores - - -	John Miles - - -	- - -	William John Roper.
Tenement - - -	William Welden - - -	- - -	William Welden or his Under-tenant.

PARISH OF SAINT SEPULCHRE IN THE COUNTY OF MIDDLESEX.

Black Boy Alley—continued.

Public Street or Passage called Black Boy Alley.	The Commissioners of Pavements for the Parish of St. Sepulchre.	—	—
Three Tenements - - -	William Welden - - -	- - -	John Haynes and John Evans.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Dwelling House - Yard for keeping Withies.	John Miles - - — Langston - -	- - - - - -	John Miles. — Hays.
Harp and Violin String Manufactory.	Rev. E. Grimwell - -	- - -	— Tracy.
Horseslaughtering Yard and Sheds:	Ditto - -	- - -	Thomas Ford.

PARISH OF SAINT ANDREW HOLBORN IN THE COUNTY OF MIDDLESEX.

Red Lion Court.

Public Street or Pas- sage called Red Lion Court.	The Commissioners of Pavements for the Li- berty of Saffron Hill in the County of Mid- dlesex.	—	—
Twelve Tenements -	Mrs. Mary Bilke and others.	Ann Wensley - -	Ann Wensley and her Under-tenants.
Five Tenements -	Ditto - -	George Berry - -	George Berry and his Under-tenants.
Nine Tenements -	Ditto - -	Thomas Bodger - -	Thomas Bodger and his Under-tenants.
Foundry - -	Ditto - -	William Plenty - -	William Plenty.

Caroline Court.

Public Street or Pas- sage called Caroline Court.	The Commissioners of Pavements for the Li- berty of Saffron Hill in the County of Mid- dlesex.	—	—
Eight Tenements -	Mrs. Mary Bilke and others.	George Berry - -	George Berry and his Under-tenants.
Dwelling House -	Ditto - -	Ann Wensley - -	Ann Wensley.

Caroline Place.

Public Street or Pas- sage called Caroline Place.	The Commissioners of Pavements for the Li- berty of Saffron Hill in the County of Mid- dlesex.	—	—
Four Tenements -	Mrs. Mary Bilke and others.	George Berry - -	George Berry and his Under-tenants.

White's Yard.

Public Street or Pas- sage called White's Yard.	The Commissioners of Pavements for the Li- berty of Saffron Hill in the County of Mid- dlesex.	—	—
Sixteen Tenements and a Shed.	Mrs. Mary Bilke and others.	Ann Wensley - -	Ann Wensley and her Under-tenants.
Wheelwright's Shop -	Ditto - -	Ditto - -	Thomas Bodger.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
<i>Peter Street.</i>			
Public Street or Passage called Peter Street.	The Commissioners of Pavements for the Liberty of Saffron Hill in the County of Middlesex.	—	—
House - - -	Dean and Chapter of Ely.	Herbert Ward - -	James Gosling.
Ditto - - -	Ditto - - -	Ditto - - -	James Herbert.
Ditto and Shop -	Ditto - - -	Ditto - - -	John Page.
Ditto - - -	Ditto - - -	Ditto - - -	Robert Hardy.
Ditto - - -	Ditto - - -	Ditto - - -	Lydia Clarke.
Ditto - - -	Ditto - - -	Ditto - - -	John Wood.
Slaughter-house -	Ditto - - -	Ditto and Jehu Shave	Samuel Tollervey.
House, Warehouse, and Outhouses.	Ditto - - -	James Butler - -	Samuel Lovejoy and William Lovejoy.
Currier's House and Premises.	Ditto - - -	- - -	Henry Bell.

<i>Saffron Street.</i>			
Public Street or Passage called Saffron Street.	The Commissioners of Pavements for the Liberty of Saffron Hill in the County of Middlesex.	—	—
House, Outhouses, and Premises.	Dean and Chapter of Ely.	James Butler - -	James Butler.
Dwelling House -	Ditto - - -	W. Cheshire and Mary Ann Cocken.	George Dibly.
Ditto and Yard -	Ditto - - -	Ditto - - -	Dennis Daley.
Public House called the Chequers, and Outhouses.	Ditto - - -	Ditto - - -	George Dibly.
Four Tenements -	Ditto - - -	William, Edward, Henry, and Mary Ann Cocken.	Catharine Jervis, William Isaacs, Elizabeth Young, and One vacant.
Dwelling House -	Ditto - - -	Charles Cook - -	Angus M'Pherson.
Ditto - - -	Ditto - - -	Ditto - - -	Widow Riley.
Ditto - - -	Ditto - - -	Sarah Wilcox - -	Samuel Spaul.
Tallow Melter's House, Yard, and Premises.	Ditto - - -	Ann Jaques - -	Elizabeth Ann Stradling.

<i>Lilly Street.</i>			
Public Street or Passage called Lilly Street.	The Commissioners of Pavements for the Liberty of Saffron Hill in the County of Middlesex.	—	—
Three Tenements -	Dean and Chapter of Ely.	William, Edward, Henry, and Mary Ann Cocken.	William, Edward, Henry, and Mary Ann Cocken, and their Under-tenants.

PARISH OF SAINT JOHN CLERKENWELL IN THE COUNTY OF MIDDLESEX.

<i>Paradise Court.</i>			
Public Street or Passage called Paradise Court.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Six Tenements - -	Henry Inglefield, Esquire	George Prickett -	George Prickett and his Under-tenants.
<i>Peter Street.</i>			
Public Street or Passage called Peter Street.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—
Two Houses - -	— Blake - -	— Green - -	Robert Williams.
House - - -	Henry Inglefield, Esquire	Elizabeth Heard -	James Hays.
Ditto - - -	Ditto - - -	Ditto - - -	George Hamilton.
Ditto - - -	Ditto - - -	Samuel Lovejoy -	Thomas Tadd.
Ditto - - -	Ditto - - -	Ditto - - -	Unoccupied.
Public House and Out-houses.	Ditto - - -	Reid and Company -	— Martell.
<i>Bull's Head Court.</i>			
Public Street or Passage called Bull's Head Court.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—
Three Tenements -	Henry Inglefield, Esquire	Samuel Lovejoy -	Samuel Lovejoy and his Under-tenants.
Dwelling House and Yard.	Ditto - - -	George William Godson.	George William Godson.
<i>Bowling Street.</i>			
Public Street or Passage called Bowling Street.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—
Yards for carrying on Business of Horse Knacker.	Henry Inglefield, Esquire	Henry Towell -	Henry Towell.
Stables, Sheds, and Dwelling House.		—	—
House and Yard -	Ditto - - -	Ditto - - -	Sarah Williams.
Two Houses - -	Ditto - - -	T. Fleetwood - -	M. J. Scleing.
Two Houses, Sheds, and Yard.	Ditto - - -	Ditto - - -	R. Freer.
House and Yard -	Ditto - - -	Ditto - - -	Thomas Chantry.
Blacksmith's Shop -	Ditto - - -	Thomas Chantry -	Ditto.
House and Yard -	Ditto - - -	T. Fleetwood - -	James Paul.
Ditto - - -	Ditto - - -	Ditto - - -	James Finch.
Ditto - - -	Ditto - - -	Ditto - - -	A. Johnson.
Ditto - - -	Ditto - - -	Ditto - - -	Joseph Cole.
Two Sheds for Cattle, and a Slaughter-house and Yard.	Ditto - - -	George William Godson.	George William Godson.
Two Houses - -	Ditto - - -	— Bedborough -	— Such.
Tenement - - -	Ditto - - -	James Wood - -	— Sparshott.
Ditto - - -	Ditto - - -	Ditto - - -	— Lane.
Ditto - - -	Ditto - - -	Ditto - - -	W. D. Hurst.
Covered Yard and Stables.	Ditto - - -	Henry Towell - -	François Le Mier.
Bricklayer's Yard, Stable, &c.	Ditto - - -	Benjamin Bull -	Benjamin Bull.
Slaughter-yard - -	Ditto - - -	- - - -	Robert Hales.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Blacksmith's Shop -	Thomas Powell, Devisee of Francis Palmer, deceased.	- - -	Mrs. Holding.
<i>Roebuck Court.</i>			
Public Street or Passage called Roebuck Court.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—
Seven Tenements -	Mr. Alderman Harmer -	E. Cousins - -	E. Cousins and her Under-tenants.
<i>White Horse Court.</i>			
Public Street or Passage called White Horse Court.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—
Thirteen Tenements -	— Powell - -	- - -	— Powell and his Under-tenants.
<i>Castle Court.</i>			
Public Street or Passage called Castle Court.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—
Four Tenements -	— Fidler - -	John Cheshire -	John Cheshire and his Under-tenants.
<i>Castle Street.</i>			
Public Street or Passage called Castle Street.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—
Dwelling House and detached Workshops.	— Fidler - -	John Cheshire -	Dudfield and Wicks.
Dwelling House -	Ditto - -	- - -	Abel Lines.
Ditto - -	Ditto - -	- - -	— Onions.
Ditto, Sheds, and Yard	Ditto - -	- - -	Mary Ann Bangham.
Dwelling House -	Ditto - -	- - -	Scales and Thompson.
Ditto - -	Ditto - -	- - -	Mary Crawley.
House, Engine House, Shops, Yard, &c.	— Pascall - -	Gabriel and Son -	Stephen Franklin.
Chapel House and Dwelling.	John Jackson - -	— West - -	J. Lock, — Jones, — Thomas, — Kemp, and — Hall.
Shops for Wheelwrights, Yards, &c.	— Fidler - -	- - -	— White.
Dwelling House -	John Jackson - -	- - -	Joseph Wright.
Ditto - -	Ditto - -	- - -	William Smith.
Ditto - -	Ditto - -	- - -	John Clark.
			Thomas Chapman.
<i>Sand Yard.</i>			
Public Street or Passage called Sand Yard.	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
Dwelling House	— Snelgar	John Chappell	Michael Tye.
Ditto	Ditto	Ditto	Joseph Jones.
Ditto	Ditto	Ditto	Henry Milwood.
Ditto	Ditto	Ditto	Unoccupied.
Cooperage	Ditto	Ditto	George Chappell.
Stable	Ditto	Ditto	John Kilby.
Dwelling House	Mary Ann Mackenzie	— Oxley	Joseph Bean.
Ditto	Ditto	Ditto	Joseph Jones.
Warehouse	Ditto	Ditto	Mary Harrow.
<i>Turnmill Street.</i>			
Public Street or Passage called Turnmill Street	The Commissioners of Pavements for the Parish of Saint John Clerkenwell.	—	—
Public House	— Fidler	—	Henry Jones Flight Etheridge.
Dwelling House and Cow-barns.	John Jackson	—	Samuel Stone.
Dwelling House	Ditto	—	Frederick Winter.
House and Shop	Joseph Campbell and Abraham Edmund Reynolds.	—	Joseph Nunwick Rosier.
Ditto	— Fidler	—	Mary Ayling.
Ditto	Ditto	—	— Moggeridge.
Ditto	— Oxley	—	George Ings.
Ditto	Ditto	—	— Phillips.
Ditto	— Snelgar	—	William Harris.
Ditto	Ditto	—	Elizabeth Doughty.
Dwelling House used as a Tavern and Yard.	Henry Snelgar	—	— Umpleby.
Dwelling House and Yard.	Francis Lane and Edward Bennett.	—	George Chappell.
Dwelling House	John Pollard	—	Mary Marsh.
Dwelling House and Outhouses in rear.	Ditto	—	John Pollard.
House and Yard	The Trustees of Clerkenwell Parochial Charity Schools.	—	John Broom
Ditto	Ditto	—	Richard Bridges.
Ditto	R. Reece, Widow	—	George Wilcox.
Ditto	Ditto	—	— Seward.
Ditto	John Jackson	—	John Jackson.
Ditto	Ditto	Sarah Hallows	John Chipperfield.
House and Yard used as a licensed Victualling House and Premises.	Ditto	—	A. Folkard.
<i>Ray Street.</i>			
House and Yard	John Jackson	—	Stephen Giles.
Ditto	Ditto	—	T. Abel.
Ditto	Ditto	—	J. Binckes.

Description of Property.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
<i>Brook Hill or Vine Street.</i>			
House - - -	John Jackson - - -	- - -	Edward Dawson.
Ditto - - -	Ditto - - -	- - -	A. Ewart.
House, Warehouse, Outbuildings, and Yard.	Ditto - - -	- - -	John Jackson.
House - - -	Ditto - - -	- - -	Lewis Worms.

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