



ANNO QUADRAGESIMO SEXTO

# GEORGI II. REGIS.

\*\*\*\*\*

## Cap. 130.

An Act for rebuilding the Court-House and Butter Market-House of the Town of *Croydon* in the County of *Surrey*, for providing an Additional Burial-Ground, and for selling certain Waste Lands belonging to the said Parish. [16th July 1806.]

**W**HEREAS by an Act made in the Thirty-seventh Year of the Reign of His present Majesty, intituled *An Act for dividing, allotting, and inclosing the Open and Common Fields, Common Meadows, Commons, Marshes, Heaths, Wastes, and Commonable Woods, Lands, and Grounds, within the Parish of Croydon, in the County of Surrey*, certain Persons therein named, and their Successors, to be elected in Manner therein mentioned, were appointed Commissioners for dividing allotting, and inclosing the Open and Common Fields, Common Meadows, Commons, Marshes, Heaths, Wastes, and Commonable Woods, Lands, and Grounds, (therein mentioned) within the Parish of *Croydon*, in the County of *Surrey*, and for putting the said Act in Execution in the Manner and subject to the Rules, Orders, Directions, and Exceptions therein contained: And whereas it was, amongst other Things, by the said recited Act, enacted, That in case it should be determined, by the said Commissioners, or by a Trial at Law, (to be had in Manner therein mentioned), that the Persons claiming, as Inhabitants of *Croydon*, were entitled to any Right of Common, or other Right, on a Common called *Norwood*, or in the Commonable Woods in *Norwood*, as Inhabitants, then that the said Commissioners should duly consider the Value of the several Rights of such Inhabitants, according to the best of their Judgement, and should set out

[*Loc. & Per.*]

30 R

fo

so much and such Parts of the said Commons, Marshes, Heaths, Wastes and Commonable Woods, Lands, and Grounds, as they should judge to be equivalent to the Rights of such Inhabitants, in such and so many Parts of the Manor of *Croydon*, as they should judge would best suit the general Conveniency of the said Inhabitants at large, having particular Regard to the Accommodation of Houses and Cottages contiguous to the said Commons, Marshes, Heaths, Wastes and Commonable Woods, Lands, and Grounds, which said Parcels of Land, when so set out, should for ever after be and remain Common for the Use of the Inhabitants of *Croydon* for the Time being, in lieu and in full Satisfaction of all their Rights on the said Common called *Norwood Common*, and in the said Wood Lands in *Norwood*, but subject to the getting of Gravel therein to make and repair the present Roads within the said Parish of *Croydon*, and such other Roads as should be made in pursuance of the said Act, with a Proviso, that if the Claims of such Inhabitants should not be allowed or established, or if ~~allowed or established~~, they should not, in the Judgement of the said Commissioners, be equal to the Value of Two hundred and fifteen Acres of the said Commons, Heaths, Marshes, Wastes and Commonable Woods, Lands, and Grounds, that then and in either of the said Cases, the said Commissioners should set out Two hundred and fifteen Acres of the said Lands and Grounds in Manner and for the Uses, Intents, and Purposes above mentioned: And it was, by the said recited Act, further enacted, That the said Two hundred and fifteen Acres should, from and after the signing of the Award of the said Commissioners, be and become vested in the Vicar, Churchwardens, and Overseers of the Poor of the said Parish of *Croydon* for the Time being, and their Successors, and Six of the Inhabitants of the said Parish, to be for that Purpose annually chosen at a Vestry, to be held on *Easter Tuesday* in every Year, which said Vicar, Churchwardens, Overseers, and Six Inhabitants should be a Corporate Body, and should have full Power to inclose such Parts and Proportions of the said Two hundred and fifteen Acres, as they should, from Time to Time, judge expedient, not exceeding One-seventh Part thereof, and to let the same to any Person or Persons on Lease, for any Term not exceeding Twenty-one Years, at the most improved Rent that could be gotten for the same; and also, to make Orders and Regulations for the Use, Management, Draining, Levelling, and other Improvements, of and for the Stints of the Commonage of such Parts thereof, as should remain commonable, and for the Protection or Preservation of the Herbage, Turf, Ground, and Soil thereof, and for setting out proper Gravel Pits, for the Use of the publick Roads, or for Sale of any such Gravel, for private Uses, to any of the Inhabitants, and for the Employment and Appointment of proper Persons, to execute such Rules and Orders, and to overlook the said Lands, and to impound Cattle, which should be found pasturing thereon, contrary to the Regulations aforesaid, and for the Disposal and Application of the Monies to arise from such Rents or Sale of Gravel, and to direct moderate Penalties to be inflicted on such Persons as should be guilty of any wilful Breach of any Rules and Orders; and also to bring, commence, maintain, or defend any Suits or Actions, for recovering the Possession of Encroachments, Rents, Monies, or any other Matter or Thing respecting the said Two hundred and fifteen Acres: And whereas the said Commissioners have carried the said recited Act into Execution, and have, in and by their Award or Instrument in Writing, directed by the said recited Act, to be by them formed or drawn up, set out, allotted and awarded, several Parcels  
of

of the said Commons and Wastes, in their said Award particularly mentioned and described, containing together Two hundred and thirty-seven Acres and Two Roods, for the Uses and Purposes herein-before mentioned: And whereas, by an Act made in the Forty-third Year of the Reign of His present Majesty, intituled, *An Act for altering and amending the Powers of an Act, made in the Thirty-seventh Year of the Reign of His present Majesty, intituled, 'An Act for dividing, allotting, and inclosing the Open and Common Fields, Common Meadows, Commons, Marshes, Heaths, Wastes, and Commonable Woods, Lands, and Grounds, within the Parish of Croydon, in the County of Surrey,'* reciting the before recited Act, and that Doubts had arisen, whether such Two hundred and thirty-seven Acres and Two Roods, so set out, allotted, and awarded by the said Commissioners, were then vested in the said Vicar, Churchwardens, and Overseers of the Poor of the said Parish of *Croydon* for the Time being, and their Successors, and Six of the Inhabitants of the said Parish, to be for that Purpose annually chosen, in Manner by the said recited Act directed, by reason of the said Commissioners having, by their said Award, set out, allotted, and awarded, for the Uses, Intents, and Purposes aforesaid, a greater Portion or Parcel of the said Commons and Waste Grounds, than Two hundred and fifteen Acres, it was enacted, That the several Parcels of the Commons and Wastes, by the said recited Act directed to be divided and inclosed, and which were set out, allotted, and awarded in and by the said Award, made and executed by the said Commissioners unto the Inhabitants of the said Parish of *Croydon* for the Time being, for the Use of the said Inhabitants, were and should (from and after the Signing of the Award by the said Commissioners) be and be deemed to be vested in the said Vicar, Churchwardens, and Overseers of the Poor of the said Parish of *Croydon* for the Time being, and their Successors, and Six of the Inhabitants of the said Parish, chosen as aforesaid; but such Parcels of Commons and Wastes should, nevertheless, be subject to the Rules and Regulations mentioned in the said Award, and the said Vicar, Churchwardens, Overseers of the Poor, and their Successors, and Six Inhabitants, should have the like Privileges and Exemptions, and the like Powers and Authorities in, over, and upon such Parcels of the said Commons and Wastes, as are given to them by the said recited Act, in respect of, and in, over, and upon the said Two hundred and fifteen Acres, in case the same and no more had been set out, allotted, and awarded, in pursuance of the Directions of the said recited Act: And it was further enacted, That the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants, might bring, commence, maintain, or defend any Suits or Actions, or Informations, for recovering the Possession of Encroachments, Rents, Monies, Penalties, or any other Matter or Thing respecting the said Two hundred and thirty-seven Acres and Two Roods, by the Name and Style of 'The Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*,' and by that Name should have perpetual Succession, and should have a Common Seal; and that all Acts, Matters, and Things to be done or executed by the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, might be done and executed by the major Part of them present at any Meeting, such Number present not being less than Seven, and the same should be as good, valid, and effectual, as if done and executed by all such Persons as aforesaid: And whereas, such Two hundred and thirty-seven Acres and Two Roods are comprised in Twenty-eight different Pieces lying wide as possible of each other,

other, few of which are contiguous or near to the Houses or Cottages of any of the Inhabitants, and the same are found to be useles for the Purposes for which they were intended by the said recited Acts: And whereas, the present Court House of the Town of *Croydon* is extremely incommodious and much out of Repair, and not fit for the Reception of His Majesty's Judges of Assize; and the Butter Market House in the said Town is also very ruinous and decayed, as well as much too small for the Purposes for which it was intended: And whereas, it is expedient that an additional Burying Ground should be provided for the said Parish: And whereas, it would be for the Benefit and Advantage of the Inhabitants at large of the said Parish of *Croydon*, if the before mentioned Parcels of the said Commons and Wastes were sold and disposed of, and the Money thereby arising, or a sufficient Part thereof, laid out and appropriated for and towards the Purposes aforesaid: But as the same 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 King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the several Parcels of the Commons and Wastes by the said first recited Act directed to be divided and inclosed, and which are set out, allotted, and awarded in and by the said Award, made and executed by the said Commissioners unto the Inhabitants of the said Parish of *Croydon* for the Time being, for the Use of the said Inhabitants, in lieu of and in full Satisfaction for all their Rights in the Common called *Norwood Common*, and the Wood Lands in *Norwood*, and which by the said last recited Act are vested in the Vicar, Churchwardens, Overseers of the Poor, and their Successors, and Six Inhabitants of the said Parish of *Croydon*, (except such Part and Parts thereof as have been already sold and disposed of under and by Authority of the said last recited Act, and except such other Part and Parts thereof as have been taken by the Company of Proprietors of the *Croydon Canal* by virtue of and by the Authority of an Act made in the Forty-first Year of the Reign of His present Majesty, intituled, *An Act for making and maintaining a navigable Canal, from or from near the Town of Croydon, in the County of Surrey, into the Grand Surrey Canal in the Parish of Saint Paul Deptford, in the County of Surrey; and for supplying the Towns of Croydon, Streatham, and Dulwich, and the District called Norwood, in the Parish of Croydon, in the said County of Surrey, and the Town of Sydenham in the County of Kent, with Water from the said Canal, and except such Part and Parts thereof as are herein-after directed to be left for Gravel Pits*); and also all and every Allotment and Allotments whatsoever, made, allotted, and awarded by the said Commissioners, in and by their said Award, for or in respect of any Right of Common belonging or appertaining to any Messuages, Lands, or Hereditaments belonging to the said Parish of *Croydon*, or held in Trust for the said Parish, or the Inhabitants thereof, shall from and after the passing of this Act be and be deemed to be vested in the Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, upon the several Trusts, and to and for the several Uses, Ends, Intents, and Purposes herein-after mentioned, expressed and declared of and concerning the same, (that is to say,) upon Trust and to the Intent that the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, shall and do with all convenient Speed, sell and dispose of the said several

Lands vested  
in the Vicar,  
&c. of Croy-  
don.

Certain  
Parts ex-  
cepted.

Upon Trust  
to sell.

several Parcels of Land and Ground hereby vested in them as aforesaid, with their and every of their Rights, Members, and Appurtenances, and of the Fee Simple thereof in such Allotment or Allotments as to them shall seem right and proper, by Publick Sale or Private Contract, unto any Person or Persons who shall be willing to become the Purchaser or Purchasers thereof, for such Price or Prices as can reasonably be obtained or gotten for the same, (with such Offer of Preference nevertheless as hereinafter is mentioned,) and upon Payment of the Monies for which the said Lands and Grounds, or any Part or Parts thereof shall be sold, shall and do convey and assure the same unto and to the Use of such Purchaser or Purchasers, and his, her, or their Heirs and Assigns for ever, or as he or they shall direct or appoint.

II. And be it further enacted, That every Allotment so sold and conveyed as aforesaid, shall immediately thereupon be absolutely freed and discharged of and from all Right, Title, Interest, Claim and Demand, whatsoever, of the said Vicar, Churchwardens, Overseers of the Poor and Six Inhabitants of the Parish of *Croydon*, and their Successors, and of all other the Inhabitants of the said Parish of *Croydon*, and every other Person and Persons whomsoever, (save and except the Right, Title, and Interest, of the present Lessees thereof, for the Residue of their several and respective Terms therein), and shall be vested in Fee Simple in, and be inclosed and thenceforth held in Severalty by, such Purchaser or Purchasers thereof respectively, his, her, or their Heirs and Assigns for ever, subject nevertheless to such Roads for the Occupiers of Allotments, Lands, Tenements, and Hereditaments, within the said Parish of *Croydon*, to and for the Use of their respective Allotments, Messuages, and Lands adjoining to or lying near the same, and for all Persons having Occasion to pass over the same from one Publick Road to another, as directed and ordered in and by the said Award of the said Commissioners.

III. Provided always, and be it further enacted, That where any Part and Parts of the said Lands and Grounds are now demised or let on Lease by virtue of the Powers and Authorities given for that Purpose, in and by the said recited Acts made in the Thirty-seventh and Forty-third Years of the Reign of His present Majesty, or either of them, the present Lessees or Assignees, Lessee or Assignee thereof, shall first have the Offer of Purchase of such Part or Parts of the said Lands and Grounds as shall be so respectively demised or held by him, her, or them, as aforesaid, before the same shall be sold to any other Person or Persons whomsoever, by a fair Valuation to be made and taken in Manner herein-after mentioned; and the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, are hereby required to make such Offer of Sale accordingly, by causing written Notice of their Intention to sell to be given to such Lessee or Assignee respectively, or left at his or her Place of Abode; and in case the Place of Abode of such Lessee or Assignee is unknown, then by causing such Notice to be published Three Times in the *London Gazette*, and affixed on the Door of the Parish Church of *Croydon* aforesaid, for Three successive *Sundays*; and in case such Lessee or Assignee shall not within One Month next after such Notice shall be given to him or her, or published as aforesaid, signify his or her Intention to become the Purchaser of such Part or Parts so demised as aforesaid, and enter into an Agreement for that Purpose, to pay the Purchase

[Loc. &amp; Per.]

30 S

Money

Allotments  
sold vested  
in Purchasers  
in Fee-simple.Preference  
of Purchase  
given to  
Lessees.

Money according to such Price or Valuation, within One Month next afterwards; then and in such Case the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, shall and may sell the said Pieces or Parcels of Land so demised as aforesaid, by Publick Sale, in the Manner herein-after directed in regard to Sales by Auction.

Preference of Purchase given to Proprietors, and Occupiers of Houses and Lands adjoining.

IV. Provided also, and be it further enacted, That the Proprietors of Houses and inclosed Lands adjoining any of the said Parcels of Commons and Wastes hereby vested as aforesaid (Regard being had to Proprietors of Houses in the First Instance) shall also in like Manner have the Offer of Purchase of such Parcels or Allotments adjoining their respective Premises as aforesaid, at a fair Valuation to be made and taken as herein-after is directed; and in case of the Refusal of such Proprietors, the Tenants or Occupiers of such Houses or inclosed Lands shall, in like Manner, have the next Preference; and the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors shall cause written Notice of their Intention to sell, to be given to such Proprietors and Occupiers respectively, or left at their last Places of Abode: and if their Residence is unknown, then by publishing and posting such Notice as is herein before directed with regard to Lessees or Assignees; and such Proprietors and Occupiers shall, within One Month next after such Notice shall be left or published as aforesaid, signify their, or his, or her Consent to become the Purchasers of such Parcels or Allotments, and enter into an Agreement to submit to such Valuation, and to pay the Purchase Money within One Month next afterwards; and if both Proprietor and Occupier shall signify their Intention to become the Purchaser of such Parcels or Allotments respectively offered to them as aforesaid, the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors shall give the Option to the Proprietors; but if the said Proprietor and Occupier shall both refuse to become the Purchaser thereof, or neglect or refuse within the Time aforesaid, to signify his, her, or their Consent to become such Purchaser, and to enter into an Agreement for that Purpose, then it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, and they are hereby required forthwith to sell and convey the said Parcels or Allotments to any Person or Persons whomsoever, for the best Price or Prices that can reasonably be obtained for the same.

Valuation to be made.

V. And be it further enacted, That in order that such Valuation of the Lands aforesaid may be fairly and impartially made, the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, and the Person or Persons entitled to Preference as aforesaid, shall each name and appoint one Surveyor or indifferent Person, of Skill and Knowledge, to survey and estimate the said Allotment or Allotments intended to be sold, to such Person or Persons as aforesaid; and in case such Surveyors or Appraisers cannot agree in their Determination, then they shall fix upon and appoint a Third Surveyor, or indifferent Person of Skill and Knowledge, to be an Umpire, whose Valuation shall be final and conclusive to all Parties.

VI. And

VI. And whereas the said Company of Proprietors of the *Croydon* Canal have, in pursuance and by the Authority and Powers of the said recited Act, made in the Forty-first Year of His present Majesty's Reign, and with the Consent of the Inhabitants of the said Parish of *Croydon*, taken certain Parts and Parcels of the said Commons and Wastes, so set out and awarded to the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, as aforesaid, for the Uses and Purposes of the said Canal; be it therefore further enacted, That it shall and may be lawful, to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, and they are hereby authorized and required, to sell and dispose of the Rent to be ascertained and made payable, as by the said recited Act of the Forty-first Year aforesaid is directed, and all other Rent and Rents, now or hereafter to be due and payable by the said Company of Proprietors, for any Part or Parts of the said Commons and Wastes, by any of the Ways and Means aforesaid, to any Person or Persons whomsoever, willing to become the Purchasers thereof, and to assign and transfer such Rent, and all Powers, Remedies, and Authorities whatsoever, for the Recovery and Receipt thereof, and all Arrears of the same; and such Purchaser or Purchasers shall from thenceforth stand interested in and entitled to the said Rent and Rents, and all and every the Remedies, Powers, and Authorities in, over, and appertaining to the same, as are given and granted by the said last recited Act of the Forty-first Year aforesaid, to the Vicar, Churchwardens, and Overseers of the Poor of the said Parish of *Croydon*, or any of them, and such Purchaser or Purchasers shall be entitled, upon Redemption or Extinguishment of the said Rent or Rents by the said Company of Proprietors, to such Equivalent or Recompence, as the Churchwardens of the said Parish of *Croydon* would become entitled to and receive, in case such Sale and Assignment of the said Rent or Rents had not been made.

For selling the Rents of such Parts as have been taken by the *Croydon* Canal Company.

VII. Provided always, and be it further enacted, That no Buildings or Erections shall at any Time hereafter be erected or set up upon any or either of the undermentioned Pieces or Parcels of the said Commons and Wastes, so hereby vested in Trust as aforesaid; nor shall any Lime Kiln or Brick Kiln, be made or sunk in any Part of the said Lands, (that is to say,) the Piece No. 1117, in the Plan or Map of the said Parish of *Croydon*, made by the said Commissioners appointed under and by the Authority of the said recited Act of the Thirty-seventh Year of His present Majesty, and annexed to the Award of the said Commissioners, deposited in the Parish Church of *Croydon* aforesaid, and described in the said Award as situate on *Norwood Common*, in *Windall's Bottom*, and next *Penge Common*; and the Piece No. 1032, in the said Plan described in the said Award as situate on *Norwood Common*, upon *Beggar's Hill*; and in case any such Buildings or Erections shall, at any Time or Times hereafter, be built contrary to the true Intent and Meaning of this Act, it shall be lawful for any Person or Persons, who shall be injured or affected thereby, to remove or abate the same, or otherwise to proceed against the Person or Persons so offending in like Manner as in Cases of Nuisance, provided that nothing herein contained shall extend or be construed to extend to prevent any Building or Erection from being made or set up on such Part of the said Piece No. 1032, as lies on the South, or South-West Side of the Part now on Lease to *William Diamond* and used as Garden Ground.

Building not to be erected upon certain Pieces of Ground.

VIII. And

Retaining  
Lands for  
the Purpose  
of establish-  
ing a Fund.

VIII. And be it further enacted, That, in order to establish a Fund for enabling the said Vicar, Churchwardens and Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, to defray the necessary Costs and Expences attending the Management and Protection of such Parts of the said Lands and Grounds as shall be left as aforesaid; and for carrying into Effect and enforcing such Rules and Orders as they shall from Time to Time find necessary to make and establish, in pursuance of the Powers and Authorities of the said recited Acts of the Thirty-seventh and Forty-third Years of the Reign of His present Majesty; it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor and Six Inhabitants of the Parish of *Croydon*, and they are hereby required to retain and keep to them and their Successors so much and such Part and Parts of the said Wastes and Commons, so vested in them as aforesaid, as have been, and are now demised or let in Lease, by virtue of the said recited Acts, as are of the Yearly Value, and do now produce not less than the reserved Annual Rent of Ten Pounds; and to pay and apply such Rent, or so much thereof, as may be found necessary, in and for the Purposes aforesaid; and also from Time to Time to grant other Leases, to commence in Possession and not in Reversion, of the said reserved Lands, for any Term not exceeding Twenty-one Years, at the best and most improved Rent that can be reasonably obtained for the same: And if any Overplus shall remain of the said Rents, after paying and defraying such necessary Costs and Expences as aforesaid, the same shall, upon the Determination of the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants, be paid to the Churchwardens of the said Parish of *Croydon* for the Time being, to be by them laid out in the Purchase of Bread, to be annually given and distributed on New Year's Day, to the Poor of the said Parish.

Vicar, &c. to  
build a  
Town-Hall,  
or Court-  
House,

IX. And be it further enacted, That it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, and they are hereby directed and required, to cause a proper and commodious Town Hall or Court House, fit for the Reception of His Majesty's Judges of Assize, with such Courts, Rooms, and other Conveniences therein and thereto, as may be thought necessary and expedient, to be provided in the said Town of *Croydon*, either by repairing and enlarging the present Court House of the said Town, or by rebuilding the same, or any Part thereof, on the Scite of the present Town Hall, or elsewhere, in the said Town, as may be most convenient; and also to cause a proper and commodious Butter Market House to be erected and built in the said Town of *Croydon*, with all necessary Conveniences therein and thereunto, with such Rooms and Chambers over or adjoining the same, as may be found necessary and convenient; and for the Purposes aforesaid, it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, to contract and agree with any proper Surveyor, Architect, Artificer or Artificers, Workman or Workmen, for the performing, executing, completing, and finishing such Buildings and Works; and by, from, and out of the Monies to arise by such Sale and Sales as are herein-before authorized and directed to be made, to defray all such Costs, Charges, and Expences, as may attend

and also a  
Butter Mar-  
ket-House.



attend the executing, completing, and finishing the said Buildings and Works, not exceeding in the Whole, the Sum of Seven thousand Pounds.

X. And be it further enacted, That such Town Hall, or Court House and the said Butter Market House, and all other Buildings made and erected in pursuance or by virtue of this Act, shall be, and be deemed to be vested in the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors to be chosen as by the said recited Act, made in the Thirty-first Year of the Reign of His present Majesty, is directed, in Trust for the Inhabitants of the said Parish of *Croydon* for the Time being, to be used for the Purposes for which they are hereby directed to be built and provided as aforesaid, and other Parochial Purposes, for which the present Town Hall of *Croydon* is used or appropriated, and for such other Parochial or Publick Purposes as may at any Time be found necessary or expedient in the said Parish of *Croydon*.

Such Town-Hall, &c. vested in Vicar, &c.

XI. And whereas, by means of taking down the said Court House, the Corn Market of the said Town will be destroyed or very much injured, be it therefore further enacted, That in the proposed Alterations and Improvements, Care shall be taken to provide a fit, proper, and commodious Place, to be used as a Corn Market in the said Town of *Croydon*.

For providing a Corn-Market.

XII. Provided always, and be it enacted, That it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, to sell and dispose of the Materials of the present Town Hall, and Butter Market House, and to pay and apply the Money thereby arising in aid of the Costs and Charges attending the Buildings and Works herein-before directed.

Power to sell Materials of the present Town Hall and Butter Market House.

XIII. And be it further enacted, That it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor and Six Inhabitants of the Parish of *Croydon*, and their Successors, and they are hereby required by, with, and out of the Monies to arise by such Sale and Sales, as are herein-before directed, (without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain), to purchase some convenient Piece of Land, as near to the Parish Church of *Croydon* aforesaid, as can conveniently be obtained, and to cause such Land, when so purchased, to be inclosed with a proper Fence or Fences, Wall or Walls thereto; and such Land, when so inclosed, shall be consecrated for a Burial Ground, according to the Usage of the Church of *England*, and shall for ever thereafter be used as and for a Burving Ground for the said Parish of *Croydon*, provided always that the Price to be paid for the Purchase of such Land, together with the Costs and Charges attending the conveying, assuring, inclosing, and consecrating the said Piece of Land, to be used as aforesaid, shall not exceed the Sum of Six hundred Pounds in the Whole.

Vicar, &c. to purchase Land for a Burving Ground.

XIV. Provided also, and be it further enacted, That it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, and they are hereby authorised, (if they shall see it more convenient), to convey to any Person or Persons whomsoever, (without regard to the Pre-

Power to exchange for Land for a Burving-Ground.

ference before directed), any Part or Parts of the said Lands and Grounds hereby vested in them as aforesaid, not exceeding Five Acres, in Exchange for any Piece or Parcel of Freehold Land fit and convenient for the said Burying Ground, belonging to any such other Person or Persons; and to cause the said Piece or Parcel of Land, so taken in Exchange, (and which they the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, are hereby authorised and empowered to take, without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain), to be inclosed and consecrated in Manner, and for the Purpose aforesaid, the Costs and Charges attending which shall be borne and paid by and out of the Monies to arise by the Sales herein-before directed, and such Part or Parts of the said Lands and Grounds, so to be conveyed by the said Vicar, Churchwardens, Overseers of the Poor and Six Inhabitants of the Parish of *Croydon*, and their Successors, in Exchange as aforesaid, shall be held by the Person or Persons to whom the same shall be so conveyed in Fee Simple, and in Severalty, in like Manner as if the same had been sold and purchased under any of the Powers and Authorities contained in this Act.

Power to purchase Houses, &c. if necessary.

Power to alter or turn Streets, &c.

XV. And be it further enacted, That it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, (without incurring any of the Penalties or Forfeitures of Mortmain,) to purchase any Messuages, Lands, Tenements, and Hereditaments to them and their Successors, if the Purchase thereof shall be found necessary and expedient, for the more commodious and better forming, erecting, and completing the Buildings and Works herein-before directed as aforesaid, so as such Purchase, together with the Costs and Charges of making, erecting, and completing such Buildings and Works, do not exceed the said Sum of Seven thousand Pounds; and, if by reason of such Purchase, or otherwise, it shall be found necessary or more convenient, in the making, forming, constructing, and erecting the said Town Hall, and Butter Market House, and other Buildings, to alter, divert, or turn any or either of the Publick Streets, Lanes, or Passages in the said Town of *Croydon*, (except the High Street of the said Town,) it shall and may be lawful to and for His Majesty's Justices of the Peace, acting in and for the Hundred of *Wallington*, in the said County of *Surrey*, or any Two of them, by Order under their Hands and Seals, (upon the Application of the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon* or their Successors,) at any Special Session to be holden in and for the said Hundred, to alter, divert, or turn such Publick Streets, Lanes, or Passages aforesaid; provided the Consent of the Inhabitants of the said Parish of *Croydon* shall have been first had and obtained, at a Vestry to be holden for that Purpose, of which Publick Notice shall be given in the Parish Church of *Croydon* aforesaid, at least Eight Days previous to the holding thereof, at which Vestry the Consent of the Majority of the Parishioners present shall be binding and conclusive: Provided always, that in case any Person or Persons shall think him, her, or themselves aggrieved by any such Order, he, she, or they may appeal in the Manner directed by an Act, passed in the Thirteenth Year of the Reign of His present Majesty, intituled, *An Act to explain, amend, and reduce into One Act of Parliament, the Statutes now in being for the Amendment and Preservation of the Publick Highways within that Part of Great Britain called England, and for other Purposes.*

XVI. And

XVI. And be it further enacted; That it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon* and their Successors, to take and use the Open and Vacant Ground; adjoining the said present Town Hall and Butter Market House, in the said Town of *Croydon*, for the Uses and Purposes of the said intended Buildings and Works, provided a sufficient Path or Causeway be left between the said intended Buildings and Works and the Houses of the Inhabitants adjoining, under the Order and Direction of any Two of His Majesty's Justices of the Peace, acting in and for the Hundred of *Wallington* aforesaid, whose Order and Determination shall be binding, final, and conclusive.

To take and use Open and Vacant Ground adjoining the present Town-Hall, &c.

XVII. And be it further enacted, That if any of the Rooms, Chambers, or Offices, of or belonging to the said intended Buildings and Works, can at any Time be conveniently spared to be let, without Injury or Inconvenience to any of the Parochial or Publick Business, or Purposes for which such Buildings are directed to be built and made as aforesaid, but not otherwise, it shall and may be lawful, to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, to let the same to any Person or Persons whomsoever; and the Rents and Profits arising therefrom, shall be applied for and towards the necessary Repair, Support, and Improvement of the said several Buildings and Works, as Occasion shall from Time to Time require.

For letting certain Parts of the Buildings.

XVIII. And be it further enacted, That if, after forming, erecting, and completing the said Buildings and Works, the said Messuages, Lands, Tenements, and Hereditaments so authorized to be purchased as aforesaid, or the Scites of the present Town-Hall and Butter Market-House, or either of them, or any Part or Parts thereof, shall be found useless and unnecessary for the Purposes of the said intended Buildings; it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, and they are hereby authorized to sell and convey the same to any Person or Persons willing to become the Purchaser or Purchasers thereof, for the best Price and Prices that can reasonably be obtained for the same; and the Money thereby arising shall be paid and applied in and for the Uses and Purposes directed by this Act.

Buildings, not wanted may be sold.

XIX. And be it further enacted, That previous to any Publick Auction being held, for the Sale of any of the said Pieces or Parcels of Land hereinbefore directed to be sold by publick Auction as aforesaid, Six Weeks' Notice of such intended Auction or Auctions, shall be given in some Newspaper or Newspapers, printed and circulated in the said County of *Surrey*, and in case no such Newspaper shall be printed in the said County of *Surrey*, then in some Newspaper or Newspapers, printed and circulated in some adjoining County; and the Purchaser or Purchasers at such Auction shall immediately pay (by way of Deposit) to the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, or their Successors, or to such Person or Persons as they shall appoint, One-Tenth Part of his, her, or their Purchase Money, and shall also pay the Remainder thereof within Three Calendar Months thereafter, or at such other Time as the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, or their Successors, shall appoint;

Sales by Auction.

and in default thereof, the Money so deposited shall be forfeited, and shall be applied for the Payment of the Costs, Charges, and Expences, incident to and attending the obtaining and passing this Act; and the Allotment or Allotments for which the Whole of such Purchase Money shall not have been paid, or for which there shall be no Bidding at such Auction or Auctions, shall be again put up to Sale, and sold in Manner aforesaid, for the best Price or Prices that can be so gotten for the same, or be sold by the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, by Private Contract, for any Sum or Sums of Money not less than the remaining Nine Tenths of the Price or respective Prices for which the same was or were respectively before sold, or the Amount of One Bidding above the Sum or respective Sums at which the same was or were respectively put up in the said former Auction or Auctions.

Certain  
Quantity left  
for Gravel,

subject to the  
Powers, &c.  
of 37 & 43  
G. 3.

XX. Provided always, and be it enacted, That Five Acres at least of the said several Pieces or Parcels of Wastes and Commons, shall be left for the Purpose of Gravel Pits for the Use of the Publick Roads in the said Parish of *Croydon*, and for Sale of such Gravel for Private Uses, to any of the said Inhabitants of *Croydon*, as directed by the said recited Acts of the Thirty-seventh and Forty-third Years of the Reign of His present Majesty; and the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, shall have the same and the like Powers and Authorities, in, over, and upon such Pieces or Parcels of Wastes and Commons so left as aforesaid, and also, in, over, and upon such other Part and Parts of the said Lands and Grounds as shall not be sold, exchanged, or disposed of, by virtue of the Powers and Authorities of this Act, as are given to them in and by the Two several recited Acts aforesaid, or either of them, the same as if this Act had not been made.

Gravel-Pits,  
when worn  
out, to be  
sold, and  
others pro-  
vided.

XXI. And be it further enacted, That when the said Land, so directed to be left as last aforesaid, shall be wholly excavated and cleared of Gravel, it shall and may be lawful to and for the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, to sell the same in Manner aforesaid, and with the Money thereby arising to take and purchase other Lands in the said Parish of *Croydon*, or otherwise to exchange such Land so dug out and cleared of Gravel as aforesaid for other Land in the same Parish; which Land so to be purchased or taken in Exchange as aforesaid shall be and remain for the Purpose of Gravel Pits, in Manner before mentioned, and shall be subject to the same Powers and Authorities of the said Vicar, Churchwardens, Overseers of the Poor, and Six Inhabitants of the Parish of *Croydon*, and their Successors, as the several Pieces or Parcels of Wastes and Commons are by the said recited Acts of the Thirty-seventh and Forty-third Years of the Reign of His present Majesty made subject and liable to.

Disposal of  
the Overplus  
Monies.

XXII. And be it further enacted, That if any Overplus shall remain of the Produce of the Purchase Monies to arise by such Sale and Sales as are herein-before directed and authorized, after Payment of the Costs, Charges, and Expences, incident to and attending the obtaining and passing of this Act, and carrying the same into Execution, (which are hereby ordered and directed to be in the First Place fully paid and discharged,)

charged,) and also the Coſts, Charges, and Expences attending the Buildings and Works hereby directed to be made as aforeſaid, not exceeding the ſaid Sum of Seven thouſand Pounds, and alſo the Coſts, Charges, and Expences of purchaſing, conveying, incloſing, and conſecrating the ſaid Burying Ground, not exceeding the ſaid Sum of Six hundred Pounds, ſuch Overplus, if the ſame ſhall amount to the Sum of Two hundred Pounds and upwards, ſhall be paid into the Bank of *England*, in the Name and with the Privy of the Accountant-General of the Court of Chancery, to be placed to his Account there *ex parte*, ' The Vicar, Churchwardens, Overſeers of the Poor, and Six Inhabitants of the Pariſh of *Croydon*, ' purſuant to the Method preſcribed by the Act of the Twelfth Year of the Reign of His late Maſtey King *George* the Firſt, and the General Rules and Orders of the ſaid Court, and without Fee or Reward, according to the Act of the Twelfth Year of the Reign of King *George* the Second; and ſuch Overplus ſhall hereafter be applied to ſuch Parochial Purpoſes and Improvements of the ſaid Town and Pariſh of *Croydon*, as ſhall at any Time be determined and agreed upon at a Veſtry to be holden for that Purpoſe, of which publick Notice ſhall be given in the Pariſh Church of *Croydon*, aforeſaid, on Two ſucceſſive *Sundays* at leaſt, previous to the holding thereof, at which Veſtry, the Determination of the Majority of the Pariſhioners preſent ſhall be binding and concluſive: Provided nevertheless, that the Purpoſe for which ſuch Overplus Monies, or any Part thereof, ſhall be determined to be applied, ſhall be approved of and ſanctioned by the High Court of Chancery, upon a Petition, ſetting forth ſuch Determination of the Veſtry, to be preferred to the ſaid Court, in a ſummary Way, by the ſaid Vicar, Churchwardens, Overſeers of the Poor, and Six Inhabitants of the Pariſh of *Croydon*.

For Parochial Purpoſes and Improvements, ſubject to the Control of the Court of Chancery.

XXIII. And be it further enacted and declared, That the ſaid Overplus ſhall be laid out in the Purchase of Navy or Victualling Bills, or Exchequer Bills, and the Intereſt ariſing from the Money ſo laid out in the ſaid Navy or Victualling Bills, or Exchequer Bills, as they ſhall be reſpectively paid off by Government, ſhall be laid out in the Name of the ſaid Accountant-General, in the Purchase of other Navy or Victualling, or Exchequer Bills, all which ſaid Navy and Victualling, and Exchequer Bills, ſhall be depoſited in the Bank, in the Name of the ſaid Accountant-General, and ſhall there remain until ordered by the ſaid Court of Chancery to be ſold, upon Petition, to be preferred in a ſummary Way by the ſaid Vicar, Churchwardens, Overſeers of the Poor, and Six Inhabitants of the Pariſh of *Croydon*, or their Succeſſors, for the Purpoſes aforeſaid.

Overplus in the mean Time to be laid out in Exchequer Bills, &c.

XXIV. And be it further enacted, That if any Perſon or Perſons ſhall advance and pay any Money in diſcharge of the Fees or other Expences attending the obtaining of this Act, the Money ſo advanced and paid ſhall be repaid with legal Intereſt for the ſame, by the ſaid Vicar, Churchwardens, Overſeers of the Poor, and Six Inhabitants of the Pariſh of *Croydon*, or their Succeſſors, out of the Monies to ariſe by the Sale or Sales herein-before directed.

Perſons advancing Money to be repaid with Intereſt.

XXV. Provided always, and be it enacted, That nothing in this Act contained ſhall extend or be conſtrued to extend to alter, vary, or affect any Tolls, Dues, Duties, or Perquiſites whatſoever, ariſing, accruing, or due or payable from the ſaid Markets in the Town of *Croydon*, to the

The Archbiſhop of Canterbury's Right to Tolls not to be affected.

[*Loc. & Per.*]

30 U

Lord

Lord Archbishop of *Canterbury*, and his Successors in the See of *Canterbury*, but all such Tolls, Dues, Duties, and Perquisites shall be due and payable to the said Archbishop and his Successors in the said See, in such and in like Manner as if this Act had not been made.

General  
Saving.

XXVI. Saving always to the King's most Excellent Majesty, His Heirs and Successors, and to all and every Person and Persons, Body or Bodies Politick, Corporate, or Collegiate, his, her, or their Heirs, Successors, Executors, and Administrators, all such Right, Title, and Interest, (other than and except such as is and are hereby meant and intended to be barred, destroyed, and extinguished,) as they, every, or any of them could or ought to have had and enjoyed, of, in, to, or out of the Lands and Grounds by this Act directed to be sold and disposed of, in case this Act had not been made.

Publick Act.

XXVII. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges, Justices, and others, without being specially pleaded.

---

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,  
Printers to the King's most Excellent Majesty. 1806.