



ANNO QUINQUAGESIMO SEXTO

GEORGI II. REGIS.

Cap. lvi.

An Act for enlarging the Church Yard of the Parish of *Saint George the Martyr* in *Southwark* in the County of *Surrey*, and for other Purposes relating thereto. [20th June 1816.]

WHEREAS the Population of the Parish of *Saint George the Martyr* in *Southwark* in the County of *Surrey* hath lately much increased, and is still increasing, and the Church Yard is not sufficient for the decent Interment of Persons dying within the said Parish, it is expedient therefore that the Church Yard and present Burial Ground should be enlarged, and that additional Burial Ground should be provided for the Use of the said Parish : And whereas the present Church Yard in the said Parish adjoins and is near or contiguous unto Ground and Premises situate near to and adjoining the Church upon which certain old Tenements and Buildings are standing, and to other open and void Ground ; and it is desirable that the said Ground and Premises, and the Tenements and Buildings thereon, should be purchased by the said Parish for enlarging the said Church Yard, and that the Alleys or Passages leading thereto or through the same should be enclosed or taken into the said Church Yard : And whereas the several Objects aforesaid cannot be accomplished without the Aid 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 Reverend *John Buckland* Bachelor of Divinity, Rector of the said Parish, and *Joseph Meymott*, *Abraham Putley*, and *Henry Clark*, Churchwardens of the said Parish,

Appointment
of Trustees.

[Local.]

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and

New Trustees to be appointed by Inhabitants assembled in Vestry.

First Meeting of Trustees.

Trustees empowered to contract for the Purchase of Lands, &c.

and the Rector and future Churchwardens of the said Parish for the Time being, during the Time of their being in Office as such, together with *Daniel Taylor, William Gibbs, Richard Matthew, William Upton, Samuel Hawgood, James Augustus Wilcox, William Waller Rawlins, Joseph Dakin, James Hedger, John Hallam, Samuel Moulton, Richard Sterry, Stephen Holloway, Charles Duplock, Samuel Lee, Daniel Folkard, Edward Bennett Bedell, Joseph Cooper, William Burford, David Matthew, John Hicks,* and their Successors, to be elected in manner herein-after mentioned, shall be and they are hereby appointed Trustees for carrying this Act into execution during such Time only as they (except the said Rector and the Rector of the said Parish for the Time being) shall continue to act and be Householders within the said Parish; and that when any of the said Trustees (except the Rector and Churchwardens for the Time being) shall die, refuse or discontinue to act for the Space of One Year, or cease to be a resident Householder within the said Parish, then the Inhabitants of the said Parish shall at their next or any subsequent public Meeting in Vestry after such Death, Refusal or discontinuing to act, or ceasing to be a resident Householder within the said Parish as aforesaid, of any of the said Trustees, appoint another Person, being a resident Householder within the said Parish, to be a Trustee in the Stead of him so dying, refusing or discontinuing to act, or ceasing to be a resident Householder as aforesaid.

II. And be it further enacted, That the said Trustees shall and they are hereby required to meet at the Vestry Room of or any other more convenient Place in the said Parish of *Saint George* within Twenty-one Days next after passing of this Act, and to proceed to put this Act into execution, and shall and may then and from Time to Time adjourn their Meetings as they, or any Five or more of them, shall think proper, and may also meet at any Time or Times without Adjournment, upon Notice given to them in Writing by their Clerk by the Direction of the Rector or Churchwardens of the Parish for the Time being, or any Five or more of the said Trustees, Three Days before every such Meeting; and that all Acts and Proceedings of the Majority of any Five or more of the said Trustees assembled at any of their Meetings shall be as valid and binding to all Intents and Purposes as if all the said Trustees had been present and concurred therein.

III. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, to contract and agree with any Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, Corporation or Corporations Aggregate or Sole, Spiritual, Eleemosynary, or Lay, or with any Feoffees in Trust, or other Trustees, Executors, Administrators, Husbands, Guardians, or Committees of or for Lunatics or Idiots, who shall be or be deemed to be the Owner or Owners, Proprietor or Proprietors, or otherwise interested in the said several Lands, Messuages, Tenements, Buildings, and Hereditaments in and by this Act mentioned to be necessary for the Purposes thereof, and which are more particularly described in the Schedule to this Act annexed, for the absolute Purchase thereof, or of any Quantity, Number, or Part of such Land or Ground, Messuages, Tenements, Buildings, or Hereditaments as may from Time to Time be deemed necessary, and that the Monies to be paid for the Purchase thereof shall be certified for Payment by the said Trustees,

Trustees, or any Five or more of them, to their Treasurer, to be chosen as herein-after is mentioned, and shall be by him paid out of the Monies which shall be in his Hands by virtue of this Act to the Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, entitled thereto, or shall be laid out and disposed of in the Bank of *England* in the Manner by this Act directed, as the Case may be.

IV. And be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate, or Collegiate, and for all Corporations, whether Aggregate or Sole, Spiritual, Eleemosynary, or Lay, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees of or for Lunatics, and all other Trustees whomsoever, not only for and on behalf of themselves, but also for and on behalf of their Cestuique Trusts respectively, whether Infants or Issue unborn, Lunatics, Idiots, Females Covert, or other Person or Persons under any Disability of acting for himself, herself, or themselves, and also to and for all Females Covert who are or shall be seised in their own Right, and to and for all Persons, whether Tenants for Life, in Tail General or Special, or for Years determinable on any Life or Lives, and to and for all and every Person and Persons whomsoever who are or shall be seised, possessed of, or interested in any of the said Lands, Grounds, Messuages, Tenements, Buildings, or Hereditaments mentioned and comprised in the said Schedule hereunto annexed, or of any other Lands, Buildings, and Hereditaments necessary for all or any of the Purposes of this Act, to treat and agree with the said Trustees for carrying this Act into execution, or any Five or more of them, for the absolute Sale thereof, or of any Part or Parts thereof, and to convey the same to the last-mentioned Trustees, or any Five or more of them, and their Successors, for the Purposes mentioned in this Act; and that all Contracts, Agreements, Sales, and Conveyances which shall be so made by virtue and in pursuance of this Act shall, without any Fine or Fines, Recovery or Recoveries, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person or Persons conveying or intending to convey the same, but also to convey all Right, Title, Estate, and Interest, Use, Property, Claim, and Demand whatsoever, of the several and respective Cestuique Trusts, and all other Persons claiming or to claim by, from, or under them; any Law, Statute, Usage, or any other Matter or Thing whatsoever, to the contrary thereof notwithstanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Spiritual, Eleemosynary, or Lay, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, Trustees, and all other Persons whomsoever, are and shall be hereby indemnified for what they shall do by virtue of or in pursuance of this Act.

Corporations, &c. empowered to sell and convey.

V. And whereas in pursuance of the Provisions of this Act, or to avoid Disputes with the Owners of Lands, Grounds, and Hereditaments which are or may be affected by increasing or enlarging the Church Yard, the said Trustees may purchase or be possessed of more Premises than may be necessary to be made use of for the Purposes of this Act; be it therefore enacted, That it shall and may be lawful for the said Trustees, or any Five or more of them, by Indenture under their Hands and Seals, to grant and convey by way of absolute Sale, for a Consideration in Money, such Part or Parts of the Lands, Buildings, and Hereditaments which shall be so purchased by and conveyed to them, or which they shall have

Trustees empowered to resell or let Lands not wanted.

the

the Possession of as aforesaid, as shall not be wanted for the Purposes of this Act; and all such Conveyances by the said Trustees, or any Five or more of them, shall be valid and effectual; any thing in this Act contained, or any other Law, Statute, or Custom, to the contrary thereof in anywise notwithstanding: Provided always, that the said Trustees, or any Five or more of them, before they shall sell and dispose of such Lands, Buildings, or Hereditaments, shall first offer to resell the same to the Person or Persons from whom the same shall have been purchased, the Price at which the same shall be resold being adjusted and settled by a Jury in like Manner as the Price for any Lands, Buildings, or Hereditaments to be taken in pursuance of this Act is herein-after directed to be settled in case of Difference or Dispute as to the Value thereof; and if such Person or Persons shall not agree or shall neglect or refuse to repurchase the same, it shall and may be lawful to and for any Person or Persons not interested in the Premises to make an Affidavit, to be sworn before a Master of the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the said County of *Surrey*, stating that such Offer was made by or on behalf of the said Trustees, and that such Person or Persons did not agree or neglected or refused to purchase such Lands, Buildings, or Hereditaments, as the Case may be; and such Affidavit shall in all Courts be sufficient Evidence and Proof that such Offer was made and not agreed to, or neglected or refused.

Form of
Conveyance.

VI. And be it further enacted, That all Conveyances and Assurances which shall be made of any Lands or Hereditaments to the said Trustees shall be made according to the following Form, or as near thereto as the Circumstances of the Case will admit; (that is to say,)

Form of
Conveyance
to Trustees.

‘ I of in consideration
‘ of the Sum of to me paid by the Trustees for
‘ carrying into execution the Provisions of a certain Act of Parliament,
‘ made and passed in the Fifty-sixth Year of the Reign of His Majesty
‘ King *George* the Third, intituled [*here set forth the Title*], the Receipt
‘ of which said Sum of I do hereby admit and
‘ acknowledge, do hereby grant and convey all [*describing the Premises to*
‘ *be conveyed*], and all my Estate, Right, Title, and Interest to and in the
‘ same, and every Part thereof, to hold to the said Trustees and their
‘ Successors for ever, [*or for such Estate, Term, and Interest as I now have*
‘ *therein, as the Case may be,*] by virtue and according to the true Intent
‘ and Meaning of the said Act. In witness whereof I have hereunto set
‘ my Hand and Seal this Day of in the Year
‘ of our Lord One thousand eight hundred and .

And all such Conveyances and Assurances shall be valid and effectual in the Law to all Intents and Purposes, and shall be a complete Bar to all Estates Tail, and all other Estates, Rights, Titles, Trusts, and Interests whatsoever.

In case the
Owners can-
not agree
with the
Trustees, a
Jury to be
summoned.

VII. And be it further enacted, That in case any Body Politic, Corporate, or Collegiate, Corporation Aggregate or Sole, Spiritual, Eleemosynary, or Lay, Executor, Administrator, Trustees, Feoffee in Trust, Husband, Guardian, Committee of any Lunatic or Idiot, Commissioners appointed under or by virtue of any Act of Parliament, or other Person or Persons whomsoever seised or possessed of or entitled or interested in or to the Land,

Land, Grounds, Tenements, or Hereditaments by this Act authorized to be purchased for the Purposes herein-before mentioned, or any of them, shall neglect or refuse to treat or shall not agree with the said Trustees for carrying this Act into execution, for the Sale of or for the taking and using any of the Lands, Tenements, or Hereditaments mentioned or specified in the Schedule hereunto annexed, or any Part or Parts thereof, or for their Interest therein, or by reason of Absence or other Inability shall be prevented from treating with the said Trustees, or shall not or cannot produce and make out a clear Title to the Hereditaments and Premises required to be purchased, taken, or used as aforesaid, and of which he, she, or they are or may be in possession, or to the Interest he, she, or they do or may claim therein, to the Satisfaction of the said Trustees, at a Meeting to be by them the said Trustees appointed for that Purpose, of which Meeting Eight Days Notice at least, signed by the Clerk to the said Trustees, shall be given or left at the Dwelling House or Place of Abode of the Mayor, Bailiff, Treasurer, or other Head Officer of any such Corporation, or of either of the Hospitals or Public Schools in *London* or *Southwark*, or elsewhere, or of the Owner, Trustee, or other Person interested in such Lands, Tenements, and Hereditaments, or at the House of the Tenant or Occupier thereof, or where the same shall be unoccupied such Notice shall be affixed on the Door or some other conspicuous Part of the said Premises, then and in every such Case it shall and may be lawful to and for the said Trustees to cause a Notice in Writing, signed by their Clerk, to be given, left, or fixed as aforesaid, of the Sum of Money in Gross they are willing to pay for the Purchase of such Lands, Tenements, or Hereditaments, or for the joint or separate Interests of the said Bodies Politic, Corporate, or Collegiate, Corporation, Executor, Administrator, Trustee or Trustees, Feoffees, Husbands, Guardians, Committees, Commissioners, Owners, Occupiers, or other Person or Persons interested in the same, or for any Part or Parts thereof, concerning the Sale and Purchase whereof there shall be any Dispute or Difficulty, in which Notice a Time or Place shall be appointed for a Meeting with the Parties interested in the same, which Time shall be at the Distance of Fourteen Days at the least from the Delivery of such Notice; and in case such Mayor, Bailiff, Treasurer, or other Head Officer, Owner, Occupier, Trustee, or other Person so interested as aforesaid, or some Person duly authorized in their Behalf, shall refuse or neglect to attend at the Time and Place in such Notice mentioned, or shall refuse to accept the Sum or Sums of Money so offered, or shall not then produce and make out to the Satisfaction of the said Trustees a clear Title to the Hereditaments and Premises, or to the particular Interest claimed therein, or shall, upon being required by the said Trustees, refuse to enter into a written Contract or Agreement to convey the same to the said Trustees, or to such Person or Persons, and in such Way or Ways as they shall direct, then the said Trustees, or any Five or more of them, shall cause to be inquired into, ascertained, and assessed, by and upon the Oath of a Jury of Twelve indifferent Men of the said County of *Surrey*, what Recompence or Satisfaction shall be made to the Owners, Proprietors, Occupiers, or other Persons interested as aforesaid, for or upon account of the purchasing, taking, and using such Lands, Tenements, or Hereditaments, or of the respective Interests of the said several Parties therein; which Jury shall and may, according as the said Trustees shall deem it advisable, inquire into and ascertain either the total Recompence to be made to the Owner or Owners and all other Persons

[*Local.*]

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interested

interested in the Premises collectively, or only so much and such Part or Parts thereof, or for such Interest or Interests therein, as the said Trustees shall deem it necessary at such Time to have inquired into and ascertained; and in order thereto, the said Trustees shall and they are hereby required to give a Notice in Writing, Ten Days at the least previous to the Day on which the Jury shall be summoned to meet in manner herein-after mentioned, to the Person or Persons interested in the said Lands, Tenements, or Hereditaments, or so many of them as are at that Time known to the said Trustees, which Notice shall specify the Time and Place in which the Trustees and Jury are to meet for the Purposes of assembling and ascertaining the Amount of the said Recompence and Satisfaction for the Premises, or, where they deem it advisable, of the particular Interest or Interests the Value of which is to be then assessed and ascertained, which Notice shall be signed and served in the same Manner as the Notice last herein-before by this Act required is directed to be signed, given, served, or affixed; and the said Trustees, or any Five or more of them, are hereby empowered and required from Time to Time as Occasion shall require to issue their Warrant to the Sheriff of the said County of *Surrey*, thereby commanding him to impanel, summon, and return Twenty-four disinterested reputable Persons of the said County, or Town and Borough, qualified to serve on Juries, and not being Landholders, Tenants, or Occupiers of Lands or Tenements within or Inhabitants of the said Parish of *Saint George*, to appear before the said Trustees, or any Five or more of them, at such Time and Place as in such Warrant shall be appointed; and the said Sheriff or his Deputy is hereby required to impanel, summon, and return such Number accordingly; and the Persons so impanelled, summoned, and returned are hereby required to appear before the said Trustees, or any Five or more of them, at such Time and Place as in and by such Warrant and Summons shall be directed and appointed, and to attend there, or at any other Place or Places within the said Parish to which the said Inquiry shall by the said Trustees, or any Five or more of them, be adjourned from Day to Day, until they shall be discharged by the said Trustees, or any Five or more of them; and out of the Persons so impanelled, summoned, and returned, or out of such of them as shall appear upon such Summons, the Clerk to the said Trustees shall draw, or cause to be drawn by Ballot Twelve out of the said Twenty-four, who shall take the Oath herein-after set forth, and against whom Cause of Challenge shall be allowed in manner herein-after mentioned, which Oath the said Trustees, or any Five or more of them, are hereby authorized to administer; and in default of the Attendance of a sufficient Number of Persons so summoned and impanelled, or if their Number shall be reduced to less than Twelve by the setting aside of some for Cause of Challenge allowed in manner as is herein-after provided, then and in every such Case the Sheriff or his Deputy, if the Majority of the Trustees then present shall direct him so to do, shall impanel other honest and indifferent Men of the By-standers, or that can be speedily procured, to attend thereon, who shall be sworn in like Manner until the Number Twelve shall be completed, which Twelve Persons so sworn shall be the Jury for the Purposes aforesaid; and the said Trustees, and all other Persons interested or concerned, shall have their lawful Challenges against any of the said Jurymen when they come to be sworn: Provided always, that all Persons interested and concerned in the Matter of the said Inquiry, other than the said Trustees, shall join in their Challenges of the said Jurymen,

or otherwise the same shall not be allowed, and shall not be permitted to challenge the Array, or more than Ten of the said Persons so impannelled or called; and the said Trustees, or any Five or more of them, are hereby also empowered and required, at any Time after they shall have issued their Warrant to the Sheriff aforesaid, directing him to impannel a Jury, and as often from Time to Time thereafter as Occasion shall be or require, to issue their Precept or Summons, thereby commanding any Person or Persons whomsoever to appear and be examined before the said Jury upon Oath touching the Matters in question (which Oath the said Trustees, or any Five or more of them, are hereby authorized to administer), and the said Trustees, or any Five or more of them, shall and may order and cause the Jury so impannelled and sworn to view the Premises in question, if there be Occasion, and shall use all other Ways and Means for the Information of the said Jury in the Premises which shall to them the said Trustees seem fit and expedient; and the said Trustees shall have full Power to adjourn every such Meeting or Hearing from Day to Day, and to such Hour and Place or Places within the said Parish, as Occasion shall require; and all Persons summoned on such Jury, and the said Jury when sworn, and all Witnesses and Parties, shall and are hereby required to attend thereupon until they shall be discharged by the said Trustees; and the said Trustees, or any Five or more of them, shall have full Power from Time to Time and at all Times to impose any reasonable Fine or Fines on such Sheriff, his Under Sheriff or Deputy, or other Officer or Officers, making Default in the Premises, and on any Person or Persons who, being summoned and returned on such Jury, shall not appear and attend at each and every Meeting and Meetings and Adjournments thereof, until they shall be discharged in Manner aforesaid, and on any Person or Persons who shall refuse to be sworn on such Jury, or who being so sworn shall refuse or shall not give their Verdict therein, or who shall in any other Manner wilfully neglect his or their Duty, for which he or they shall have been so summoned or returned or impannelled, or upon any Person or Persons who being summoned to give Evidence before the said Jury shall neglect or refuse to appear, having been paid or tendered a reasonable Sum for his, her, or their Costs, Charges, and Expences, or appearing shall refuse to be sworn and give Evidence therein; and from Time to Time to recover, levy, and apply all such Fine or Fines hereby authorized to be by them the said Trustees, or any Five or more of them, imposed, in the same Manner as is and are herein-after mentioned and provided, so as that no such Fine shall exceed the Sum of Twenty Pounds upon the Sheriff, his Under Sheriff or Deputy, or of Ten Pounds upon any other Person, for each such Offence; and the Jury so sworn shall inquire into and assess the Value of, and the Recompence and Satisfaction to be paid or made to the Owners, Proprietors, or Occupiers of or Persons otherwise interested in the Premises, all or any of them (as the Case may be), and shall give in their Verdict accordingly to the said Trustees.

VIII. And be it further enacted, That after the said Jury shall have enquired of, ascertained, and assessed such Recompence and Satisfaction as aforesaid, the said Trustees shall thereupon adjudge and determine the Sum or Sums of Money so assessed by the said Jury to be paid or granted to the Corporation, Owner, Proprietor, Occupier, Trustee or Trustees,
Verdict of
Jury to be
final.
or

or other Person or Persons aforesaid, according to such Verdict or Inquisition; and the Judgment and Order or Determination so had and made shall be final, binding, and conclusive to all Intents and Purposes against all Parties and Persons whomsoever claiming in Possession, Reversion, Remainder, or otherwise, their Heirs and Successors, (as well absent as present,) Infant, Females Covert, Idiots, Lunatics, Cestuique Trusts, and Persons under any other Disability whatsoever; and all and every such Owners, Proprietors, and Occupiers and other Persons interested in such Lands, Tenements, Grounds, and Hereditaments, shall, upon Payment or Tender of the Money so assessed as aforesaid, or upon Payment of the same into the Bank of *England* in manner herein directed, be from thenceforth to all Intents and Purposes divested of all Right, Title, Claim, Interest, and Property of, in, and to the same, and thereupon the said Lands, Tenements, or Hereditaments, or the Rights or Interests so purchased, shall vest in the said Trustees, and they shall be deemed in Law to be in the actual Possession thereof, to all Intents and Purposes whatsoever, for the Purposes of this Act.

Jury to be sworn.

IX. And be it further enacted, That each and every of the said Jury shall be sworn to ascertain and assess such Recompence and Satisfaction as aforesaid in the Form following, except so far as it may be necessary to change the same for the Purpose of describing the Matter or Thing, Matters or Things, for which the said Recompence or Satisfaction is to be ascertained or given.

Form of Oath.

‘ I *A. B.* do swear, That I will well and truly assess and inquire, without
 ‘ any Favour, Partiality, or Affection whatsoever, the Sum which
 ‘ ought to be paid or granted [*as the Case may be*] for and in Recompence
 ‘ of [*describing the Premises only, if the total Value thereof is to be the*
 ‘ *Matter of Inquiry, or if any separate Interest or Interests then say*] the
 ‘ Estate and Interest of *A. B.* or the several and respective Estates and
 ‘ Interests of *A. B. C. D.* and *E. F.*, and each and every of them in the
 ‘ [*describe the Premises to be purchased*], under and by virtue of an Act
 ‘ [*here recite the Title of this Act*], and that I will a true Verdict give
 ‘ according to the Evidence. So help me GOD.’

Memorial of Verdict to be enrolled.

X. And be it further enacted, That a Memorial of all such Verdicts and Judgments shall be enrolled with the proper Officer for enrolling of Deeds and Conveyances in the High Court of Chancery, who is hereby required to receive and enrol the same within Twelve Calendar Months next after such Verdict and Judgment shall be made and given; which Memorial shall and may be in the Form or to the Effect following; (that is to say,)

‘ BE it remembered, That pursuant to a Warrant directed to the Sheriff
 ‘ of the County of *Surrey*, dated the Day of
 ‘ in the Year of our Lord under the Hands
 ‘ and Seals of or more of the Trustees appointed
 ‘ to carry into execution an Act of Parliament made and passed in the
 ‘ Fifty-sixth Year of the Reign of His Majesty King *George* the Third,
 ‘ intituled *An Act* [*here insert the Title of this Act*], the following Persons
 ‘ amongst others, to wit [*here insert the Names of the Jury sworn*], were
 ‘ returned and summoned by the said Sheriff to assess and ascertain what
 ‘ Recompence shall be made to the Owners of and other Persons interested
 ‘ in [*or, if a separate Interest, state same as in the Warrant*] all that
 ‘ [*describing*

' [describing the Premises] for or upon account of the said Premises, or of
 ' the Estate or Interest of the said C. D. [as the Case may be], and the
 ' said Persons being assembled at in the Parish of Saint
 ' George the Martyr in Southwark in the County of Surrey, and sworn
 ' to assess and ascertain, according to Evidence then to be produced before
 ' them, the just and true Value of the said Premises [or of the Estate and
 ' Interest of the said C. D., as the Case may be], and what Recompence
 ' ought to be made as aforesaid; and after Inquiry had and Evidence
 ' given touching the same, the said Persons did find that the just and true
 ' Value of the said Premises [or of the Estate and Interest of the said
 ' C. D., as the Case may be], and the Recompence to be made as aforesaid,
 ' was and should be the Sum of whereupon we, whose
 ' Names are hereunto subscribed and Seals affixed, being
 ' or more of the said Trustees assembled at the Time and Place before
 ' mentioned, do hereby adjudge and determine the said Sum of
 ' to be paid to the Person or Persons interested in the said Premises [or to
 ' the said C. D., as the Case may be], as the Recompence or Satisfaction
 ' of or for his, her, or their several Rights and Interests in the same [or
 ' for the same]. Given under our Hands and Seals this Day
 ' of in the Year of our Lord One thousand eight
 ' hundred and

XI. And be it further enacted, That in case the Sum or Sums of Money
 or other Recompence so assessed and awarded by any Jury in consequence
 of any Refusal to treat and agree for any such Purchase or Purchases as
 herein-before mentioned, shall not exceed in the whole the Sum or Sums
 of Money or other Satisfaction which the said Trustees shall have pre-
 viously offered to allow as and for such Purchase and Satisfaction, then
 and in every such Case all the reasonable Costs, Charges, and Expences of
 causing and procuring such Recompence, and of assessing and awarding
 the same, and in consequence thereof to be ascertained as herein-after is
 mentioned, shall be borne and paid by the Body Politic, Corporate, or
 Collegiate, or other Person or Persons so claiming and refusing to treat
 and agree as before mentioned respectively; and the said Trustees are
 hereby authorized and empowered to receive and retain, or cause to be
 received and retained, the Amount of the said Costs, Charges, and
 Expences out of the Sum or Sums of Money so to be assessed or awarded,
 or out of any Part Payment or Payments thereof, and to cause the same to
 be applied in discharge of such Costs, Charges, Damages, and Expences:
 Provided always, that before any such Costs and Expences shall be so
 retained or deducted by the said Trustees, the same shall be ascertained and
 allowed by the Clerk of the Peace for the said County of Surrey, or by
 his Deputy, in all Cases in which such Clerk of the Peace or Deputy is not
 interested; but in case such Clerk of the Peace or Deputy shall be interested
 in the Matters in question, then and in every such Case such Costs and
 Expences shall be ascertained by One of His Majesty's Justices of the Peace
 acting in and for the said County of Surrey, not interested therein; which
 said Clerk of the Peace, Deputy, or Justice to whom the same may be
 referred are hereby respectively authorized and required to ascertain the
 same for the Purposes aforesaid: Provided also, that in all Cases wherein
 any Person or Persons shall, by reason of Absence from or being out of
 Great Britain, be prevented from treating with the said Trustees, then
 the Costs and Expences of summoning the said Jury, and all other the

By whom the
Expences of
the Jury are
to be paid.

By whom the
Costs are to
be ascer-
tained.

No Costs to
be deducted,
if Claimants
prevented by
Inability to
treat.

[Local.]

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Expences

Expences of the said Trustees in obtaining such Assessments, shall be paid and discharged by the said Trustees or their Treasurer, to be chosen in manner herein-after mentioned, out of the Monies to be raised by virtue of this Act.

Allowance
to Sheriff or
Bailliff and
Jury.

XII. Provided always, and be it enacted, That each and every Juryman who shall be sworn for the Purposes of this Act shall for his Trouble and Expences in the Premises be allowed the Sum of Ten Shillings and Sixpence for each Day's Attendance, and no more, notwithstanding such Juryman shall be sworn on several Inquiries and Assessments on the same Day; and that the Sheriff of *Surrey*, for impannelling, summoning, and returning of each Jury, shall be allowed the Sum of One Pound One Shilling, and no more; and the said Clerk of the Peace or his Deputy, for ascertaining the said Costs and Expences when required so to do, the Sum of One Pound One Shilling, and no more.

Unless the
Recompence
awarded be
paid or se-
cured within
Six Months,
Verdict not
binding.

XIII. And be it further enacted, That in case the Sum or Sums of Money so assessed or awarded by any such Jury, and ordered and adjudged by the said Trustees to be paid or granted to the Owners or Occupiers and others for their respective Rights and Interests in the Premises, the Subject of such Inquiry shall not be paid, tendered, or deposited, as herein-before directed, within Six Calendar Months after the same shall have been so assessed, ordered, and adjudged, then and in such Case the Verdict of the said Jury, and the Order of Adjudication thereon, shall not be binding upon the said Parties, but the same shall be null and void to all Intents and Purposes whatsoever, any thing herein contained to the contrary notwithstanding; and thereupon the said Parties shall be entitled to the Costs and Expences by them sustained by reason of such Inquiry; which Costs and Expences, to be ascertained in such Manner as Costs and Expences are by this Act directed to be ascertained, shall be paid by the said Trustees within Fourteen Days next after the same shall be demanded of their Clerk for the Time being.

Application
of Compensa-
tion Money
above 200*l*.

XIV. And be it further enacted, That all Money which shall be paid for the Purchase of any Land, Ground, Messuages, Tenements, or Hereditaments, purchased by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Body Politic, Corporate, or Collegiate, or to any Feoffee in Trust, Executors, Administrators, Husband, Guardian, Committees, or other Trustees for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or to any Person whose Lands, Tenements, or Hereditaments are limited in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, shall, in case the same shall amount to or exceed 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 High Court of Chancery, to be placed to his Account *ex parte* the Trustees for carrying this Act into execution, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, in the Purchase or Redemption of the Land Tax, or discharging any Debt or Debts, or such other Incumbrance, or Part thereof, as the said

said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied, the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner, as the Lands, Tenements, or Hereditaments which shall be so purchased as aforesaid stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking effect; and in the meantime, and until such Purchase shall be made, the said Money shall, 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 Bank Annuities or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by the Order of the said Court, to the Person or Persons who would for the Time being have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments so directed to be purchased by virtue of this Act, in case such Purchase or Settlement were made.

XV. Provided always, and be it further enacted, That if any Money so agreed to be paid for any Lands, Tenements, or Hereditaments purchased for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed or be equal to the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy, Lunacy, or Idiocy, to be signified in Writing under their respective Hands, be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General of the said High Court of Chancery, and to be placed to his Account as aforesaid, in order to be applied in manner herein-before directed; or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved by Five or more of the said Trustees for carrying this Act into execution, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties,) in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case shall be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

When less than 200*l.* and not less than 20*l.*

XVI. Provided also, and be it further enacted, That where such Money so agreed to be paid as next herein-before mentioned shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would for the Time being have been

When under 20*l.*

been entitled to the Rents and Profits of the Lands or Hereditaments so purchased for the Purposes of this Act, in such Manner as the Trustees for the carrying this Act into execution, or any Five or more of them, shall think fit; or in case of Infancy, Idiocy, or Lunacy, then such Monies shall be paid to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not making out Titles, &c.

XVII. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments purchased or taken by virtue of this Act shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Trustees, or in case the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every or in any such Case it shall and may be lawful to and for the said Trustees, or any Five or more of them, to order the said Sum of Money 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 High Court of Chancery to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments (describing them), subject to the Order, Controul, and Disposition of the said Court of Chancery; which said Court, on the Application of any Person or Persons making claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered, in a summary Way of Proceeding or otherwise, as to the same Court shall seem meet, to order and direct the same to be laid out and invested in the Public Funds, and to order the said Sum or Sums to be distributed, or the Dividends thereof to be paid to the Person or Persons making claim thereto, according to their respective Estate or Estates, Titles or Interests therein, and to make such further or other Order in the Premises as to the said Court shall seem just and reasonable.

The Trustees under this Act indemnified in paying Purchase Money into Court.

XVIII. And be it further enacted, That the Certificate and Certificates to be given by the said Accountant General, together with the Receipt and Receipts of One of the Cashiers of the Bank of *England* to be thereunto annexed, and therewith filed in the Register Office of the said Court of Chancery of the Payment into the Bank of *England* by the Trustees for carrying this Act into execution of their Purchase Money, or an Office Copy or Office Copies of the same Certificates and Receipts, shall from Time to Time and at all Times be and be deemed and taken to be a good and sufficient Discharge to such Trustees, their Successors, Heirs, Executors, Administrators, and Assigns, for so much of the said Purchase Monies for which such Certificate or Certificates, Receipt or Receipts as aforesaid, shall respectively be given; and that after the filing of such Certificate or Certificates, Receipt or Receipts as aforesaid, the said Trustees, their Successors, Heirs, Executors, and Administrators, shall be and is and are hereby absolutely acquitted and discharged of and from the same Monies, and shall not be answerable or accountable for any Loss, Misapplication, or Nonapplication thereof, or of any Part thereof.

Respecting disputed Titles.

XIX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money paid into the Bank of *England*, in the Name and with the Privity of the Accountant

countant General of the Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Persons or Person who shall have been in possession of such Lands, Tenements, or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully entitled to such Lands, Tenements, or Hereditaments, according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery; and the Dividends and Interest of the Bank Annuities to be purchased with such Money, and all the Capital of such Bank Annuities, shall be applied and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were entitled to such Lands, Tenements, and Hereditaments, or some Estate or Interest therein.

XX. Provided also, and be it further enacted, That where by any Disability or Incapacity of the Person or Persons or Corporation entitled to any Lands or Hereditaments to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Court of Chancery, or into the Bank of *England*, in the Name and with the Privity of the Accountant General of that Court, and to be applied in the Purchase of other Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance of this Act, it shall and may be lawful, to and for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Trustees or their Treasurer out of the Monies to be received by virtue or in pursuance of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct accordingly.

**The Court
may order
reasonable
Expences to
be paid by
the Trustees.**

XXI. And be it further enacted, That upon the Payment of the Money so contracted or agreed to be paid for the Purchase of such Lands, Tenements, or Hereditaments by the said Trustees for the carrying this Act into execution, or any Five or more of them, to the Person or Persons respectively entitled to such Monies, or their Agents, or upon Payment thereof into the Bank of *England*, for the Purpose of being disposed of in manner herein-before directed, and upon a Conveyance or Conveyances of such Lands, Tenements, or Hereditaments being duly executed by the Person or Persons entitled thereto, or interested therein, or by his or their Guardian or Guardians, Trustee or Trustees, or Committee or Committees, in case of Infancy, Coverture, Lunacy, or Idiotcy, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand, both at Law and in Equity, of the Person or Persons who shall have executed such Conveyance or Conveyances, and their Cestuique Trust respectively, in, to, or out of such Lands, Tenements, or Hereditaments, shall vest in the said Trustees for carrying this Act into execution, and their Successors for ever, for the Uses and Purposes of this Act.

**Upon the
Payment of
Purchase
Money, and
Execution of
Conveyances,
Lands, &c.
to vest in
Trustees and
their Suc-
cessors.**

[Local] 13 Z XXII. And

Tenants to
deliver Pos-
session at
Three
Months
Notice.

XXII. And be it further enacted, That the Occupiers of the Tenements in *New Alley*, belonging to the said Parish, and every Tenant at Will or Lessee for a Year, or from Year to Year, or for any less Term than a Year, shall deliver up the Possession of the Premises which shall be so purchased to the said Trustees, or any Five of them, or to such Person or Persons as they shall authorize and appoint to take Possession of the same, upon having Three Calendar Months Notice to quit such Possession from the Treasurer or Clerk to the said Trustees, or from the Person or Persons so authorized by them to take such Possession, and left at, in, or put up on such Premises, and that One Notice only shall be sufficient for One House, notwithstanding there may be Inmates or Lodgers therein; and each and every Person and Persons in Possession shall at the End of the said Three Calendar Months, whether such Notice be given with reference to the Time or Times of such Tenants holding or not, peaceably and quietly deliver up the Possession of the said Premises to the said Trustees, or some or one of them, or to such Person or Persons authorized by them to take Possession thereof, such Authority being signified under the Hands of the said Trustees, or any Five of them, immediately on the same being demanded; and in case any such Person or Persons so in Possession as aforesaid shall not give up such Possession as aforesaid, it shall be lawful for the said Trustees or any Five or more of them to issue their Precept or Precepts to the Sheriff of the said County of *Surrey*, to deliver Possession of the said Premises to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same, and the said Sheriff is hereby required to deliver Possession of the said Premises accordingly, and to levy such Costs as shall accrue from the issuing and Execution of such Precept or Precepts on the Person or Persons so refusing to give Possession as aforesaid by Distress and Sale of his, her, or their Goods and Chattels.

Trustees to
inclose
Ground, &c.

XXIII. And be it further enacted, That the Trustees for carrying this Act into execution shall, when and as soon as any such Purchase shall be made and completed, as directed by this Act, of any Part of the said Land, Ground, Tenements, or Hereditaments, for enlarging the Churchyard, cause the same, or such Part or Parts thereof as they or any Five or more of them shall adjudge necessary, to be cleared of all Buildings and Erections for the Purposes of this Act, and to be enclosed and fenced in, and also the Alleys, Courts, Ways, and Passages leading in, to, through, or by the same, to the Extent of the Land or Ground so purchased, with good and substantial Brick Walls or other Fences, and do all other Things necessary and proper for making such Ground and inclosed Ways and Passages fit and convenient for the Burial of the Dead.

Old Mate-
rials to be
sold.

XXIV. And be it further enacted, That all old Materials which shall belong to the Trustees upon taking down any Messuages, Tenements, Buildings, Walls, and Erections, for the Purposes of this Act, shall be sold and disposed of to the best Advantage, and the Money arising thereby be applied towards the Expences of putting this Act into execution, or be employed in making the new Fences or Improvements hereby directed to be made, as the Trustees or any Five or more of them shall think advisable.

Trustees em-
powered to

XXV. And be it further enacted, That it shall and may be lawful to and for the said Trustees for carrying this Act into execution, or any

Five or more of them, if they shall think fit, to receive Proposals, from and Contract with any Person or Persons for building or erecting the said Fences, Walls, or Enclosures, and for the finding and providing proper Materials for the Purpose or Purposes aforesaid, or for any of them, or for pulling down the said Houses, Tenements, or Buildings so purchased, or for the doing any other Act or Acts, Matter or Thing, for carrying this Act into execution; and that the Contract or Contracts to be made on the Occasions aforesaid shall be signed by the said Trustees, or any Five or more of them, and also by the Person or Persons with whom the same shall respectively be made or entered into, and shall specify or contain the several Works and Things to be done in pursuance or in consequence thereof, and the Price or Prices to be paid for the same, and the Time or Times when such Work shall be completed, and the Penalty to be suffered in case of Non-performance of such Contract or Contracts; and that Notice shall be given by the said Trustees on the Church Door, or otherwise as they shall deem requisite, of their Intention to meet at a certain Time and Place in such Notice to be mentioned, for the Purpose of receiving such Proposals, and contracting as aforesaid; and that it shall be lawful to and for the said Trustees, or any Five or more of them, to take such Security from any Person or Persons entering into such Contract or Contracts, for enforcing the due Performance thereof, as to the said Trustees shall seem necessary.

contract for
erecting
Fences, &c.

XXVI. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, to cause all and every the Works to be done in pursuance of this Act to be viewed by such Surveyor or Surveyors as they shall from Time to Time appoint, and in case the same shall not be well, sufficiently, or duly performed, according to the true Intent and Meaning of such Contract or Contracts, or shall not be finished or completed within the Time or Times as the same shall be agreed to be completed, such Surveyor or Surveyors shall report the same to the said Trustees, who, in the Name of the Vestry Clerk of the said Parish for the Time being, may bring an Action of Debt, or upon the Case, in any of His Majesty's Courts of Record at *Westminster*, against any Person or Persons making Default in the Premises for the Recovery of any Penalty or Penalties which shall be contained in any such Contract, or for the Breach of any of the Covenants or Agreements therein contained, and receive and apply the Money to be received in any such Action (after deducting thereout, in the first place, the Expences or Charges necessarily attending the same, and not allowed therein) for the Purposes of this Act.

To enforce
Contracts,

XXVII. And be it further enacted, That it shall and may be lawful to and for the said Trustees, or any Five or more of them, from Time to Time to compound or agree with the Defendant or Defendants, in any Action or Actions to be commenced for the Recovery of any such Penalty or Penalties as aforesaid, for such Sum or Sums of Money as they shall think reasonable; but not less than the real Injury or Damage sustained by the Breach of the Contract or Contracts in which such Penalty or Penalties shall be contained, without the Consent of a Majority of the Inhabitants in Vestry assembled being first obtained for that Purpose, and all Costs, Charges, and Expences which shall be occasioned thereby.

To compound
Actions.

XXVIII. Pro.

Misnomers
or wrong
Descriptions
in the Schedules not to
prevent the
Execution
of the Act.

XXVIII. Provided always, and be it further enacted, That if it shall appear that any of the Lands, Tenements, or Hereditaments mentioned and described in the said Schedule hereto annexed, or any of the Persons in whose Possession or Occupation the same or any Part thereof are or is stated or described to be, or the Owner or Owners, Leaseholder or Leaseholders thereof, or other Person or Persons interested therein, or any Part thereof, shall happen to be misnamed, omitted, or inaccurately described by Mistake, or, from the Impossibility of obtaining correct Information, such Misnomer, Omission, or inaccurate Description shall not prevent or retard the Execution of this Act; but the same Premises and every Part thereof shall and may be purchased, sold, assessed, and valued in manner as in this Act mentioned, and afterwards conveyed, disposed of, and applied for and to the Purposes of this Act, as fully and effectually as if the same was or were properly named or described in this Act, or in the said Schedule hereto annexed.

Grounds to
be conse-
crated.

XXIX. And be it further enacted, That so much of the said Ground to be purchased as aforesaid as shall be used for the Enlargement of the Churchyard shall, when enclosed, be consecrated according to the Usage of the Church of *England*, and shall for ever thereafter be used as and for an additional Burial Ground for the said Parish of *Saint George*.

This Act not
to abridge
the Jurisdic-
tion of the
Bishop of
Winchester.

XXX. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend in any respect to abridge, oppose, or control the ordinary Jurisdiction of the Lord Bishop of *Winchester* for the Time being in and over the aforesaid Parish of *Saint George*, or over the Rector, Curate, or Churchwardens, or in, over, or relative to any Matter or Thing respecting the said Parish, Rector, Curate, or Churchwardens.

The Rector
to be entitled
to the same
Fees as for
the other
Burial
Ground, &c.

XXXI. And be it further enacted, That the Rector, Churchwardens, Clerk, and Sexton of the said Parish for the Time being shall respectively from Time to Time have, receive, take, and enjoy the like Burial Fees, Dues, and Profits from or in respect of the Burials, Monuments, Tombs, or other Stones to be erected or placed within the said intended additional Burial Ground or Grounds respectively as are now payable to the said Rector, Churchwardens, Clerk, and Sexton for and in respect of Burials, Monuments, Tombs, and other Stones within the present Churchyard and Burial Ground of the said Parish, or such other Rates, Fees, and Dues with respect to the Burials, and the erecting Monuments, Tombs, and other Stones, within the Vault of the said Church, Churchyard, and the intended additional Burial Ground, and the Burial Ground at the Lock near the South End of *Kent Street*, called *Saint Andrew's* Burial Ground, respectively, as may hereafter from Time to Time be ordered, settled, and established by the Rector, Churchwardens, and the rest of the Trustees, or any Five or more of them, with the Consent and Approbation of the Majority of the Parishioners in Vestry assembled for that Purpose; and that a Table or Schedule of such Fees shall from Time to Time be placed and kept in the Vestry and Roving Rooms of and in the Church of or belonging to the said Parish; and further, that it shall and may be lawful for the Churchwardens, and the rest of the Trustees, or any Five or more of them, from Time to Time to make such Orders and Regulations for and

and relating to the Funerals and Interment of any Body or Bodies in the said Vault, Church Yards, and Grounds, as they shall think proper and expedient: Provided always, that in no case are the Fees or Dues now payable to the Rector of the said Parish to be lessened or diminished, or the Rights, Privileges, or Advantages belonging to the said Rector or his Successors to be in any Manner affected.

XXXII. And be it further enacted, That it shall and may be lawful to and for the said Trustees or any Five or more of them, and they are hereby authorized and empowered, to have, receive, and take up any Sum or Sums of Money not exceeding in the whole the Sum of Ten thousand Pounds, and by Writing under their Hands and Seals to grant an Annuity or Annuities to any Person or Persons who shall contribute, advance, and pay into the Hands of the said Trustees or any Five or more of them, or their Treasurer for the Time being, to be chosen as hereinafter is mentioned, any such Sum or Sums of Money for the absolute Purchase of any such Annuity or Annuities, to be paid and payable during the natural Life of such One Person as shall be nominated by or on the Behalf of such Contributor or Contributors respectively at the Time of the Payment of his, her, or their Purchase Money or Monies; and such Annuity or Annuities is and are hereby charged on the Fees which shall be received by the Churchwardens for the Time on account of the said Burials, Monuments, Tombs, and other Stones to be made or placed in the said Vault, Church Yard, or Burial Grounds respectively, and also upon such additional or separate Rates and Assessments to be made from Time to Time upon the Inhabitants of the said Parish of *Saint George* by virtue of or under this Act; and the Grant of every such Annuity shall be in the Form or to the Effect following; (that is to say,)

Trustees may raise any Sum by way of Annuity, for the Purpose of this Act, not exceeding 10,000*l*.

WE of the Trustees appointed by or in pursuance of an Act of Parliament made and passed in the Fifty-sixth Year of the Reign of His Majesty King *George* the Third, intituled [*here set forth the Title of this Act*], in consideration of the Sum of *£* paid by *_____* of *_____* to us, upon the Credit, and for the Purposes of the said Act, do hereby grant unto the said *_____* Executors, Administrators, and Assigns, One Annuity or clear yearly Sum of *_____* Pounds out of the Fees, Rates, and Assessments authorized to be received, made, and applied for the Purposes of the said Act; which said Annuity or yearly Sum of *_____* shall be paid to the said *_____* Executors, Administrators, or Assigns, by Half-yearly Payments, upon the Day of *_____* and the Day of *_____* or within Twenty-one Days after each of the said Days in every Year during the Life of *_____* and the Sum of *_____* being a fractional Part of the first Payment thereof, shall be paid on the Day of *_____* next ensuing the Date of these Presents; and the said *_____* Executors, Administrators, or Assigns, shall be entitled to receive a proportionable Part of the said Annuity from the last of the said Days appointed for Payment thereof up to the Day of the Death of *_____* the

[*Local.*]

‘ the said In witness whereof
 ‘ we have hereunto set our Hands and Seals the Day
 ‘ of in the Year of our Lord’

And every such Grant shall be good and valid in the Law, and shall not be subject to the Provisions of any Act or Acts of Parliament now in force relative to the Inrolment or Registering of Annuities; and the several Annuities so granted shall be and they are hereby charged upon and made payable out of the said Fees, Rates, and Assessments hereinbefore mentioned.

Preventing
improvident
Grants of
Annuities.

XXXIII. And for preventing any improvident Grants of Annuities under this Act, be it further enacted, That no Annuities shall be granted by virtue of this Act for any single Life at any higher Rate than the following; (that is to say,) where the Age of the Annuitant or Person for whose Life the Annuity shall be granted shall not exceed Thirty-five Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds and Three Shillings for each One hundred Pounds of the Consideration Money paid for the Purchase thereof; where the Age of such Person shall not exceed Forty Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds Ten Shillings for each One hundred Pounds of such Consideration Money; where the Age of such Person shall not exceed Forty-five Years, the Annuity shall not exceed the Rate of Nine Pounds for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Fifty Years, the Annuity shall not exceed the Rate of Nine Pounds Twelve Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Fifty-five Years, the Annuity shall not exceed the Rate of Ten Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Sixty Years, the Annuity shall not exceed the Rate of Eleven Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Sixty-five Years, the Annuity shall not exceed the Rate of Twelve Pounds Seventeen Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Seventy Years, the Annuity shall not exceed the Rate of Fifteen Pounds One Shilling for each One hundred Pounds of the Consideration Money; and where the Age of such Person shall not exceed Seventy-five Years, the Annuity shall not exceed the Rate of Eighteen Pounds Ten Shillings for each One hundred Pounds of the Consideration Money.

Trustees may
borrow the
Whole or
Part of the
said Sum.

XXXIV. Provided always, and be it further enacted, That in case the said Trustees, or any Five or more of them, shall think it more expedient and advantageous to borrow and take up at Interest the said Sum of Ten thousand Pounds, or any Part thereof, for the Purposes of this Act, it shall and may be lawful to and for the said Trustees or any Five or more of them, and they are hereby authorized and empowered, to borrow and take up at Interest the same, or any Part thereof, at as low a Rate of Interest as the same can be procured, so as such Interest do not exceed the Rate of Five Pounds *per Centum per Annum*; the Payment of which Money so to be borrowed, and the Interest thereof, is and are hereby charged

charged on the said Fees, Rates, and Assessments herein-before mentioned, or made applicable to the Purposes of this Act; and for securing the Repayment of the Money so to be borrowed, and the Interest thereof, the said Trustees or any Five or more of them shall or may, by Writing under their Hands and Seals, assign over the said Fees so to be received, Rates and Assessments, to any Person or Persons who shall advance and lend the same, their respective Executors, Administrators, and Assigns; which Writing or Assignment shall be in the Words or to the following Effect; (that is to say,)

WE of the Trustees appointed for putting into execution an Act of Parliament passed in the Fifty-sixth Year of the Reign of King George the Third, intituled *[here set forth the Title of this Act]*, in consideration of the Sum of *£* advanced and lent by *_____* upon the Credit and for the Purposes of the said Act, do hereby assign unto the said Executors, Administrators, and Assigns, the Fees arising and payable to the Churchwardens of the said Parish on account of Burials, Monuments, Tombs, and other Stones in the said Burial Grounds, and also all Rates and Assessments to be from Time to Time assessed on the Inhabitants of the said Parish by virtue of the said Act for the Purposes thereof; to hold the same unto the said Executors, Administrators, and Assigns, until the said Sum of *£* with Interest for the same after the Rate of *per Centum per Annum*, to be paid half-yearly on the *_____* Day of *_____* and the *_____* Day of *_____* in each Year, or within Twenty-one Days after each of the said Days, shall be fully paid and satisfied. In witness whereof we have hereunto set our Hands and Seals the *_____* Day of *_____* in the *_____* Year of our Lord

Form of Assignment.

Subscribed
and sealed
in presence of

And the said Annuitants and all Persons to whom such Annuities or Assignments shall be made, or who shall be entitled to the Annuities or Money secured by such Assignments, shall be, in proportion to the Sums therein respectively mentioned, Creditors on the Fees, Rates, and Assessments so to be assessed as aforesaid, equally one with another, without any Preference in respect of the Priority of advancing any such Monies, or the Dates of such Grants or Assignments.

XXXV. And be it further enacted, That it shall and may be lawful to and for the Person or Persons who may be entitled to any Annuity or Annuities to be granted as aforesaid, or any Monies so borrowed, by Writing under his, her, or their Hand or Hands, Seal or Seals, to transfer the same to any Person or Persons by Indorsement thereon or otherwise, in the Form or to the Effect following; (that is to say,)

Assignments and Grants may be transferred.

I *[Name and Description of Seller]*, in consideration of *[state Consideration]*, do hereby assign and transfer the within Annuity *[or Assignment]*, and all my Right, Title, and Interest in and to the same, and the Money thereby secured, unto *A. B. [state Description of Purchaser]*, his Executors, Administrators, and Assigns. Witness my Hand and Seal this *_____* Day of *_____* in the Year of our Lord

Form of Transfer.

And

And Copies of all Grants and Assignments which shall be made in pursuance of this Act, and all Transfers thereof as aforesaid, or such Extracts from the said Grants, Assignments, and Transfers, as the said Trustees shall deem sufficient and necessary, shall be entered in a Book to be kept for that Purpose by the Clerk of the said Trustees to which Book any Person interested shall at all seasonable Times have Access, and shall have free Liberty to inspect the same; and for the Entry of every such Transfer there shall be paid to the said Clerk Three Shillings and Sixpence, and no more; and after such Entry shall be made of any such Grant, Assignment, or Transfer, every such Grant, Assignment, or Transfer so entered shall entitle any Person to whom the same shall be made, and his, her, or their respective Executors, Administrators, and Assigns, to the Benefit of the Annuity or Securities so granted or transferred; and that whenever the said Trustees shall be enabled to pay off any of the Money which shall be borrowed as aforesaid, they shall ascertain the Securities so to be paid off from Time to Time by Ballot in such Manner as they shall think proper, and after such Ballot the said Trustees shall cause Notice, signed by their Clerk, to be given to or left at the usual Place of Abode of the Person or Persons who shall be entitled to the Money to be paid off pursuant to such Ballot, and such Notice shall express the Sum to be paid off, together with the Interest due thereon, and that the same shall be paid at a Place to be mentioned in such Notice at the Expiration of Three Calendar Months from the Day of giving or leaving such Notice as aforesaid; and the Interest of the said Principal Money so to be paid off shall from and after the End of the said Three Calendar Months cease and be no longer paid or payable, unless such Money shall have been demanded pursuant to such Notice, and shall not have been paid.

All Monies to be borrowed or raised or otherwise received by the Trustees, to be paid to Treasurer.

XXXVI. And be it further enacted, That all and every such Sum and Sums of Money which shall be raised by way of Annuity as aforesaid, borrowed or otherwise received by any of the said Trustees for the Time being by virtue of or in pursuance of this Act, shall when so received by them be paid into the Hands of their Treasurer, to be applied by him in carrying the Purposes of this Act into execution.

All Payments to be made by the Treasurer under a Certificate.

XXXVII. And be it further enacted, That all and every the Payments of Annuities to be granted, and Interest of Money to be borrowed by virtue of this Act, together with all other Payments, Salaries, Allowances, Charges, and Expences whatsoever, incurred or to be incurred by the said Trustees for any Matter or Thing purchased or to be purchased, done, executed, contracted, or paid for in pursuance of this Act, and for the Purpose of carrying the same into execution, shall be first certified to the Treasurer by Writing under the Hands of Five or more of the said Trustees; and the said Treasurer shall and he is hereby directed and required, within Fourteen Days after the Receipt of such Certificate, in case he shall then have so much Money in his Hands as Treasurer to the said Trustees, to pay the Sum or Sums of Money to be specified therein to the Person or Persons entitled to receive the same.

Trustees to appoint a Treasurer, Clerk, Collectors, &c.

XXXVIII. And be it further enacted, That it shall and may be lawful to and for the said Trustees for the Time being, and from Time to Time, to appoint a Treasurer from amongst their own Number, and also a Collector

Collector or Collectors of the Rates or Assessments to be made by virtue of this Act, Clerk, and such other Officers and Persons, and to make them respectively such Remuneration for their Trouble, either by way of Salary, Allowance, or Gratuity, as the said Trustees shall think necessary or expedient for effecting the Purposes of this Act; and shall and may take Security from the Treasurer and Collector or Collectors for the due Execution of their respective Offices, and for duly accounting for the Monies to be received by them respectively; and that it shall and may be lawful to and for the said Trustees from Time to Time to discharge any such Treasurer, Collector or Collectors, Clerk, and other Officers and Persons as aforesaid, when and as they shall think proper.

XXXIX. And be it further enacted, That the said Trustees shall from Time to Time sue and be sued in the Name of the Vestry Clerk of the said Parish of *Saint George* for the Time being; and that no Action or Suit to be brought or commenced shall abate or be discontinued by the Death of the said Vestry Clerk, or by any Act of the said Vestry Clerk, without the Consent of the said Trustees, but that such Vestry Clerk for the Time being shall be always deemed Plaintiff or Defendant in any Action or Suit, as the Case shall happen.

Trustees
to sue and
be sued in
the Name of
the Vestry
Clerk.

XL. Provided always, and be it further enacted, That such Vestry Clerk shall be paid for his Trouble, and reimbursed out of the Monies arising or to arise by virtue of this Act, and indemnified against all such Costs, Charges, Damages, and Expences as shall be incurred, or by the Event of any such Action or Suit he shall be put unto, or become charged or chargeable with, on account of any such Action or Suit.

Vestry Clerk
to be indem-
nified.

XLI. And be it further enacted, That the Churchwardens of the said Parish for the Time being, and each of them, shall, until the whole of the Annuities to be granted under and by virtue of this Act as hereinbefore is mentioned shall cease, and the Money to be borrowed as aforesaid and Interest thereon shall be paid off and satisfied, from Time to Time as the said Trustees shall require and direct, render to them the said Trustees an Account of the several Sums of Money and Fees which the said Churchwardens or either of them shall have received for and in respect of all Burials, Monuments, Tombs, or other Stones in the said Vault and Burial Grounds, and shall pay unto the said Trustees or their Treasurer, at the Time of rendering every such Account, all such Monies as shall have come into their Hands respectively, to be applied for the Purposes of this Act, and the Payment of the said Annuities, and of the Money to be borrowed and Interest thereon as aforesaid; and the Receipt and Receipts to be from Time to Time given by the said Trustees or their Treasurer for such Sum and Sums of Money shall be taken as sufficient Evidence of the Payment thereof by the Auditors of the said Parish Accounts; and further, that it shall and may be lawful for them the said Trustees, or any Five or more of them, from Time to Time to call before them and examine the Clerk of the said Parish touching such Sum and Sums of Money and Fees, and his Accounts relative thereto; and if he shall decline, refuse, or neglect to attend the said Trustees, after reasonable Notice to him given for that Purpose, and not having, in the Opinion of the said Trustees, or any Five or more of them, lawful or reasonable Excuse for such Non-attendance, or for not producing such

The Church-
wardens,
until Annui-
ties cease,
to account
with, and pay
the Trustees
for all Fees
received by
them in
respect of
Burials, &c.

[*Local.*]

14 B

Accounts,

Accounts, or shall, in the Opinion of the said Trustees, wilfully produce imperfect or false Accounts, he shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds for each Offence.

The Clerk to enter Accounts and Proceedings of Trustees in a Book or Books, and produce the same when required.

XLII. And be it further enacted, That the Clerk to the said Trustees shall and he is hereby required to make, in a Book or Books to be kept for that Purpose, regular and fair Entries of all Receipts of and Payments to be made by the Treasurer to or to the Order of the said Trustees as aforesaid; and in the same or some other Book or Books to enter and keep an Account of all the Proceedings of the said Trustees, and to produce such several Books and Accounts at all and every of the Meetings of the said Trustees, and at such other Times and Place when, where, and as often as he shall be thereunto required by them, or any Five or more of them; and that all such Books, and the Entries therein, shall be admitted as Evidence in all Courts whatsoever where Occasion shall require.

Trustees to take Surplus of Rector's Rate.

XLIII. And be it further enacted, That for the better securing the Payment of the said Annuities so to be granted, and the Money borrowed upon the Credit of the Fees, Rates, and Assessments herein-before mentioned, and the Interest thereof, and also for defraying the contingent and incidental Expences of and carrying the Purposes of this Act fully into execution, it shall and may be lawful to and for the said Trustees, or any Five or more of them, and they are hereby authorized and empowered, directed and required, to receive of and from the Churchwardens and Collectors for the Time being, or any of them, and they the said Churchwardens and Collectors, and each and every of them, are hereby empowered, directed, and required to pay all Sum and Sums of Money which shall from Time to Time come to or be in their or any or either of their Hands or Custody, from, under, or by virtue of a certain Act of Parliament made and passed in the Forty-seventh Year of the Reign of His present Majesty, intituled *An Act for making better Provision for the Support and Maintenance of the Rector for the Time being of the Parish of Saint George the Martyr, Southwark, in the County of Surrey*; and the Rate thereby authorized, after Payment of the yearly Sum and Sums thereby directed to be paid to the Rector of the said Parish, and the other Sum and Sums to which the said Rate is made applicable, under and by virtue of the said Act, unto the said Trustees or their Treasurer, to be paid and applied for the Purposes of this Act as aforesaid.

Trustees may make Rates in aid.

XLIV. Provided always nevertheless, and it is hereby further enacted, That if the Money received from Fees and under the said last-mentioned Act of Parliament, and paid over to the said Trustees, shall at any Time be insufficient to pay the Annuitants their respective Annuities granted, and the Money borrowed under this Act, and the Interest thereof, that then and in such Case, and as often as the same shall happen, it shall be lawful for the said Trustees and they are hereby required immediately to meet, and for them, or any Five or more of them, by any Writing under their Hands, from Time to Time to make a Pound Rate or Assessment upon all and every Person and Persons who do or shall then inhabit, hold, use, occupy, possess, and enjoy any Land, House, Shop, Warehouse, Coach-house, Stable, Cellar, Vault, Building, or other Tenement or Hereditament whatsoever within the said Parish, in

such Manner as the said Trustees shall adjudge competent and necessary, to and for the Purposes of this Act, so as no such Rate or Rates, Assessment or Assessments, shall exceed the Sum of Three-pence in the Pound in any one Year on the full yearly Rent or Value of the same Lands, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, and other Tenements, Hereditaments, and Premises, or on such Sum as they respectively shall from Time to Time be assessed at in the Rates for the Relief of the Poor within the said Parish; and for the Purpose of preparing such Rates or Assessments, the Clerk to the said Trustees shall from Time to Time have free Access to the said Rates for the Relief of the Poor of the said Parish.

XLV. And be it further enacted, That the several Lessors, Landlords, Owners, or Proprietors of all such Houses, Buildings, Tenements, or Hereditaments within the said Parish, let or which hereafter shall be let out in Parts or separate Apartments, or ready furnished, shall respectively be liable and subject to the Payment of the Rates or Assessments directed by this Act to be made, raised, levied, and received; and that each and every Person renting or occupying any such Part or separate Apartment shall be liable to the Payment of the said Rates or Assessments, and all Arrears thereof, to be recovered in manner herein-after directed; and the respective Persons renting and occupying any such Part or separate Apartment, or ready-furnished House, or other Building or Tenement, who shall pay such Rates or Assessments, or any Arrears thereof, or from whom the same shall be recovered in pursuance of this Act, shall and may deduct the same from and out of the next Rent, or any other Rent due and payable by him, her, or them to such respective Lessor or Landlord, Owner or Proprietor, and the Receipt for such Payment shall be a sufficient Discharge for all and every such Tenant or Tenants, Occupier or Occupiers, to his, her, or their Landlord, for such Money as he, she, or they shall pay, or shall be levied and recovered on the Goods and Chattels of him, her, or them respectively by virtue of this Act; provided that no such Person so renting or occupying any such Part or separate Apartment as aforesaid, or any such House, Building, Tenement, or Hereditament, shall be subject or liable, or required to pay for or in respect of any such Rates or Assessments, or for or in respect of any Costs, Charges, and Expences, any Sum or Sums of Money beyond the Amount of the Rent which shall be then actually due or accruing due, in respect of the said Premises, from him, her, or them respectively.

Landlords of Houses let in separate Apartments, or ready furnished, deemed the Occupiers.

Tenants thereof to pay Rates, and deduct the same out of the Rent.

XLVI. Provided always, and it is hereby enacted, That every Lessor, Landlord, Owner, or Proprietor who shall or may compound for the Poor Rates in the said Parish shall and may be rated at, and shall be deemed to compound for, and shall pay on each and every Rate or Assessment to be made in pursuance of this Act, on the same Sum or Sums as he, she, or they shall from Time to Time be rated at, compound for, and be liable to pay on in the last preceding Rate or Assessment made for the Relief and Maintenance of the Poor of the said Parish, except such Person or Persons, being one or more of the People called *Quakers*, shall claim to be exempted therefrom on the Ground of his, her, or their compounding for the Poor Rates only.

Compound-
ing for Rates.

XLVII. Pro-

This Act not
to affect
Agreements
between
Landlords
and Tenants.

XLVII. Provided always, and be it further enacted, That nothing in this Act, contained shall extend or be construed to extend to affect or make void any Contract, Covenant, or Agreement made between any Landlord or Tenant touching or concerning the Payment of the Rates or Assessments to be made, raised, and collected by virtue of this Act, as between such Landlord and Tenant.

Rates to be
paid to the
Collectors at
such Times as
the Trustees
shall appoint.

XLVIII. And be it further enacted, That all and every the Rate and Rates, Assessment and Assessments, to be made by virtue of this Act, shall be paid by the Persons Inhabitants occupying or enjoying, or who by this Act shall be deemed to inhabit, occupy, or enjoy, the said Lands, Houses, Shops, Warehouses, Coach-houses, Stables, Cellars, Vaults, Buildings, and other Tenements, Hereditaments, and Premises respectively, at such Time or Times, and in such Manner and Proportions, as the said Trustees at the Time of making such Rates or Assessments respectively shall direct or appoint, to the Collector or Collectors to be appointed by the said Trustees as aforesaid to gather and collect the same.

Persons
liable to the
Payment of
Rates in pro-
portion to the
Time they
occupy.

XLIX. Provided always, and be it further enacted, That whenever any Person or Persons who shall come into or occupy any House, Land, Tenement, or Hereditament out of or from which any other Person or Persons shall be removed, or which at the Time of making any Rate or Assessment was empty or unoccupied, that then every Person so removing from, and every Person so coming into or occupying, shall be liable to such Rate or Assessment in proportion to the Time that such Person or Persons occupied the same respectively; and the said Proportion of Rate or Assessment shall be levied and recovered in the same Manner as if such Person so removing had not removed, or such Person so coming in or occupying had been originally rated or assessed in such Rate or Assessment; which said Proportion, in case of Dispute, shall be ascertained by any One or more of His Majesty's Justices of the Peace for the said County or Town and Borough.

For the Re-
covery of
Rates.

L. And be it further enacted, That if any Person or Persons liable to the Payment of any such Rates or Assessments shall refuse or neglect to pay the same, then and in every such Case it shall and may be lawful to and for the Collector or Collectors, and he and they is and are hereby authorized and required, by Warrant under the Hand and Seal of any One of His Majesty's Justices of the Peace acting in and for the said County of *Surrey*, which Warrant such Justice is hereby authorized and required to grant, upon Proof being made upon Oath of the Demand and Nonpayment thereof (which Oath and Oaths the said Justice is hereby authorized and required to administer), to levy all and every such Rates and Assessments, Sum and Sums of Money, by Distress and Sale of the Goods and Chattels of such Person or Persons so refusing or neglecting to pay the same, which shall be found either in the said Parish, or in any other Parish, Liberty, or Place in the said County of *Surrey*; but if sufficient Distress cannot be found within the said County or Town and Borough, then in any other County, City, Liberty, or Place, upon such Warrant being countersigned or backed by some One Justice of the Peace of such other County, City, Liberty, or Place; which Warrant such Justice is hereby authorized and required to countersign or back; and if, within Five clear Days after such Distress or Distresses shall be made,

made, the said respective Rates or Assessments and all Arrears thereof shall not be paid, together with the Costs and Charges of taking and keeping the same, the said Collector or Collectors shall on the next Day, unless the same shall happen to be on *Sunday*, and then on the Day next following, cause the said Goods and Chattels, or a sufficient Part thereof, to be appraised and sold, rendering to the said Person or Persons the Overplus (if any there be), after deducting the said Rates or Assessments, and all Arrears thereof, and the reasonable Costs and Charges attending such Distress and Sale; which Costs and Charges in case of Dispute shall be settled and ascertained by any One or more of His Majesty's Justices of the Peace for the said County of *Surrey*.

LI. And be it further enacted, That every Warrant of Distress for Nonpayment of any Rate or Assessment to be made by virtue of this Act shall be in the Words or to the Effect following:

Form of
Warrant of
Distress.

Surrey
to wit. } TO the Churchwardens, Overseers, and Collectors of the
Poor or other Rates of the Parish of *Saint George the*
Martyr in Southwark in the County of *Surrey*, and to all Constables
and other Peace Officers for the same Parish:

WHEREAS the under-mentioned Persons, now or late Inhabitants,
Holders, Landlords, Tenants, Occupiers, or Enjoyers of Lands, Houses,
Shops, Warehouses, Coach Houses, Stables, Cellars, Vaults, or other
Buildings, Tenements, or Hereditaments, or Part of some Building
or Tenement, within the said Parish of *Saint George*, were and are
truly rated and assessed, or liable to pay the Rate and Rates duly
made for the Purpose of an Act made in the Fifty-sixth Year of the
Reign of King *George the Third*, intituled *An Act [here set forth the Title*
of this Act]: And whereas the said Persons have refused or neglected to
pay the several Sums of Money at and against their Names hereunder
respectively set down for Money due from them for or towards the
Purposes in the Act mentioned, and the said several Sum and Sums are
still remaining due, in arrear, and unpaid, as appeareth upon Oath to
One [*or more*] of His Majesty's Justices of
the Peace for the said County, and the said several Persons having been
summoned to appear before to answer the
Premises, as also appeareth to
the said Justice or Justices, upon Oath [*or Affirmation of a Quaker*],
and no sufficient Cause having been shewn by any of them why such
Sum or Sums of Money should not be paid; These are therefore in His
Majesty's Name to will and require you or either of you forthwith to levy
the said several Sums due from the said Persons, and hereunder joined
to or set against their Names respectively, by Distress and Sale of their
respective Goods and Chattels (such Goods and Chattels being kept for
the Space of Five clear Days before the same are sold), rendering to them
respectively the Overplus (if any be), the reasonable Charges of such
Distress and Sale and Keeping being first deducted; and if no sufficient
Distress can be had or taken, that then you certify the same to me [*or*
us] to the end such further Proceedings may be had therein as the Law
doth appertain: And I [*or we*] do hereby strictly charge and com-
mand all and singular the Constables and other His Majesty's Peace
Officers for the said County to be aiding and assisting in all Things
[*Local.*]

relating to the Premises, Given under my [*or our*] Hand or Hands
 and Seal or Seals this *11* Day of *June*
 in the Year of our Lord *1793* *£ s. d.*
A. B.
C. D.
E. F. the Landlord for divided Premises
G. H. the Landlord for Houses, &c. in
 Street, compounded for
K. L. Landlord, a Receiver [*as the Case*
may be]
M. N. Tenant

Justices may
 act in the
 Execution
 of this Act
 although
 they may be
 Trustees, or
 chargeable
 with the
 Rates.

LII. And be it further enacted, That it shall and may be lawful to
 and for any of His Majesty's Justices of the Peace for the said County of
Surrey to make, do, and execute all and every Act or Acts, Matter or
 Things, appertaining to their Office as a Justice or Justices of the Peace,
 so far as the same relates to the Execution of this Act, or the enforcing
 the Payment of or levying the Rates or Assessments to be made in pur-
 suance thereof, notwithstanding any such Justice or Justices of the Peace
 shall or may be a Trustee for carrying this Act into execution, or rated
 to or chargeable with the said Rates or Assessments.

Collectors to
 pay to the
 Treasurer.

LIII. And be it further enacted, That the Collector or Collectors
 of the Rates or Assessments to be made by virtue of this Act shall and
 he and they is and are hereby required from Time to Time, when and as
 they shall respectively collect, recover, and levy the Monies to arise thereby,
 to pay the same into the Hands of the Treasurer of the said Trustees for
 the Time being, to be applied and paid by the said Treasurer for the
 Purposes of this Act, pursuant to and under the Authority herein-before
 mentioned; and upon Payment of every such Sum of Money to such
 Treasurer every such Collector shall take a Receipt for the same, and
 produce such Receipt within Seven Days next after every such Payment
 shall be made unto the Clerk of the said Trustees, to be by him entered
 in a Book to be kept for that Purpose.

The Treas-
 urer and
 Collectors to
 account upon
 Oath, &c.

LIV. And be it further enacted, That the Treasurer to the said
 Trustees, and every Collector of the Rates and Assessments to be made
 by virtue of this Act, shall at least once in every Year, and on the Third
Tuesday in *October* in each Year, and at all other Times when there-
 unto required by the said Trustees, or any Five or more of them, make
 up and render true and perfect Accounts of all Monies by them received
 and paid in pursuance of this Act, and shall produce Receipts and
 Vouchers for all such Payments, and shall pay over all Money which
 upon any such Account shall appear to be remaining in his, her, or
 their Hand or Hands, to such Person or Persons as the said Trustees, or
 any Five or more of them, shall at any Meeting to be held in pur-
 suance of this Act, by Writing under their Hands, direct or appoint
 to receive the same; and every such Collector shall, at the Time
 appointed for rendering every such Account, produce a true and per-
 fect List or Schedule in Writing, containing the Names of all Persons
 assessed, and who shall not have paid the Sums assessed upon them, and
 given

given him in charge to collect, together with the Amount of the Arrears due from every such Person respectively ; and in case any such Treasurer or Collector shall neglect or refuse so to do, it shall and may be lawful in any or either of the said Cases to and for any One or more of His Majesty's Justices of the Peace acting in and for the said County of Surrey, on sufficient Proof thereof, to commit such Defaulter or Defaulters to the Common Gaol of the same County, there to remain without Bail or Mainprize until he or they shall have made a true Account, and satisfied and paid such Sum or Sums of Money as upon such Account shall appear to be remaining due in his or their Hands, but no such Defaulter shall be detained and kept in Prison under the Authority of this Act for any longer Space of Time than Six Calendar Months ; and such Imprisonment is not to prevent the said Trustees from recovering in any Action or Suit any Sum or Sums of Money on the Bond or other Security given by any such Treasurer or Collector from him or them, or his or their Surety or Sureties.

LV. And be it further enacted, That all Charges and Expences incident to and attendant on the obtaining and passing this Act, or otherwise relating thereto, shall be paid to or retained by the said Trustees out of the first Monies which may come to their Hands, or to the Hands of their Treasurer by virtue of this Act, or which may be in the Hands of the Churchwardens, and be applicable thereto.

Expences of the Act how to be paid.

LVI. Provided always, and be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any such Rate or Rates, Assessment or Assessments, or by reason of any Order, Judgment, or Determination of any Justice of the Peace acting in the Execution of this Act, or any Penalty or Fine in pursuance thereof, then and in every such Case he, she, or they may appeal to the next General or Quarter Session of the Peace to be holden for the said County of Surrey which shall happen next after the Expiration of Thirty Days after the Cause of Complaint shall have arisen, such Appellant or Appellants first giving or causing to be given Ten Days Notice at least of such Appeal, and of the Matter thereof, to the Party or Parties appealed against, and within Two Days next after such Notice entering into a Recognizance in the Sum of Thirty Pounds before some Justice of the Peace for the said County conditioned for prosecuting such Appeal, and to abide the Order thereon, and to pay such Costs as shall be awarded by the Justices at such General or Quarter Session ; and the said Justices assembled at such General or Quarter Session, upon due Proof of such Notice being given, and of entering into such Recognizance, shall hear and determine the Matter of such Appeal in a summary Way, and award such Costs to the Party appealing or appealed against as they the said Justices shall think proper, and also to order and award such Satisfaction to be made to the Party injured as they shall think reasonable.

Persons dissatisfied may appeal to the Quarter Sessions.

LVII. And be it further enacted, That if any Person or Persons shall wilfully break, throw down, or otherwise damage any Tomb or Monument erected, placed, or set up, or to be erected, placed, or set up, in the said Church Yard or Burial Grounds, or any Rails thereto affixed, or the Rails, Doors, Gates, Walls, or Fences of or belonging to the said Church Yard or Burial Grounds, it shall be lawful for any One or more

Penalty on Persons damaging Monuments or Tombstones.

more Justice or Justices of the Peace for the said County of *Surrey*, or for any One or more Magistrate or Magistrates of the County, City, or Place wherein such Person or Persons so offending shall reside or be, and such Justice or Justices, Magistrate or Magistrates, is and are hereby required, upon Oath being made by One or more credible Witness or Witnesses before him or them of the Commission of any such Offence, to issue a Warrant or Warrants for apprehending the Person or Persons accused thereof; or it shall be lawful for any Person or Persons who shall see any such Offence committed to apprehend, and also for any other Person or Persons to assist in apprehending, any such Offender or Offenders, and by the Authority of this Act, and without any other Warrant, to convey him, her, or them before any Justice of Peace for the said County of *Surrey*, or to deliver him, her, or them into the Custody of any Constable or other Peace Officer, in order to be secured and conveyed before such Justice of the Peace, to be dealt with as herein-after is directed; and the Person or Persons so accused being brought before any such Justice or Justices, Magistrate or Magistrates, or who being duly summoned to appear shall neglect so to do, the said Justice or Justices, Magistrate or Magistrates, shall and may, either on the Confession of the Person or Persons so offending, or on Proof of such Offence by the Oath of One or more credible Witness or Witnesses, convict such Offender or Offenders of the said Offence or Offences, and order or adjudge him, her, or them to forfeit and pay any Sum of Money not exceeding Five Pounds for each and every such Offence, together with the Expences and Charges of repairing and making good the Damage by him, her, or them occasioned or committed, which Expences and Charges shall be ascertained by the said Justice or Magistrate, Justices or Magistrates, in and by the said Conviction, one Moiety of the said Forfeitures to be paid to the Informer or Informers, and the other Moiety, together with the said Expences and Charges, to be paid to the said Trustees or their Treasurer, which last Moiety is to be by them applied for the Purposes of this Act, and the said Expences and Charges to go to the repairing and making good such Damages as shall by such Offender or Offenders have been occasioned or committed; and in case such Offender or Offenders shall not upon such Conviction pay such Forfeitures, together with the Expences and Charges so adjudged, such Justice or Justices, Magistrate or Magistrates, is and are hereby required to commit such Offender or Offenders to the House of Correction, there to be kept to hard Labour for any Time not exceeding Three Calendar Months, unless such Forfeiture, Expences, and Charges shall be sooner paid.

Punishment
of Persons
stealing Iron
Rails out of
the Church
Yard.

LVIII. And be it further enacted, That if any Person or Persons shall steal, take, carry away, or remove with Intent to steal, any Iron Rail or Rails, Ballustrades, or any Lead, Iron, or other Metal fastened to, or any Stone Work, Wood Work, or other Thing in anywise belonging to or appertaining to the said Church Yard or Burial Grounds, or any Monument or Tomb therein respectively, every Person or Persons so offending, and being thereof lawfully convicted, shall be deemed and taken to be a Felon, and subject and liable to the like Pains and Penalties as if convicted of Felony; and the Court by or before whom such Person or Persons shall be tried and convicted shall have Power and Authority to cause such Person or Persons to be punished in like Manner as Persons convicted of Felony are directed to be punished by the Laws and Statutes

Statutes of this Realm, or in mitigation of such Punishment may award such Sentence as the Law directs in Cases of Petty Larceny; and that in all Indictments or Prosecutions for any of the Offences in this Act mentioned, it shall be sufficient to lay the Thing or Things therein alleged to have been feloniously taken to be the Property of the said Trustees, or some Person or Persons unknown.

LIX. And be it further enacted, That in all Cases where any Person or Persons shall be convicted of any Offence committed against this Act, it shall be sufficient if the Conviction is in the Form, or to the Effect following:

Form of
Conviction.

BE it remembered, That on the *Day* of *Month* in the *Year* of the *Reign* of our Sovereign, &c. *A. B.* is convicted before *me* or *us*, One or Two, &c. of His Majesty's Justices of the Peace for the County of *County* by virtue of an Act passed in the Fifty-sixth Year of the Reign of King George the Third, intituled *An Act* [here insert forth the Title of this Act], for that the said *A. B.* did on the *Day* of *Month* in the Year of our Lord reigns, *do* [here state the Offence], by reason whereof [I or we] do hereby adjudge the said *A. B.* to have forfeited [if the Offender is to be fined] the Sum of *£* *insert the Penalty*, together with the Sum of *£* *insert for Costs and Charges of* [if any given], *or* if *he* *is* *imprisoned*, then *to* adjudge the said *A. B.* to be committed to the [naming the Gaol] for the Space of [insert the Time] and if the Commitment be for Nonpayment of a Penalty, then add unless the said Sum of *£* *insert* shall be sooner paid. Given under *my* or *our* Hand and Seal [or Hands and Seals] the Days and Year above written.

LX. And be it further enacted, That if any Person or Persons shall wilfully and corruptly give false Evidence in any Examination, Trial, or Inquiry, or other Matter or Thing to be heard, or determined by virtue of this Act, or where, in pursuance of this Act, any Oath or Affirmation is required to be taken, each and every such Person or Persons so offending, and being thereof duly convicted, shall be, and he, she, and they is, and are hereby declared to be subject and liable to such Pains and Penalties as Persons guilty of wilful and corrupt Perjury are by Law subject or liable to.

Persons
guilty of
Perjury may
be punished
as in other
Cases.

LXI. And be it further enacted, That all Penalties, Forfeitures, and Fines hereby inflicted or authorized to be imposed (the Manner of levying and recovering whereof is not herein otherwise directed) shall, upon Proof of the Offence respectively before any One of His Majesty's Justices of the Peace for the County of Surrey aforesaid, either by the Confession of the Party or Parties offending, or by the Oath of One or more Witnesses or Witnesses (which Oath such Justice is hereby empowered to administer), be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hands and Seal of such Justice, which Warrant such Justice is hereby empowered to grant for such Purpose, and the Overplus, after such Penalties, Forfeitures, and Fines, and the Charges of such Distress and Sale, are recovered and deducted, shall be returned upon Demand unto the Owner or Owners of such Goods and Chattels; and the Penalties, Forfeitures, and Fines [Local.]

Penalties and
Forfeitures
how to be
recovered
and applied
to the use of
the Church
ward

and Fines, when paid or levied (if not otherwise directed to be applied by this Act), shall be from Time to Time paid to the said Trustees or their Treasurer, and applied to the Purposes of this Act; and in case sufficient Distress shall not be found, and such Penalties and Forfeitures shall not be forthwith paid, it shall and may be lawful for any such Justice of the Peace as aforesaid, and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to cause such Offender or Offenders to be committed to the Common Gaol of the said County, there to remain without Bail or Mainprize, for any Time not exceeding Six Calendar Months, unless such Penalties, Forfeitures, and Fines, and all reasonable Charges, shall be sooner paid or satisfied.

Trustees and
Inhabitants
may be Wit-
nesses.

LXII. And, be it further enacted, That neither the said Trustees or any of them, or any Inhabitants of the said Parish, shall, in any Action, Proceeding, Information, Cause, Hearing, Examination, or other Proceeding whatsoever relating or concerning the Execution of this Act, or concerning the said Parish, or in which it is interested, be deemed an incompetent Witness by reason of his or their being such Inhabitant as aforesaid, or his or her being charged with or liable to pay any Rate or Assessment to be raised, levied, and collected by virtue of this Act, or otherwise,

Proceedings
not to be
quashed for
Want of
Form.

LXIII. And be it further enacted, That no Order or Judgment, or any other Proceedings had, made, or done under or by virtue of this Act, or touching any of the Matters aforesaid, shall be quashed or vacated for Want of Form only, or be removed or removable by Writ of Certiorari, or any other Writ or Process, into any of His Majesty's Courts of Record at Westminster, any Law, Statute, or Usage to the contrary thereof in anywise notwithstanding; and that where any Distress shall be made for any Sum or Sums of Money, Rates, or Assessments to be levied by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of Want of Form in any Proceeding relating thereto, nor shall the Party or Parties be deemed a Trespasser or Trespassers *ab initio* on account of any Irregularity which shall be afterwards done by the Party or Parties distraining; but the Person or Persons aggrieved by such Irregularity may recover Satisfaction for the Special Damages in an Action on the Case: Provided always, that no Plaintiff or Plaintiffs shall recover in any Action to be commenced against any Person or Persons for any thing done in pursuance of this Act, unless Notice in Writing shall have been given to the Defendant or Defendants Twenty-eight Days before such Action shall be commenced, and signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff or Plaintiffs recover in any such Action if Tender of sufficient Amends shall have been made to him, her, or them, or to his, her, or their Attorney, by or on behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants in any such Action, by Leave of the Court where such Action shall be brought, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall see fit, whereupon such Proceeding, Order, and Judgment shall be had, made, and given, in and by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Plaintiffs not
to recover
unless Notice
of Action,
nor if Tender
of sufficient
Amends hath
been made.

LXIV. And

LXIV. And be it further enacted, That if any Action or Suit shall be brought or commenced against any Person or Persons for any thing done in pursuance of this Act, such Action or Suit shall be commenced within Three Calendar Months next after the Fact committed, and not afterwards, and shall be laid in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in such Action or Suit may plead the General Issue, and give this Act and the Special Matter in Evidence at any Trial to be had thereupon; and if the Jury shall find for the Defendant or Defendants in any such Action or Suit, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Treble Costs, and have the like Remedy for the same as any Defendant hath in any other Cases to recover Costs by Law.

LXV. 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, without being specially pleaded.

The following information was obtained from the records of the Federal Bureau of Investigation:

[The rest of the document contains extremely faint and illegible typed text.]

The

The SCHEDULE to which this Act refers.

OCCUPIERS.	DESCRIPTION.	OWNERS.
<i>New Alley.</i>		
—North Side.—		
John Reynolds - {	A small House, called the Marquis of Granby, and Yard - {	Mr. John Fry, or Miss May, or some Person claiming in her Right.
Mr. Finnis and others {	A small Piece of Ground, with an Erection thereon, behind the Marquis of Granby - {	Corporation of London.
Henry Riley - {	A Stable or small Warehouse behind his Premises - {	Mr. John Ellworthy and the Devises of Mr. James Bovingdon.
Mary Donavan - {	A Tenement, No. 9. and Yard, New Alley - {	Mr. John Fry, or Miss May, or Person claiming under her.
Sarah Robinson - -	Ditto, No. 10. East Side or End {	John Ellworthy and James Bovingdon, or his Devises.
Charles Samburn (an old Tenement, on Lease to Adam Tirrell) - {	Ditto - - - {	Mr. John Fry, or Miss May, or Person claiming under her.
James Jarratt - -	Ditto - - -	Same.
James M'Hough - -	Ditto No. 3. - -	Same.
—South Side.—		
William Hawes (old Tenement) - - {	Ditto No. 5. - -	Robert Finch Esquire.
Charles Linn - Ditto -	Ditto No. 4. - -	Parish of Saint George.
John Mortram - Ditto -	Ditto No. 3. - -	Same.
A Building used as a Charity School for Girls, and a Watch-house (on Lease to Parish of Saint George) - {	- - - - {	The Governors, &c. of Saint Thomas's Hospital.
<i>Shaw's Court.</i>		
—North Side.—		
Empty (on Lease to Adam Tirrell) - - {	Six old ruinous Tenements - {	Mr. John Fry, or Miss May, or Person claiming in her Right.
—South Side.—		
Unoccupied - Ditto -	A small Piece of Ground - -	Same.
Empty - - Ditto - {	The Walls of Two small Tenements, about One Story high, forming with the preceding the whole Court - {	Same.

OCCUPIERS.	DESCRIPTION.	OWNERS.
<i>Bangor Court.</i>		
—West Side.—		
Elizabeth Woodward (on } Lease to William Taylor) }	An old small Tenement, Number 5.	Bishop or Dean, &c. of Bangor.
William Taylor (Lessee) -	Do. - - No. 4. - -	Same.
Dennis Shaw (William Tay- } lor, Lessee) - - }	Do. - - No. 3. - -	Same.
Moses Jacob - - Do. -	Do. - - No. 2. - -	Same.
Edward Godfrey - Do. -	Do. - - No. 1. - -	Same.
<i>Church Street.</i>		
John Anderson - Do. -	House, No, 6., and Yard - -	Bishop or Dean, &c. of Bangor.
Edward Harris - Do. -	Ditto - No. 7. - -	Same.
<i>White Street.</i>		
Daniel Redgwell (Lessee) -	Do. - - No. 1. - -	Same.
<i>Bangor Court.</i>		
Michael Mordeica (Daniel } Redgwell, Lessee) }	House, Ditto and Yard, No. 2. -	Same.
Joseph Moses - Ditto -	Ditto - - No. 3. - -	Same.
Ann Callow - - Ditto -	Ditto - - No. 4. - -	Same.
<i>Willmott's Buildings.</i>		
Walter Meredith - Ditto -	Ditto - - No. 6. - -	Same.
Francis Hullam - Ditto -	Ditto - - No. 7. - -	Same.
- Ditto - -	A Stable and Yard behind No. 7. -	Same.
Joseph Wallwork - Ditto -	Small Tenement behind Ditto -	Same.
James Hussey (on Lease to } Mr. Willmott) - - }	Small House, No. 6. and Yard -	Same.
William Henry Robinson Do.	Ditto - - No. 5. - -	Same.
Thomas Barnwill - Do. -	Ditto - - No. 4. - -	Same.
Alice Cox - Ditto -	Ditto - - No. 7. - -	Same.
Thomas Robinson - Do. -	Ditto - - No. 8. - -	Same.

OCCUPIERS.	DESCRIPTION.	OWNERS.
	<i>Bangor Court.</i> —East Side.—	
Alexander Curry - Do. -	{ An old small Tenement, No. 5, } Yard, &c. - - - - }	Bishop or Dean, &c. of Bangor.
Thomas Wilks - Ditto -	Do. - - Do. - No. 6.	Same.
Empty - - - -	{ A large Plat of Ground running } from an intended straight Line to- } wards the North, with the West } End of the Back of the Marquis } of Granby in New Alley, along } the Backs of the Houses in New } Alley and Shaw's Court to Col- } lier's Rents - - - - }	Mr. John Elworthy and the } Devises of Mr. James Bo- } vingdon.
John Green and Thomas Craner	A Cottage, West End of said Ground	Same.