



ANNO QUINQUAGESIMO SEPTIMO

GEORGI III. REGIS.

Cap. lviii.

An Act for building a Bridge across the River *Irwell*, from *Water Street* in the Township of *Salford*, to *Saint Mary's Gate* in the Township of *Manchester*, all in the County of *Lancaster*; and for making proper Avenues thereto. [27th June 1817.]

WHEREAS the present wooden Bridge called *Blackfriars Bridge*, forming a Communication across the River *Irwell*, from *Water Street* in the Township of *Salford*, to *Saint Mary's Gate* in the Township of *Manchester*, both in the County of *Lancaster*, is extremely inconvenient, and the Access thereto difficult and only adapted for Foot-Passengers, and it would be of great Utility not only to the numerous Inhabitants of the said Townships, but to the Public, if the said Bridge were taken down and another Bridge erected in lieu thereof, for the Passage of Horses and Carriages as well as Foot-Passengers, and suitable and convenient Avenues and Communications made thereto; but as the same cannot be effected 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 *William Jones, Benjamin Heywood, Henry Burges, Richard Oldham Middleton, Thomas Crallan, Francis Goadsby, John Barton, Edward Loyd, John Hurst, William Hatton, John Sherratt, George Murray, Joseph Richardson, Benjamin Wilson, James Hardman, Thomas Beale, Edward Chippindale, Robert Garnett, William Gurnett, William Creswell, Thomas Fleming, Samuel Ashton, William David Evans, Richard Potter, Benjamin Booth, John Kirkman, Jonathan Andrew, William Rylance, Thomas Hoyle, and Thomas Appleby*, together with

Subscribers incorporated.

[Local.]

such

such other Person or Persons as shall at any Time hereafter be possessed of One or more Share or Shares as hereinafter mentioned of and in the said intended Bridge, shall be and are hereby united into a Company for the erecting, making, completing, and maintaining the said Bridge, and the Avenues, Ways, and Passages communicating thereto and therewith, according to the Rules, Orders, and Directions hereinafter expressed, and shall for that Purpose be and become One Body Corporate, by the Name of "The Company of Proprietors of the *Blackfriars Bridge*," and by that Name shall have perpetual Succession, and shall have a Common Seal, and by that Name shall and may sue and be sued, and also shall and may have Power and Authority to purchase Lands and other Hereditaments to them their Successors and Assigns for making, erecting, forming, and completing the said Bridge and Ways, without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain.

Company may raise among themselves a Sum not exceeding 17,700l.

II. And be it further enacted, That it shall be lawful for the said Company of Proprietors to raise and contribute among themselves any Sum or Sums of Money not exceeding in the Whole the Sum of Seventeen thousand seven hundred Pounds, (except as hereinafter is mentioned,) which said Sum or Sums of Money shall be laid out and applied in the first Place in discharging the Expences of obtaining and passing this Act, and of the Surveys, Plans, and Estimates, and other incidental Expences relating thereto, and then for and towards the making and completing of the said Bridge, and paying the Purchase Money for the Messuages, Lands, and Hereditaments hereby authorized to be purchased, and otherwise for putting this Act into Execution, and that the said Sum of Seventeen thousand seven hundred Pounds shall be divided into Shares of Fifty Pounds each, and that the said Shares shall be and they are hereby vested in the said several Persons, and Bodies Politic, Corporate, or Collegiate so subscribing, and their several and respective Executors, Administrators, Successors, and Assigns, to their and every of their proper Use and Benefit, proportionably to the Sums they shall severally pay and contribute; and all Bodies Politic, Corporate, and Collegiate, and all other Persons, their several and respective Successors, Executors, Administrators, and Assigns, who shall severally subscribe for One or more Share or Shares, shall be entitled to and receive an equal proportionable Part, according to the Money so by them respectively paid, of the Profits and Advantages that shall and may arise and accrue by the Tolls, Rates, and other Sums of Money to be raised, recovered, or received by the said Company of Proprietors by the Authority of this Act, as hereinafter mentioned; and every Body Politic, Corporate, and Collegiate, and Person and Persons having such Property in the said Undertaking as aforesaid, shall bear and pay a proportionable Sum towards carrying on the same in Manner herein directed and appointed.

Shares to be Personal Estate.

III. And be it further enacted, That all and every the Shares and Proportions of all Bodies Politic, Corporate, and Collegiate, and all other Person and Persons of and in the said Undertaking, or the Joint Stock or Fund of the said Company of Proprietors, shall be deemed Personal Estate and transmissible as such, and not of the Nature of Real Property.

IV. And

IV. And be it further enacted, That all and every Body and Bodies Subscribers Politic, Corporate, or Collegiate, or other Person or Persons who shall, by to have Votes virtue of this Act, have subscribed or undertaken for Two Shares in the according to said Undertaking, his, her, or their respective Successors, Executors, Ad- the Number ministrators, and Assigns, shall have One Vote in the several Assemblies of their to be holden as hereinafter appointed for carrying on the said Under- Shares. taking, for such Two Shares; and if possessed of Six Shares Two Votes, if Ten Shares Three Votes, and if Twenty Shares Four Votes, and Fifty Shares and upwards Ten Votes; and every Question, Matter, or Thing which shall be proposed, discussed, or considered in any General or Special General Assembly of the said Company of Proprietors, shall be determined by the Majority of Votes then present, computing the Votes as above-mentioned, not exceeding Ten Votes in the Whole for each Proprietor as aforesaid; provided that the Members present be possessed of not less than Ten Shares, which Vote or Votes may be given by them, him, or her, or by their, his, or her Proxies or Proxy, constituted under the Seal of such Body Politic, Corporate, or Collegiate, or under the Hand of such other Person, every such Proxy being a Proprietor in the said Undertaking, and every such Vote by Proxy shall be as good and sufficient to all Intents and Purposes as if such Principal had voted in Person; and every Question, Matter, and Thing which shall be proposed, discussed, or considered in any General or Special General Assembly of the said Company, shall be determined by the Majority of Votes and Proxies then present: Provided nevertheless, that no Person shall give or deliver in Proxies for more than Five Shares, the Appointment of which Proxies may be made according to the Form following:

‘ I A. B. of _____, one of the Proprietors of Form of
 ‘ the *Blackfriars Bridge*, do hereby nominate, constitute, and appoint Appoint-
 ‘ C. D. of _____, to be my Proxy in my Name, ment of
 ‘ and in my Absence to vote or give my Assent or Dissent to any Busi- Proxies.
 ‘ ness, Matter, or Thing, relating to the said Undertaking, that shall be
 ‘ mentioned or proposed at any Assembly of the said Company, in such
 ‘ Manner as the said C. D. shall think proper, according to his Opinion
 ‘ and Judgment, for the Benefit of the said Undertaking, or any Thing
 ‘ appertaining thereto. In Witness whereof I have hereunto set my Hand,
 ‘ the _____ Day of _____.

V. Provided always, and be it further enacted, That, from and after the Proprietors First General Meeting to be held under this Act, no Proprietor or Pro- not entitled prietors shall be deemed to be qualified or entitled to vote, who has or to vote, unless have not possessed his, her, or their Shares, and whose Name or Names possessed of hath or have not been entered in Manner hereinafter directed in the their Shares Books of the said Company, as the Possessor or Possessors, and Proprie- Six Calendar tor or Proprietors of such Shares, for the Space of Six Months then Months. next preceding, at any General or Special General Assembly of the Pro- prietors of the said Undertaking; provided also, that no Proprietor or Proprietors shall be or be deemed to be entitled to vote for any Shares unless he possess the same *bonâ fide* and in his own Right, and not in the Right or as the Property of any other Person whomsoever, upon Pain of forfeiting the said Shares, and all Benefit, Profit, and Advantage due and to become due thereon, to the Use of the said Company.

VI. And

Power to
raise a fur-
ther Sum if
necessary, not
exceeding
12,000l.

VI. And be it further enacted, That in case the said Sum of Seventeen thousand seven hundred Pounds, hereinbefore authorized to be raised, shall be found insufficient for the building and completing of the said Bridge, and the Avenues thereto, and all necessary Charges and Expences relating thereto, and such other Charges and Expences as aforesaid, then and in such Case it shall and may be lawful to and for the said Company of Proprietors to raise and contribute among themselves in Manner and Form aforesaid, and in such Shares and Proportions as to them shall seem meet, or to raise, by the Admission of new Subscribers, any further or other Sum of Money for perfecting the said Undertaking, not exceeding in the Whole the Sum of Twelve thousand Pounds; and all and every Person and Persons, Body or Bodies Politic, Corporate, or Collegiate, Subscribers towards raising such further or other Sum of Money, shall be a Proprietor or Proprietors in the said Undertaking, and shall have a like Vote or Votes in respect of every of his, her, or their Shares of the said additional Sum so to be raised, and shall also be liable to such Forfeitures, and stand interested in all the Profits of the said Undertaking, in Proportion to the Sum he, she, or they shall or may subscribe thereunto, as generally and extensively to all Intents and Purposes, as if such further or other Sum hereby allowed to be subscribed for and raised as aforesaid had originally been Part of the said Sum of Seventeen thousand seven hundred Pounds, any Thing herein contained to the contrary thereof in anywise notwithstanding.

Power to
raise such
a Sum by
Mortgage or
Annuities.

VII. Provided always, and be it further enacted, That in case the said Company of Proprietors shall be desirous of raising the said Sum of Twelve thousand Pounds, or any Part thereof, by Mortgage of the said Undertaking, it shall and may be lawful to and for the said Company of Proprietors to borrow and take up at Interest all or any Part of the said Sum of Twelve thousand Pounds, either by way of Mortgage of the said Bridge, and the Tolls, Pontage, or Duties thereof, or by granting Annuities, to be payable out of the said Tolls, Pontage, or Duties of the said Bridge, during the natural Life of the Purchaser or Purchasers thereof, or of such Person or Persons as shall be nominated by and on the Behalf of such Purchaser or Purchasers; which Annuity or Annuities shall be granted and made payable either with or without Benefit of Survivorship, and in such Manner as the said Company of Proprietors shall think proper; and the said Company are hereby fully authorized and empowered, under their Common Seal, to grant or assign over the said Bridge, and the Tolls, Pontage, or Duties thereof, as a Security for any Sum or Sums of Money so to be borrowed, with Interest for the same, or for the due and regular Payment of the said Annuity or Annuities so to be granted, as to them shall seem meet.

Form of
Mortgage.

VIII. And be it further enacted, That every such Grant or Assignment so to be given as a Security for any such Sum or Sums of Money so to be borrowed by way of Mortgage, shall and may be made in the Words following, or by any other Words to the like Effect; (that is to say)

Form.

‘ BY virtue of an Act made and passed in the Fifty-seventh Year of the
 ‘ Reign of His Majesty King George the Third, intituled, *An Act*
 ‘ [here set forth the Title of the Act] We, the *Blackfriars Bridge*
 ‘ Company, incorporated under and by virtue of the said Act, in confi-
 ‘ deration of the Sum of _____ to us lent and
 ‘ advanced by *A. B.* of _____ do grant and convey
 ‘ unto

unto the said *A. B.*, his or her Executors, Administrators, and Assigns, the said Bridge, and Toll House or Toll Houses thereunto belonging, and all and singular the Tolls arising by virtue of the said Act, and all our Right, Title, and Interest of, in, and to the same, to hold unto the said *A. B.* Successors or Executors, Administrators, and Assigns, until the said Sum of _____ with Interest for the same, after the Rate of _____ *per Centum per Annum*, shall be fully paid and satisfied. Given under our Common Seal, this _____ Day of _____ in the Year of our Lord.

And all and every Person and Persons, Bodies Politic, Corporate, or Collegiate, Aggregate or Sole, to whom such Grant or Conveyance shall be made, shall be equally entitled to the respective Portions of the said Tolls and Revenues of the said Company of Proprietors, according to the respective Sums in such Assignment mentioned to be advanced, to secure the Re-payment of such respective Sums, with the Interest, without any Preference by reason of Priority of any Grant or Conveyance, or any other Account whatsoever. Mortgagees entitled to Security without Preference.

IX. And be it further enacted, That every Grant of any such Annuity, to be made as hereinbefore mentioned, shall and may be made in the Words or to the Effect following; that is to say, Form of Grant of Annuity.

BY virtue of an Act made and passed in the Fifty-seventh Year of the Reign of His Majesty King George the Third, intituled, *An Act [here set forth the Title of the Act]*, we the *Blackfriars Bridge Company*, incorporated by and under the said Act, in consideration of the Sum of _____ to us paid by *A. B.* of _____ do grant unto the said *A. B.* Successors or Executors, Administrators, or Assigns, out of the Tolls and Pontage Duties of the said Bridge and Undertaking, One Annuity or Yearly Sum of _____ to be paid and payable to the said *A. B.* Successors or Executors, Administrators or Assigns, for and during the natural Life of _____ or natural Lives of _____ [if more than One], and the Life of the Survivor of them [as the Case may be], and a proportionable Part of the said Annuity up to the Day of the Decease of _____ or to the Day of the Decease of the Survivor of them [as the Case may be]. Given under our Common Seal, this _____ Day of _____ in the Year of our Lord _____

And every such Grant shall entitle the Purchaser or Purchasers of every such Annuity to the Payment thereof, and to all Benefit and Advantage thereto accruing, according to the Purport, true Intent, and Meaning of this Act.

X. 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 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 For granting Annuities under certain Restrictions.

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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.

Entries of
Mortgages
and Annuities
to be
made in
Company's
Books.

XI. And be it enacted, That a Transcript or Copy of every such Grant or Conveyance, or an Entry or Memorial thereof, containing the Dates, Names of the Parties, and Sums of Money paid, shall be made in a Book or Books to be kept for that Purpose, by the Clerk or Clerks of the said Company, which Book or Books shall be perused at all seasonable Times by any of the Proprietors of the said Undertaking, without Fee or Reward.

Mortgages
and Annuities
transferable
by Indorsements.

XII. And be it further enacted, That all and every Person and Persons, Bodies Politic, Corporate, or Collegiate, to whom any such Grant or Conveyance shall be made as aforesaid, may from Time to Time personally, or by Attorney thereunto lawfully authorized, assign, and transfer such Grant or Conveyance to any Person or Persons, Bodies Politic, Corporate, or Collegiate, and so *toties quoties*; and that the Assignment and Transfer shall and may be made by Indorsement on such Grant or Conveyance, and in the Words or to the Effect following, and be signed and sealed, or sealed (as the Case may be) in the Presence of One credible Witness, who shall subscribe his Name and Place of Abode thereto; (that is to say,)

‘ I *A. B.* [*or we C. and D.*] in consideration of the Sum of
‘ paid by *E. F.* of
‘ do hereby assign and transfer the within Security, and all my [*or our*]
‘ Right, Title, and Interest, in and to the same, and all Benefit and Ad-
‘ vantages to arise therefrom, unto the said *E. F.* Successors
‘ or Executors, Administrators, and Assigns. Witness my Hand and
‘ Seal, [*or, our Hands and Seals, or our Common Seal*] this
‘ Day of in the Year of our Lord

Entries of
Transfers to
be made in

XIII. And be it further enacted, That every Transfer shall, within Thirty Days after the Date thereof, be produced and left with the said Clerk

or Clerks, who shall within Ten Days then next, cause an Entry or Memorial to be made thereof in like Manner as of the original Grants or Conveyances; and after such Entry made, but not till then, every Person or Persons to whom such Assignment or Transfer shall be made, his, her, or their Successors, Executors, Administrators, and Assigns, shall be entitled to the Benefit of such Grant or Conveyance, and the future Payments thereon, and to all Benefit and Advantage arising therefrom; and for the Entry of every such original Grant or Conveyance, and of every such Assignment and Transfer, the said Clerk or Clerks shall be paid by the Party to whom such Grant, Conveyance, or Transfer shall be made, the Sum of Ten Shillings and no more.

Company's
Books.

XIV. And be it further enacted, That the Interest of the Money which shall be borrowed on Mortgage as aforesaid, and the several Annuities so to be granted as aforesaid, shall from the Time the respective Principal Monies so to be lent or paid shall have been advanced, be paid Half-yearly to the several Parties entitled thereto, in preference to any Dividends or Distribution to the said Proprietors of the said Company or any of them, and shall be duly provided for and set apart before such Dividend or Distribution shall be made or declared.

Interest and
Annuities to
be paid Half-
yearly.

XV. Provided always, and be it enacted, That no Person or Persons to whom such Annuity shall be granted, or Mortgage or Assignment shall be made or transferred as aforesaid, shall be deemed a Proprietor or Proprietors of any Share or Shares, or be capable of acting or voting by virtue of any such Annuity, Mortgage, or Assignment, at any Assembly or Meeting of the said Company of Proprietors, for or on Account of his, her, or their having paid, advanced or lent any Money on the Credit of the said Undertaking, and the Tolls thereof as aforesaid.

Mortgagees
and Annui-
tants not to
be considered
as Proprietors
of
Shares.

XVI. Provided always, and be it enacted, That no Sum or Sums of Money so lent and advanced on Mortgage shall be paid off and discharged (save and except with the Consent of the Person or Persons entitled to receive such Sum or Sums of Money), unless Six Calendar Months' previous Notice under the Common Seal of the said Company of Proprietors shall have been given to the Person or Persons entitled to receive such Sum or Sums of Money, or left at his or their last or usual Place or Places of Abode, of such their Intention to pay off and discharge the same.

Notice to be
given of
paying off
Mortgages,
&c.

XVII. And be it further enacted, That the First General Assembly of the said Company of Proprietors for putting this Act into Execution shall be held at the House of *Alexander Paterfon* in *Manchester* aforesaid, or such other Place as the Committee of Directors hereinafter appointed shall direct, upon the Twentieth Day after the passing of this Act, or within Thirty-one Days from that Day, or as soon after as conveniently may be, between the Hours of Ten and Twelve of the Clock, and all future General Assemblies of the said Company of Proprietors (except such Special General Assemblies as hereinafter mentioned) shall be held on the First *Thursday* in the Month of *July* in each and every Year, between the Hours of Ten and Twelve of the Clock, at such Place or Places as the Committee of Directors hereinafter appointed for the Time being may direct, of which future General Assemblies Ten Days' previous

First General
Assembly of
the Company.

previous Notice at least shall be given by public Advertisement, to be inserted in One or more of the *Manchester* Newspapers, or in such other Manner as the said Company of Proprietors at their respective General Assemblies shall direct; and in case no Place or Places shall have been so appointed, then such General Assembly shall be holden where the last General Assembly was holden; and at such General Assemblies it shall be the Duty of the Committee of Directors of the said Company to report to the Proprietors at large the State of the said Undertaking, and their Proceedings in carrying this Act into Execution, which Report shall be fairly entered into the Book or Books of the Company kept for that Purpose by the Clerk, and a Copy of the same shall be left at the Clerk's Office for the Perusal of the Proprietors, who shall have Access thereto during such Hours as the said Office is usually open.

General Assemblies to appoint a Chairman.

XVIII. And be it further enacted, That the said Company of Proprietors at their respective General and Special General Assemblies, shall and may appoint a Chairman, and such Chairman shall not only Vote as a Proprietor, but in case of an Equality of Votes, shall have the decisive or casting Vote.

Directors appointed.

XIX. And be it further enacted, That for the better managing and conducting the Affairs of the said Company there shall be a Committee of Directors of Fourteen Proprietors, and that *William David Evans, William Jones, Benjamin Heywood, Henry Burges, Robert Oldham Middleton, William Hatton, John Sherratt, Thomas Fleming, Samuel Ashton, Richard Potter, Benjamin Booth, Jonathan Andrew, John Kirkman, and Thomas Beale*, shall be the First Committee of Directors, and shall continue until the next General Meeting to be held on or after the First *Thursday* in *July* One thousand eight hundred and eighteen, and until others shall be chosen in their Stead, unless any Member of the said Committee of Directors shall die or be removed, or shall dispose of his Stock, so as to reduce the same below Two Shares: Provided always, that no Person or Persons holding any Place, Office, Employment, or Contract under the said Company shall be capable of being elected or of serving upon such Committee of Directors during the Time of his Continuance in such Place, Office, Employment, or holding such Contract, nor unless he shall possess and hold in his own Right Two Shares of the Capital Stock of the said Company.

Directors to appoint a Chairman from among themselves.

XX. And be it further enacted, That the said Committee of Directors shall and may at every Meeting holden by them during the Continuance of their said Office, appoint a Chairman by and out of the said Committee of Directors, and that no Member shall have more than One Vote upon any Question that may be agitated in the said Committee, except in case of an Equality of Votes, and in that Case the Chairman shall have the decisive or casting Vote, although he might have given One Vote before.

Power to call General Assemblies.

XXI. And be it further enacted, That the said Company of Proprietors shall have Power and Authority at any General Assembly or Special General Assembly convened for that Purpose, to remove and displace any Member or Members of the Committee of Directors nominated and appointed by virtue of this Act, and thereupon elect any other Person or Persons in his or their Room or Stead, or in the Room or Stead of any other
Director

Director who may die or be removed or be disqualified or cease to be a Proprietor in the said Undertaking; and it shall and may be lawful to and for the said Company of Proprietors, at any General or Special General Assembly convened for that Purpose, to order and dispose of the Custody of their Common Seal, and the Use and Application thereof, and to make such Rules, Bye Laws, and Orders for the good Government of the said Company and of the said Committee of Directors, and of their Servants, Agents, or Workmen, and for the Superintendance and Management of the said Undertaking, and from Time to Time to alter and repeal the said Bye Laws, Rules, Orders, and Regulations, or any of them, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons who shall offend against such Rules, Bye Laws, or Orders, as to such General or Special General Assembly shall seem meet, not exceeding the Sum of Five Pounds for any One Offence; and all such Rules, Bye Laws, and Orders being reduced into Writing, under the Common Seal of the said Company of Proprietors, and printed, shall be binding upon and observed by all Persons concerned in the said Undertaking, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same; provided that the same be not inconsistent with or repugnant to the Laws of that Part of the United Kingdom called *England*, or to the Provisions and Directions in this Act contained, or to any of them; and such Rules, Orders, and Bye Laws shall be subject to appeal in Manner herein directed; and all Accounts of Money received, laid out, and disbursed on account of the said Undertaking, or on any of the Works thereunto belonging, by the Treasurers, Receivers, Collectors, Clerk or Clerks, and other Officers by them appointed, or by any other Person or Persons whomsoever employed by or concerned for or under them, in or about the said Undertaking, or the Works thereunto belonging, shall be laid before the said General or Special General Assembly, to be audited and settled; and the said Company of Proprietors shall have Power to adjourn themselves from Time to Time to such Place or Places as shall at such General or Special General Assembly be thought proper and convenient.

XXII. And be it further enacted, That the said Company shall, at their General Assembly to be holden on the First *Thursday* in *July* One thousand eight hundred and eighteen, or some Adjournment thereof, elect by Ballot Fourteen Members of the said Company qualified as aforesaid, to be the Committee of Directors of the said Company, and such Fourteen Persons so elected shall continue in Office for the Space of One Year (except in case of Death, or Refusal to act, or ceasing to be qualified in Manner by this Act directed, or being removed or displaced as aforesaid,) and no longer; and on the First *Thursday* in every succeeding Month of *July* in each and every Year, Fourteen Persons out of the Members of the said Company, qualified as aforesaid, shall be elected by Ballot by the said Company, to be Directors of the said Company, and such Persons who may be so elected shall continue in Office for the Space of One Year (except in case of Death, or Refusal to act, or ceasing to be qualified in Manner by this Act directed, or being removed or displaced as aforesaid,) and no longer: Provided always, that it shall and may be lawful to and for the said Company of Proprietors to nominate and appoint any such Person or Persons so qualified as aforesaid, and going

Appointment
of Directors
by the Pro-
prietors.

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out

out of Office, again to be a Member or Members of the said Committee of Directors.

No Person concerned in any Contract, &c. to vote at any Meeting of the Directors.

XXIII. And be it further enacted, That no Person who shall hold any Contract or enjoy any Place of Profit created by this Act, or be beneficially employed, or in any Manner interested or concerned directly or indirectly in supplying any Articles or Materials for the Use of the said Company, shall have any Voice or be entitled to a Vote at any Meeting or Meetings of the said Committee of Directors during the Time that he shall be so employed, concerned, or interested as aforesaid; and in case any Person, being a Member of the said Committee of Directors, shall hold any Contract or enjoy any Place of Profit created by this Act, or shall be in any Manner beneficially employed or concerned, directly or indirectly, in supplying any Articles or Materials for the Use of the said Company, and shall vote at any such Meeting or Meetings of the said Committee of Directors, then and in every such Case every such Person so voting at any such Meeting or Meetings, shall forfeit and pay for every such Offence the Sum of One hundred Pounds, together with full Costs of Suit, to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or on the Case, or by Bill, Plaint, or Information, whereon no Essoign, Protection, or Wager of Law, or more than One Imparlance shall be allowed, and One Moiety of such Penalty when recovered shall be paid to the Person or Persons who shall sue for the same, and the other Moiety shall be paid to the said Company, to be applied to the Purposes of this Act.

Assemblies of the Proprietors may be specially convened.

XXIV. And be it further enacted, That if it shall at any Time appear, that for the more effectually putting this Act into Execution a Special General Assembly of the said Company of Proprietors is necessary to be holden, it shall and may be lawful to and for any Seven or more of the said Proprietors, who collectively may be possessed of or entitled to Twenty Shares at the least in the said Undertaking, by a Notice under their Hands to be given to the Clerk of the said Company, to require the said Clerk to give Notice of such Special General Assembly, and the said Clerk shall and he is hereby required within Seven Days from the Receipt of such Notice to give Fourteen Days' Notice of such Special General Assembly in One or more of the *Manchester* Newspapers, or in such other Manner as the said Company of Proprietors may at any General Assembly direct and appoint, specifying in such Notice the Reason, Occasion, and Intention of requesting such Special General Assembly, and the Time when and Place where the same shall be holden, which Place shall be within Three Miles of the said Bridge, and the said Proprietors are hereby authorized to meet pursuant to such Notice; and such of them as shall be present at such Special General Assembly shall proceed to the Execution of the Powers by this Act given to the said Company of Proprietors, with respect to the Matters so specified in such Notice only; and all such Acts, Orders, or Determinations of the said Proprietors, or the Majority of them met together at every such Special General Assembly, shall be as valid with respect to the Matters specified in such Notice, as if the same had been done at any stated General Assembly.

Directors to appoint Officers.

XXV. And be it further enacted, That it shall and may be lawful to and for the said Committee of Directors, and they are hereby authorized and required,

required, from Time to Time, to nominate and appoint a Treasurer or Treasurers, Engineer or Engineers, Architect or Architects, Surveyor or Surveyors, Clerk or Clerks, Collector or Collectors, Receiver or Receivers of the Rates and Tolls herein allowed to be demanded and taken, and such other Officers as to the said Committee of Directors shall seem proper, and from Time to Time to remove any such Treasurer or Treasurers, Engineer or Engineers, Architect or Architects, Surveyor or Surveyors, Clerk or Clerks, Collector or Collectors, Receiver or Receivers, or other Officers, or any of them, and to nominate and appoint another Person or Persons in his or their Room or Stead in Manner aforesaid, taking such Security from every such Treasurer, Engineer, Surveyor, Architect, Clerk, Collector, or Receiver, or other Officer, for the due Execution of their respective Offices, and granting to them respectively such Salary and Compensation as the said Committee of Directors shall think proper; and such Clerk or Clerks shall, in a proper Book or Books to be provided for that Purpose, enter and keep a true and perfect Account of the Names and Places of abode of the several Proprietors of the said undertaking, and of the several Persons who shall from Time to Time become Owners and Proprietors of, or entitled to any Share or Shares therein, and of all Acts, Proceedings, and Transactions of the said Company of Proprietors, and Committee of Directors respectively; and each of the said Proprietors of the said Undertaking shall and may, at all convenient Times, have Recourse to and peruse and inspect the same, paying for such Perusal and Inspection the Sum of Two Shillings and no more, and may demand and have Copies thereof, or of any Part thereof, paying for every One hundred Words so to be copied the Sum of Nine-pence, and so in Proportion for any greater or less Number of Words.

XXVI. Provided always, and be it further enacted, That it shall not be lawful for the said Committee of Directors to appoint the Person who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, the Clerk to the said Company; and if any Person shall act in both the Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person, being the Partner of any such Clerk, shall act as Treasurer, or being the Partner of such Treasurer, shall act as Clerk, in the Execution of this Act, every Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or on the Case, or by Bill, Suit, or Information, wherein no Effoign, Protection, or Wager of Law, nor more than one Imparlanche shall be allowed.

Same Person
not to act as
Clerk and
Treasurer.

XXVII. And be it further enacted, That every such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver or other Officer or Servant of the said Company so to be appointed as aforesaid, shall, under his or their Hand or Hands, at such Time and Times, and in such Manner as the said Company of Proprietors or such Committee of Directors shall direct, deliver to the said Company of Proprietors, or to such Committee of Directors, or to such Person or Persons as they respectively shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to his or their Charge by virtue of this Act, and also of all the Monies which shall have

Officers, &c.
to account.

have been by such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, or other Officer or Servant of the said Company and Person or Persons respectively received by virtue and for the Purposes of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the proper and legal Receipts or Vouchers for such Payments, and shall pay all such Monies as shall remain in his or their respective Hand or Hands to the said Company of Proprietors, or to such Committee of Directors, or to such Person or Persons as they shall respectively appoint; and if any such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer, or Person, shall refuse to produce or deliver up such Accounts, Receipts, or Vouchers, or to make Payment as aforesaid, or shall not deliver to the said Company of Proprietors, or to such Committee of Directors, or to such Person or Persons as they shall respectively appoint, within Thirty Days after being thereunto required by the said Company of Proprietors, or by such Committee of Directors, all Books, Papers, and Writings in his or their Custody or Power, relating to the Execution of this Act, or shall refuse or neglect to pay such Monies as upon the Balance of any Account or Accounts shall appear to be in his or their respective Hands to the said Company of Proprietors, or to such Committee of Directors, or as they shall respectively direct and appoint, then and in either of the Cases aforesaid, the said Company of Proprietors may, and they are hereby authorized and empowered to bring or cause to be brought any Action or Actions against the said Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons so neglecting or refusing as aforesaid, in order for the Recovery of the Monies that shall be in the Hands of such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons respectively; or if Complaint shall be made by the said Company of Proprietors, or by such Committee of Directors, or by such Person or Persons as they respectively shall appoint for that Purpose, of any such Refusal or Neglect as aforesaid, to any Two or more Justices of the Peace of the County, City, or Place wherein the said Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons so neglecting or refusing, without some reasonable Excuse, shall be and reside, such Justices may and they are hereby authorized and required, by a Warrant or Warrants under their Hands and Seals, to cause the Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons so neglecting or refusing to be brought before them, and upon his, her, or their appearing, or not being to be found, to hear and determine the Matter in a summary Way; and if upon the Confession of the Party or Parties, or by the Testimony of any credible Witness or Witnesses upon Oath, it shall appear to such Justices that any of the Monies that shall have been collected, raised, or received by virtue of this Act shall be in the Hands of such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons, such Justices may and they are hereby authorized and required, upon Non-payment thereof, by Warrant or Warrants under their Hands and Seals, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons, respectively; and if no Goods or Chattels of such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons can be found sufficient

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cient to answer and satisfy the said Money, and the Charges of making and levying the same, or if such Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer or Officers, Person or Persons, shall still persist in refusing or neglecting to deliver up all such Monies, Accounts, Receipts, Vouchers, Books, Papers, and Writings as aforesaid to the said Company of Proprietors, or to such Committee of Directors, or other Person or Persons as they respectively shall appoint, then and in any or either of the Cases aforesaid such Justices shall commit every such Offender to the Common Gaol for such County, City, or Place, there to remain without Bail or Mainprize until he shall give and make a true and perfect Account and Payment as aforesaid, or until he shall compound with the said Company of Proprietors, or with the said Committee of Directors, and shall have paid such Composition, in such Manner as they respectively shall appoint, and until he shall deliver up such Monies, Accounts, Receipts, Vouchers, Books, Papers, and Writings as aforesaid, or give Satisfaction in respect thereof to the said Company of Proprietors, or to such Committee of Directors; but no Treasurer, Engineer, Architect, Surveyor, Clerk, Collector, Receiver, Officer, or Person so committed for want of sufficient Distress shall be confined or detained in Prison by virtue of this Act for any longer Space of Time than Three Months.

XXVIII. And be it further enacted, That all the Powers and Authorities hereby vested in or directed to be exercised by the said Committee of Directors, may be done and exercised by the major Part of the Persons present at their respective Meetings, the whole Number present not being less than Three, and every such Committee of Directors shall from Time to Time make Report of their Proceedings to the said General Assemblies of the Proprietors, and shall obey their Orders and Directions; and the said Committee of Directors shall (subject nevertheless at all Times to such Orders and Directions as aforesaid) meet at such Times and Places, and shall from Time to Time adjourn themselves to such other Times and Places as they shall think fit; and the said Committee of Directors shall and may contract for and agree for the Purchase of the Lands, Tenements, and Hereditaments, that may be taken or used for the Purposes of the said Bridge or other Works thereunto belonging, and shall and may make Agreements, Contracts, and Bargains, with the Workmen, Agents, Undertakers, and other Persons employed or concerned in making, continuing, and completing the said Bridge or other Works hereby authorized, and all and every Part or Parts thereof; and the said Committee of Directors shall (subject nevertheless to the Orders and Directions of such General or Special General Assemblies as aforesaid) have full Power and Authority to direct and manage all and every the Affairs of the said Company of Proprietors, and the said Committee of Directors shall by themselves or the Clerk or Clerks of the said Company of Proprietors keep a full, correct, and true Account of all Monies disbursed and Payments made by the said Committee of Directors, and by all and every Person and Persons employed by or under them, and of all and every Sum and Sums of Money which they shall receive on Behalf or in respect of the said Undertaking from any Collector or Collectors of the said Rates or Tolls, or from any other Officer or Officers, or from any other Person or Persons whomsoever, employed in or having any Concerns, Dealings, or Transactions with the said Undertaking, or in or with any Part or Parts thereof; and the same shall at all reasonable Times, on demand, be open to the Inspection of any of

Powers of
the Direc-
tors.

the Proprietors in the said Undertaking ; and in case the said Clerk or Clerks shall refuse to permit any Proprietor to inspect the same, at reasonable Hours, he shall forfeit and pay any Sum not exceeding Twenty Shillings for each Offence.

Directors
may make
Calls, and
Shares to be
forfeited if
Calls not
paid.

XXIX. And be it enacted, That the said Committee of Directors shall have Power, from Time to Time, to make such Call or Calls of Money from the Subscribers to and Proprietors of and in the said Undertaking, to defray the Expences of or to carry on the same, as they the said Committee of Directors from Time to Time shall find wanting and necessary for those Purposes, so that no such Call shall exceed the Sum of Ten Pounds for every Fifty Pounds, and such Calls shall not be made but at the Distance of Two Months at least from each other, and Twenty-one Days' Notice at least shall be given of all such Calls as aforesaid, by Advertisement in One or more of the *Manchester* Newspapers, or in such other Manner as the said Company of Proprietors shall at any General Assembly direct and appoint ; provided that it shall not be lawful to make any further Call upon any Proprietor or Proprietors who shall have paid to the said Company in Obedience to their said Calls or otherwise, the full Amount of the Sum which by his, her, or their Subscription he, she, or they had undertaken to pay for his, her, or their said Share or Shares, and every Owner or Owners, Proprietor or Proprietors of any Share or Shares in the said Undertaking, shall pay his, her, or their rateable Proportions of the Monies to be called for as aforesaid, to such Person or Persons, and at such Time and Place as the said Committee of Directors shall from Time to Time order and direct ; and if any Person or Persons shall neglect or refuse to pay his, her, or their rateable or proportionable Part of the Money so called for as aforesaid, at the Time and Place appointed by such Committee of Directors, or within Fourteen Days next ensuing, he, she, or they, so neglecting or refusing, shall forfeit and pay the Sum of Forty Shillings for every Share he, she, or they shall have in the said Undertaking ; and in case such Person or Persons shall continue to neglect or refuse to pay his, her, or their rateable Call or Calls as aforesaid, for the Space of Three Months next after the Time so appointed for Payment thereof, then and in every such Case he, she, or they so neglecting or refusing shall forfeit his, her, or their respective Share and Shares in the said Undertaking, and all the Profits and Benefits thereof, all which Shares so forfeited shall be vested in the said Company of Proprietors in Trust for, and for the Benefit of all the Rest of the said Proprietors, in Proportion to their respective Interests in the said Undertaking, or shall, at the Discretion of any of the said General or Special Assemblies, be publicly sold for the Use of the Rest of the said Proprietors, whose Shares and Interests shall not have been forfeited as aforesaid : Provided nevertheless, that no Forfeiture of any Share or Shares in the said Undertaking shall be, or be deemed to be incurred, save and except personal Notice of such Call or Calls in Writing, signed by the Clerk or Clerks to the said Committee of Directors, shall have been given to or left at the last or usual Place or Places of Abode, of the Owner or Owners of such Share or Shares respectively, and in case the Place or Places of Abode of any such Owner or Owners shall not be known to the Clerk or Clerks of the said Committee of Directors, then such Notice shall be inserted once in the *London Gazette*, nor until all such Share or Shares shall likewise have been declared to be forfeited

No Advantage to be
taken of Forfeiture without Notice.

at some General or Special General Assembly of the said Company of Proprietors.

XXX. Provided always, and be it enacted, That the respective Persons who have subscribed, or who shall hereafter subscribe or advance any Money for and towards the said Undertaking, or shall be Owner or Owners, Proprietor or Proprietors of any Share or Shares in the said Undertaking, shall, and he, she, and they is and are hereby required to pay the Sum or Sums by them respectively subscribed (or such Parts and Proportions thereof as shall from Time to Time be called for by the Committee of Directors of the said Company, by virtue of and agreeable to the Powers and Directions of this Act), at such Times and Places, and in such Manner as shall be directed by the said Committee; and in case any such Subscriber or Subscribers shall neglect or refuse to pay the same at the Time and Place and Manner so required for that Purpose, the said Company of Proprietors are hereby empowered to sue for and recover the same in any of His Majesty's Courts of Law or Equity whatever.

Subscribers to pay their Subscriptions on Calls by the Directors, and on Failure may be sued.

XXXI. And be it further enacted, That in all Actions brought by the said Company of Proprietors against any Person or Persons who hath or have subscribed, or who shall hereafter subscribe or advance any Money for and towards the said Undertaking, or against any Owner or Owners, Proprietor or Proprietors of any Share or Shares in the said Undertaking, to recover any Sum or Sums of Money due and payable to the said Company for or by reason of any Call or Calls made by virtue of this Act, it shall be sufficient for the said Company to declare and allege that the Defendant or Defendants, being an Owner or Owners, Proprietor or Proprietors of such or so many Share or Shares in the said Undertaking, is or are indebted to the said Company in such Sum or Sums of Money as the Call or Calls in Arrear shall amount to for such and so many Call or Calls of such and so many Sum and Sums of Money upon such or so many Share or Shares belonging to the said Defendant or Defendants (as the Case may happen to be), whereby an Action hath accrued to the said Company by virtue of this Act, without setting forth the Special Matter; and on the Trial of such Action, it shall be only necessary to prove, that the Defendant or Defendants, at the Time of making such Call or Calls, was or were an Owner or Owners, Proprietor or Proprietors of some Share or Shares in the said Undertaking, and that such Call or Calls was or were in fact made, and that such Notice was given thereof as is directed by this Act, and the said Company shall thereupon be entitled to recover what shall appear to be due, unless it shall appear that any such Call exceeded the Sum of Ten Pounds for every Fifty Pounds, or was made within the Distance of Two Months from the last preceding Call, or without Notice given as aforesaid.

Directing the Proceedings in Actions for Calls.

XXXII. And be it further enacted, That if any Owner or Owners, Proprietor or Proprietors, of any Share or Shares in the said Undertaking, shall happen to die before such Call or Calls shall have been made for the full Sum or Sums to be advanced on any Share or Shares which he, she, or they shall have been possessed of or entitled to, without having made Provision by Will or otherwise how and in what Manner such Share or Shares shall be disposed of, and how and by what Means the future Calls in respect thereof shall be paid to the said Company of Proprietors for the Purposes

On the Death of Subscribers before Shares completed, their Executors, &c. may do it.

Purposes of the said Undertaking, then and in such Case the Executor or Executors, Administrator or Administrators of every such Owner or Owners, Proprietor or Proprietors so dying, or the Trustee or Trustees, Committee or Committees of any Lunatic or Lunatics, Guardian or Guardians of any Infant or Infants, or of any other Person or Persons entitled to the Estate and Effects of any such deceased Owner or Owners, Proprietor or Proprietors, shall be indemnified against all and every such Infant or Infants, and against all and every other Person or Persons whomsoever, for or on Account of his, her, or their having paid any Sum or Sums of Money, when called for as aforesaid, to complete every such Subscription; and if such deceased Owner or Owners, Proprietor or Proprietors, shall not have left Assets sufficient, or in case the Executor or Executors, Administrator or Administrators, Trustee or Trustees, Committee or Committees, Guardian or Guardians, shall refuse or neglect to answer such Call for the Space of Three Calendar Months after Notice in Writing, signed by the Clerk of the said Company of Proprietors, shall have been given to him, her, or them, or left at his, her, or their last or usual Place or Places of Abode, the said Company of Proprietors shall be, and they are hereby authorized and required to admit any other Person or Persons to be an Owner or Owners, Proprietor or Proprietors, of the Share or Shares of such deceased Owner or Owners, Proprietor or Proprietors, on condition that he, she, or they, so admitted, do and shall, on or before such Admission, pay to the Executor or Executors, Administrator or Administrators of such deceased Owner or Owners, Proprietor or Proprietors, or to the Trustee or Trustees, Committee or Committees, Guardian or Guardians, of the Infant or Infants, or other Person or Persons who may be entitled to his, her, or their Effects, the full Sum or Sums of Money which shall have been paid by such Owner or Owners, Proprietor or Proprietors, in his, her, or their Lifetime, by virtue of any Call or Calls, or otherwise, upon such Share or Shares, or such other Sum or Sums of Money as the same can be sold for; and in case no Person or Persons shall be found who is or are willing to be admitted upon such Condition as aforesaid, then and in every such Case such Share or Shares shall be forfeited to and become vested in the Rest of the said Company of Proprietors of the said Undertaking, in Trust for and for the equal Benefit of all the Rest of the said Proprietors in Proportion to their respective Interests in the said Undertaking; and shall be subject to be sold and disposed of in like Manner as other forfeited Shares may be sold and disposed of by virtue of this Act.

Shares may
be sold.

XXXIII. And be it further enacted, That it shall and may be lawful to and for the said several Proprietors of the said Undertaking, his, her, or their respective Executors, Administrators, and Assigns, to sell and dispose of any Share or Shares to which he, she, or they may be entitled therein, subject to the Rules and Conditions herein mentioned, the Conveyance of which Shares shall be in the Form or to the Effect following; *videlicet*,

Form of
Conveyance
of Shares.

‘ I *A. B.* of _____ in consideration of _____
 ‘ paid to me by *C. D.* of _____ do hereby bargain,
 ‘ sell, assign, and transfer to the said *C. D.* the Sum of _____
 ‘ Capital Stock of and in the *Blackfriars Bridge*, being _____
 ‘ of my Share _____ in the said Undertaking, to hold to
 ‘ the said *C. D.* _____ Executors, Administrators, and Assigns, subject
 to

to the same Rules, Orders, and Restrictions, and on the same Conditions that I held the same immediately before the Execution hereof; and I the said *C. D.* do hereby agree to take and accept the said Capital Stock or Share of _____ subject to the same Rules, Orders, Restrictions, and Conditions. As Witness our Hands and Seals, this Day of _____ in the Year of our Lord One thousand eight hundred and _____

And on every such Sale the said Deed or Conveyance (being executed by the Seller or Sellers, and the Purchaser or Purchasers, of such Share or Shares) shall be kept by the said Purchaser or Purchasers for his, her, or their Security, after the Clerk or Clerks to the said Company of Proprietors shall have entered in a proper Book or Books to be kept for that Purpose, a Memorial of such Transfer and Sale, for the Use of the said Company, and have testified and indorsed the Entry of such Memorial on the said Deed of Sale or Transfer, for which no more than Five Shillings shall be paid; and the said Clerk or Clerks is and are hereby required to make such Entry or Memorial accordingly, and until such Memorial shall have been made and entered as above directed, such Purchaser or Purchasers shall have no Part or Share of the Profits of the said Undertaking, nor any Interest for such Share or Shares paid to him, her, or them, nor any Vote in respect thereof as a Proprietor or Proprietors of the said Undertaking.

XXXIV. And be it further enacted, That after any Call of such Money shall have been made by the said Committee of Directors as aforesaid, no Person or Persons shall sell or transfer any Share or Shares which he, she, or they shall possess in the said Undertaking on Pain of forfeiting his, her, or their respective Share or Shares therein to the said Company of Proprietors, in Trust for the Benefit of all the said Proprietors, unless at the time of such Sale or Transfer, such Person or Persons shall have paid and discharged to the Treasurer of the said Company of Proprietors, the Whole and entire Sum of Money which shall have been called for upon each Share so sold or transferred, such Forfeiture nevertheless to be notified and declared at a General or Special General Assembly, in Manner before directed.

No Share shall be sold after a Call till the Money be paid.

XXXV. And whereas, in Cases where the original Subscriber or Subscribers of One or more Share or Shares in the said Undertaking shall marry, die, become insolvent, or Bankrupt, or go out of the Kingdom, or shall transfer his or her Right and Interest to some other Person, and no Register shall have been made of the Transfer thereof with the said Clerk, as directed by this Act, it may not be in the Power of the said Company of Proprietors, or their Treasurer or Clerk, to know who is the Owner or Proprietor of such Share or Shares, in order to give him, her, or them Notice or Notices of Calls made on such Share or Shares, as is hereby required, and to maintain any Action or Actions against him, her, or them for the Recovery of the same, or for the Purpose of safely paying to him, her, or them the Interests or Dividends to which he, she, or they may be entitled by virtue thereof, be it therefore further enacted, That before any Person or Persons who shall claim any Part or Share of the Profits arising from the said Undertaking in Right of Marriage shall be entitled to receive the same, an Affidavit, containing a Copy of the Register of such Marriage, shall be made and sworn to by some credible

For regulating the Acquisition of Shares by Marriage, Will, or in the Course of Administration.

By Marriage.

[Local.]

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Person

By Will, or
in Course of
Administra-
tion.

By any other
Means.

Person before One of the Judges of His Majesty's Courts of Record at *Westminster*, or a Master or Master Extraordinary in Chancery, or any One of His Majesty's Justices of the Peace, who are hereby authorized and empowered to swear any such Person to such Affidavit, and such Affidavit shall be transmitted to the Clerk or Clerks to the said Company for the Time being, who shall file the same, and make an Entry thereof in the Book or Books which shall be kept by the said Clerk or Clerks for the Entry of Transfers and Sales of Shares in the said Undertaking; and that before any Person or Persons who shall claim any Part or Share of the Profits of the said Undertaking, by virtue of any Bequest or Will, or in a Course of Administration, shall be entitled to receive the same, the said Will, or the Probate thereof, shall be produced and shewn to the said Clerk or Clerks, or an Affidavit containing a Copy of so much of such Will as shall relate to the Share or Shares of the Testator, or of the Letters of Administration, in case the Proprietor shall have died intestate, shall be made and sworn to by any Executor or Executors of such Will, or by any Administrator or Administrators of the Estate and Effects (as the Case may happen to be) before One of the Judges of His Majesty's Courts of Record at *Westminster*, a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, and shall also be transmitted to the said Clerk or Clerks, who shall file and enter the same in the Manner herein mentioned; and that in all Cases, other than as hereinbefore mentioned, where the Right and Property in One or more Share or Shares in the said Undertaking shall pass from the original Proprietor thereof to any other Person or Persons by any other legal Means than by a Transfer or Conveyance thereof as herein directed, an Affidavit shall be made and sworn to by some credible Persons, before one of the Judges in His Majesty's Courts of Record at *Westminster*, or a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, stating the Manner in which such Share or Shares hath or have passed to such other Person or Persons; and the said Judges, Master, or Master Extraordinary in Chancery, or Justices of the Peace, are hereby authorized and empowered to swear any such Person to such Affidavit, and such Affidavit shall be transmitted to the Clerk or Clerks of the said Company of Proprietors, to the Intent that he may and he is hereby required to enter and register the Name or Names of every such new Proprietor or Proprietors, in the Register Book or List of Proprietors in the said Undertaking; and that in all or any of the said Cases it shall and may be lawful to and for the said Company of Proprietors, at any General or Special General Assembly, after Six Calendar Months' Notice shall have been given by the said Treasurer or Clerk to the Person or Persons claiming by such Affidavit to the Owner or Owners thereof; and such Person or Persons shall not have paid his, her, or their Proportion of the Money becoming payable by virtue of any Call or Calls as aforesaid; and after Notice thereof shall have been given Three Times, at the Interval of Seven Days between each Advertisement, in some One or more of the *Manchester* Newspapers, to declare the same Share or Shares to be forfeited, and in such Case the same shall be and become forfeited and sold, and disposed of in such Manner as the said Company of Proprietors shall direct, or otherwise become consolidated in the General Fund of the said Company.

Names of
Proprietors,
and Numbers

XXXVI. And, for the better Security of the several Proprietors of the said Undertaking, as to their respective Shares therein, be it further enacted,

That the said Company of Proprietors shall, and they are hereby required of their Shares, to be entered in a Book, and Certificates of the Number delivered to them. at their First or at some subsequent General Assembly, or as soon as conveniently may be, to cause the Names and proper Additions of the several Persons who shall be then entitled to any Share or Shares in the said Undertaking, with the Number of Shares which they are then respectively entitled to hold, and also the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book or Books to be kept by the Clerk to the said Company of Proprietors, and after such Entry made, to cause their Common Seal to be affixed thereto, and shall also cause a Certificate or Instrument with the Common Seal of the said Company affixed thereto, to be delivered to every such Subscriber upon Demand, specifying the Share or Shares to which he, she, or they is or are entitled in the said Undertaking, or a Certificate for each separate and distinct Share, in case any Proprietor of more than One Share shall request the same, every such Proprietor paying to the Clerk the Sum of Five Shillings, and no more, for every such Certificate or Instrument, and such Certificate or Instrument shall be admitted in all Courts whatever, as Evidence of the Title of such Subscribers, his, her, or their Executors, Administrators, and Assigns, to the Share or Shares therein specified, but the Want of such Certificate or Instrument shall not hinder or prevent the Owner or Proprietor of any Share or Shares, from selling or disposing thereof; and in case any such Certificate or Instrument shall become defaced, worn out, or damaged, or shall be ascertained to have been lost or destroyed, then and in such Case another Certificate shall be made out and entered by the Clerk on the same Terms and Conditions as aforesaid.

XXXVII. And be it further enacted, That it shall and may be lawful to and for the said Company, and their Successors, their Deputies, Agents, Servants, Workmen, and Assistants, and they are hereby authorized and empowered to take down the said wooden Bridge over the River *Irwell*, called *Blackfriars Bridge*, and to design, direct, order, and build, or cause to be built, and to complete, maintain, and keep in Repair a Bridge across the River *Irwell*, from the Bank or Shore thereof, at or near *Water Street*, on the South-west Side of the said River, in the Township of *Salford* aforesaid, to *Saint Mary's Gate* on the North-east Side of the said River, in the Township of *Manchester* aforesaid, and to dig and make proper Foundations in the said River, and on the Lands and Grounds lying on each Side thereof, for the Piers and Abutments of the said Bridge, and to cut and level the Banks of the said River in such Manner as shall be necessary and proper for building the said Bridge, and to cut, remove, take, and carry away all Trees, Roots of Trees, Beds of Gravel, Sand, Mud, or any other Impediment whatsoever, which may in any wise tend to hinder the erecting and completing the said Bridge, and execute all other Things requisite and necessary, useful or convenient for erecting and building, maintaining and supporting the said Bridge, and making proper Avenues thereto as aforesaid, according to the Tenor and true Meaning of this Act; and further, that for the Purpose of erecting, building, maintaining, repairing, and supporting the said Bridge, and Avenues thereto, the said Company shall, from Time to Time, have full Power and Authority to land on either Side of the said River, within Fifty Yards of the Scite of the said Bridge, all Materials and other Things to be used in and about the same, and there to work and use such Materials and Things, according as they the said Company, and the

Authority to
Company to
build Bridge.

the Persons to be by them appointed shall think proper, doing as little Damage as may be, and making such Satisfaction as hereinafter mentioned to the respective Owners and Occupiers of all Lands and Grounds, Tenements and Hereditaments, which shall be altered, damaged, spoiled, taken, or made use of, by Means or for the Purposes of this present Act.

Company may erect a temporary Bridge if Accidents happen.

Temporary Bridge to be removed.

Persons empowered to sell and convey Lands, &c.

XXXVIII. And whereas it may happen that after the said Bridge shall have been completed and in use, the same may receive Damage by unforeseen Accidents, so that the Passage thereof may for a Time become dangerous and impracticable, be it further enacted, That when and as often as it shall so happen it shall and may be lawful to and for the said Company of Proprietors, or their Committee of Directors, or such Person or Persons as they shall and may appoint for that Purpose from Time to Time, as often as Occasion shall require, to erect or build a temporary Bridge at such Place or Places within Fifty Yards of the said Bridge as they shall judge to be most proper and convenient, and there to take and receive for Passage over the River *Irwell*, by such temporary Bridge, such Tolls as are herein authorized to be taken for passing over the said Bridge: Provided always, that such temporary Bridge shall continue for such Time only as shall be necessary for repairing and rebuilding the said Bridge, and rendering the Passage over the same safe and commodious.

XXXIX. And be it further enacted, That it shall and may be lawful to, and for all Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, and to and for all Tenants for Life, and Tenants in Fee Tail, General or Special, or for Years determinable on any Life or Lives whether in Possession, Reversion, Remainder, Expectancy or otherwise, and to and for all Husbands, Guardians, Trustees, and Feoffees in Trust for charitable and other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their *Cestuique* Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Person or Persons, and to and for all Femes Covert who are or shall be seized, possessed of, or interested in their own Right, or entitled to Dower or other Interest therein, and to and for all and every other Person or Persons whomsoever, who is, or are, or shall be seized, possessed of, or interested in Lands, Buildings, Tenements, or Hereditaments, mentioned in the Schedule hereunto annexed, to contract for, lease, sell, and convey the same and every Part thereof to the said Company of Proprietors; and all such Contracts, Agreements, Leases, Sales, Conveyances, and Assurances shall be made at the Expence of the said Company of Proprietors, which said Leases, Sales, Conveyances, and Assurances shall be kept by the Clerk or Clerks to the said Company of Proprietors, who shall from Time to Time, when requested, deliver attested Copies thereof to any Person or Persons interested therein requiring the same, and shall have and receive Nine-pence for every One hundred Words of each such attested Copy, and so in proportion for any less Number of Words; and every such Conveyance to be made by virtue of this Act, in the Manner and Form aforesaid, shall be valid and effectual to all Intents and Purposes whatsoever, any Law, Statute,

Statute, Usage, or Custom to the contrary thereof in any wise notwithstanding.

XL. Provided always, and be it further enacted, That all and every Body and Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, and Tenant and Tenants for Life, and Tenant and Tenants in Fee Tail, General or Special, or for Years determinable on any Life or Lives, whether in Possession, Remainder, Reversion, Expectancy, or otherwise; and all Feoffees in Trust, Executors, Administrators, Femes Covert, Husbands, Guardians, Committees, Trustees, and all and every other Person or Persons who is or are seised, possessed of, or interested in, any Lands, Buildings, Tenements, and Hereditaments through, in, or upon which the said Bridge, or Avenues thereto, are intended to be built, made, and constructed, may accept and receive Satisfaction for the Value of such Lands, Buildings, Tenements, and Hereditaments, and for the Damages to be sustained by the making and completing the said Works herein directed and authorized to be made, as shall be agreed upon, by, and between the said Parties interested respectively, or any of them, and the said Company of Proprietors or their Committee of Directors; and in case the said Parties so interested in the said Lands, Buildings, Tenements, and Hereditaments, or any of them, and the said Company of Proprietors, or their Committee of Directors, cannot agree as to the Amount or Value of such Satisfaction, the same shall be settled and ascertained as is hereinafter directed.

Satisfaction to be made.

XLI. Provided always, and be it further enacted, That if any such Body Politic, Corporate, or Collegiate, or any Feoffee or Feoffees in Trust, Executor, Administrator, Husband, Guardian, Trustee, Committee of or for any Idiot or Lunatic, or any Feme Covert, or any Person, whether Tenant for Life, or in Fee Tail, General or Special, or for Years determinable on any Life or Lives, or any other Person or Persons so interested or entitled as aforesaid, cannot agree with the said Committee of Directors respecting the Purchase of any Lands, Tenements, or Hereditaments, or the Satisfaction to be made for any Damages that may be sustained from Time to Time by him, her, or them, by the making of the said Bridge or Avenues, or any of the Works to be made and maintained by virtue of this Act, and shall give Notice in Writing to the Clerk of the said Company, or of the said Committee of Direction, requiring a Jury to be summoned for the Purpose of determining such Purchase or Satisfaction; or if any such Body Politic, Corporate, or Collegiate, or any Person or Persons so interested or entitled as aforesaid, shall, upon Notice in Writing given by the Clerk of the said Company, or of the said Committee of Directors to the Principal Officers of any such Body Politic, Corporate, or Collegiate, or to such Feoffee or Feoffees in Trust, Executors, Administrators, Husband, Guardian, Trustee, Committee of or for any Idiot, Lunatic, or any Feme Covert, or to such Tenant for Life, or in Fee Tail General or Special, or for Years determinable on any Life or Lives, or other Person or Persons so interested or entitled as aforesaid respectively, or left at the last or usual Place or Places of his, her, or their Abode, or with the Tenant or Tenants, Occupier or Occupiers, of any Lands, Tenements, or other Hereditaments, to be made use of for the Purposes of this Act, for the Space of Twenty-one Days next after such Notice, neglect or refuse to treat, or shall not agree with the said Company of Proprietors, or by reason of Absence or otherwise shall be prevented from treating, or

If Parties are dissatisfied, they may cause a Jury to be impanelled to decide the Matter.

[Local.]

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through

through Disability by Non-age, Coverture, or other Impediment, cannot treat for themselves, or make such Agreement or Agreements as shall be necessary for the Purposes aforesaid, or shall not within the before-mentioned Space of Twenty-one Days produce and fully disclose the State of the Title to the Premises which he, she, or they respectively is or are or shall be in Possession of, and the Interest which he, she, or they respectively may claim therein, then and in every such Case the said Committee of Directors, or any Three or more of them shall, and they are hereby empowered and required, within Twenty-one Days after the Receipt of such Notice by the Clerk to the said Company of Proprietors, or of the said Committee of Directors, or after the Expiration of Twenty-one Days after the Delivery of such Notice by the said Clerk (as the case may be), to issue a Warrant under their Hands and Seals, directed to the Sheriff of the County of *Lancaster*, commanding such Sheriff to impanel, summon, and return a Jury, and the said Sheriff is hereby required accordingly to impanel, summon, and return a Jury of Twenty-four honest, sufficient, and indifferent Men, qualified according to the Laws of this Realm to be returned for the Trials of Issues in His Majesty's Courts of Record at *Westminster*, to appear before the said Sheriff, at such Time and Place as in such Warrant shall be appointed; and the said Sheriff is hereby required, out of the Persons so impanelled, summoned, and returned, or out of such of them as shall appear upon such Summons, to swear or cause to be sworn Twelve who shall be the Jury for the Purposes aforesaid, and in Default of a sufficient Number of Jurymen, the said Sheriff shall return other honest, sufficient, and indifferent Men of the Standers-by, or that can be speedily procured, to attend that Service (being qualified as last aforesaid) to make up the said Jury to the Number of Twelve; and it shall and may be lawful to and for all Persons concerned to have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the Array; and the said Sheriff is hereby empowered and required, by a Summons or Notice to be signed by such Sheriff, either previous to or at the Time of any such Meeting or Meetings, to call before them all and every Person or Persons who shall be thought necessary and proper to be examined as a Witness or Witnesses upon Oath, touching and concerning the Premises; and the said Sheriff may order and authorize the said Jury, or any Three or more of them, to view the Place or Places, or Matter or Matters in Question, if there be Occasion, and to use all other lawful Ways and Means, as well for his own as for the Jury's better Information in the Premises, as the said Sheriff shall think fit; which Jury upon their Oaths (which Oaths, as well as the Oaths to such Person or Persons as shall be called upon to give Evidence, the said Sheriff is hereby empowered and required to administer,) shall enquire of, assess, and ascertain the Sum of Money to be paid for the Purchase of such Lands or other Hereditaments, or what Damages will be sustained by and what Recompence and Satisfaction shall be made to such Owners, Occupiers, or other Person or Persons interested for or on account of the taking of such Lands or other Hereditaments for the Purposes of this Act, and shall assess separate Damages for the same; and after the said Jury shall have enquired of, ascertained, and settled such Damage, Recompence, and Satisfaction, the said Sheriff shall thereupon order the Sum or Sums of Money so assessed by the said Jury to be paid by the said Company of Proprietors, or by the said Committee of Directors on their Behalf, to the said Owners or Occupiers of or other Person or Persons interested in the
said

faid Lands or Hereditaments, according to such Verdict or Inquisition of the faid Jury, and shall give judgment for such Purchase Monies, Recompence or Satisfaction to be assessed by such Jury; which faid Verdict or Inquisition, Order, and Judgment thereon, pronounced as aforesaid, shall be signed by the faid Sheriff, and shall be final, binding, and conclusive, to all Intents and Purposes, against all Parties and Persons whomsoever claiming any Estate in Fee Simple or Fee Tail, for Life or Lives in Possession, Reversion, Remainder, Expectancy, or otherwise, their Heirs, Successors, Executors, and Administrators, Infants, Issue unborn, Females Covert, Persons beyond the Seas, and under any other Disability whatsoever, Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, as well as all other Persons whomsoever, and shall not be removed by *Certiorari* or other Process into any of His Majesty's Courts of Record at *Westminster*, or any other Courts; any Law or Statute to the contrary thereof notwithstanding.

XLII. And be it further enacted, That all Writs, Notices, and other legal Proceedings upon or against the faid Company of Proprietors, shall and may be served on the Clerk for the Time being of the faid Company, or shall be inserted twice in some one Newspaper usually circulated in the faid Town of *Manchester*, and such Notices so served or inserted shall be deemed and taken to be good and valid Service on the faid Company.

Notices on
Company
how to be
served.

XLIII. And be it further enacted, That if any Person so impannelled, summoned, and returned as aforesaid, upon such Jury, shall not appear, without some reasonable Excuse, or appearing, shall refuse to be sworn on the faid Jury, or being so sworn, shall refuse to give or shall not give his Verdict, or shall in any other Manner wilfully neglect his Duty therein, contrary to the true intent and meaning of this Act, he shall be liable and subject to the same Regulations, and to the same Pains and Penalties for such Default, as if he had been impannelled, summoned, and returned for the Trial of any Issue, joined in any of His Majesty's Courts at *Westminster*; and if any Person so summoned and required to give Evidence before the faid Jury, touching the Premises, shall neglect or refuse to appear, after having been paid or tendered a reasonable Sum for his, her, or their Costs, Charges, and Expences, or shall not allege a sufficient Excuse to the faid Sheriff for not appearing, or appearing, shall refuse to be sworn and examined, or to give Evidence, then and in every such Case, every such Person so offending, upon Proof thereof made before One of His Majesty's Justices of the Peace for the City or County, in which the Matter or Question shall arise upon the Oath of One or more credible Witness or Witnesses, shall for every such Offence forfeit and pay any Sum not exceeding Twenty Pounds according to the Discretion of the faid Justice; and in case any such Penalty shall not be forthwith paid, it shall and may be levied by virtue of any Warrant under the Hand and Seal of the faid Justice, by Distress and Sale of the Goods and Chattels of the Person so offending, rendering to such Person the Overplus, after such Penalty and the Charges of such Distress and Sale shall be deducted, and every such Penalty which shall be paid by or recovered from any Person who shall be impannelled, summoned, and returned on such Jury, or to give Evidence as aforesaid, shall go and be paid to the Person or Persons who shall appear to the faid Justice to be injured by the Default of such Persons.

Compelling
the Sheriff to
summon the
Jury.

XLIV. And

For punish-
ing Persons
swearing
falsely.

XLIV. And be it further enacted, That all and every Person or Persons who, in any Examination to be taken upon Oath by virtue of this Act, shall willfully and corruptly give false Evidence, or otherwise forswear themselves, before any such Jury, or before any Justice of the Peace, acting as such in the Execution of this Act, shall and may be prosecuted for the same, and upon Conviction thereof shall be subject and liable to such and the same Pains and Penalties as Persons guilty of wilful and corrupt Perjury are by the Laws in being subject and liable to.

For making
Satisfaction
for Tythes.

XLV. And be it further enacted, That full Recompence, Satisfaction, and Compensation by Payment of a Sum of Money in Gross, shall be made by the said Company of Proprietors for all the Tythes, both Great and Small, of the Lands which shall or may be taken or made use of by the said Company for the Purposes and in pursuance of the Powers of this Act, to the respective Persons entitled, or who would have been entitled to such Tythes, in case such Lands had not been so taken or made use of according to their respective Interests therein, such Tythes to be estimated at the average Value of Four Years, commencing at *Michaelmas* One thousand eight hundred and twelve, such average Value to be ascertained (in case of any Difference concerning the same) in like Manner as the Value of any Lands or other Hereditaments is hereinbefore directed to be ascertained.

Expence of
Jury and
Witnesses, by
whom to be
paid.

XLVI. And be it further enacted, That in each and every Case where a Verdict shall be given for more Money, for a Recompence or Satisfaction for the absolute Sale of any Lands, Tenements, or other Hereditaments of or belonging to any Body or Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, or to any Person or Persons unknown, or as a Compensation for any Damages done or to be done to any Lands, Tenements, Hereditaments, or other Property than had been previously offered by or on Behalf of the said Company of Proprietors, or their Committee of Directors, or where any Verdict shall be found, for any Damages where the Dispute is for Damages only, and where no Compensation, or a smaller Sum than shall be given by such Verdict had been previously offered or tendered in respect thereof, by or on Behalf of the said Company of Proprietors, or their Committee of Directors, or where by reason of Absence in Foreign Countries, or other Impediment or Disability as aforesaid, there shall not be found any Person or Persons at hand who may be legally capacitated to enter into a Contract with, and make Conveyances to, and receive Compensations from the said Company of Proprietors, or their Committee of Directors as hereinbefore mentioned; then and in all such Cases all the Expences of impannelling, summoning, and returning such Jury, and taking such Verdict, shall be settled by the said Sheriff so impannelling, summoning, and returning such Jury, and taking such Verdict as aforesaid, and be defrayed by the said Company of Proprietors; but if any Verdict shall be given for the same Sum or Rent as had been previously offered by or on Behalf of the said Company, or their Committee of Directors, or for a less Sum than had been so previously offered, or for Damages where the Dispute is for Damages only; or in case of such Refusal or Neglect to enter into Treaty with, or make Conveyances to, or receive Compensation from, the said Company of Proprietors or their Committee of Directors, by any Body or Bodies Politic, Corporate, or Collegiate,

legiate, Ecclesiastical or Civil, by any Person or Persons whomsoever, who is or are by the Provisions of this Act or otherwise legally capacitated to treat and convey, or receive such Compensation as aforesaid, then and in all such Cases (except where by reason of Absence or otherwise any Person or Persons shall have been prevented from treating and agreeing as aforesaid, when such Costs and Expences shall be paid by the said Proprietors) the Costs and Expences of impannelling, summoning, and returning such Jury, and taking such Verdict, shall be settled in like Manner by the said Sheriff, so impannelling, summoning, and returning such Jury, and taking such Verdict, and be borne and paid by the Body or Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, or other Person or Persons, with whom the said Company of Proprietors, or their Committee of Directors, shall have such Disputes or Controversies, which said Costs and Expences, having been so settled, shall and may be deducted out of the Money so assessed, and adjudged as so much Money advanced to and for the Use of such Body or Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, or other Person or Persons as aforesaid, and the Payment or Tender of the Remainder of such Sum or Sums of Money shall be deemed and taken, to all Intents and Purposes, to be a Payment or Tender of the whole Sum or Sums so assessed and adjudged; and in case no Damages shall be given by such Verdict, where the Dispute is for Damages only, such Costs and Expences, after having been so ascertained and settled as aforesaid, shall and may be recovered by the said Company, by such Ways and Means as are herein provided for the Recovery of any Penalty or Forfeiture incurred by this Act.

XLVII. And be it further enacted, That the said Sheriff and Juries respectively, in their Awards, Determinations, Adjudications, Judgments, and Verdicts, concerning the Value of Lands, Tenements, and other Hereditaments, shall separately and distinctly proportion off any Particular Estate, Terms, or Interests, and also any Damages sustained or to be sustained by any Body Politic, or Bodies Politic, Corporate, Collegiate, Ecclesiastical, or Civil, or any other Person or Persons whomsoever, by or in consequence of the Execution of any Powers of this Act, and shall assess and adjudge the Value set upon such Estate, Term, and Interest, and the Money assessed and adjudged for such Damages as aforesaid, distinct and apart from each other.

The Value of Lands, and Compensation for Damages, to be assessed separately.

XLVIII. Provided always, and be it further enacted, That a further Compensation shall be distinctly made and added to the said Value of each such Estate, Term, and Interest, to be assessed and adjudged in like Manner, in consequence or by reason of any Loss or Inconvenience, or probable Loss or Inconvenience which may be sustained or be likely to be sustained by the said Body or Bodies Politic, Corporate, Collegiate, Ecclesiastical, or Civil, or other Person or Persons, in respect of any Rents or Fines payable, or which would have been paid, from the Lessee or Lessees, Tenant or Tenants, of the Premises forming the Subject of the said Values respectively; and also in respect of any other Matter or Thing, producing or likely to produce Loss or Inconvenience to the said Body or Bodies Politic or Corporate, Collegiate, Ecclesiastical, or Civil, or other Person or Persons entitled to or interested in the Premises comprehended in the said respective Values.

Further Compensation to be made for Loss arising in various Ways.

[Local.]

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XLIX. And

Application thereof.

XLIX. And be it further enacted, That all such further or additional Compensation as aforesaid, shall be paid and applied to or for the Benefit of the Body or Bodies Politic, Corporate, Collegiate, Ecclesiastical, or Civil, or Person or Persons who for the Time being would have been entitled to the Rents and Profits of the said Premises valued as aforesaid, or, as the Case may be, to the Rents and Profits arising from the Estate, Term, or Interest, Estates, Terms, or Interests therein of such Person or Persons.

Lands to vest in the Company, on giving Security for the Value or Amount of Damages.

L. And be it further enacted, That upon Payment or legal Tender of such Sum or Sums of Money as shall have been contracted or agreed for between the Parties, or adjusted and determined by the said Committee of Directors, or assessed by such Jury in Manner aforesaid, for the Purchase of any such Lands, Tythes, or other Hereditaments, to the Person or Persons entitled to receive such Purchase Money respectively, or his, her, or their Agent or Agents at any Time after the same shall have been actually so agreed for, determined, or assessed, or depositing the same in the Bank of *England*, in Manner by this Act directed, it shall and may be lawful to and for the said Company of Proprietors, and their Agents, Workmen, and Servants, immediately to enter upon such Lands, Tenements, or other Hereditaments respectively, (or before such Payment or Tender or Security given by Leave of the Owners or Occupiers thereof,) and then and thereupon such Lands, Tenements, and other Hereditaments, together with the yearly Profits thereof, and all the Estate, Use, Trust, and Interest of any Person or Persons therein, shall from thenceforth be vested in and become the sole Property of the said Company of Proprietors, to and for the Purposes of this Act for ever; and such Payment, Tender, or Deposit, shall not only bar all Right, Title, Claim, Interest, or Demand of the Person or Persons to whom the same shall or ought to have been made, but also shall extend to and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates Tail, and other Estates in Reversion, Remainder, Expectancy, or otherwise, of his, her, or their Issue, and of all and every other Person and Persons interested therein.

Verdicts of Juries to be recorded.

LI. And be it further enacted, That the said Judgments and Verdicts so given shall be transmitted to and be kept by the Clerk of the Peace, or other Person or Persons having the Custody of the Records of the Quarter Sessions of the said County of *Lancaster*, and shall be deposited with and be deemed to be Records of such Quarter Sessions respectively, to all Intents and Purposes; and the same, or true Copies thereof, shall be allowed to be good Evidence in all Courts whatsoever, and all Persons shall have Liberty to inspect the same, paying for such Inspection the Sum of Two Shillings, or to have Copies thereof, paying for every Copy the Sum of Nine-pence for every One hundred Words, and so in Proportion for any greater or less Number of Words.

The Words 'grant, bargain, and sell,' to operate as Covenants for Title.

LII. And be it further enacted, That in all Grants and Conveyances to be made by the said Company of Proprietors, under or by virtue and in pursuance of the several Powers and Authorities to them hereby given, the Words "grant, bargain, and sell," shall amount to and be construed and adjudged in all Courts of Judicature to be express Covenants to the Grantee, Lessee, or other Purchaser, his, her, or their Heirs, Executors, Administrators,

Administrators, and Assigns, from the said Company of Proprietors, for themselves and their Successors, that they the said Company of Proprietors notwithstanding any Act done by them, were at the Time of the Execution of every such Grant or Conveyance seized of the Hereditaments and Premises thereby granted, conveyed, and sold of an indefeasible Estate of Inheritance in Fee Simple, free from all Incumbrances, for quiet Enjoyment thereof, against the said Company of Proprietors, their Successors and Assigns, and all claiming under them; and that all such Purchasers shall be indemnified and saved harmless by the said Company of Proprietors and their Successors.

LIII. And be it further enacted, That it shall and may be lawful to and for the said Company of Proprietors to sell and dispose of and by Indenture under their Common Seal, absolutely to grant and convey such Part or Parts of the Lands, Tenements, or Hereditaments which shall be so purchased by and conveyed to the said Company of Proprietors as aforesaid, and which shall not be wanted for the Purposes of this Act; and also to lay out and appropriate any Part of the said Lands, Tenements, and Hereditaments, as and for an Avenue or Passage, and that all such Conveyances from the said Company of Proprietors shall be valid and effectual, any Law, Statute, or Custom to the contrary thereof in anywise notwithstanding; and upon Payment of the Money which shall arise by the Sale or Sales of such Lands, Tenements, or Hereditaments, or any Parts or Parcels thereof, it shall be lawful for the Treasurer or Treasurers, for the Time being, to the said Company of Proprietors, to sign and give Receipts for the Money for which the same shall be sold, which Receipts shall be sufficient Discharges to any Person or Persons for the Purchase Money for such Lands, Tenements, or Hereditaments, or any Parts or Parcels thereof as shall be sold, or for so much thereof as in such Receipts respectively shall be expressed to be received; and such Person or Persons shall not afterwards be answerable or accountable for any Loss, Misapplication, or Non-application of such Purchase Money or any Part thereof: Provided always, that the said Company of Proprietors before they shall sell and dispose of such Lands, Tenements, or Hereditaments, or any Estate or Interest therein, shall first offer to resell the same to any Person or Persons from whom they shall have purchased the same, for such Estate or Interest as such Person or Persons had therein, and sold to the said Company of Proprietors for the Price paid by the said Company; and in case the said Company and such Person or Persons shall differ and not agree as to the Price or Prices thereof, and such Person or Persons shall nevertheless signify his, her, or their Desire to purchase the same by a Notice in Writing to be given or left with the Clerk of the said Company within Fourteen Days after such Offer, at a Price to be adjusted and settled by a Jury to be summoned as in case of Purchases made by the said Company as herein mentioned, *mutatis mutandis*, which Notice shall be deemed an actual Contract for Purchase of the said Premises, as against the Party or Parties giving the same at the Price which shall be adjusted and settled by such Jury; and in case such Person or Persons shall not agree to re-purchase such aforesaid Interest therein, or shall not give such Notice of his, her, or their Intention of purchasing the same within Fourteen Days after such Offer of Sale, then and in every such Case an Affidavit being made and sworn before a Master or a Master Extraordinary in the High Court of Chancery, or before

before One of His Majesty's Justices of the Peace for the City or County where such Lands, Tenements, or Hereditaments shall be situated, by some competent Person or Persons, stating that such Offer was made by or on the Behalf of the said Company of Proprietors, and was not then and thereupon agreed to by the Person or Persons to whom the same was so made; and that such Notice as aforesaid was given, shall in all Courts be sufficient Evidence and Proof that such Offer was made and was not agreed to by the Person or Persons to whom it was made (as the Case may be), and that such Notice as aforesaid was not given; and that all Money which shall arise by any Sale or Sales, or Demise or Demises, which may be made by the said Company of Proprietors of such Premises, Estates, and Interests as aforesaid, shall be applied to the Purposes of this Act; but the Purchaser or Purchasers, Lessee or Lessees thereof, shall not be answerable or accountable for any Misapplication or Non-application of such Money.

Purchase
Monies, and
Compensa-
tions to Cor-
porate
Bodies, &c.
to be laid out
to the same
Uses.

LIV. And be it further enacted, That all Sum and Sums of Money which are to be paid to any Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees, or other Trustees, acting as Guardians, Committees, or other Trustees, for or on Behalf of any Lunatics, Idiots, Femes Covert, or other *Cestuique* Trusts, or to any Person or Persons, whose Lands, Tenements, or other Hereditaments, are limited to strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, for the Purchase of or the Damages to be done to any such Lands, Tenements, or other Hereditaments, by virtue of the Powers in this Act contained, shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, 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 *Blackfriars* Bridge Company," 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, or other Hereditaments, in the Redemption or Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Charge or Incumbrance, or Part thereof, as the said Court shall authorize to be paid affecting the same Lands, Tenements, or other Hereditaments, or affecting other Lands, Tenements, or other Hereditaments standing settled therewith, to the same or the like Uses, Intents, or Purposes, or where such Money shall not be so applied, then 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, and Purposes, and in the same Manner as the Lands, Tenements, and Hereditaments, which shall be so purchased, taken; and used 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 of Chancery, upon Application thereto, be invested by the said Accountant General in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank

and 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 Proceeds of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by 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 other Hereditaments so hereby directed to be purchased, in case such Purchase and Settlement were made.

LV. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or other Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed 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, and Hereditaments so purchased, taken, or used, in respect whereof the same shall be paid, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, Trustee or Trustees, Receiver or Receivers, or other Person or Persons acting as such as aforesaid, 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 High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner hereinbefore 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 of by Three or more of the said Committee of Directors of the said Company, (such Nomination and Approbation to be signified under the Hands of the nominating and approving Parties,) in order that such Principal Money and the Dividends arising thereon may be applied in Manner hereinbefore directed, so far as the Case may be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Chancery.

Application where Purchase Money is less than 200l. and above 20l.

LVI. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next 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 entitled to the Rents and Profits of the Hereditaments in respect whereof the same shall be paid, in such Manner as the said Committee of Directors, or any Three or more of them, shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, Trustee or Trustees, or other Person or Persons acting as such, to and for the Use and Benefit of such Person or Persons so entitled respectively; and the Receipt or Receipts of the Person or Persons to whom the said Committee of Directors, or any Three or more of them, shall direct the same to be paid, shall be a sufficient Discharge for the same.

Application when Money is less than 20l.

LVII. 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 other Hereditaments to be purchased, taken, or used

Directing how Monies to be paid in case of used

[Local.]

16 X

Failure in
making out
Titles.

used 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 Committee of Directors, or any Three or more of them, or in case the Person or Persons entitled to such Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall and may be lawful to and for the said Committee of Directors, or any Three or more of them, to order the said Sum or Sums of Money so awarded as aforesaid to 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 to the Credit of the Parties interested in the said Lands, Tenements, and Hereditaments (describing them), subject to the Order, Control, and Disposition of the said Court of Chancery, which said Court of Chancery, 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 the same to be laid out and invested in the Public Funds, or to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or Estates, Title, or Interest of the Person or Persons making Claim thereto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is or are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

Where any
Question
shall arise as
to the Title
to Money,
the Person
who shall be
in Possession
of the Lands,
&c. to be
deemed
entitled
thereto.

LVIII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person or Persons to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery in pursuance of this Act, for the Purchase of any Lands, Tenements, or other Hereditaments, or of any Estate, Right, or Interest in any Lands, Tenements, or other Hereditaments to be purchased in pursuance thereof, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Lands, Tenements, or other Hereditaments, in respect whereof such Money shall have been so paid at the Time of passing this Act, 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 other Hereditaments according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery, and the Dividends or Interests of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities shall be paid, applied, and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, or that some other Person or Persons was or were lawfully entitled to such Lands, Tenements, or Hereditaments, or to some Estate or Interest therein.

The Court
may order
reasonable

LIX. Provided always, and be it further enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation en-

titled to any Lands, Tenements, or other Hereditaments, to be purchased under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the said 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 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, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Company of Proprietors, or their Committee of Directors, who shall from Time to Time pay such Sum and Sums of Money for such Purposes as the said Court shall direct and order.

Expences to be paid by the Company.

LX. And be it further enacted, That every Tenant at Will, or Lessee for a Year, or from Year to Year, shall deliver up the Possession of such Premises to the said Company of Proprietors, or to such Person or Persons as they shall appoint to take Possession of the same, upon having Three Calendar Months' Notice to quit such Possession, from the Clerk to the said Company of Proprietors, or from the Person or Persons so authorized by them to take such Possession, and such Person or 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, or so soon after as he, she, or they shall be required, peaceably and quietly deliver up the Possession of the said Premises to the said Company of Proprietors, or to such Person or Persons authorized by them to take Possession thereof, such Authority being signified under the Hands of the said Committee of Directors, or any Three or more of them; they the said Company making such Satisfaction and Compensation to every such Tenant or Lessee, or other Person or Persons in Possession as aforesaid, in case he, she, or they shall be required to quit before the Expiration of his, her, or their Current Year in the Premises, as the said Company shall deem just and reasonable, and if any Dispute shall arise, touching the Amount of such Satisfaction or Compensation, then and in such Case the same shall be settled and ascertained by a Jury in such and the like Manner as the Satisfaction and Compensation to be made for the Purchase of any Houses, Buildings, Lands, Tenements, or Hereditaments hereinbefore directed to be settled and ascertained in case of any Difference or Dispute about the same; and in case any such Person or Persons, so in Possession as aforesaid, shall refuse to give such Possession as aforesaid, all reasonable Satisfaction being first made or tendered, it shall be lawful for the said Committee of Directors, or any Three or more of them, to issue their Precept or Precepts to the Sheriff of the County in which the Premises shall be situate, 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.

Tenants at Will to deliver Possession at Three Months' Notice.

LXI. And be it further enacted, That the said Company of Proprietors or their Committee of Directors shall and may, as soon as conveniently may be,

Power to erect Turnpikes and take Tolls. after

after the said intended Bridge shall be erected, cause to be erected and set up a Turnpike Gate or Gates, or Toll Gate or Gates, at or upon the said Bridge, or within the Distance of Ten Yards from either End thereof, and from Time to Time, as Occasion may require, shall and may remove the same Turnpike or Toll Gate, Turnpikes and Toll Gates, and erect or set up another Turnpike or Toll Gate, or other Turnpikes or Toll Gates in lieu thereof, at any Place within the Distance aforesaid, and shall and may from Time to Time erect and provide such Toll House or Toll Houses, near or adjoining to the said Turnpike or Toll Gate as the said Company of Proprietors, or the Majority of them, shall think proper; and that the respective Tolls following shall be demanded and taken at the Turnpike or Toll Gate, Turnpikes or Toll Gates to be erected as aforesaid, by such Person or Persons as the said Committee of Directors shall from Time to Time appoint as aforesaid, before any Foot Passenger, or any Horse, Mule, Ass, or other Beast, or any Coach, Waggon, or other Carriage, shall be permitted to pass through the same; that is to say,

Tolls.

For every Foot Passenger, and every Person in a Waggon or Cart or such other like Carriage, other than the Driver thereof, One Halfpenny:

For every Horse or other Beast drawing any Coach, Berlin, Landau, Chaise, Chair, Calash, Hearse, or other such like Carriage, One Penny:

For every Horse or other Beast drawing any Waggon or other such like Four-Wheel Carriage, with the Driver thereof, the Sum of One Penny, except the same shall be drawn by a less Number than Four Horses, and then for the whole of such less Number than Four Horses, the Sum of Four-pence:

For every Horse or other Beast drawing any Cart or other such like Carriage, with the Driver thereof, the Sum of One Penny, except the same shall be drawn by a less Number than Three Horses, and then for the whole of such less Number, the Sum of Two-pence:

For every Horse, Mule, or Ass, laden or unladen, and not drawing, the Sum of One Penny:

For every Drove of Oxen or Neat Cattle, Calves, Swine, Sheep, or Lambs, the Sum of Five-pence *per* Score, and so in Proportion for a greater or less Number:

Which same respective Sums of Money shall be demanded and taken in the Name of or as a Toll, and that the same Tolls, and all other the Tolls to be collected or levied by virtue of this Act, and the several Toll Houses to be erected with their respective Appurtenances, shall be, and the same are hereby vested in the said Company of Proprietors, and shall be applied and disposed of as hereinafter mentioned.

Tolls may be altered.

LXII. And be it further enacted, That the said Company of Proprietors shall have full Power from Time to Time, at any General or Special General Assembly, to lower or reduce all or any of the said Tolls, but no Reduction of any such Tolls shall be made or take place unless a Majority of the Proprietors present at such General or Special General Assembly as hereinbefore directed, and Four-sixths in Value of the Persons to whom Money may at that Time be owing on the Credit of the Tolls hereby granted, shall assent thereto; and it shall and may be lawful to and for the said Company of Proprietors in like Manner again to raise the said Tolls to such Sum or Sums as they shall think proper, not exceeding

ing the Sums before mentioned, as often as it shall be deemed necessary for the Interest of the said Undertaking.

LXIII. Provided always, and be it further enacted, That no Foot Passenger, nor any Cart, Carriage, Waggon, Coach, Berlin, Landau, Chaise, Chair, Gig, Calash, Hearse, or such other-like Carriage, Horses, Mules, Asses, or other Beasts of Burthen, Drove of Oxen, Cattle, Calves, Swine, Sheep, or Lambs, shall be liable to the Payment of more than One Toll for passing over the said Bridge. Tolls to be paid at only One Gate.

LXIV. Provided always, and be it enacted, That no Foot Passenger, nor any Person or Persons having occasion to pass through any Turnpike or Toll Bar erected or to be erected where the Toll is or shall be taken by virtue of this present Act, with any Coach, Berlin, Chariot, Landau, Calash, Chaise, Chair, Hearse, Litter, Waggon, Wain, Cart, or other Carriage, Horse, Mule, Ass, Oxen, Cows, Hogs, Sheep, or any other Sort of Cattle, and who shall return the same Day through the same Turnpike or Toll Bar, before Twelve of the Clock at Night with the same Coach, Berlin, Chariot, Landau, Calash, Chaise, Chair, Hearse, Litter, Waggon, Wain, Cart or other Carriage, Horse, Mule, Ass, Oxen, Cows, Hogs, Sheep, or any other Sort of Cattle for which such Tolls have been paid, shall be liable or compelled to pay on his, her, or their Return the said Tolls at such Turnpike or Toll Bar, such Person or Persons producing a Ticket denoting such Payment, which Ticket the Collector of the Tolls is hereby required to deliver *gratis* on Payment of such Toll. Carriages may return Toll free.

LXV. And be it further enacted, That the said Company shall, and they are hereby directed and required to cause Notice to be given by or upon a Board to be constantly affixed on the Front of all the Turnpikes or Toll Houses to be erected on or near the said Bridge in large legible Characters, that the Payment of Toll at any One Turnpike or Toll Gate shall free and exempt the Person or Persons paying the same from Payment at any other Gate or Turnpike for or in respect of passing once over the said Bridge; and if any Person or Persons shall deface or obliterate any Part of the Notice on such Board, he, she, or they shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings. Board to be affixed on Toll Houses, specifying Exemption.

LXVI. Provided always, and be it enacted and declared, That no Toll whatsoever shall be demanded or taken for any Horse, Beast, Cattle, or Carriage of whatever Description, employed or to be employed in conveying, fetching, or guarding Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, either when employed in conveying, fetching, or guarding such Mails or Expresses, or returning back from conveying or guarding the same, or for any Soldiers upon their March, or upon Duty, or for any Horse, Beast, Cattle, or Carriages attending them with their Arms and Baggage, or returning after having been so employed, nor for any Waggon, Wain, Cart, or other Carriage whatsoever, or the Horse or Horses, or other Cattle drawing the same, which shall be employed in conveying any Ordnance, Barrack, or Commissariat or other public Stores, of or belonging to His Majesty, or for the Use of His Majesty's Forces, or for any Horse, Beast, Cattle, or Carriage, travelling with Vagrants, sent by legal passes, or for any Volunteers upon their March, or upon Duty, or in going to or returning from General Exemptions from Tolls of Bridge.

[Local.]

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the Place appointed for and on the Days of Exercise, or for any Horse, Mare, or Gelding, furnished by or for or belonging to any Corps of Yeomanry or Volunteer Cavalry, and rode by them in going to or returning from the Place appointed for and on the Days of Exercise, provided that such Persons be dressed in the Uniforms of their respective Corps, and have their Arms, Furniture, and Accoutrements, according to the Regulations provided for such Corps respectively, at the Time of claiming such Exemptions as aforesaid, or for any Horse, or other Beast, drawing any Coach, Berlin, Landau, Chariot, Calash, Chair, or other Carriage, or Passenger on Horseback, going to or returning from any Election of a Member or Members to serve in Parliament for the County of *Lancaster*, on the Day or Days of such Election, or on the Day before or after such Election shall begin or be concluded; and if any Person shall claim and take the Benefit of any of the Exemptions by this Act granted, not being entitled to the same, such Person or Persons, for every such Offence, shall forfeit and pay any Sum not exceeding Forty Shillings, to be recovered and applied as other Penalties are by this Act directed to be recovered and applied.

To enforce
Payment of
Tolls.

LXVII. And be it further enacted, That it shall and may be lawful to and for the Collector or Collectors of the said Tolls, or any of them, to stop and prevent the Passage of any Person or Persons neglecting or refusing to pay the said Tolls, or any of them, or of the Horse, Beast, Cattle, Carriage, or other Thing, for or in respect whereof the said Tolls ought to be paid; or it shall and may be lawful to and for the said Collector or Collectors to seize and detain the Goods and Chattels of such Person or Persons, or such Horse, Beast, Cattle, Carriage, or other Thing; and in case the said Tolls shall not be fully paid and satisfied, together with all reasonable Costs and Charges of making, detaining, and keeping such Distress, within the Space of Fourteen Days, the said Collector or Collectors shall and may sell the same, rendering the Overplus (if any), after deducting such Costs and Charges of making, detaining, keeping, and selling such Distress, to the Owner or Owners thereof.

In case of
Dispute con-
cerning Tolls
and Charges,
the Matter
to be settled
by a Justice
of the Peace.

LXVIII. Provided always, and be it further enacted, That if any Dispute shall happen touching the Amount of the Tolls due, or the Charges of distraining, keeping, and selling any Distress, it shall be lawful for the Collector or Person so distraining to retain the Distress, or the Money arising from the Sale thereof, until the Amount of the Tolls due, and the Charges of distraining, keeping, and selling the Distress, as the Case may be, shall be ascertained by some Justice of the Peace for the County, City, or Place wherein such Dispute shall happen to arise, who upon Application made to him for that Purpose, shall examine the Matter by Oath of the Parties, or other Witness or Witnesses (which Oath such Justice is hereby authorized to administer), and shall determine the Amount of the Tolls due, and shall award such Costs and Charges to either Party as to the said Justice shall appear right and proper; all which Costs and Charges shall and may be levied and recovered, in case of Non-payment thereof forthwith, by Warrant under the Hand and Seal of such Justice, rendering the Overplus (if any) on Demand, after deducting the Costs and Charges of making such Distress and Sale, to the Person or Persons whose Goods and Chattels shall have been so distrained and sold.

LXIX. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise touching or in anywise relating to the said Tolls or any of them, the Person or Persons appointed to collect the same, or any other Person or Persons acting by or under the Authority of the said Company of Proprietors, shall not be disqualified from giving Evidence in any such Dispute, Suit, or Litigation, by reason of his, her, or their being appointed to collect such Tolls.

Collectors of Tolls may give Evidence.

LXX. And be it further enacted, That all and every Toll Collector shall and he is hereby required to place his Christian and Surname painted on a Board in legible Characters, in the Front or some other conspicuous Part of the Toll House or Toll Gate immediately on his coming on Duty, each of the Letters of such Name or Names to be at least Two Inches in Length, and of a Breadth in Proportion, and painted either in White Letters on a Black Ground or Black Letters on a White Ground, and shall continue the same so placed during the whole Time he shall be upon such Duty; and if any Collector of the same Tolls shall not place such Board as aforesaid, and keep the same there during the Time aforesaid, or shall demand or take a greater or less Toll from any Person than he shall be authorized to do by virtue of the Powers of this Act, or of the Orders and Resolutions of the said Company of Proprietors made in pursuance thereof, or shall demand and take a Toll from any Person or Persons who shall be exempt from the Payment thereof, and claim such Exemption, or shall refuse to permit or suffer, or shall in any ways hinder any Person or Persons from reading such Christian or Surname, or shall refuse to tell his Christian or Surname to any Person or Persons who shall demand the same, on having paid the said Tolls or any of them, or shall in answer to such Demand give a false Name or Names, or shall refuse or neglect to give a Ticket to denote the Payment of the Toll when demanded; or upon the legal Toll being paid or tendered, shall unnecessarily detain or wilfully obstruct, hinder, or prevent any Passenger or Passengers from passing through any Turnpike or Toll Gate, or shall make use of any scurrilous or abusive Language to any Trustee, Treasurer, Clerk, Surveyor, or other Officer, or any Passenger or Passengers, then and in every such Case, every such Toll Collector shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence, as the Justice or Justices before whom the Information shall be laid shall adjudge; and such Penalty shall be recovered and applied as other Penalties are by this Act directed to be recovered and applied.

For preventing Toll Collectors from taking undue Tolls.

LXXI. And be it further enacted, That the Tolls that shall be collected and received under or by virtue of this Act, shall be applied and disposed of in Manner hereinafter mentioned; (that is to say,) in the first Place in discharging the Expences of obtaining and passing this Act, and from Time to Time of carrying the same into Execution, and of keeping the said Bridge and other Works in proper Repair and Condition, and in the next Place in paying to the Mortgagees and Annuitants under this Act the Interest and Annuities to which they shall be respectively entitled in Manner hereinbefore provided, and the Surplus thereof shall be divided amongst the said Proprietors in proportion to the Amount of their respective Shares, in Manner following; that is to say, the said Proprietors shall be entitled to and receive out of the Tolls hereinbefore allowed to be taken and received, Interest after the Rate of Five

Application of the Tolls.

Pounds

Pounds *per Centum per Annum*, upon the respective Sum or Sums of Money which shall have been paid from Time to Time upon their respective Shares, for and towards the Execution of the said Undertaking, which Interest shall commence and be computed from the Time or respective Times of Payment of such Sum or Sums of Money, or of the Instalments thereof respectively, and from and after the Time when the said Bridge shall be opened for the Passage of Horses, Carriages, and Passengers, over and across the same, the said Proprietors shall, instead of such Interest as aforesaid, be entitled to and receive an Interest and Dividend upon their respective Shares out of the said Tolls, so as that such Proprietors do not receive more than Seven Pounds Ten Shillings *per Centum per Annum* upon or in respect of the Amount of such Shares from the Time of the opening of the said Bridge; and when and as soon as such Surplus shall be more than sufficient to pay such Interest and Dividend, of Seven Pounds Ten Shillings *per Centum per Annum* as last mentioned, then the Excess shall from Time to Time be applied in the Payment and Discharge of the Principal Sums advanced and paid by the said Proprietors in pursuance of this Act, rateably and in Proportion to the Amount of their respective Shares; and such Proprietors shall only be entitled to have and receive from Time to Time the said Interest and Dividend, not exceeding Seven Pounds Ten Shillings *per Centum per Annum* as aforesaid, upon the Amount of such Part of the Principal Sums so by them advanced and paid, as shall remain after such Payments and Discharges as aforesaid, and so until the whole Amount of the said Capital Stock of Seventeen thousand seven hundred Pounds shall have been paid off and discharged in Manner aforesaid; and from thenceforth the said several and respective Proprietors shall cease to receive or be entitled to any further Share or Proportion of the said Tolls, or any Payment in respect thereof, (except as hereinafter mentioned); and the said Tolls shall after the Payment of such Expences and Interest to the Mortgagees and Annuitants as aforesaid, from thenceforth from Time to Time be laid out in the Name of the said Company of Proprietors in the Purchase of Three Pounds *per Centum* Consolidated Bank Annuities, and the Interest resulting therefrom shall be accumulated in the Nature of Compound Interest until such Excess and Accumulation shall be sufficient for the paying off the then subsisting Mortgages under this Act, which Sum when raised shall be applied accordingly; and that after such Application as last mentioned, such Tolls subject as aforesaid shall be accumulated in Manner hereinbefore mentioned, until a farther Sum shall be raised sufficient by the Dividends or Interest thereof to pay the Annuities that may then be subsisting under this Act, and which shall be applied accordingly, and also to produce the Annual Sum of Thirty Pounds, which said last-mentioned Annual Sum, as well as the Dividends or Interest of the Fund which shall be raised as last mentioned for the Payment of the said Annuities, subject to the Payment thereof, shall be appropriated towards paying the Expences of repairing the said Bridge as and when there shall be Occasion, and when and as soon as the said last-mentioned Sum shall be raised, the Tolls and Duties hereby authorized to be collected and taken on and for the said Bridge shall wholly cease and determine.

Company to
continue
Trustees of
the Bridge.

LXXII. And be it further enacted, That the said Company of Proprietors who shall or may be Proprietors of Shares at the Time when the said Tolls are hereinbefore directed to cease, shall be and they are hereby constituted and appointed a Company, to continue and be Trustees of the said Bridge, and have

have a Committee of Direction, continued and regulated as before directed, and subject to all other Regulations, Rules, Orders, and Restrictions, Penalties and Forfeitures hereinbefore provided in respect of the said Company, or their Committee of Direction; and the said Company, or their Committee of Direction, or any Three or more of them, shall have Power and Authority to do and perform all Matters and Things which to them shall seem meet and necessary in and about the maintaining, repairing, and supporting of the said Bridge and other Works, to be maintained, repaired, and supported by virtue of this Act, in such Manner as to them the said Company, or their Committee of Direction, or any Three or more of them, shall seem meet; and such Company, or their Committee of Direction, or any Three or more of them, shall have Power and Authority, by an Order or Draft under the Common Seal of the said Company, or under the Hands of at least Three of the Committee of Direction of the said Company, which Seal or Signatures shall be attested by the Clerk to the said Company for the Time being, to disburse the Interest or Dividends of the Money hereinbefore directed to be raised and applied for that Purpose, as may be required, and to apply the same in and about such Repairs, or any other Matters or Things relating or appertaining to the said Bridge and other Works, to be maintained, repaired, and supported by virtue of this Act as aforesaid; and when all such Expences, Costs, and Charges of repairing the said Bridge, or of any other Works relating or appertaining thereto, shall be fully paid and satisfied out of the Interest or Dividends aforesaid, the said Company may, and they are hereby empowered to make and declare a Dividend of the Overplus or Interest of such Interest Money as aforesaid among the said Company, according to the Shares they may respectively be entitled to.

LXXIII. And be it further enacted, That if any Person or Persons shall wilfully and maliciously, and to the Prejudice of the said Undertaking, break, throw down, or destroy any of the Works to be erected and made by virtue of this Act, every such Person shall be judged guilty of Felony; and every such Person so offending, and being thereof lawfully convicted, shall be subject to the like Punishments and Penalties as in Cases of Felony; and the Court by or before whom such Person shall be tried and convicted, shall have Power and Authority to cause such Person to be punished in like Manner as Felons are directed to be punished by the Laws and Statutes of this Realm; or, in Mitigation of such Punishment, such Court may award such Sentence as the Law directs in Cases of Petit Larceny. Destroying Works.

LXXIV. And be it further enacted, That it shall be lawful for the said Surveyor or Surveyors, appointed or to be appointed by the said Company of Proprietors, or their Committee of Directors, and such Persons as he or they shall respectively appoint, from Time to Time, to remove all Obstructions, Annoyances, and Encroachments on the said Bridge, or on or by the Side or Sides of any Part of the said Bridge, or the Avenues immediately leading thereto, by any Erections whatsoever, within Fifty Feet of the said Bridge, or by Timber, Stone, or Carriages, or by any Water Troughs, Tubs, or other Things for watering Horses or Cattle, or for any other Purpose, or by Saw Pits, Hovels, Ashes, Rubbish, Stone, or otherwise by laying or placing Goods, Wares, and Merchandize, or other Matters or Things in or upon the said Bridge, or in Front of any House For removing Annoyances.

[Local.]

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within

within Fifty Feet of the said Bridge, or by any other Ways or Means whatsoever, and to turn any Watercourses, Sinks, or Drains running along into the River *Irwell*, which shall interfere with the said Bridge, and be necessary to be removed for the Construction, Preservation, and Safety thereof, and to open, scour, cleanse, widen, or make deeper any Watercourses adjoining or near thereto, and make the same as deep and as large as they shall think necessary.

Penalty on
throwing
Rubbish on
the Bridge.

LXXV. And be it further enacted, That if any Person or Persons shall, from and after the said Bridge shall be erected, throw, cast, or lay any Dust, Dirt, Ashes, Rubbish, Dung, or other Filth or Annoyance in or upon the said Bridge, every such Person and Persons being convicted thereof shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence over and above the Charges of removing such Filth or Annoyance, which the said Surveyor or Surveyors is and are hereby authorized to remove; and all the said Forfeitures as well as the Charges of removing such Annoyances, which Charges the Committee of Directors of the said Company, or any Three or more of them, are hereby authorized to settle and ascertain, shall by Warrant under the Hand and Seal of any One or more Justice or Justices of the Peace of the County of *Lancaster*, who is and are hereby authorized and required to grant the same, directed to the Constable or Peace Officer for the Parish or Place where the Offence shall be committed, be levied by Distress and Sale of the Goods and Chattels of the Person or Persons so offending, rendering the Overplus upon Demand (if any) after all Charges paid to the Person or Persons whose Goods and Chattels shall be distrained and sold, and in Default of such Distress or Non-payment of the said Penalty, the Offender or Offenders shall be committed to the Common Gaol, by any such Justice or Justices as aforesaid, by Warrant under his or their Hand and Seal, or Hands and Seals, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months: Provided nevertheless, that all and every Person and Persons so committed shall upon Payment of such Forfeitures and all Charges, be immediately released from his, her, or their Confinement.

Against
drawing
Timber.

LXXVI. And be it further enacted, That if any Person or Persons shall draw or cause to be drawn upon the said Bridge any Tree or Piece of Timber, or any Stone otherwise than upon Wheel Carriages, or shall suffer any Part of any Tree or Piece of Timber which shall be conveyed upon any Wheel Carriage to trail upon any Part of the said Bridge to the Prejudice thereof, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

The whole of
the Estimate
to be sub-
scribed be-
fore proceed-
ing with the
Act.

LXXVII. And whereas the probable Expences of building the said Bridge, and making the Avenues thereto, will, according to an Estimate thereof, amount to the Sum of Seventeen thousand seven hundred Pounds; and the Sum of Fourteen thousand two hundred Pounds, being more than Four-fifth Parts of such Expences, has already been subscribed for defraying such Expences, by several Persons, under a Contract binding them, their Heirs, Executors, and Administrators, for Payment of the several Sums so subscribed by them respectively; be it therefore further enacted, That the whole of the said Sum of Seventeen thousand seven hundred Pounds shall be

be subscribed in like Manner, before any of the Powers and Provisions given by this Act shall be put in Force.

LXXVIII. And be it further enacted, That if the said Company of Proprietors shall not within Five Years, from and after the passing of this Act, complete the said Bridge, so as to make the same passable for Horses and Carriages, that then and from thenceforth all and singular the Powers and Authorities vested in them by this Act shall cease and determine to all Intents and Purposes whatsoever.

The Bridge to be completed in Five Years.

LXXIX. 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 Offences respectively before any One of His Majesty's Justices of the Peace for the County or Place where the Offence or Offences shall be committed, 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 Hand 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, when paid or levied (if not otherwise directed to be applied by this Act) shall be from Time to Time paid to the Treasurer or Treasurers of the said Company, 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 such County, City, or Place, there to remain without Bail or Mainprize, for any Time not exceeding Six Months, unless such Penalties, Forfeitures, and Fines, and all reasonable Charges, shall be sooner paid or satisfied.

Penalties and Forfeitures how to be recovered and applied.

LXXX. Provided nevertheless, and be it further enacted, That it shall be lawful for the said Company, from Time to Time, if they shall see Cause, to pay and apply such Part of the said Penalties, Forfeitures, and Fines, or any of them, to and for the Use of the Informer or Informers, or any Person or Persons (not being a Witness or Witnesses) aiding or assisting in the Apprehension of any Offender or Offenders therein, or any of them, any Thing herein contained to the contrary thereof in anywise notwithstanding.

Power to give Informer Part of the Penalties.

LXXXI. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to attend and give Evidence before any Justice of the Peace touching any Matter of Fact contained in any Information or Complaint for any Offence against this Act, either on the Part of the Prosecutor or the Person or Persons accused, shall, on being paid or tendered a reasonable Sum for his or her Loss of Time, Costs, Charges, and Expences, refuse or neglect to appear at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for

Compelling Witnesses to attend.

for his, her, or their Refusal or Neglect, or appearing shall refuse to be examined upon Oath, (or in case of a Quaker or Quakers on solemn Affirmation,) and to give Evidence before such Justice of the Peace, then and in every such Case every such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

For securing transient Offenders.

LXXXII. And whereas Persons guilty of Offences against this Act may be transient Persons unknown to the Collectors and other Persons under this Act, be it further enacted, That it shall and may be lawful to and for the said Collectors, Surveyors, or other Officers respectively, to seize and detain any such unknown Person or Persons guilty of any Offence against this Act, and to convey him or them before any One or more of the Justice or Justices of the Peace for the County or Place where any such Offence shall be committed, without any other Warrant or Authority than this Act for so doing.

Conviction of Offenders.

LXXXIII. And for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every the Justice and Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the Case shall happen; that is to say,

Form of Conviction.

BE it remembered, That on the _____ Day of _____ in the Year of our Lord _____ A. B. is convicted before me C. D., [or, before us C. D. and E. F.] One [or, Two] of His Majesty's Justices of the Peace for the County of _____ [specifying the Offence, and Time and Place when and where the same was committed, as the Case shall be.] Given under my Hand and Seal, [or, our Hands and Seals,] the Day and Year first above mentioned.

Distress not unlawful for want of Form.

LXXXIV. And be it further enacted, That where any Distress shall be made for any Sum of Money 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 considered a Trespasser or Trespassers on Account of any Defect or want of Form in the Information, Summons, Conviction, Warrant of Distress, or the Appointment of the Collector or Collectors, Receiver or Receivers, Surveyor or Surveyors, or in any other Proceeding relating thereto, nor shall the said Party or Parties distraining be deemed or considered a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall afterwards happen to be done by the Party or Parties so distraining in making such Distress; but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage which he, she, or they shall have sustained thereby, with usual Costs, and no more, in an Action of Trespass, or on the Case, at the Election of the Person or Persons so aggrieved.

Plaintiff not to recover without Notice, after Tender of Amends.

LXXXV. Provided always, and be it enacted, 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, or left at his, her, or their last or usual Place or Places of Abode Fourteen Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff or Plaintiffs, specifying the Cause of such Action; nor shall the Plaintiff

Plaintiff or Plaintiffs recover in such Action if Tender of good and sufficient Amends shall have been made to him, her, or them, or to his, her, or their Attorney, by or on the Behalf of the Defendant or Defendants, before such Action brought; nor if such Tender of Amends shall be made at any Time after the said Action brought, and before the Trial thereof; together with Costs of Suit to the Time of such last-mentioned Tender, but on Proof of such Tender on any Trial to be had in such Action, the Plaintiff or Plaintiffs shall suffer Judgment, as in Cases of Nonsuit, with Double Costs, to be recovered in the same Manner as any Defendant or Defendants may recover Costs in any other Case by Law; or 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 depend, at any Time before Issue joined, to pay into Court such Sum of Money as he, she, or they shall think fit; whereupon such Proceedings, 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.

LXXXVI. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Order or Judgment made or given in pursuance of any Rule, Bye-Law, or Order of the said Company of Proprietors, or of their Committee of Directors, or by any Order, Judgment, or Determination of any Justice or Justices of the Peace, relating to any Matter or Thing in this Act mentioned or contained, then, and in every such Case, such Person or Persons may, within Three Calendar Months next after such Order, Judgment, or Determination shall have been made or given, appeal to the Justices of the Peace at the General or Quarter Sessions of the Peace to be holden in and for the County, City, or Place in which the Cause of Appeal shall arise, (first giving Ten Days' Notice of such Appeal to the Person or Persons appealed against, and of the Nature and Matter thereof, and forthwith after such Notice entering into a Recognizance before some Justice of the Peace for such County, City, or Place, with Two sufficient Sureties conditioned to try such Appeal, and to abide the Order and Award of the said Court thereon); and the said Justices shall, in a summary Way, either hear and determine the said Appeal at such General or Quarter Sessions, or if they think proper may adjourn the Hearing thereof to the next General or Quarter Sessions of the Peace to be holden for such County, City, or Place, and the said Justices may, if they see cause, mitigate any Forfeiture or Fine, and may order any Money to be returned which shall have been levied in pursuance of such Rule, Bye-Law, Order, Judgment, or Determination, and may also order and award such further Satisfaction to be made to the Party injured as they shall judge reasonable.

Allowing an Appeal.

LXXXVII. Provided always, and be it further enacted, That no Action or Suit shall be brought against any Person or Persons, Body or Bodies Politic, Corporate, or Collegiate, for any Thing done in pursuance of this Act, after Six Calendar Months after the Fact committed; and every such Action or Suit shall be laid, brought, and tried in the Place where the Cause of Action shall arise, and not elsewhere, and the Defendant or Defendants in every such Action or Suit may, at his, her, or their Election, plead specially, or the General Issue, and give this Act and the

Limitation of Actions.

[Local.]

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Special

Special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and under the Authority of this Act; and if the same shall appear to be so done, or that such Action or Suit shall have been brought before Fourteen Days' Notice shall have been given, or after a sufficient Satisfaction made and tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other Place than as aforesaid, then and in every such Case the Jury shall find for the Defendant or Defendants, and upon such Verdict, 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, then the Defendant or Defendants shall recover Double Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for his, her, or their Costs in any other Cases by Law.

Public Act.

LXXXVIII. 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 SCHEDULE to which this Act refers.

A Messuage or Dwelling House, Work Shop, and Butcher's Shop, with the Appurtenances, situate in Salford aforesaid, belonging to Master Marshall Williams, and now in the Occupation of James Ryle, Richard Marsh, and William Markendale.

All that Erection or Building standing and being in Salford aforesaid, and used as the Court-Room for the Hundred Court of Salford, belonging to John Carrington as Trustee of John Partington, deceased, and His Majesty in Right of his Duchy of Lancaster, and now occupied.

All those Old Buildings, formerly Dwelling Houses, with the Yards and vacant Land thereto belonging, situate in Salford aforesaid, belonging to Master Peter Brettargh, and others, and now unoccupied.

All those Six Messuages, Cottages, or Dwelling Houses with the Yards and Appurtenances, situate in Salford aforesaid, belonging to John Bourne, William Bury, and Edward Bury, the Trustees of the late John Bury, Esquire, deceased, and now in the several Occupations of William Drinkwater, Thomas Banks, James Naylor, James Leech, William Penkethman, and George Hackin.

A Building or Out House, and Yard, with the Appurtenances, situate in Salford aforesaid, and belonging to and in the Possession of Master James Paulden.

A Messuage or Dwelling House, with the Appurtenances, situate in Salford aforesaid, belonging to Master James Paulden, and now in the Occupation of Martha Barnes.

Two Messuages or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to Master Henry Clarke,

Clarke, and now in the Occupation of Joseph Kershaw and Francis Thompson.

Two Messuages or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to Master Benjamin Joule, and now in the Occupation of John Davenport and John Spink.

Six Messuages or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to Master John Wagstaff, and now in the Occupation of John Plant, John Duckworth, Richard Higham, Joseph Ward, Edward Jackson, and James Chapman.

Two Messuages or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to Master Thomas Metcalf, and now in the Occupation of John Baldwin and Samuel Hanson.

Five Messuages or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to Master James Eastwood, and now in the Occupation of Ralph Jannison, William Starkie, Richard Leach, Ann Smith, and Abraham Hall.

Ten Messuages or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to Master Robert Worsley and Mistress Ann Middleton, and now in the several Occupations of Samuel Partington, Thomas Smith, John Maud, Robert Hamilton, John Worthington, Thomas Nightingale, James Bridghouse, William Greenhalgh, Robert Cole, and James Nightingale.

Five Messuages or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to Mistress Ann Broadbent, and now in the several Occupations of Mary Butterworth, James Israel, James Brierley, John Slater, and Elliot Johnson.

Three Messuages or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to John Drinkwater, Esquire, and in the several Occupations of Thomas Carter, James Cole, and James M'Dougal.

Two Dwelling Houses, Shops, and Yards, with the Appurtenances, situate in Salford aforesaid, belonging to John Drinkwater, Esquire, and now in the Occupation of Thomas Holt, and Henry Marsden.

A Public House and Yard, with the Appurtenances, situate in Salford aforesaid, belonging to Mistress Jane Keighley, and in the Occupation of James Saxon.

Two Messuages or Dwelling Houses, with the Yards and Appurtenances, situate in Salford aforesaid, belonging to Master William Willcock, and in the Occupations of John Robinson and James Smith.

An open Yard, or Plot of Land, situate in Salford aforesaid, belonging to the said Mistress Jane Keighley, and in the Occupation of George Barratt.

A Warehouse, or Building, with the Yard and Appurtenances, situate in Salford aforesaid, belonging to and occupied by Master George Barratt.

Three Messuages or Dwelling Houses, with the Yards and Appurtenances, situate in Salford aforesaid, belonging to the Reverend Thomas Fawcett, and now in the Occupations of Charles Welsh, and Anne Boardman, and One unoccupied.

A Dye House with the Appurtenances, Two Messuages or Dwelling Houses, Warehouse, Buildings, and vacant Land, Brewhouse and Buildings, with the Appurtenances, now untenanted, and Five Cottages and a Dwelling House and Shop, with the Appurtenances, in the several Occupations of Ralph Swindells, John Grime, William Hurst, James Cole, and

and William Parker, all situate in Salford aforesaid, and belonging to the said Trustees of John Bury, Esquire, deceased.

A Dwelling House, Warehouse, and other Buildings, with the Yards and Appurtenances thereto, situate in Salford aforesaid, belonging to Master John Harrison, and now in the Occupations of George Bamber, William Ashton, Robert Goodfellow, and James Morris.

A Dwelling House and Shop, with the Appurtenances thereto, situate in Salford aforesaid, belonging to John Harrison, and now in the Occupation of Elkana Armitage.

Two Shops or Dwelling Houses, with the Yards and Appurtenances thereto, situate in Manchester, belonging to the Warden and Fellows of the College of Christ in Manchester aforesaid, and now in the Occupations of John Barnes and Hannah Bradford Fisher.

A Messuage, or Dwelling House and Shop, with the Yards and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Possession of Humphrey Owens.

A Messuage and Public House, Out Buildings, Yard, and Appurtenances, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Master William Hardy.

A Messuage, or Dwelling House and Shop, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Thomas Turner.

A Shop or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now untenanted.

A Messuage or Dwelling House, with the Yards and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Alice Shepherd.

A Messuage or Dwelling House, with the Appurtenances, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of William Caley.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of William Park.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Joseph Cropper.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of William Turner.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Master Joseph Hibbert.

A Messuage or Dwelling House, and Shop, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Mary Lord.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of James France.

A Warehouse, with the Appurtenances, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and James Bateman, Esquire, and now in the Occupation of Master John Bateman.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto,

thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of William Beal.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Robert Young.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Thomas Waring, and William Marsden.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of William Briddon.

A Blacksmith's Shop, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of William Knight.

A Messuage or Dwelling House, Shop, and Yard, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of John Hinchliff.

A Messuage or Dwelling House, with the Yard and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Henry Thatcher.

A Tallow Chandler's Shop, Dwelling House, and Candle House, with the Outbuildings, Yards, and Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Messieurs William Briddon, John Briddon, and Henry Briddon.

A Messuage, and Dwelling House, and Ironmonger's Shop, with the Warehouse, Outbuildings, Yard, and Appurtenances thereto, situate in Manchester aforesaid, belonging to the Reverend John Gatliffe, and said Warden and Fellows, and now in the Occupation of Master James Brathwaite.

A Messuage, and Dwelling House, and Grocer's Shop, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, and now in the Occupation of Master Joseph Brown and James Bateman, Esquire.

A Warehouse or Building, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to the said Warden and Fellows, now in the Occupation of Master Thomas Cave.

Three Messuages, or Dwelling Houses, and Shops, with the Appurtenances, situate in Manchester aforesaid, belonging to Master James Harrop, and now in the several Occupations of Thomas Fawcitt, Thomas Spanton, James Glover, Thomas Conway, and the said James Harrop.

Four Dwelling Houses, and Shops, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to Master Thomas Barlow, and now in the several Occupations of John Spooner, John Molineux, Thomas Styan, and Ferdinand Swengley.

A Shop, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to Master James Withington, and now in the Occupation of Samuel Prince.

A Shop, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to Master Thomas Fogg, and now in the Occupation of Elizabeth Fildes.

Four Messuages, or Dwelling Houses, and Shops, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to Mistres Jane Whitaker, and now in the Occupation of William Atkinson, Daniel Lynch, Samuel Walker, and George Crossley.

Two Messuages, or Dwelling Houses, and Shops, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to the Right Honourable Thomas Lord Ducie, and now in the Occupation of Oswald Syers and William and Edward Leatherbarrow.

Two Shops, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to William Thomas, Esquire, and now in the Occupation of Alexander M^cClure and John Royle.

A Shop and Dwelling House, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to Mr. Henry Hoyle, Executor of the last Will and Testament of Richard Cunliffe, deceased, and now in the Occupation of Ann Smith.

A Shop, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to John Barton, Esquire, and which is now in the Occupation of Matthew Jepson.

Two Messuages, or Dwelling Houses and Shops, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to Master Thomas Ainsworth, and now in the Occupations of William Leigh, and John Tomlinson, and James Taylor.

A Messuage, or Dwelling House, and Public House and Shop, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to the Reverend Samuel Booth, and now in the Occupations of Martha Knight and Joseph Merone.

Two Messuages, or Dwelling Houses, and Shops, with the Appurtenances thereto, situate in Manchester aforesaid, belonging to Master Rylance, and now in the Occupation of Martin Clayton and Thomas Golland.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1817.