



ANNO QUINQUAGESIMO NONO

GEORGI II. REGIS.

Cap. lxxiv.

An Act for paving, lighting, cleansing, and otherwise improving the Town of *Saint Neots*, in the County of *Huntingdon*. [14th June 1819.]

WHEREAS the Streets, Lanes, public Passages, and Places of the Town of *Saint Neots*, in the County of *Huntingdon*, are not properly paved, cleansed, or lighted, and are subject to various Encroachments, Nuisances, and Annoyances: And whereas it would tend greatly to the Benefit, Convenience, and Safety, not only to the Inhabitants of the said Town, but of Persons resorting thereto, if the said Streets, Lanes, public Passages, and Places were properly paved, lighted and cleansed, and if certain Encroachments and Annoyances were removed; and Provision made for preventing the like in future; but, as such Purposes cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *Samuel Allvey* M. D., *William Abbott* the elder, *Charles Banks*, *John Day*, *William Day*, *William Foster*, *Samuel Fairey* the elder, *George James Gorbam*, *William Inkersole*, *Thomas Inkersole*, *James Livett*, the Reverend *Thomas Morell*, *William Alexander Peppercorn*, *John Paxton*, *Richard Pamplin*, *Owsley Rowley*, *David Rowley*, *Francis Rix*, *Octavius Marmaduke Saunders*, *Joseph Savill*, *Robert Sabine*, *Matthew Towgood* the elder, *Thomas Thoms*, the Vicar of *St. Neotts* for the Time being, and *William*

[Local.]

Wiles the elder (Cornfactor), and the several other Persons from Time to Time to be elected and appointed in Manner herein-after mentioned, shall be and they are hereby appointed Commissioners for putting this Act into Execution.

Appointment
of Commis-
sioners.

II. And be it further enacted, That in case any of the Commissioners appointed or hereafter to be appointed under or by virtue of this Act shall refuse, or shall die, or become disqualified or disabled from acting as a Commissioner by virtue of this Act, then and so often it shall be lawful for the surviving or remaining Commissioners under this Act, or any Five or more of them, assembled at the then next or some subsequent Meeting which shall be held by virtue of this Act, and they are hereby required (the Refusal to act, or the Death, Disqualification or Disability of such Commissioner or Commissioners as last aforesaid, and the intended Election of his or their Successor or Successors being expressed in the Notice or Summons for such Meeting) to elect and appoint a Commissioner, qualified as herein-after mentioned, in the Room and Stead of every such Commissioner so refusing to act, or dying, or becoming disqualified or disabled to act as before mentioned; and every such Commissioner so from Time to Time elected and appointed as herein-before is directed, shall be joined with the other Commissioners, and have the like Powers and Authorities vested in him, in all respects whatsoever, for putting this Act in Execution, as if he had been named a Commissioner in and by this Act.

Commissioners
to take
an Oath.

III. Provided always, and be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of this Act (otherwise than in administering the Oath herein-after mentioned,) unless he shall have taken and subscribed an Oath to the following Effect (which Oath any One of the said Commissioners is hereby empowered to administer);

Oath.

“ I, *A. B.* do swear, That I will well and truly execute and perform all
“ and every the Powers and Authorities vested in me, in pursuance of
“ an Act made in the Fifty-ninth Year of the Reign of King *George* the
“ Third, intituled *An Act* [*here set forth the Title of this Act*] according
“ to the best of my Skill and Judgment. So help me GOD.”

Meeting of
Commis-
sioners.

IV. And be it further enacted, That the said Commissioners appointed by this Act shall meet at the *Falaon Inn*, in the Town of *St. Neots*, or some other convenient House within the said Town, on the Second *Tuesday* next after the passing of this Act, or as soon after as conveniently may be, and the said Commissioners shall proceed to the Execution of this Act, and shall afterwards meet at the same or some other convenient House in the said Town of *St. Neots*, or in the Vestry of the Parish Church of *St. Neots*, on the Second *Tuesday* in the Months of *January, April, July,* and *October*, in every Year, for the Purpose of carrying this Act into Execution, without any Notice being given to the said Commissioners of such Meetings.

V. Provided always, and be it enacted, That it shall be lawful for the Commissioners assembled at such Meetings, or any One of them, or their Clerk, to adjourn for any shorter Space of Time, and to meet at the Place aforesaid or at any other convenient House within the said Town; but in every

every such Case Notice of such adjourned Meeting, in Writing or Print, to which Notice the Name of the Clerk to the said Commissioners shall be subscribed or printed, shall be affixed on the South Door of the said Church, and be given or left at such Place of Meeting, and also be delivered at the Place of Abode of such of the said Commissioners as shall be resident in the said Town of *Saint Neots*, at least Two Days before the Time to be appointed for the same; and that at all Meetings to be held in pursuance of this Act the said Commissioners shall defray their own Expences (except for the Use of the Room or Apartment where such Meetings shall be held which shall be paid for out of any Monies to be received by virtue of this Act); and no Act of the said Commissioners shall be valid unless made or done at some Meeting to be held by virtue of this Act; and that all the Powers and Authorities by this Act granted to or vested in the Commissioners appointed or to be appointed by or by virtue of this Act, shall from Time to Time be exercised by the major Part of them present at their respective Meetings to be holden as aforesaid, the Number of such Commissioners present not being less than Five; and that in all Cases the said Commissioners shall vote by Ballot, in case the same shall be desired by any Three or more of the said Commissioners then present, and in all Cases where the Number of Votes upon any Question shall be equal (including the Chairman's Vote) the Chairman shall have the casting Vote; and at every Meeting to be held under or in pursuance of this Act, the first Business thereof shall be the Election of One of the Commissioners present, to be Chairman to preside at the same Meeting.

All Proceedings to be at Meetings.

Commissioners may act.

VI. And be it further enacted, That if it shall at any Time or Times be thought necessary that a Meeting of the Commissioners should be had on an earlier Day than the Day to which such Meeting shall have been lastly adjourned, then and in every such Case the Clerk to the said Commissioners (an Order signed by Three or more of the said Commissioners, mentioning the Time, Place, and Purpose of such earlier Meeting, being given him or left at his usual Place of Abode or Office), shall forthwith give Notice of the Meeting to be holden on such earlier Day in Manner before directed, and of the Time, Place, and Purpose, which shall be mentioned in the Order of the said Commissioners (such Time not being less than Two Days after such Notice); and all Proceedings of the said Commissioners at such earlier Meeting shall be as good and valid as they would have been in case such Commissioners had met in pursuance of any Adjournment.

Meetings on Emergencies.

VII. And be it further enacted, That no Order made by the said Commissioners shall be revoked or altered at any subsequent Meeting, unless at some Meeting to be holden for that express Purpose, nor unless a greater Number of Commissioners shall attend at such Meeting to revoke or alter such Order than were present when the same was made; any thing herein contained to the contrary thereof notwithstanding.

No Order to be revoked, unless by a greater Number of Commissioners than made the Order.

VIII. And be it further enacted, That there shall be provided and kept a proper Book or Books, in which fair and regular Entries shall be made of all Acts, Orders, and Proceedings, relative to the Execution of this Act, and the Names of the Commissioners who shall be present at the respective Meetings to be holden in pursuance of this Act; and such Entries, being signed by the Chairman of each respective Meeting, or by the

Proceedings to be entered in a Book.

Clerk to the Commissioners, shall be deemed Originals, and shall be allowed to be read in Evidence in all Courts whatsoever, and elsewhere, concerning any thing done in pursuance of this Act; and such Book and Books shall at all the Meetings of the said Commissioners be open and liable to their Inspection, and to the Inspection of all Persons affected by this Act, without Fee or Reward.

Accounts to
be kept.

IX. And be it further enacted, That the said Commissioners shall and they are hereby required to order and direct a Book or Books to be provided and kept by their Clerk for the Time being, in which Book or Books such Clerk shall enter or cause to be entered true and regular Accounts of all Sums of Money received, paid, laid out, and expended in the Execution of this Act, and of the several Articles, Matters, and Things for which such Sums of Money shall have been disbursed, laid out, and paid, which Book or Books shall at all reasonable Times be open to the Inspection of the said Commissioners, and any Creditor or Creditors on the Rates hereby authorized to be made, without Fee or Reward; and the said Commissioners and Creditors shall and may take Copies of or Extracts from the said Book or Books, or any Part or Parts thereof, without paying any thing for the same; and in case the Clerk shall refuse to permit, or shall not permit the said Commissioners, or such Creditors, to inspect such Book or Books, or to take such Copies or Extracts as aforesaid, such Person or Persons shall forfeit and pay any Sum of Money not exceeding Five Pounds.]

Appointment
of Officers.

X. And be it further enacted, That the said Commissioners shall and may from Time to Time, whenever they shall think necessary, by Writing under their Hands, appoint and employ a Treasurer or Treasurers, Clerk or Clerks, Collector or Collectors, Receiver or Receivers of the Rates, Assessments, and Monies herein mentioned, and also a Surveyor or Surveyors, and such other Officer and Officers, Person and Persons for the Execution of this Act, as the said Commissioners shall think proper, and from Time to Time remove them or any of them, and in like Manner appoint others in the Room of those removed; and out of the Monies to be raised by virtue of this Act pay such Salaries, Wages, or Allowances to the said Officers and other Persons as the said Commissioners shall think reasonable; and the said Commissioners shall and they are hereby required to take such sufficient Security from every such Treasurer and other Officer for the due Execution of his Office as they shall think proper; and all such Officers so to be appointed shall, under their Hands (at such Time and Times and in such Manner as the said Commissioners shall direct), deliver to the said Commissioners, or to such Person or Persons as they shall appoint, true and perfect Accounts in Writing of all Matters and Things committed to their Charge, and of all Monies which shall have been received by such Officers and Persons respectively by virtue of this Act, and how much thereof hath been paid and disbursed, and for what Purposes, together with the Vouchers for such Payments, and shall pay all such Monies as shall remain due from them respectively to the said Commissioners, or to such Person or Persons as they shall appoint; and if any such Officer or Person shall refuse or wilfully neglect to make and render any such Accounts, or to produce or deliver up the Vouchers relating to the same, or to make Payment as aforesaid, or shall refuse or neglect to deliver to the said Commissioners, or to such Person or Persons

as

as they shall appoint, within Ten Days next after being thereunto required by the said Commissioners, by Notice in Writing signed by their Clerk, to be given or left at the last or usual Place of Abode of such Officer or Person, all Books, Papers, and Writings in his Custody or Power relating to the Execution of this Act, and to give Satisfaction respecting the same, then and in every such Case, upon Complaint made by the said Commissioners, or any Three or more of them, or by any Person or Persons whom they shall appoint for that Purpose, of any Neglect or Refusal as aforesaid, to any Justice of the Peace for the County, City, Town Corporate, or Place, wherein such Officer or Person so neglecting or refusing shall reside or be, such Justice may and he is hereby authorized and required, by a Warrant under his Hand and Seal, to cause the Officer or Person so refusing or neglecting to be brought before him, and upon his appearing, or having been summoned and not appearing, without some reasonable Excuse to be allowed by such Justice, 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 the Testimony of any credible Witness or Witnesses upon Oath (which Oath such Justice is hereby empowered to administer), it shall appear to such Justice that any of the Money which shall have been collected or raised by virtue of this Act, shall be due from such Officer or Person, such Justice may and he is hereby authorized and required, upon Non-payment thereof, by Warrant under his Hand and Seal, to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person; and if no Goods or Chattels of such Officer or Person can be found sufficient to answer and satisfy the said Money, and the Charges of distraining and selling the same; or if it shall appear to such Justice that such Officer or Person shall have refused or wilfully neglected to render or give such Account, or to produce the Vouchers relating thereto, or that any Books, Papers, or Writings, relative to the Execution of this Act, shall be in the Custody or Power of such Officer or Person, and he shall have refused or wilfully neglected to deliver or give Satisfaction respecting the same as aforesaid; then and in any of the Cases aforesaid, such Justice shall commit such Offender to the Common Gaol or House of Correction for the Borough, County, City, Town Corporate, or Place where such Offender shall be or reside, there to remain without Bail or Mainprize until he shall have made a true and perfect Account and Payment as aforesaid, or until he shall compound with such Commissioners for such Money, and shall have paid such Composition, which the said Commissioners are hereby empowered to make and receive, and until he shall have delivered up such Books, Papers, and Writings as aforesaid, or shall have given Satisfaction in respect thereof to the said Commissioners; provided that no Person who shall be committed by virtue of this Act on account of his not having sufficient Goods or Chattels, shall be detained in Prison for any longer Term than Six Calendar Months: Provided also, that if any Money shall remain due from such Officer or Person, Officers or Persons, the Commitment of him or them to Prison shall not be deemed a Discharge for the same, nor exonerate his or their Surety or Sureties; but such Officer or Person, Officers or Persons, and his and their Surety or Sureties shall remain liable to the Payment thereof in the same Manner as if such Officer or Person had not been committed to Prison.

Appointment
of Officers in
case of Death.

XI. And be it further enacted, That if any Collector or Receiver of the Monies to be levied by Authority of this Act shall die, or become incapable of acting in the Execution of this Act, it shall and may be lawful to and for the said Commissioners, or any Three or more of them, though not assembled at a Meeting in pursuance of this Act, by any Writing under their Hands, to appoint any Person to be Collector or Receiver of the same Monies until a Collector or Receiver shall be appointed by the said Commissioners at a Meeting to be holden in pursuance of this Act; any thing herein contained to the contrary notwithstanding.

Clerk and
Treasurer to
be different
Persons.

XII. Provided always, and be it further enacted, That it shall not be lawful for the said Commissioners to appoint the same 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 Commissioners for executing this Act; 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 Partner of any such Clerk, shall act as Treasurer, or being the Partner of any such Treasurer, shall act as Clerk in the Execution of this Act, every Person so offending shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same 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 Essoign, Protection, Wager of Law, nor more than One Imparlance shall be allowed.

Commission-
ers to sue and
be sued in
the Name of
the Clerk.

XIII. And be it further enacted, That the Commissioners appointed and to be appointed by and under this Act, shall and may sue and be sued, and take all Bonds or Securities in the Name or Names of their Treasurer or Treasurers, Clerk or Clerks for the Time being, to be appointed under this Act; and that no Action or Suit which may be brought by or against the said Commissioners, or any of them, in relation to this Act, in the Names of their Treasurer or Treasurers, Clerk or Clerks, shall abate or be discontinued by the Death or Removal of such Treasurer or Treasurers, Clerk or Clerks, or by the Act of him or them, without the Consent of the said Commissioners (as the Case may be); but the Treasurer or Treasurers, Clerk or Clerks for the Time being, shall always be deemed Plaintiff or Plaintiffs, Defendant or Defendants, in every Action or Suit (as the Case may be): Provided always, that all and every such Treasurer or Treasurers, Clerk or Clerks, shall be reimbursed, out of the Monies to be raised by virtue of this Act, all such Costs, Damages, and reasonable Expences, as he or they shall be put unto or become charged or chargeable with by reason of his or their so being made Plaintiff or Defendant, or Plaintiffs or Defendants as aforesaid; provided that the said Action or Defence shall be prosecuted, carried on, and continued, with the Consent of the said Commissioners, as the Case may be.

Commission-
ers may pur-
chase Build-
ings, &c.

XIV. And be it further enacted, That it shall and may be lawful to and for the said Commissioners, to contract and agree with any Person or Persons, being Tenant or Tenants for Life or Lives, or for any other Estate, or with any Body or Bodies Politic, Corporate, Collegiate or Sole, who

who shall be or be deemed to be the Owner or Owners, Proprietor or Proprietors of, or otherwise interested in any Building or Buildings, Erection or Erections, projecting into, over, or upon any of the Footways or Carriageways within the said Town, or any Door or Doors of any Cellar or Cellars, or any Steps belonging thereto, or any other Projection or Encroachment in, over, or upon any such Footways or Carriageways, or any Lands, Tenements, or Hereditaments which the said Commissioners shall judge necessary and proper to be purchased for the Purpose of improving or widening the said Streets, Lanes, public Passages, or Places, or any of them, and for otherwise improving the said Town in Manner by this Act directed, for the absolute Purchase of all such Buildings, Erections, Cellars, Doors, Steps, Projections, Encroachments, Lands, Tenements, or Hereditaments, or any of them, or for the Damage done thereto respectively in the Execution or for the Purposes of this Act, and to take down and alter all or any of such Buildings, Erections, Steps, Projections, Encroachments, Tenements, and Hereditaments so to be purchased, or any Part or Parts of the same respectively; and also to appropriate all or any of the Lands, Tenements, or Hereditaments, so to be purchased for all or any of the Purposes aforesaid, as they the said Commissioners shall think fit.

XV. And be it further enacted, That it shall and may be lawful to and for all Bodies Politic, Corporate or Collegiate, and all Corporations, whether Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians, Committees of or for Infants, Lunatics, and Idiots, and other Trustees whomsoever, not only for and on behalf of themselves, and their Heirs and Successors, but also for and on behalf of such Infants, Lunatics, Idiots, or Femes Covert, or other their respective Cestuique Trusts, and also to and for all Femes Covert who are or shall be seised in their own Right, and to and for all Persons, whether Tenants for Life, or Tenants in Tail General or Special, or for Years determinable on any Life or Lives, and to and for all and every Person or Persons whomsoever, who are or shall be seised or possessed of or interested in any Lands, Houses, Erections, Cellars, Steps, Projections, Encroachments, Tenements, or other Hereditaments, or any Part thereof, which the said Commissioners are by this Act enabled to purchase for any of the Purposes of this Act, to treat, contract, and agree with the said Commissioners for the Sale thereof, or any Part thereof, and to sell and convey all or any Part thereof, and all Estate, Right, Title, and Interest whatsoever, of, in, and to the same, to the said Commissioners and their Successors, for any of the Purposes of this Act; and that all Contracts, Agreements, Bargains, Sales, and Conveyances which shall be made by virtue and in pursuance of this Act, shall, without any Fine or Fines, Recovery or Recoveries, or other Conveyances or Assurances in the Law, be good, valid, and effectual to all Intents and Purposes, not only to convey the Estate and Interest of the Person and Persons conveying, but also to convey all Estate, Right, Interest, Use, Property, Claim, and Demand whatsoever of the said several Infants, Lunatics, Idiots, Femes Covert, or other respective Cestuique Trusts, and all claiming or to claim by, from, or under them, any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof notwithstanding; and all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Husbands, Guardians,

Power for
Bodies Poli-
tic to sell.

dians, Committees, Trustees, and all other Persons whomsoever, are and shall be hereby indemnified for what they shall do by virtue and in pursuance of this Act.

Persons refusing to treat, Jury to value.

XVI. And be it further enacted, That if the said Commissioners shall be desirous of purchasing for the Purposes of this Act any of the Messuages, Buildings, Lands, Tenements, or Hereditaments hereinbefore mentioned or referred to (subject to the Restriction hereinafter contained), and the Person or Persons, Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, or any Tenant or Tenants in Fee Simple, Fee Tail General or Special, or by the Courtesy of *England*, or for any Life or Lives, or for Years determinable upon any Life or Lives, or other Person or Persons seised or possessed thereof, or interested therein, or the Husbands, Guardians, Committees or Trustees of such Person or Persons, or any of them, shall refuse to treat, contract, and agree with the said Commissioners, or shall be absent, beyond the Seas, or shall not be known, or if the Place of Residence of such Person or Persons cannot by reasonable Inquiry be discovered; or in case the said Commissioners, and any Person or Persons with whom they may contract and agree for the Sale of any such Messuages, Buildings, Lands, Tenements, or Hereditaments, shall choose to have the Value thereof ascertained by a Jury, then and in every such Case happening, the said Commissioners, or any Five or more of them, shall give or cause to be given to such Owner or Owners, Bodies Politic, Corporate or Collegiate, Corporations Aggregate or Sole, or Tenant or Tenants in Fee Simple, Fee Tail General or Special, or by the Courtesy of *England*, or for any Life or Lives, or for Years determinable upon any Life or Lives, or other Persons, or leave or cause to be left at the House of the Tenant or Occupier of such Messuage, Buildings, Lands, Tenements, and Hereditaments, Fourteen Days Notice in Writing, particularizing and describing the same, and that the Value thereof is intended to be ascertained and settled by a Jury of indifferent Men of the said County of *Huntingdon*, or in case such Messuages, Buildings, Lands, Tenements, or Hereditaments, shall be unoccupied, shall affix the like Notice on some conspicuous Part thereof, and upon the Expiration of such Notice or Warning so to be given, left, or affixed as aforesaid, the said Commissioners, or any Five or more of them, are hereby empowered and required to cause a Jury to be summoned by the Sheriff of the County of *Huntingdon*, or his Deputy, in Manner hereinafter mentioned, who is hereby empowered to summon and call before such Jury, and examine upon Oath, any Person or Persons whomsoever, (which Oath the said Sheriff or his Deputy is hereby empowered to administer), and the said Sheriff or his Deputy shall, by ordering a View, or otherwise, use all Means for the Information of the Jury in the Premises; and after the said Jury shall have inquired of, and by their Verdict have ascertained the Value in, and assessed the Sum to be paid for the Purchases of such Messuages, Buildings, Lands, Tenements, or Hereditaments, the said Commissioners, or any Five or more of them, shall thereupon order the Sum or Sums of Money so ascertained and assessed by the Jury to be the Value thereof to be paid by the said Commissioners, to or for the Benefit of the Parties interested, according to the Inquisition and Verdict of the said Jury, which said Inquisition and Verdict shall be final, binding, and conclusive to all Intents and Purposes, as well against all Parties and Persons whomsoever claiming or to claim in Possession, Reversion, Remainder, or otherwise,

Witnesses to be examined on Oath.

Verdict of the Jury to be final.

wife, their Heirs and Successors, Infants, Females Covert, Lunatics, Idiots, or Persons under any Disability whatsoever, Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, as all other Persons whomsoever; and for summoning and returning such Juries, the said Commissioners, or any Five or more of them, are hereby empowered to issue their Warrant to the Sheriff of the County of *Huntingdon*, requiring him or his Deputy to impanel, summon, and return Twenty-four indifferent Men to appear before the said Sheriff or his Deputy, at such Time and Place as such Sheriff or his Deputy shall appoint; and such Sheriff or his Deputy is and are hereby empowered and required to impanel, summon, and return such Number of Persons accordingly; and out of the Persons so summoned, impanelled, and returned, or out of any such of them as shall appear upon such Summons as aforesaid, to draw by Ballot, and swear or cause to be sworn Twelve Men, who shall be the Jury for the Purposes aforesaid; and in Default of a sufficient Number of Jurymen, the said Sheriff or his Deputy shall return other indifferent Men of the Standers-by, or that can be speedily procured to attend that Service, to make up the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they are come to be sworn; and the said Commissioners, or any Five or more of them, acting in the Premises, shall have full Power from Time to Time to impose any reasonable Fine or Fines upon such Sheriff, his Deputy, Bailiff, or Officer, making Default in the Premises, and on any of the Persons that shall be summoned and returned on such Jury, who after having been paid or tendered a reasonable Sum for his or their Expences, shall not appear, or appearing shall refuse to be sworn on the said Jury, or being so sworn shall refuse to give, or shall not give a Verdict, or shall in any other Manner wilfully neglect his or their Duty therein, contrary to the true Intent and Meaning of this Act, and on any of the Persons who shall be required to give Evidence before the said Jury, and shall refuse or neglect to appear, or appearing shall refuse to be sworn and examined or to give Evidence, so that no such Fine be more than Ten Pounds nor less than Forty Shillings on any one Person for one Offence.

Jurors may
be chal-
lenged.

XVII. Provided always, and be it further enacted, That nothing herein contained shall authorize the said Commissioners to purchase, take, or make use of, for any of the Purposes of this Act, any Messuages, Buildings, Yards, Curtilages, Gardens, Orchards, Plantations, or Pleasure Grounds, (other than those specified or mentioned in the Schedule hereunder written, and other than such Encroachments or Projections as aforesaid) without the previous Consent of the respective Owners thereof, testified by Writing under the respective Hands of such Owners.

No Houses
to be taken
without Con-
sent.

XVIII. And be it further enacted, That in all Cases where any Verdict shall have been given for a greater Sum or Recompence than shall have been previously offered by or on the Behalf of the said Commissioners, for any such Lands, Houses, Buildings, Tenements, or other Hereditaments, or Damages, as aforesaid, all the Expences of taking such Inquest and of the Witnesses attending thereon, and recording or entering the Verdict and Judgment thereupon, shall be paid by the said Commissioners out of the Monies to arise by virtue of this Act; but if a Verdict shall be given for no greater or for a less Sum than shall have been so previously offered by or on the Behalf of the said Commissioners, then and in every

Costs of Ver-
dict.

[Local.]

21 Q

such

such Case such Expences shall be paid by the Owners or Persons interested in the Premises in question; provided that whenever by reason of Absence any Person or Persons shall have been prevented from treating with the said Commissioners, the Whole of such Costs and Expences shall be borne and paid by the said Commissioners; and whenever any Costs or Charges shall or may be payable to the said Commissioners, such Costs and Charges shall and may be deducted out of the Sum to be paid by the said Commissioners to the said Owners or Persons respectively interested; and the Payment or Tender of the Remainder of such Monies, or disposing of the same in Manner by this Act directed, shall be deemed and taken to all Intents and Purposes whatsoever, to be a Payment, Tender, or Disposal of the whole Sum or Sums so assessed and adjudged; provided that in all Cases where by reason of Absence any Person or Persons shall have been prevented from treating with the said Commissioners touching the Matters aforesaid, the whole of such Fees and Expences shall be paid by the said Commissioners.

Damages
how to be
ascertained
and settled.

XIX. And be it further enacted, That if any Person or Persons whomsoever shall sustain Damage in his or their Lands, Tenements, or Hereditaments, by reason of the Execution of any Powers given by this Act, then and in every such Case, Satisfaction and Compensation shall be made by the said Commissioners to such Persons respectively, out of the Monies to be raised by virtue of this Act; and in case of any Difference or Dispute between such respective Persons and the said Commissioners, respecting the Amount of such Damages, such Damages shall be ascertained by a Jury, in such and the like Manner as the Sum or Sums of Money to be paid by the said Commissioners for the Purchase of Lands, Tenements, or Hereditaments, is and are herein directed to be settled and ascertained, in case of any Difference or Dispute about the same, and the same shall be recovered, levied, and applied in such and the like Manner.

XX. And be it further enacted, That all Sales, Conveyances, and Assurances of any Lands, Tenements, or Hereditaments to be made to the said Commissioners, shall be made in the Form or to the Effect following; viz.

Form of
Conveyance.

‘ I *A. B.* of _____ in consideration of the Sum of _____
‘ _____ to me paid by the Commissioners acting by virtue
‘ of an Act of Parliament, made in the Fifty-ninth Year of the Reign of
‘ King George the Third, intituled [*here insert the Title of this Act*] do
‘ hereby grant and convey to the said Commissioners and their Successors
‘ [*here describe the Premises to be conveyed*] and all Right, Title, and Inte-
‘ rest to and in the same, and every Part thereof, to hold to the said
‘ Commissioners. In Witness whereof I have hereunto set my Hand and
‘ Seal, this _____ Day of _____ in the Year of our Lord One
‘ thousand eight hundred and _____.

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

Application
of Compen-
sation Money,

XXI. And be it further enacted, That if any Money shall be paid, or agreed to be paid, for the Purchase of any Lands, Tenements, or Hereditaments, purchased, taken, or used by virtue of this Act for the
Purposes

Purposes thereof, which shall belong to any Body Politic, Corporate, or Collegiate, or to any Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee, for or on behalf of any Infant, Lunatic, Idiot, Feme Covert, or other Cestuique Trust, or to any Person, whose Lands, Tenements, or other Hereditaments are limited for Life or Lives, or in Fee Tail General or Special, or for Years determinable upon any Life or Lives, in strict or other Settlement, or to any Person under any other Disability or Incapacity whatsoever, such Money shall, in case the same shall be equal to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account there *ex-parte* the Commissioners for executing this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, and Hereditaments, in the Purchase or Redemption of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrance or Part thereof as the said Court shall authorize to be paid, affecting the same Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, 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, and Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Hereditaments which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyances and Settlements shall be existing undetermined and capable of taking Effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the said Court, upon Application thereto, be invested by the said Accountant General in his Name, in the Purchase of Three *per Centum* Consolidated or Three *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities, shall from Time to Time be paid by 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, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

XXII. Provided always, and be it enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under any Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds as aforesaid, and shall amount to or exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of such Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or his, her, or their Guardian or Guardians, Committee or Committees, in case of

Application
of Compen-
sation Money,
when less
than 200l.
and not less
than 20l.

Infancy,

Infancy, Idiocy, or Lunacy, 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 herein-before directed, or otherwise the same shall be paid, at the like Option, to Two Trustees to be nominated by the Person or Persons making such Option, and approved of by Five or more of the said Commissioners for executing this Act, (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Purchase Money, and the Dividends arising thereon, may be applied in Manner herein-before directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application
of Compen-
sation if less
than 20l.

XXIII. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as last 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 Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Commissioners shall think fit; or in case of Infancy, Idiocy, or Lunacy, then such Money shall be paid to his or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

In case of not
making out
Titles, &c.

XXIV. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments so to be purchased by 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 Commissioners, or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or Persons entitled to such Lands, Tenements, and Hereditaments be not known and discovered, then and in every such Case it shall and may be lawful to and for the said Commissioners 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, or Hereditaments, [describing them] subject to the Order, Controul, 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, and 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 thereunto, 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 and 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

Persons as shall pay any such Sum or Sums of Money into the Bank as
afore said.

XXV. Provided always, and be it further enacted, That where any
Question shall arise touching the Title of any Person to any Money to be
paid into the Bank of *England*, in the Name and with the Privity of the
Accountant General of the Court of Chancery, in pursuance of this
Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of
any Estate, Right, or Interest in any Lands, Tenements, or Heredita-
ments, to be purchased in pursuance of this Act, or to any Bank
Annuities to be purchased with any such Money, or the Dividends or
Interest of any such Bank Annuities, the Person or Persons who shall
have been in Possession of such Lands, Tenements, or Hereditaments at
the Time of such Purchase, and all Persons claiming under such Person
or Persons, or under the Possession of such Person or Persons, shall be
deemed and taken to have been lawfully entitled to such Lands, Tene-
ments, or Hereditaments, according to such Possession, until the contrary
shall be shown to the Satisfaction of the said Court of Chancery, and the
Dividends and Interest of the Bank Annuities to be purchased with such
Money, and 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, and that
some other Person or Persons was or were lawfully entitled to such
Lands, Tenements, or Hereditaments, or to some Estate or Interest
therein.

Disputed
Titles.

XXVI. Provided also, and be it enacted, That where by reason of any
Disability or Incapacity of the Person or Persons, or Corporation, entitled
to any Lands, Tenements, or Hereditaments to be purchased under the
Authority of this Act, the Purchase Money for the same shall be required
to be paid into the Court of Chancery, and to be applied in the Purchase
of other Lands, Tenements, or Hereditaments, to be settled to the like
Uses in pursuance of this Act, it shall and may be lawful to and for the
said Court of Chancery to order the Expences of all Purchases to be
from Time to Time made in pursuance of this Act, or so much of such
Expences as the Court shall deem reasonable, to be paid by the said Com-
missioners out of the Monies to be received by virtue of this Act, who
shall from Time to Time pay such Sums of Money for such Purposes as
the said Court shall direct.

The Court
of Chancery
may order
reasonable
Expences of
Purchases to
be paid by
the Com-
missioners.

XXVII. And be it further enacted, That every Sum of Money to be agreed
for, or awarded or assessed as afore said, shall be paid out of the Monies to
be received by virtue of this Act, and upon Payment or Tender thereof
to the Party or Persons respectively entitled to such Monies, or to their
Agents, or depositing the same in the Bank of *England* (as the Case may
be), in Manner by this Act directed and required, all the Estate, Right,
Title, Interest, Use, Trust, Property, Claim, and Demand in Law and
Equity of the Person or Persons respectively, or of those to whose Credit
or Use the same Monies shall have been paid, into and out of such
Lands, Buildings, Houses, Tenements, or Hereditaments, shall vest in the
said Commissioners in Trust for effecting the Purposes of this Act, and
they shall be deemed in Law to be in the actual Possession and Seisin
thereof, to all Intents and Purposes whatsoever, as fully and effectually

Provision for
Payment of
Purchase
Money, &c.
and for vest-
ing Property
in the Com-
missioners.

[Local.]

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as if every Person having any Estate in the Premises had actually conveyed the same by Lease and Release, Bargain and Sale enrolled, Feoffment with Livery of Seisin, Fine, Common Recovery, Surrender, or any other Conveyance or Assurance whatsoever, and such Payments shall not only bar all Right, Title, Interest, Claim, and Demand of the Person or Persons to whose Use or Credit such Payments shall have been made as aforesaid, but also extend to and be deemed and construed to bar the Dower of the Wife or Wives of such Person and Persons, and all Estates Tail and other Estates in Possession, Reversion, Remainder, or Expectancy, and the Issue of such Person and Persons claiming under them, as effectually as Fines or Common Recoveries would do if levied or suffered by the proper Parties in due Form of Law; but until such Payment, Tender, or Deposit as aforesaid, it shall not be lawful for the said Commissioners by virtue of this Act, to enter into or upon any such Lands or Hereditaments as aforesaid.

Tenants to
deliver up
Possession.

XXVIII. And be it further enacted, That all and every Person and Persons, Body and Bodies Politic, Corporate and Collegiate, in Possession of any Houses or Buildings, Lands, Tenements, or Hereditaments, which shall be purchased by virtue of this Act by the said Commissioners, or any Part thereof, shall at the End of Six Months next after Notice shall be given to him, her, or them, for that Purpose, under the Hands of the said Commissioners, peaceably and quietly deliver up the Possession of the said Premises, with such Fixtures as are or shall be the Property of the Landlord, to such Person or Persons as shall be authorized by the said Commissioners to take Possession thereof; and in case any such Person, or Body Politic, Corporate or Collegiate, shall refuse to give up such Possession as aforesaid, it shall be lawful for any Two or more of His Majesty's Justices of the Peace for the County in which the same Premises should be situate, to issue the Precept or Warrant, signed by them, to One or more of the Constables of or for the said Parish of *Saint Neots*, to deliver Possession of the Premises to such Person or Persons as shall in such Precept or Warrant be nominated to receive the same, and to levy such Costs as shall accrue upon the issuing or Execution of such Precept or Warrant on the Person or Persons so refusing to give such Possession as aforesaid, by Distress and Sale of his, her, and their Goods, returning the Overplus (if any) to the Owner thereof on Demand.

Commission-
ers may re-
sell Lands.

XXIX. And whereas the said Commissioners under the Provisions of this Act may purchase Lands, Tenements, and Hereditaments, all or Parts of which may be found not necessary for the Purposes thereof; be it further enacted, That it shall be lawful for the said Commissioners, or any Five or more of them, acting in the Execution of this Act, to sell and dispose of, and by Indenture or Indentures under their Hands and Seals, to grant and convey, by way of absolute Sale in Fee Simple, for a Consideration in Money, all or any Part or Parts of the Lands, Tenements or Hereditaments which may have been so purchased, as shall in the Judgment of the said Commissioners, at any of their Meetings to be holden in pursuance of this Act not be wanted for the Purposes of this Act; and upon Payment of the Money which shall arise from or by the Sale or Sales of such Lands, Tenements, or Hereditaments, or any Part or Parts thereof, it shall and may be lawful for the Treasurer or Treasurers, Clerk or Clerks for the Time being to the said Commissioners, to
sign

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 which such Lands, Tenements, or Hereditaments shall be so sold, or for so much thereof as in such Receipt or Receipts shall be expressed or acknowledged to be received; and such Person or Persons shall not be afterwards answerable or accountable for any Losses, Misapplication, or Non-application of such Purchase Money, or any Part thereof: Provided always, that the said Commissioners, before they shall sell and dispose of such Lands, Tenements, or Hereditaments, shall first offer to resell the same to the Person or Persons from whom they shall have purchased the same, or who would have been entitled thereto; in case such Lands, Tenements, or Hereditaments had not been purchased by the said Commissioners, the Price at which the same shall be resold being adjusted and settled by a Jury, in like Manner as the Price for any Land to be taken in pursuance of this Act is hereinbefore directed to be settled, in case of Difference or Dispute as to the Value thereof; and if such Person or Persons shall not agree, or shall refuse to repurchase the same, it shall and may be lawful to and for any Person or Persons, not interested in the Premises, to make an Affidavit to be sworn before a Master Extraordinary of the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the County of *Huntingdon*, stating such Offer was made by or on the Behalf of the said Commissioners, and that such Person or Persons did not agree, or did refuse to purchase such Lands, Tenements, or Hereditaments (as the Case may be), and such Affidavit shall be sufficient Evidence and Proof that such Offer was made and not agreed to or refused.

XXX. And be it further enacted, That the Monies arising from the Sale of such Lands, Tenements, and Hereditaments, shall be applied and disposed of by the said Commissioners for carrying the several Purposes of this Act into Execution.

Purchase Money to be applied to the Purposes of this Act.

XXXI. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized, empowered, and required from Time to Time to cause the Highways within the said Town of *Saint Neots*, not being Turnpike Roads, to be repaired, amended, raised, lowered, widened, or altered, and the several Streets, Squares, Lanes, and other public Passages and Places within the said Town of *Saint Neots*, both in the Carriage and Footways, to be paved, and such Pavements to be from Time to Time amended and kept in good Repair upon such Levels, and in such Manner, and with such Sorts and Kinds of Materials, as they shall judge necessary and proper; and also to cause the said Streets, Squares, Lanes, and other public Passages and Places to be cleansed, lighted, and watered in such Manner as the said Commissioners shall think proper; and all Encroachments, Obstructions, Nuisances, and Annoyances therein to be removed, and Drains, Sinks, Gutters, or Watercourses to be made for conveying the Water off and from the said Highways, Streets, Squares, Lanes, and other public Passages and Places, in such Manner as the said Commissioners shall think proper; and that no Person shall without the Consent of the said Commissioners alter the Form or break up the Ground or Pavement of the Carriage or Footways within any of the said Highways, Streets, Squares, Lanes, or other public Passages or Places, or make the same otherwise than as directed by the said Commissioners, upon Pain

Commissioners to cause Highways, Streets, &c. to be repaired and paved.

Pain of forfeiting any Sum not exceeding Ten Pounds nor less than Ten Shillings for every such Offence, and such Person so offending shall also pay all Expences of restoring such Ground or Pavement to its former State.

Pavements,
&c. vested
in Commis-
sioners.

XXXII. And be it enacted, That all the present and future Sewers, Pavements in the several Streets, Lanes, Highways, and other public Passages and Places, and the Stones, Gravel, and other Materials of which as well the Footways as Carriageways of such Streets, Lanes, Highways and other public Passages and Places do and shall consist, and also all the Dirt, Dust, Dung, Ashes, and Filth to be swept, gathered, and collected in or from such Places, or any of them, and also all Lamps, Lamp Irons, Lamp-posts, Watch-boxes, Watch-houses, and other Houses and Buildings which now are or shall hereafter be used, erected, or fixed up by virtue of this Act, and all Materials, Implements, and other Things which shall be purchased or provided by the said Commissioners for the Purposes of this Act, shall belong to and be the Property of and are hereby vested in the said Commissioners; and the said Commissioners shall and may cause to be brought any Action or Actions, or direct the preferring of any Bill or Bills of Indictment, as the Case may require, against any Person or Persons who shall steal, take, or carry away, detain, spoil, injure, or destroy the several Articles and Things hereby vested in the said Commissioners as aforesaid, or any of them, or any Part or Parts thereof; and in all such Actions and Bills of Indictments respectively it shall be and be deemed and taken to be sufficient to state generally that the Article or Articles, Thing or Things, for or on account of which such Action or Actions shall be brought, or Bill or Bills of Indictment preferred, is or are the Property of the Commissioners for the Improvement of the Town of *Saint Neots*, without particularly stating or specifying the Names of all or any of the said Commissioners; and the said Commissioners shall have full Power and Authority from Time to Time to sell and dispose of for the Purposes of this Act, all or any of the said Articles and Things, or any Part or Parts of the same respectively, to such Person or Persons and in such Manner as they the said Commissioners shall think proper.

Sewers, &c.
to be made
by Commis-
sioners.

XXXIII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered to cause such Sewers, Drains, and Watercourses as they shall think sufficient and necessary for conveying and carrying off Water and Soil from the said Highways, Streets, Squares, Lanes, and other public Passages or Places, to be cut, dug, sunk, and made through, under, along, or across any Highway, Road, Street, or Lane, (but not through a Yard, Garden, or Orchard, without the previous Consent of the respective Owners thereof respectively, testified in Writing under their Hands, or the Hands of their Guardians, Trustees, or Committees), within the said Town of *Saint Neots*, belonging to any Person or Persons whomsoever, and all other public Drains, Sewers, and Watercourses within the said Town to be enlarged, widened, raised, lowered, altered, repaired, cleansed, or scoured, in such Manner as the said Commissioners shall think necessary, and to cause such of the said Drains, Sewers, and Watercourses as the said Commissioners shall think proper to be filled up, arched, or covered over, when and as often as to them the said Commissioners shall seem meet; and the said Commissioners are hereby authorized, empowered, and required

to

to make such Recompence and Satisfaction to the Owner or Owners, Occupier or Occupiers of any Yard, Garden, Court, Passage, or Ground, through, across, or in which any Drain, Ditch, Sewer, or Watercourse shall be cut, dug, sunk, made, enlarged, or widened as between him, her, or them and the said Commissioners shall be agreed upon; and in case of any Difference concerning such Recompence and Satisfaction, the Justices of the Peace for the County of *Huntingdon* at the then next General or Quarter Sessions of the Peace to be holden in, and for the said County, shall hear, settle, and determine the same, Fourteen Days Notice being given in Writing by such Owner or Owners, Occupier or Occupiers, or by the Treasurer, Clerk, or Surveyor to be appointed by the said Commissioners, to the other of them, of the said intended Application to the said Justices for that Purpose, and the Judgment and Order of the said Justices therein shall be final, binding, and conclusive to and upon all Parties.

XXXIV. And be it further enacted, That such Person or Persons as the said Commissioners shall employ, having an Order in Writing for the Purpose, made at a Meeting of the said Commissioners, and subscribed by their Clerk, is and are hereby authorized to search for, dig, cut, gather, take, and carry away any Stone, Gravel, Clay, Sand, or other Materials for the Purpose of paving, flagging, mending, or repairing any of the said Streets, Lanes, public Passages or Places, out of any Lands or Grounds situate in the Town of *Saint Neots*, not being a Yard, Garden, Orchard, Paddock, Lawn, Pleasure Ground, or Nursery for Trees, such Person or Persons tendering to the Owners or Occupiers of such Lands and Grounds, for such Materials, and for Damage done thereto, such Recompence and Satisfaction as shall be agreed upon by the said Commissioners and such Owners or Occupiers; or in case of any Difference touching the Amount of such Recompence or Satisfaction as shall be settled and determined by the Justices assembled at a General Quarter Sessions of the Peace of the County of *Huntingdon*, who shall in a summary Way settle and determine the same, and award Costs to either Party, and the Judgment or Order of such Justices therein shall be final and conclusive to all Parties; and the said Commissioners shall have full Power and Authority to cause to be dug, carted, and carried out of or brought into the said Streets, Lanes, public Passages and Places, such Gravel, Stones, Clay, Sand, and other Materials.

Power to get
Materials.

XXXV. And be it further enacted, That the said Commissioners shall have full Power to purchase or rent any Land or Ground not exceeding the Quantity of One Acre, for depositing Stones and other Materials for the several Purposes of this Act, and for depositing Dirt, Dung, Soil, Ashes, Cinders, and Rubbish; and the Purchase Money or Rent thereof shall be paid out of the Money arising by virtue of this Act.

Land to be
provided for
depositing
Materials.

XXXVI. And be it further enacted, That if any Person or Persons shall wilfully or maliciously break up, injure, destroy, or otherwise damage any of the Articles or Things hereby vested in the said Commissioners, or any of the Works done by them in pursuance of this Act, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Penalty on
damaging
Materials.

General
Highway
Act to re-
main in force.

XXXVII. And be it further enacted, That from and after the passing this Act, the said Commissioners shall, within the said Parish of *Saint Neots*, be invested with all and singular the Powers, Provisions, and Authorities, and in the Receipt and Possession of the Compositions, Rates, Assessments, Fines, and Penalties given and granted in and by an Act of Parliament passed in the Thirteenth Year of the Reign of His present Majesty, intituled *An Act to explain, amend, and reduce into One Act of Parliament the Statutes now in being for the Amendment and Preservation of the public Highways within that Part of Great Britain called England, and for other Purposes*, or any Act of Parliament passed for explaining, amending, or altering the said Act; and the Surveyor or Surveyors to be by the said Commissioners appointed by virtue of this Act, shall have the same Powers of demanding, collecting, and recovering the Payment of such Compositions, Rates, Assessments, Fines, and Penalties as by the said Acts are in that respect given to Surveyors of Highways appointed by virtue thereof, which Compositions, Rates, Assessments, Fines, and Penalties shall be applied to the several Purposes to which the same are applicable under the said Acts, and not otherwise.

Where the
Inhabitants
are indicted,
the Fine to
be paid by
the Commis-
sioners.

XXXVIII. And be it further enacted, That when the Inhabitants of the said Parish of *Saint Neots* shall be indicted or presented for not repairing any Highway, Street, Square, Lane, or any other public Passage or Place, and the Court before which such Indictment or Presentment shall be preferred shall impose a Fine, Issue, Penalty, or Forfeiture on the Inhabitants for not repairing such Highway, Street, Square, Lane, or other public Passage or Place; or not appearing to any such Indictment or Presentment, it shall be lawful for such Court to order the Treasurer of the said Commissioners to pay the said Fine, Issue, Penalty, or Forfeiture, together with the Costs and Charges attending the same, out of the Money then in his Hands or next to be received by him, which Order shall be binding upon such Treasurer, and he is hereby authorized and required to obey the same.

Surveyors of
the High-
ways to pro-
duce their
Accounts to
the Commis-
sioners.

XXXIX. And be it further enacted, That the present Surveyors of the Highways of the said Parish of *Saint Neots* shall, on a Day to be appointed by the said Commissioners, meet the said Commissioners at such Place within the Town of *Saint Neots* as the said Commissioners shall direct, and produce their Accounts for the Highways from the Time of their entering into the Office of Surveyor to the Day of the Meeting, for the Inspection of the said Commissioners, and the said Commissioners are hereby authorized and directed to examine and audit such Accounts; and the said Surveyors are hereby directed and required to pay into the Hands of the Treasurer of the said Commissioners, or such Person or Persons as they shall appoint, all such Sum and Sums of Money (if any) as shall appear upon the Examination of such Accounts to be the Balance or Balances thereof remaining in the Hands of the said Surveyors, to be applied for the Purposes of this Act; and from and after the Examination and Settling of the said Accounts, and Payment of such Money (if any) as shall be the Balance or Balances of the said Accounts, the Office of Surveyor of the Highways for the said Parish of *Saint Neots* shall be determined, and all Rates and Assessments then made and assessed upon the Occupiers or Possessors of any Lands, Tenements, and Hereditaments within the said Parish, for or in respect of defraying the Expences attending the repairing
and

and amending the Highways within the said Parish of *Saint Neots*, shall be collected by such Person or Persons as the said Commissioners shall appoint; any thing contained in any former Act or Acts to the contrary thereof in anywise notwithstanding.

XL. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered from Time to Time, and at any Time after the passing of this Act, to order and direct Lamp Irons to be affixed into, upon, or against the Walls, Palisades, or other Parts of the Houses, Tenements, Walls, or Buildings within the said Town, or in any other Manner that they shall think proper and convenient, and to purchase, provide, affix, set up, alter, take down, and renew such and so many Lamp Irons and Lamps, of such Sizes and Sorts, and to erect such Lamp-posts, and in such Places and in such Manner as to them shall seem necessary or proper for lighting all or any of the Streets, Lanes, public Passages or Places aforesaid, and the Bridge over the River *Ouze*, so far as the Parapet Walls extend; and also to contract with any Person or Persons for furnishing and providing and for lighting the said Lamps, at such Seasons of the Year, and for so many Hours, as they shall judge necessary.

XLI. And be it further enacted, That if any Person or Persons shall wilfully break, take away, throw down, or otherwise destroy or damage any Lamp or Lamps already erected, or which shall be erected by or by Order of the said Commissioners, or by any Person or Persons at his, her, or their own Expence, for the Purpose of lighting any of the said Streets, Lanes, public Passages, or Places, or any Post, Iron, Cover, or other Furniture thereof; or shall wilfully extinguish the Light or Lights of any such Lamp or Lamps, it shall be lawful for any Justice of the Peace for the County of *Huntingdon*, and he is hereby required, upon Complaint to him made of any such Offence, and on the Oath of a credible Witness, to issue a Warrant for apprehending the Party or Parties accused; or it shall be lawful for any Person or Persons who shall see such Offence committed, to apprehend, and also for any Person or Persons to assist in apprehending the Offender or Offenders, and by Authority of this Act, without any other Warrant, to deliver him, her, or them into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County; and on the Party or Parties accused being brought before some Justice, such Justice shall proceed to examine upon Oath any Witness or Witnesses who shall appear or be produced to give Evidence touching such Offence; and if the Party or Parties accused shall be convicted of such Offence, either by his, her, or their Confession, or upon such Evidence as aforesaid, then and in every such Case he, she, or they shall, for every such Offence respectively, and if more than One, shall severally forfeit and pay any Sum not exceeding Five Pounds, and shall besides make full Satisfaction (to be ascertained by such Justice) to the said Commissioners, or other Party injured, for the Damages so done; and in case such Offender or Offenders shall not, upon Conviction, forthwith pay such Penalty by him, her, or them incurred, and also such Satisfaction as aforesaid, such Justice is hereby required to commit such Offender or Offenders to the Common Gaol or House of Correction for the said County, there to be kept to hard Labour for any Time not exceeding Three Calendar Months, and such Offender or

Lamps to be set up.

Penalty for breaking Lamps.

Offenders shall not be discharged before the Expiration of the Time for which he, she, or they shall be so committed, unless such Penalty and Satisfaction as aforesaid shall be sooner paid and given.

Future Build-
ings to be
covered with
Tiles, &c.

XLI. And for the more effectually preventing Accidents by Fire, and for the greater Safety and Security of the Inhabitants of the said Town; be it further enacted, That from and after the passing this Act no Stack, Mow, or Rick of Hay, Corn, Grain, or Pulse in the Straw, Straw Haulm, Rushes, Faggots, Wood, or Furze, shall be erected, built, set up, or made within the Distance of Forty Yards from any Dwelling-house situate within Two Furlongs of the Churchyards of *Saint Neots* aforesaid, unless the same shall be erected, built, set up, made, or placed in or under some Building covered with Lead, Copper, or other Metal, Slate, Tile, or Stone; and that all Houses, Outhouses, and other Buildings or Erections, and all Stacks or Piles of Bark, Faggots, or Wood, having any Sort of Covering thereon; which after the passing of this Act shall be built, erected; rebuilt, or set up, or which shall be new covered, or the Covering whereof respectively shall, either in the whole or in part, be repaired within the Distance of Forty Yards from any such Dwelling-house, shall be covered or repaired with Lead, Copper, or other Metal, Slate, Tile, or Stone, and no other Covering whatever; and if any Person or Persons at any Time or Times after the passing of this Act, shall erect, build, set up, or make, or cause to be erected, set up, or made, any Stack, Mow, or Rick of Hay, Corn, Grain, or Pulse in the Straw, Straw Haulm, Rushes, Faggots, Wood, or Furze, unless the same shall be placed in or under some Building covered with Lead, Copper, or other Metal, Slate, Tile, or Stone, or shall cover or cause to be covered, or repair or cause to be repaired the Covering, either in the Whole or in Part, of any House, Outhouse, Building, Erection, Stack, or Pile of Bark, Faggots, or Wood, or any Part thereof, with any other Covering than Lead, Copper, or other Metal, Slate, Tile, or Stone, within the Distance of Forty Yards from any such Dwelling-house, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, and any further Sum not exceeding Ten Shillings for every Day such Offence shall continue; and the Master and Workmen employed to cover or repair the Coverings of the same shall each respectively forfeit and pay for every such Offence, any Sum not exceeding Five Pounds; and it shall be lawful for the said Commissioners, and they are hereby authorized, empowered, and required, by Notice in Writing to be delivered to the Owner or Occupier of any such Stack, Mow, Rick, House, Outhouse, Building, Erection, or Pile, or left at his or their Dwelling-house or Dwelling-houses, to order and direct the Removal of such Stack, Mow, or Rick, and the Covering of such House, Outhouse, Building, Erection, Stack, or Pile of Bark, Faggots, or Wood, which shall be covered or repaired with any other Covering than Lead, Copper, or other Metal, Slate, Tile, or Stone, at the Costs and Charges of such Owner or Occupier, within such Time and in such Manner as the said Commissioners shall thereby order and direct; and in case the Owner or Occupier of any such Stack, Mow, Rick, House, Outhouse, Building, Erection, or Pile, shall neglect or refuse to comply with any such Order and Direction of the said Commissioners, it shall be lawful for the said Commissioners, and they are hereby required to cause every such Order and Direction to be executed by such Person or Persons as the said Commissioners shall for that

that Purpose appoint, at the Costs of the respective Owner or Occupier so refusing or neglecting; and if any such Owner or Occupier shall refuse or neglect to pay the Costs and Charges attending the same, the said Commissioners shall cause such Costs and Charges to be levied by Distress and Sale of the Goods and Chattels of such Owner or Occupier, by Warrant under the Hand and Seal of any Justice of the Peace for the County of *Huntingdon*, (which Warrant such Justice is hereby authorized and required to grant), rendering, on Demand, the Overplus, if any shall remain after Payment of such Costs and Charges, and the Expence of such Distress and Sale, to the Person whose Goods and Chattels shall be so distrained and sold.

XLIII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, from Time to Time to appoint such Number of Watchmen and Patroles to be employed within the said Highways, Streets, Squares, Lanes, and other public Passages and Places, for so long in the Night, under such Regulations and for such Wages as they shall think proper, and to provide them with proper Arms, Ammunition, Weapons and Clothing, for the Discharge of their Duty, and also to erect Watch-houses and Watch-boxes in such Place or Places as they may think proper; and if any such Watchman or Patrole appointed as aforesaid, shall neglect to perform his Duty, or shall in anywise misbehave himself in the Execution of his Office, he shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence.

Watchmen
to be ap-
pointed.

XLIV. And be it further enacted, That all Signs, Sign Irons, Sign Posts, Spouts, and Water Pipes, against or before any of the Houses or other Buildings within the several Highways, Streets, Market, Squares, Lanes and other public Passages or Places aforesaid, not fixed close to the Fronts of the Houses, Shops, Warehouses, and Buildings to which they respectively belong; and all Penthouses, Bow or Projecting Windows, Cellar Windows, Porches, Bulks, Projections, Posts, Pales, Rails, Steps, Doors, Walls, Screens, and Fences, as do or shall project Fourteen Inches from any House or other Building into or upon any of the said Highways, Streets, Squares, Lanes, or other Passages or Places not of the Breadth of Thirty-five Feet, shall by and at the Charge of the respective Occupiers of such Houses or other Buildings, be taken down, removed, altered, or re-formed, within such Time and in such Manner as the said Commissioners shall from Time to Time order and direct, by Notice in Writing under the Hands of any Five or more of them, to be delivered to such respective Occupiers, or left at their respective Dwelling-houses; and that all Penthouses, Bow or Projecting Windows, Cellar Windows, Porches, Bulks, Projections, Posts, Pales, Rails, Steps, Doors, Walls, Screens, Fences, and Encroachments, as do or shall project more than Two Feet into or upon any of the said Highways, Streets, Squares, Lanes, or other public Passages of the Breadth of Thirty-five Feet, which the said Commissioners shall deem to be an Obstruction to the free Passage of the said Highways, Streets, Squares, Lanes, or other public Passages or Places, to be likewise taken down, removed, altered, or re-formed, in such Manner as the said Commissioners shall in Manner aforesaid order and direct; and the respective Occupiers of every House or other Building in or adjoining to any of the said Highways, Streets, Squares, Lanes, or other public Pas-

For prevent-
ing En-
croachments.

fages or Places, shall within such Time as the said Commissioners shall in Manner aforesaid order and direct, cause the Water to be conveyed from the Roofs, Cornices, and Walls of every such House or other Building, by proper and sufficient Pipes and Trunks, to be affixed close to the Side of every such House or other Building, and from thence by proper Drains into the Common Sewers; and in case the Occupier or Occupiers of any such House or other Building shall neglect or refuse to comply with any such Order and Direction of the said Commissioners, it shall be lawful for the said Commissioners, and they are hereby required to cause every such Order and Direction to be executed by such Person and Persons as the said Commissioners shall for that Purpose appoint, at the Costs and Charges of the respective Occupier or Occupiers so refusing or neglecting; and if any such Occupier shall refuse or neglect to pay the Costs and Charges attending the same, the said Commissioners shall cause such Costs and Charges to be levied by Distress and Sale of the Goods and Chattels of such Occupier, by Warrant under the Hand and Seal of any Justice of the Peace for the County of *Huntingdon*, (which Warrant such Justice is hereby authorized and required to grant) rendering on Demand the Overplus, if any shall remain, after Payment of such Costs and Charges, and the Expences of such Distress and Sale, to the Person whose Goods and Chattels shall be so distrained and sold; and it shall be lawful for the Occupier or Occupiers of any such House or other Building, holding the same at only a Rack or Improved Rent, to deduct and retain the Charges and Expences attending the Execution of any such Order and Direction of the said Commissioners out of his or her Rent, and the Landlord or other Person or Persons who shall be in the actual Receipt of the Rack or Improved Rent of such House or Building, is and are hereby required to allow the same accordingly, in proportion to their respective Rights and Interests; and if any Person or Persons shall at any Time hereafter erect, build, or make any Penthouse, Bow or Projecting Window, Cellar Window, Porch, Bulk, or any other Projection or Obstruction whatsoever, projecting more than Fourteen Inches from any House or other Building into or upon any of the said Highways, Streets, Squares, Lanes, or other public Passages or Places, or hang, place, set, build, or make any Sign, Sign Iron, Sign Post, Penthouse, Screen, Spout, Show Board, Show-Glass, Bow or Projecting Window, Porch, Bulk, or any other Projection, Obstruction, or Annoyance whatsoever, or cause the same to be done contrary to the Directions of this Act, or of the said Commissioners, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds, nor less than Forty Shillings; and it shall be lawful for the said Commissioners to cause the same to be taken down, carried away, removed, altered, or re-formed in such Manner as they shall think proper, and the Charges and Expences attending the same shall and may be recovered of the Owners or Occupiers of the Premises respectively by Distress and Sale of their respective Goods and Chattels, in the Manner before directed by this Act: Provided always, that nothing herein contained shall extend to authorize the said Commissioners to stop any Cellar Window where there shall be no other Way from the Street, or other public Passage or Place into such Cellar, unless the said Commissioners shall make or provide some other commodious Way into such Cellar.

Penalty on
occasioning
Nuisances.

XLV. And be it further enacted, That if any Person shall run, drive, or place, or cause to be run, driven, or placed, any Coach, Cart, Waggon, Dray,

Dray, Truck, Sledge, Wheelbarrow, Handbarrow, or any Carriage whatsoever upon or over any of the Foot Pavements or Causeways within the said Town, or shall wilfully ride, drive, or lead any Horse or other Beast or Cattle, or shall roll any Cask, or drag any Timber or Log of Wood along or upon any of the said Foot Pavements or Causeways; or shall permit or suffer to run loose and wander about any of the Streets, Squares, Lanes, or other public Passages or Places, any Horse or other Beast, Swine or Cattle; or shall kill, slaughter, finge, scald, dress, or cut up, or cause to be killed, slaughtered, finged, scalded, dressed, or cut up any Beast or Swine, Calf, Sheep, Lamb, or other Cattle, or permit or suffer any Blood, Filth, or Annoyance whatsoever to run or drain from any Slaughter-house, Stable, Yard, or Premises in or upon any of the said Streets, Squares, Lanes, or other public Passages or Places; or shall hoop, cleanse, wash, or scald any Casks; or hew or saw, or cause to be hewed or sawed, any Stone, Wood, or Timber, or bind or make the Wheel of any Carriage, or shoe, bleed, dress, or farry any Horse, Mare, Gelding, or other Beast; or set, place, or expose to Sale any Goods, Wares, or Merchandizes, either in the Footways or Carriage-ways of any of the said Streets, Squares, Lanes, or other public Passages or Places; or shall hang up, place, or expose to Sale any Goods, Wares, or Merchandizes whatsoever, or any Fruit, Vegetables, Garden Stuff, Butchers Meat, or other Matter or Thing, on or projecting over any of the said Foot or Carriage Ways, so as to obstruct or incommode the Passage of any Person or Carriage; or shall make or assist in making any Fire or Fires commonly called Bonfires, or shall set fire to or let off or throw any Squib, Rocket, Serpent, or Firework whatsoever; or play at Football, or any other Game or Games in any Part or Parts of the said Streets, Squares, Lanes, or other public Passages or Places, so as to obstruct or incommode the Passage of any Footway or Carriage-way, or to prejudice, annoy, or inconvenience any Person or Persons travelling or passing thereon; or shall sift, screen, or slack any Lime, (except within a Hoard or Inclosure, to be allowed of by the said Commissioners), or shall carelessly or wilfully break or damage any Foot Pavement in any such Street, Square, Lane, or other public Passage or Place, or cause the same to be broken or damaged, every Person so offending in any of the Cases aforesaid, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds, nor less than Forty Shillings.

XLVI. And be it further enacted, That if any Waggon, Cart, Dray, or Timber Carriage shall be left to stand or remain in any of the Highways, Streets, Squares, Lanes, or other public Passages or Places within the said Town of *Saint Neots*, with or without Horses, for any longer Time than shall be reasonable and necessary for the loading or unloading thereof; or in case the same shall not, during such Time, be standing as near to the Side of such Highway, Street, Square, Lane, or other public Passage or Place as conveniently may be; or if any Stage Coach shall be left to stand or remain in any of such Highways, Streets, Squares, Lanes, or other public Passages or Places, with or without Horses, for any longer Time than shall be reasonable and necessary for taking up or setting down Passengers, or for loading or unloading thereof; or if any Horse shall be suffered to stand at the Door or House of any Person, so as to obstruct or incommode the Passage of any of the said Footways; or if any Timber, Bricks, Stones, Wood, Goods, or other Things, shall be laid or placed or left to remain in any of the said Highways, Streets, Squares, Lanes, or other

Penalty on leaving Carriages, &c. in Streets.

other public Passages or Places, for any longer Time than shall be necessary for removing or housing the same; or if any Dung, Ashes, Rubbish, Dirt, Dust, or other Nuisance or Annoyance shall be thrown, cast, or laid in any of the said Highways, Streets, Squares, Lanes or other public Passages or Places, and suffered to remain for any longer Time than shall be necessary for removing the same, then and in every such Case the Owner or Driver of every such Carriage, and the Owner of such Timber or other Things as aforesaid, and the Person who shall throw, cast, or lay any Dung, Ashes, Rubbish, Dirt, Dust, or other Nuisance or Annoyance as aforesaid, or otherwise offend in the Premises, shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings, nor less than Five Shillings; and if any such Timber or other Things, or such Dung, Ashes, Rubbish, Dirt, Dust, or other Nuisance or Annoyance shall be suffered to remain in any of the said Highways, Streets, Squares, Lanes, or other public Passages or Places longer than shall be necessary as aforesaid, the Surveyor to be employed by the said Commissioners is hereby authorized and empowered to cause the same to be removed to such Place as he shall think proper, and the Expence thereof shall be paid by the Person liable to the Payment of the said Penalty, and shall and may, in case of Non-payment, on Demand, be recovered in like Manner as any Penalty is hereinafter authorized and directed to be recovered.

Beasts wandering in the Streets may be impounded.

XLVII. And be it further enacted, That if any Beast or Swine shall at any Time be found wandering about any of the Streets, Squares, Lanes, or other public Passages or Places within the said Town of *Saint Neots*, it shall be lawful for any Person or Persons, to be appointed by the said Commissioners, or any Inhabitants of the said Town, to seize and impound such Beast or Swine in the Common Pound of the said Town, or in such other Place as the said Commissioners shall appoint, and the same there to detain until the Owner or Owners thereof shall for each Beast or Swine so impounded, pay a Sum of Money not exceeding Twenty Shillings, to the Treasurer for the Time being to the said Commissioners, to be applied for the Purposes of this Act, and also the Sum of One Shilling to the Person impounding the same, besides the reasonable Charges and Expences of impounding and keeping the same; and in case the said Sums, Charges, and Expences shall not be paid within Seven Days after such impounding, it shall be lawful for the Pound-keeper, or such other Person as shall be appointed by the said Commissioners for that Purpose, to sell the Beast or Swine so impounded, or cause the same to be sold, giving Two Days previous Notice of the intended Sale to the Owner or Owners of such Beast or Swine; or if the Owner thereof cannot be found, causing Three Days public Notice of such intended Sale to be given by the Town Crier of the said Town of *St. Neots*, by Proclamation, and the Money arising by such Sale, after deducting the said Sums, and the Charges and Expences aforesaid, and of such Notice and Sale, shall be paid to the said Treasurer, to be by him paid to the Person whose Property the Beast or Swine so sold shall appear to have been, upon his or her claiming the same.

Commissioners may order offensive Things to be removed.

XLVIII. And be it further enacted, That in case any Slaughter-house, Hogstye, or other noisome Building, Carrion, Blood, Offal, Soil, or Dung, being in or near any of the said Highways, Streets, Squares, Lanes, or other public Passages or Places, shall annoy or be offensive to the Inhabitants

bitants of the said Town, or shall be a Nuisance in the legal Acceptation of that Term, it shall be lawful for the said Commissioners, upon Complaint being made thereof to them by any Person or Persons, by Notice in Writing under their Hands, or the Hand of their Clerk or Surveyor, to order any such Nuisance to be removed; and in case the same shall not be removed (within Two Days after such Notice shall be given to the Person or Persons who ought to remove the same), such Person or Persons shall forfeit and pay any Sum not exceeding Forty Shillings for every Day that the same shall remain unremoved after the Expiration of the said Term, the same to be recovered in like Manner as any Penalty or Forfeiture is by this Act authorized to be recovered.

XLIX. And be it further enacted, That from and after the passing of this Act, all Persons occupying Houses, Buildings, Tenements, Shops, Warehouses, Yards, Gardens, or Stables in or against any of the Streets, Squares, Lanes, or other public Passages and Places within the said Town of *St. Neots*, shall cause to be swept and cleansed the Footways, Paths, and Pavements, the whole Length of the Front of their respective Houses, Buildings, Tenements, Shops, Warehouses, Yards, Gardens, or Stables, to the full Extent of the Foot Pavement before the same, between the Hours of Seven and Ten of the Clock in the Forenoon, Twice or oftener in every Week, as the said Commissioners shall from Time to Time order and require; and also cause the Dirt and Soil to arise from such sweeping and cleansing to be collected and put together (without obstructing the Way or Road) that the same may be removed and carried away by the Scavenger or Person to be employed in cleansing the said Highways, Streets, Squares, Lanes and other public Passages or Places aforesaid, upon Pain of forfeiting and paying any Sum of Money not exceeding Ten Shillings, nor less than Five Shillings, for every Neglect therein.

Inhabitants
to sweep
Pavements
opposite their
Houses.

L. And be it further enacted, That whenever any House or other Building, standing in any Street, Square, Lane, or other public Passage or Place within the said Town, and projecting beyond the regular Line of such Street, Square, Lane, or other public Passage or Place, or of the Range of Buildings adjoining thereto, shall be taken down and rebuilt, it shall be lawful for the said Commissioners, if they think proper, to require and compel the Owner or Owners thereof, when the same shall be rebuilt, to cause such House or other Building to be set back in and according to such regular Line as aforesaid, and to give such Directions and make such Orders in Writing under their Hands for that Purpose as the said Commissioners shall think proper, and cause the same to be delivered to or left at the House or last or usual Place of Abode of such Owner or Owners, some or one of them; and if any House or other Building shall be built, erected, or rebuilt contrary to such Directions and Orders, the same shall be and be deemed to be an Encroachment, Nuisance, and Annoyance within the Intent and Meaning of this Act, and be removed or removable as such: Provided always nevertheless, that full Recompence and Satisfaction shall be made to the Owner or Owners of and all Persons interested in the Premises, for any Loss or Damage he, she, or they may sustain by such House or other Building being so set back; and all the Powers, Provisions, and Clauses contained in this Act, with respect to the Houses or other Buildings hereby particularly ordered to be taken down, shall extend and apply and be applicable to any House or other Building

When Build-
ings which
project are
taken down,
Commission-
ers may order
them to be
set back.

so to be set back as aforesaid, and to making Compensation and Satisfaction to the Owner or Owners thereof, and Persons interested therein.

Rates to be made.

LI. And, for raising Money to enable the said Commissioners to carry the several Purposes of this Act into Execution, be it further enacted, That one or more Rate or Rates, Assessment or Assessments shall be laid or assessed by the said Commissioners once or oftener in every Year, as they shall judge it needful, upon Messuages, Tenements, Houses, and all other Buildings, Yards, Gardens, and the Tolls of Fairs and Markets within the said Parish of *St. Neots*, in any Sum not exceeding in the whole One Shilling and Sixpence in the Pound by the Year of the Annual Value of such Messuages, Tenements, Houses, and all other Buildings, Yards, Gardens, and Tolls respectively, such Annual Value to be from Time to Time settled and fixed according to the several Sums which such Messuages, Tenements, Houses, and all other Buildings, Yards, Gardens, and Tolls are or shall be assessed at for the Relief of the Poor of the said Parish, previous to the making every such Rate or Assessment by the said Commissioners; and the First Year for which such Rate or Assessment shall be made shall commence and be computed from the Sixth Day of *July* One thousand eight hundred and nineteen, and the Money so to be rated or assessed shall from Time to Time be levied and paid by the Tenant or Occupier of such Messuages, Tenements, Houses, and other Buildings, Yards, Gardens, and Tolls respectively, by Quarterly or other Payments, to such Person or Persons as the said Commissioners shall appoint to be Collector or Collectors of the same, to be by him or them paid over to the Treasurer or Treasurers of the said Commissioners, but so nevertheless that no Person shall be rated, assessed, or charged for any One Garden he or she may occupy, as more than for One Acre, and so that the Mansion House, now the Residence of *Owsley Rowley* Esquire, and the *St. Neots* Water Mills, now occupied by *Matthew Towgood* Esquire, with the Shops, Warehouses, Buildings, Yards, and Gardens contiguous thereto and occupied therewith, be not rated or charged respectively to the said Rate or Rates, Assessment or Assessments to be made by the said Commissioners in pursuance of this Act, at any greater yearly Rent or Value than Forty Pounds, and so that no other Messuage, House, Shop, Mill, Warehouse, Building, Garden, or Yard situate at a greater Distance than One Mile from the Parish Church of *St. Neots* aforesaid, shall be rated or chargeable to any such Rate or Assessment.

Lessees of Houses let to Lodgers to pay Rates.

LII. And be it further enacted, That the Lessee, Landlord, or Owner of every House within the said Parish of *St. Neots*, which is or shall or may be let out ready-furnished to a Lodger or Lodgers, shall be liable or subject to the Rates or Assessments directed by this Act to be made, raised, and levied, according to the yearly Value of the Premises; and that every Person renting or occupying any such ready-furnished House as aforesaid, shall be liable and compellable to the Payment of the said Rates or Assessments, not exceeding in any Case the Amount of the Rent reserved or payable for the same, to be recovered in Manner herein-after mentioned; and that every such respective Occupier or Occupiers who shall pay any such Rate or Assessment, or from whom the same shall be recovered in pursuance of this Act, shall and may deduct the same from and out of his or her next Rent, and the Lessee, Landlord, or other Person or Persons who shall be in the actual Receipt of the Rack or Improved Rent of such House,

House, is and are hereby required to allow the same accordingly; and the Receipt for such Payment shall be a sufficient Discharge for such Tenant or Tenants, Occupier or Occupiers for so much Money as he, she, or they shall pay, or as shall be levied on him, her, or them by virtue of this Act.

LIII. Provided always, and be it further enacted, That no Person or Persons, who by reason of his, her, or their Poverty or Inability only is, are, or shall be excused from the Payment of, or shall be left out of the Rates or Assessments made for the Relief of the Poor of the Parish of *St. Neots*, shall be subject or liable to be rated or assessed in any Rate or Assessment to be made by virtue of this Act. Poor Persons not to be assessed.

LIV. Provided always, and be it further enacted, That when any of the said Messuages, Houses, or other Buildings, shall at the Time of making any of the said Rates or Assessments be empty or unoccupied, then and in every such Case it shall be lawful for the said Commissioners to rate and assess such Premises respectively at One Half of such Rates or Assessments, and no more, during the Time only such Premises shall be empty and unoccupied; and also in case any such Premises, after the making of any such Rate or Assessment, shall become empty or unoccupied, One Half only of such Rates or Assessments shall be charged on such Premises respectively for and during so long Time as the same shall continue empty and unoccupied; and then and in every such Case the Rates and Assessments, and all Arrears due thereon, shall be paid by the Person or Persons for the Time being entitled to such Premises, or by the first or any other Tenant or Occupier thereof; provided that no such Tenant or Occupier shall be liable to pay more on account of such Arrears and accruing Rates and Assessments than the Amount of the Rent received and actually payable by him during the Time he shall occupy the Premises; and every such Tenant or Occupier shall and may and is hereby authorized to deduct and retain the same out of his or her Rent, and the Person or Persons for the Time being entitled to such Premises is and are hereby required to allow such Deductions; and that where any Messuage, House, Building, or Tenement, in respect whereof any Rate or Assessment shall be made as aforesaid, shall be let to more than One Tenant, any One or more of such Tenants shall be deemed the Occupier or Occupiers thereof for the Purposes of this Act. Empty Houses to be charged Half.

LV. And be it further enacted, That it shall be lawful for any Person or Persons, having an Order under the Hands of any Three or more of the said Commissioners, to inspect and take Copies of or Extracts from all or any Rates made for raising Money for the Relief and Maintenance of the Poor within the Parish of *Saint Neots* aforesaid, which Inspections, Copies, or Extracts, the Person or Persons having the Custody of such Rates respectively are hereby required to permit and suffer to be made, without Fee or Reward, upon producing of such Order; and in case any Person, having the Custody of any such Rates shall neglect or refuse so to do, within Three Days after such Order shall have been produced and shewn to him, or a Copy thereof left at his usual Place of Abode, he shall for every such Neglect or Refusal, forfeit and pay any Sum not exceeding Five Pounds. Poor Rates may be inspected.

LVI. And be it further enacted and declared, That the Book of Rates to be delivered by the Collectors or other Officers to the said Commissioners, Rate Books Evidence.

tioners, and all Entries afterwards made therein, or examined Copies thereof respectively, shall be received as Evidence of the Rates imposed by virtue of this Act, and of the Payment of such of them, or any Part thereof, as shall by such Entries appear to have been paid to such Collectors.

Arrears of Rates how to be recovered.

LVII. And for the better enforcing Payment of the Rates or Assessments to be made by virtue of this Act, be it further enacted, That if any Person or Persons liable to pay any of the Rates or Assessments to be made by virtue of this Act, shall refuse or neglect to pay the Money rated or assessed upon him, her, or them, and all Arrears due thereon, or if any Person or Persons liable to pay any of the said Rates or Assessments shall at any Time begin to remove his, her, or their Goods, Chattels, Furniture, Cattle, or other Effects from the Messuage, Building, Land, Tenement, Hereditaments, or Premises in his, her, or their Occupation, within the said Parish of *Saint Neots*, or to sell and dispose, or cause to be sold or disposed of, such Goods, Chattels, Furniture, Cattle, or other Effects therein, by public Auction, or sell, dispose of, or carry away his, her, or their Goods, Chattels, Furniture, Cattle, or other Effects as aforesaid, without first paying all Arrears due or rated in respect of such Messuage, House, Building, Lands, Tenements, Tolls, Hereditaments, or Premises (in which the current Quarter shall be considered as due), that then and in any of the said Cases it shall be lawful for the Collector or Collectors for the Time being to the said Commissioners to collect and levy such Rates or Assessments, and all Arrears due thereon; and the Rate or Assessment for such Quarter wherein such Removal or Sale shall begin to be made as aforesaid (although previous to the Time for Payment of the Rate or Assessment for such Quarter) by Warrant under the Hand and Seal or Hands and Seals of any One or more Justice or Justices of the Peace for the said County of *Huntingdon*, by Distress and Sale of the Goods, Chattels, Furniture, Cattle, and other Effects of or belonging to the Person or Persons whose Rate or Rates shall then be due or payable as aforesaid; and if within Four Days next after such Distress shall be made, the said Rates or Assessments, and all Arrears due thereon, together with the reasonable Costs and Charges of taking and keeping the said Distress, shall not be paid, the said Collector shall cause the said Goods, Chattels, Furniture, Cattle, and other Effects to be appraised and sold, or such Part thereof as shall be sufficient to pay such Rates or Assessments, together with all Arrears due thereon, and the reasonable Costs and Charges of making such Distress, and of keeping and selling the same, returning the Overplus (if any) to the Owner or Owners of such Goods, Chattels, Furniture, Cattle, and other Effects respectively.

For compelling Payment of Subscriptions.

LVIII. And be it further enacted, That the several Persons who have become Subscribers towards defraying any Part of the Expences of obtaining and passing this Act, and carrying the same or any Part of it into Execution, and every of them, and all and every Person or Persons who shall hereafter become a Subscriber or Subscribers for the Purposes aforesaid, and his, her, or their Heirs, Executors, or Administrators, shall within Twenty-one Days next after Notice in Writing under the Hand of the Treasurer or Clerk to the said Trustees, shall have been given or delivered to him, her, or them, or left at his, her, or their Dwelling or usual Place of Abode, make full Payment of the respective Sums of Money fo

so by him, her, or them subscribed, or agreed to be subscribed as aforesaid, or such Part or Parts thereof as may be required in such Notice; and in case any such Person or Persons, his, her, or their Executors or Administrators, shall refuse, neglect, or fail to make such Payment as aforesaid, then and in every such Case it shall be lawful for the said Trustees to bring or cause to be brought any Action of Debt, or on the Case, Bill, Plaint, or Suit, against the Person or Persons so refusing or neglecting as aforesaid, his, her, or their Heirs, Executors, or Administrators, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, or Wager of Law, nor more than one Imparlance, shall be allowed; and on Proof of such Person or Persons having so subscribed or agreed to subscribe, and such Notice being given as last aforesaid, such respective Sum or Sums so subscribed, or agreed to be subscribed, or so much thereof as shall be required to be paid by such Notice, shall be recovered, with Full Costs of Suit.

LIX. And, for the more speedy and effectual raising of Money for the Purposes of this Act, be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby empowered, from Time to Time to borrow and take up at Interest, any Sum or Sums of Money not exceeding Two thousand Pounds, upon the Credit of the Rates or Assessments herein-before granted; and by Writing under their Hands and Seals to mortgage or assign over the said Rates or Assessments, or any Part thereof, to the Person or Persons who shall advance or lend such Money, or his or their Trustee or Trustees, as a Security for the Money so to be borrowed, together with Interest for the same; and also to borrow and take up at Interest any Sum or Sums of Money upon the Credit of the said Tolls, by this Act granted and made payable; and by Writing under their Hands and Seals, to mortgage or assign over the said Tolls, or any Part thereof, to the Person or Persons who shall advance or lend such last-mentioned Money on the Credit thereof, or his or their Trustee or Trustees, as a Security for the Money so to be borrowed, together with Interest for the same; and every such Mortgage or Assignment may be according to the Form following; (that is to say),

Commissioners may borrow Money.

BY virtue of an Act, passed in the Fifty-ninth Year of the Reign of King *George* the Third, intituled [*set forth the Title of this Act,*]
 We _____ being _____ of the Commissioners appointed by virtue of the said Act, in Consideration of the Sum of _____ advanced and lent to us by *A. B.* for the Purposes of the said Act, do grant and assign unto the said *A. B.* his Executors, Administrators, and Assigns, such Proportion of the Rates or Assessments arising by virtue of the said Act as the said Sum of _____ doth or shall bear to the whole Sum which is or shall be borrowed upon the Credit of the said Rates or Assessments; to be had and holden from this Day, until the said Sum of _____ with Interest at the Rate of _____ *per Centum per Annum* for the same, to be paid half-yearly, shall be fully repaid and satisfied. In Witness whereof, we have hereunto set our Hands and Seals, this _____ Day of _____

Form of Mortgage.

And every such Mortgage or Assignment shall be good, valid, and effectual in the Law, provided that the whole Sum to be charged on the _____ [*Local.*] _____ 2 r X _____ Credit

Money may be raised on Annuities.

Credit of the said Rates or Assessments shall not at any Time exceed the Sum of Two thousand Pounds; Provided always, that in case the said Commissioners shall think it advisable to raise all or any Part of the Money necessary for the Purposes aforesaid by the granting of Annuities for the Life or Lives of any Person or Persons, then it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, by any Writing or Writings under their Hands and Seals, to grant any Annuity or Annuities, to any Person or Persons who shall contribute, advance, and pay into the Hands of the Treasurer to the said Commissioners, any Sum or Sums of Money for the absolute Purchase of any such Annuity or Annuities, to be paid and payable during the natural Life of every such Contributor, or the natural Life of every such Person as shall be nominated by or on the Behalf of such Contributor at the Time of the Payment of his or her Contribution or Purchase Money; and the Grant of every such Annuity may be according to the Form following; (that is to say),

Form of
Grant of
Annuity.

‘ BY virtue of an Act, passed in the Fifty-ninth Year of the Reign of
 ‘ King George the Third, intituled [*here set forth the Title of this Act*]
 ‘ We,
 ‘ being of the Commissioners appointed by virtue of the said
 ‘ Act, in Consideration of the Sum of paid to us
 ‘ by A. B. do hereby grant unto the said A. B. his Executors, Adminis-
 ‘ trators, and Assigns, an Annuity, or yearly Sum of
 ‘ out of the Rates or Assessments arising by virtue of the said Act, which
 ‘ Annuity or yearly Sum of shall be paid to the
 ‘ said A. B., his Executors, Administrators, and Assigns, at
 ‘ in said Town of *Saint Neots*, Quarterly, upon the
 ‘ Day of the Day of the
 ‘ Day of and the Day of
 ‘ in every Year during the natural Life of
 ‘ the First Payment thereof to be made upon the Day of
 ‘ now next ensuing the Date hereof. In Witness whereof,
 ‘ we have hereunto set our Hands and Seals, this Day
 ‘ of

Annuities
charged upon
Rates, &c.

And every such Grant shall be a good, valid, and effectual Security in Law for Payment of such Annuity; which said several Annuities so to be purchased shall be made payable, and be paid Quarterly during the natural Lives of such Contributors respectively, or the natural Life or Lives of such other Person or Persons as shall be nominated by such respective Contributors, and a proportionate Part of each Annuity shall be paid from the last Quarter-Day of Payment, to the Day of the Death of the Annuitant, or his or her *Cestui que Vie*; and the said Commissioners shall pay the said Annuities, freed and discharged from every Tax and Deduction whatsoever.

Rate of
Annuities on
single Lives
limited.

LX. And for preventing any improvident Grant 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

Money paid for the Purchase thereof; where the Age of such Person shall not exceed Forty Years, the Annuity to be granted shall not exceed the Rate of Eight Pounds Ten Shillings for each One hundred Pounds of such Consideration Money; where the Age of such Person shall not exceed Forty-five Years, the Annuity shall not exceed the Rate of Nine Pounds for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Fifty Years, the Annuity shall not exceed the Rate of Nine Pounds Twelve Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Fifty-five Years, the Annuity shall not exceed the Rate of Ten Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Sixty Years, the Annuity shall not exceed the Rate of Eleven Pounds Eight Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Sixty-five Years, the Annuity shall not exceed the Rate of Twelve Pounds Seventeen Shillings for each One hundred Pounds of the Consideration Money; where the Age of such Person shall not exceed Seventy Years, the Annuity shall not exceed the Rate of Fifteen Pounds One Shilling for each One hundred Pounds of the Consideration Money; and where the Age of such Person shall not exceed Seventy-five Years, the Annuity shall not exceed the Rate of Eighteen Pounds Ten Shillings for each One hundred Pounds of the Consideration Money.

LXI. And be it further enacted, That in case the said Commissioners can at any Time borrow or take up any Sum or Sums of Money at a lower Rate of Interest than the Mortgages, Assignments or Securities which shall be then in force shall bear, it shall be lawful for the said Commissioners from Time to Time to charge the said Rates or Assessments, and Tolls respectively, in Manner aforesaid, with such Sum or Sums of Money as they shall think fit or proper, and the Interest thereof at such lower Rate aforesaid, and to pay off and discharge the Mortgages, Assignments, and Securities, bearing a higher Rate of Interest.

Power to borrow Money at lower Interest to discharge Securities at higher.

LXII. And be it further enacted, That it shall be lawful for the Persons entitled to any of the Securities for the Money borrowed, or for the Annuities granted as aforesaid, by Writing under their Hands, indorsed thereon, to transfer the same respectively to any Person or Persons according to the Form following; (*videlicet*),

Mode of transferring Securities.

I *A. B.* do hereby assign the within Mortgage, [*or*, Grant of the within mentioned Annuity], and all my Right and Title in and to the Principal Money and Interest [*or*, Annuity] and all Arrears now due thereon, and thereby secured, unto *C. D.*, his Executors, Administrators, and Assigns. Dated this _____ Day of _____

And Entries or Memorials of all such Mortgages or Assignments, and Grants of Annuities, which shall be made in pursuance of this Act, and of all Transfers thereof, expressing in Words at Length the Name, Additions, Places of Abode, and other Descriptions, of all such Persons as shall from Time to Time be entitled to the Principal Money and Interest, or the Annuities thereby respectively secured, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Commissioners, to which

Entries to be made of Securities.

which Book, any Person interested shall at all Times have Access, and shall have free Liberty, to inspect the same, without Fee or Reward; and for the Entry of every such Transfer or Assignment the said Clerk shall be paid Five Shillings and no more; and every such Transfer or Assignment, after such Entry thereof as aforesaid, shall entitle the Person or Persons to whom the same shall be made, and his, her, or their Executors, Administrators, or Assigns, to the Benefit of the Security or Grant thereby transferred; and all Persons to whom such Mortgages, Assignments, or Grants of Annuities, shall be made, or who shall be entitled to the Monies or Annuities thereby secured, shall be, in proportion to the Sums therein respectively mentioned, Creditors on the said Rates or Assessments, equally one with another, without any Preference in respect to the Priority of advancing such Money, or the Dates of any such Mortgages, Assignments, or Grants respectively.

Application
of Money.

LXIII. And be it further enacted, That all the Money to arise by the said Rates, Assessments, and other Monies hereby granted, or to be levied or received by virtue of this Act, and which may be borrowed on the Credit thereof, shall be paid to the Treasurer to the said Commissioners, or to such other Person or Persons, as they shall appoint, and shall be applied and disposed of in the first Place in paying and defraying the Charges and Expences which shall be incident to and attending the obtaining and passing of this Act; and in the next Place to paying and discharging the Interest of the Monies which shall be borrowed, and the Annuities which shall be granted under this Act, and then from Time to Time to defraying the Charges and Expences of widening, improving, regulating, paving, repairing, watching, cleansing, and lighting the Streets, Lanes, and other public Passages and Places of and in the said Town, and in defraying and paying all Expences which the said Commissioners and other Officers shall necessarily sustain or be put unto in carrying this Act into Execution, or in prosecuting or defending any Prosecutions, Actions, or Suits, in any Manner relative to the Execution of this Act, or of any Thing to be done under or by virtue thereof, and for such other Uses and Purposes as are herein expressed; and the Residue of all such Monies shall be paid and applied in reducing, paying off, and discharging all such Principal Sums as shall be borrowed as aforesaid.

Penalty on
obstructing
Commission-
ers.

LXIV. And be it further enacted, That if any Person or Persons shall at any Time or Times hereafter hinder or molest the said Collector or Collectors, Surveyor, or other Officer or Officers, or any Workmen, or other Person or Persons whomsoever who shall be employed by virtue of this Act, or in any Manner concerned in the Execution thereof, in the Performance or Execution of his or their Duty or Work, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds.

Penalties
how to be
recovered.

LXV. And be it further enacted, That all Penalties and Forfeitures by this Act imposed, the levying or recovering whereof is not hereby particularly directed, shall be levied and recovered by Distress and Sale of the Goods and Chattels of the Offender or Offenders, by Warrant under the Hand and Seal of any Justice of the Peace of the County, City, Borough, or Place where such Person shall be or reside, which Warrant such

such Justice is hereby empowered and required to grant upon the Confession of the Party or Parties, or upon the Oath of One or more credible Witness or Witnesses, which Oath such Justice is hereby empowered to administer, rendering the Overplus (if any) of the Money arising by such Sale, on Demand, to the Party or Parties whose Goods and Chattels shall be so distrained; and after deducting the Charges of such Distress and Sale, all such Penalties and Forfeitures when recovered, if not herein directed to be otherwise applied, shall be paid to the Clerk or Treasurer of the said Commissioners, and shall be applied to the Purposes of this Act; or in case it shall appear to such Justice, on the Oath of any credible Witness, which Oath any Justice is hereby empowered to administer, or on the Confession of the Offender or Offenders, that such Offender or Offenders hath or have not sufficient Goods and Chattels within the Jurisdiction of such Justice, whereon the Penalty or Forfeiture, and Charges of levying the same, can be raised, or in case sufficient Distress shall not be found after such Warrant shall have been issued, or if such Penalty and Forfeiture shall not be forthwith paid, it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Offender or Offenders to be committed to the Gaol or House of Correction of the said County, City, Borough or Place, there to remain without Bail or Mainprize for any Time not exceeding Six Calendar Months, unless such Penalties and Forfeitures, and all reasonable Charges, shall be sooner paid or satisfied.

LXVI. And be it further enacted, That it shall be lawful for the said Commissioners to reward any Informer or Informers as they shall think proper, so as such Reward does not exceed One Moiety of the Penalty or Forfeiture proved by the Information of such Informer or Informers to have been incurred; any thing herein contained to the contrary notwithstanding.

Commissioners may reward Informers.

LXVII. Provided always, and be it further enacted, That no Plaintiff or Plaintiffs shall recover in any Action for any Irregularity, Trespass or wrongful Proceeding, if sufficient Tender of Amends shall be made by or on the Behalf of the Party or Parties who shall have committed or caused to be committed any such Irregularity, Trespass, or wrongful Proceeding before such Action brought; and in case no such Tender shall have been made, it shall be lawful for the Defendant or Defendants in any 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 or they shall see fit, whereupon such Proceedings, or Order and Judgment, shall be had, made, or given by such Court, as in other Actions where the Defendant is allowed to pay Money into Court.

Plaintiff shall not recover after Tender of sufficient Amends.

LXVIII. Provided always, and be it further enacted, That if any Person shall think himself or herself aggrieved by any Rate or Assessment which shall be made in pursuance of this Act, he or she (having first paid the said Rate or Assessment) may apply to the said Commissioners at their First Meeting to be holden after the Expiration of Five Days after demanding of such Rate or Assessment; and the said Commissioners are hereby authorized and empowered, if they shall think such Person aggrieved, to give such Relief in the Premises as to them shall seem reasonable; and if any

Appeal.

[Local.]

21 Y

Person

Person shall be dissatisfied with the Determination of the said Commissioners therein, or if any Person shall think himself or herself aggrieved by any Matter or Thing to be done in pursuance of this Act, every such Person may appeal to the Justices at any General or Quarter Sessions of the Peace to be holden for the County of *Huntingdon*, within Three Calendar Months next after the Cause of Complaint shall have arisen, such Appellant first giving Fourteen Days Notice at the least in Writing of his or her Intention to bring such Appeal, and of the Matter thereof, to the Respondent or Respondents, and also to the Clerk to the said Commissioners, and within Five Days after such Notice entering into a Recognizance before some Justice of the Peace of the said County, with a sufficient Surety or Sureties conditioned to try such Appeal, and abide the Order of and to pay such Costs as shall be awarded by the Justices at such Sessions; and the Justices at such Sessions shall hear and finally determine the Cause and Matter of such Appeal in a summary Way, and award such Costs to the Party appealing or appealed against as they shall think proper, and their Determination therein shall be final, binding, and conclusive to all Parties, and to all Intents and Purposes.

Justices to amend Rates appealed against, without altering the other Rates.

LXIX. Provided always, and be it further enacted, That upon all Appeals from or against any of the Rates or Assessments to be made or imposed by the Authority of this Act, the Justices of the Peace (where they shall see just Cause of Relief) shall and are empowered to amend the said Rates or Assessments, in such Manner only as shall be necessary for giving Relief to the Person or Persons so appealing, in case they shall think proper so to do, without quashing or altering such Rates or Assessments, with respect to any other Person or Persons mentioned in the same.

Rates and Proceedings not to be quashed for Want of Form, or removed by Certiorari.

LXX. And be it further enacted, That no Rate or Assessment, or any Proceedings to be had touching any Order made, or other Matter or Thing to be done or transacted in or relating to any Complaint or Appeal, or any Order or Determination thereon, in pursuance of this Act, shall be quashed or vacated for Want of Form only, or be removed or removable into any of His Majesty's Courts of Record at *Westminster*, by Certiorari or by any other Writ or Process whatsoever; any Law, Statute, or Usage, to the contrary in anywise notwithstanding.

For compelling the Attendance of Witnesses.

LXXI. And be it further enacted, That if any Person or Persons shall be summoned as a Witness, or Witnesses to give Evidence before the said Commissioners, or any Justice or Justices of the Peace in and for any County, District, Liberty, Division, or Place whatsoever, touching any Matter of Fact contained in any Information or Complaint, for any Offence against this Act, whether on the Part of the Prosecutors or of the Person or Persons complained of, (and which Summons the said Commissioners and such Justices as aforesaid are hereby authorized to issue, where and in such Cases only as such Commissioners or such Justice or Justices as aforesaid (as the Case may be), are made competent by this Act to hear and determine the same); or if any Person or Persons shall be summoned as a Witness, or Witnesses to give Evidence at any General Quarter Sessions of the Peace for the County of *Huntingdon*, or Adjournment thereof, upon any Appeal by virtue of this Act, whether upon the Part of the Appellant or of the Respondent, and any such Person or Persons so summoned

summoned as aforesaid shall refuse or neglect, after tender of his Expences, to appear at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for such his, her, or their Refusal or Neglect, to be approved of by such Justice or Justices, or Commissioners respectively, or appearing shall refuse to be examined on Oath and to give Evidence before such Justice or Justices of the Peace, or Commissioners as aforesaid, or at any such Sessions or Adjournment thereof, then and in either of the said Cases every such Person shall forfeit for every such Offence any Sum not exceeding Five Pounds.

LXXII. And be it further enacted, That in all Actions, Prosecutions, Informations, Causes, and Proceedings whatsoever, relating to or concerning the Execution of this Act, any Inhabitant residing within the said Parish of *Saint Neots* shall be admitted and allowed to give Evidence, notwithstanding such Inhabitant shall be charged with and liable to pay any Rate or Assessment by virtue of this Act.

Inhabitants may give Evidence.

LXXIII. And for the more speedy and easy Conviction of Offenders against this Act, be it further enacted, That all and every Justice or 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 any other Form of Words to the like Effect, (as the Case shall happen), viz.

‘ Huntingdonshire }
 ‘ (to wit). } **BE** it remembered, That on the
 ‘ Day of
 ‘ *A. B.* is convicted before me *C. D.*, One of His Majesty’s Justices of the
 ‘ Peace for the said County [*specifying the Offence, and the Time and Place*
 ‘ *when and where the same was committed, as the Case may be*] and I [*or,*
 ‘ *we*] the said Justice [*or Justices*] do therefore adjudge him to forfeit
 ‘ and pay the Sum of Given under my Hand and
 ‘ Seal the Day and Year first above mentioned.’

Form of Conviction.

LXXIV. And be it further enacted, That where any Distress shall be made for any Sum or Sums 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 a Trespasser or Trespassers, on account of any Defect or Want of Form of any Proceeding relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers, on account of any Irregularity; but the Person or Persons aggrieved by such Irregularity may recover Satisfaction for the Special Damage in an Action on the Case.

Persons distraining not to be deemed Trespasser for Want of Form.

LXXV. And be it further enacted, That no Action or Suit shall be commenced against any Person or Persons for any Thing done under this Act, until Fourteen Days Notice shall be thereof given in Writing to the Clerk for the Time being to the said Commissioners, or after sufficient Satisfaction or Tender thereof hath been made to the Party or Parties aggrieved, or after Six Calendar Months next after the Meeting at which the Cause of Complaint arose, or after the Fact was committed for which such Action or Suit shall be so brought; and all such Actions or Suits shall be laid and tried in the said County where the Cause of Action shall have

Limitation of Actions.

have accrued and not elsewhere; and the Defendant or Defendants in any such Action or Suit may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear to have been so done, or that such Action or Suit was brought before Fourteen Days Notice thereof given as aforesaid, or that sufficient Satisfaction was made or tendered as aforesaid, or if any such Action or Suit shall not be commenced within the Time for that Purpose herein-before limited, or shall be laid in any other County or Place than as aforesaid, then and in every or either of the said Cases, the Jury shall find for the Defendant or Defendants; and if a Verdict shall be found for such Defendant or Defendants, or if the Plaintiff or Plaintiffs in any such Action or Suit shall become nonsuited, or shall suffer a Discontinuance of any such Action or Suit, or if upon Demurrer, Judgment shall be given for the Defendant or Defendants, then and in any or either of the Cases aforesaid, such Defendant or Defendants shall have Treble Costs, and shall have such and the like Remedy for recovering the same as any Defendant or Defendants hath or have in other Cases by Law.

Public Act.

LXXVI. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices, and other Persons, without being specially pleaded.

The

The SCHEDULE above referred to.

TWO Messuages adjoining, with the Buildings and Ground extending from *Saint Neots Bridge* to the *Market Place*, the Property of the Earl of *Sandwich*, and in the Occupations of *Richard Slade* and *Joseph Northern*.

So much of the Messuage, with the Buildings and Ground, nearly opposite to the last-mentioned Premises, also the Property of the said Earl, in the Occupations of *Elizabeth Norman* Widow, and *John Brown*, as shall not exceed Five Feet in Width from the present Road or Bridge.

The Messuage, with the Buildings and Ground, belonging to the said Earl, in the Occupation of *Sarah Danns*, and her Under-tenants, lying on the West Side of *New Lane*.

The Messuage, with the Buildings and Ground, in the *High Street*, belonging to the said Earl, in the Occupation of *George Maddox*.

The Messuage, with the Buildings and Ground, the Property of *Samuel Fairey*, in the Occupation of *James Fairey*, and his Under-tenants, adjoining to the *Fighting Cocks* and *Bull's Head* Public Houses.

The Messuage, Buildings, and Ground, adjoining to the last-mentioned Premises, and the *Brook*, the Property of the said *John Day*.

Two Messuages, Buildings, and Ground, belonging to *William Bartlett*, in the Occupations of himself and *Richard Bartlett*.

The Messuage, Buildings, and Ground, belonging to *William Shriver*, in the Occupation of himself, and *Mary Green* Widow, and *Sarah Ekins* Widow.

Part of the Churchyard of *Saint Neots*, on the East and South Sides thereof, extending from the Entrance Gate on the East Side, to the Gate at the South-west Corner, not exceeding in Width, in any one Part, Ten Feet, but the same not to be taken without the Consent of the Lord Bishop of *Lincoln*.

Two Messuages, with the Buildings and Ground, belonging to *William Wiles*, in the Occupation of *Joseph Eayre* and himself.

Several Messuages, Buildings, and Ground, belonging to *John Barcock*, in the Occupation of *Robert Luff*, *William Burrige*, *Elizabeth Cave* Widow, *William Hardwick*, *William Joyce*, *John Congo*, and *Sarah Cook*.

Three Messuages, Buildings, and Ground, belonging to the Churchwardens and Overseers of the Poor of the Parish of *Saint Neots*, in the Occupations of *John Richardson*, *Francis Gate*, and *William Cook*.

Two Messuages, Buildings, and Ground, belonging to *Sarah Nightingale* Widow, in the Occupation of herself and *Sarah Ward*.

Two Messuages, Blacksmith's Shop, Buildings, and Ground, belonging to the Heirs of the late *William Parker*, in the Possession of *William Day* as Mortgagee, and in the Occupation of *John Dixey* and *John Bingham*.

Two Messuages, Buildings, and Ground, the Property of *John Day*, in the Occupations of *John Ion* and *John Neal*.

The Messuage, Buildings, and Ground, belonging to *Thomas Rands*, adjoining *Nutter's Lane*, in the Occupation of *James Dew*.

The Messuage, Building, and Ground, belonging to *John Turner*, in the Occupation of *Thomas Brown*.

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