



ANNO QUINTO

GEORGIIV. REGIS.

Cap. cix.

An Act for erecting new Market Places within the Town of *Maidstone* in the County of *Kent*, and for the better regulating and maintaining the said Markets. [4th June 1824.]

WHEREAS a Market for supplying the Inhabitants of the King's Town and Parish of *Maidstone*, and the Neighbourhood thereof, in the County of *Kent*, with Meat, Fish, Poultry, Vegetables, Fruit, and other Provisions, hath been held and continues to be holden in certain Market Places situate in the *High Street* of the said Town on *Thursday* and *Saturday* in every Week: And whereas a Market for the buying and selling Corn and other Grain, Flour, Malt, Hops, Hay, Straw, and other Produce of Land, hath also been held and continues to be holden in and about a certain other Market Place, situate in the said *High Street* of the said Town, on *Thursday* in every Week: And whereas also a Market for the buying and selling live Cattle and Beasts hath also been held and continues to be holden in and about the said *High Street* of the said Town on the Second *Tuesday* in every Month: And whereas the Mayor for the Time being of the said Town is Clerk of all the said Markets: And whereas the said Town and Neighbourhood have of late Years very greatly increased, and are still increasing in Population and Buildings, and by reason thereof the said Markets are become very inadequate for the same; and the said Market Places being open to the said Street, and the said

[Local.] 28 G Markets

Markets partly held in the open Street near the said Market Places, as well as under the same Market Places, and much exposed to the Weather, all Persons resorting to the said Markets are oftentimes greatly inconvenienced and endangered in their Healths; and the said Street being a great Thoroughfare from *London* to the Coast of *Kent* and the Continent, the Footways and Carriageways along the same Street are, by reason of the said Markets being held therein as aforesaid, much incommoded and obstructed, and rendered very dangerous to the Inhabitants and the Public at large passing into or through the same, and the Cattle and Beasts brought to the said Cattle Market are much exposed to Injury: And whereas it would be a great Convenience and Advantage to the Inhabitants of the said Town and Neighbourhood, and to the Public at large, and would tend to remove the Inconveniences and Dangers before mentioned, if new and more extensive Market Places, with proper Accommodations, were provided and established, and proper Rules and Regulations were made and established for the good Government and Management of the said Markets: And whereas the Mayor, Jurats, and Commonalty of the said Town and Parish, being by a certain Charter and Letters Patent, bearing Date the Seventeenth Day of *June* in the Twenty-first Year of the Reign of King *George* the Second, and certain Charters and Letters Patent therein recited, and also by Prescription and Usage, entitled to certain Tributes, Customs, Tolls, Stallages, and Profits arising, growing, or happening for or in respect of all Articles and Cattle and Beasts exposed for Sale in the said Markets, are willing to provide more convenient and extensive Market Places, and to erect proper Market Houses, Buildings, Stalls, Standings, Shambles, and other Accommodations therein and thereto, and that the said present Markets should be removed to the same, and the said present Market Places and other Buildings should be pulled down and removed; but as considerable Expence will be incurred in the Purchase or Exchange of certain Messuages, Lands, and Hereditaments, for the Purpose of making and erecting the said Market Places, Market Houses, Buildings, Stalls, Standings, Shambles, and other Accommodations and Conveniences, and making the Avenues leading thereto commodious, it will be necessary that the Tolls and Duties now payable in the said present Markets should be increased, and that the several Tolls, Rents, Duties, and Stallage, specified in the Second Schedule to this Act annexed, should be collected and taken in lieu thereof: And whereas the several Purposes aforesaid cannot be effected without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the 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 it shall be lawful for the Mayor, Jurats, and Commonalty of the King's Town and Parish of *Maidstone* aforesaid, and their Successors, by their Committee, appointed by them as herein-after is directed, and they are hereby authorized and empowered to purchase and take the several Messuages, Buildings, Lands, Tenements, and Hereditaments within the said Town, mentioned and specified in the first Schedule to this Act annexed, or so many or such Part or Parts thereof as they the said Mayor, Jurats,

and

Mayor and
Commonalty
of *Maidstone*
empowered
to purchase
Lands, &c.
specified in
the First
Schedule for
the Purposes
of this Act.

and Commonalty, or their said Committee, shall think necessary and proper to be taken and used for the Purposes of this Act, and to take down or alter all or any of the said Messuages, Buildings, Tenements, or Hereditaments so to be purchased, or any Part or Parts thereof respectively, and to appropriate all or any of the Ground or Sites thereof respectively, and also all or any of the Land or Ground so to be purchased as aforesaid, for all or any of the Purposes of this Act, and to make, erect, and build thereon a new Market for the Sale of Meat, Fish, Poultry, Vegetables, Fruit, and other Provisions, and also a new Market for the Sale of Corn, Seeds, and other Grain, Flour, Malt, Hops, Hay, Straw, and other Produce of Land, with all necessary and proper Market Houses, Buildings, Stalls, Standings, Shambles, and other Conveniences, for the Sale of all the Articles aforesaid as shall be brought there to be sold or disposed of, and for the Accommodation of the Public and all Persons attending or resorting to the same Markets, or either of them; and also, with the Concurrence of the Commissioners acting in the Execution of the several Acts for maintaining and improving the Pavements of the said Town, to make and erect a Conduit and proper Reservoirs and Cisterns within or near the same Markets, and to lay down all necessary Pipes from the same in and through the Streets to the public Conduits or Reservoirs of the said Town, for the conveying Water for the necessary Supply of the said Markets, and also to do and perform all such other Acts, Matters, and Things as shall be deemed necessary or proper for the making, preserving, maintaining, and using the said new Market Places, Buildings, Erections, and Things, according to the true Intent and Meaning of this Act, or for the enlarging and further improving the same Markets at any Time or Times after the same shall have been made, erected, and completed as aforesaid.

II. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Jurats, and Commonalty, and their Successors, by their said Committee, to erect and appoint a public Weighing House or Place in or near the said Markets, for the weighing and measuring such Meat, Provisions, or other Articles aforesaid as shall be bought or sold by Weight or Measure in the said Markets, in case the Buyers or Sellers thereof shall desire the same; and they the said Mayor, Jurats, and Commonalty, and their Successors, or their said Committee, shall and they are hereby required to have and keep proper and sufficient Weights, Scales, and Measures (according to the respective Standard Weights and Measures in the Exchequer at *Westminster*), and to appoint some proper Person or Persons to attend the same on every Market Day, at such Time or Times as in the Rules, Orders, or Bye Laws to be made by virtue of this Act shall from Time to Time be directed; and all and every Person and Persons selling Meat or other Provisions or Things by Weight or Measure in the said Markets, or either of them, shall weigh and measure the same in or by the said Weights, Measures, or Scales as aforesaid, if required so to do by the Buyer or Buyers thereof; and in order to defray the Expences of providing the said Weights, Scales, and Measures as aforesaid, and a proper Person or Persons to attend the same as aforesaid, there shall be paid by the Buyer or Buyers of such

Power to
erect and
appoint
public
Weighing
Houses, &c.

such Meat or other Provisions or Things, to the Person or Persons appointed to receive the same as aforesaid, the several Tolls or Sum or Sums of Money mentioned and specified as to the said Weighing House in the Second Schedule to this Act annexed.

To provide
new Cattle
Market.

III. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Jurats, and Commonalty, and their Successors, or their said Committee, and they are hereby authorized to appropriate and set apart a certain Piece or Parcel of Land or Ground commonly called and known by the Name of the *Town Meadow*, now belonging to the said Mayor, Jurats, and Commonalty in their Corporate Capacity, and lying at or near the Bottom of the said *High Street*, within the said Town, and any other Piece or Parcel or Pieces or Parcels of Land or Ground which now belong to or which shall hereafter be purchased by or otherwise belong to the said Mayor, Jurats, and Commonalty, or their Successors, in their Corporate Capacity, and lying within or adjacent to the said Town, and also any other convenient Place or Places within the said Town, as and for a public Market Place or Market Places, for exposing to Sale and selling therein live Cattle and Beasts, and to fence and inclose the same with proper and sufficient Fences and Gateways, and Entrances into and from the same, in such Manner as the said Mayor, Jurats, and Commonalty, or their Successors, shall think expedient, and also to make and erect proper and sufficient Pens and other Accommodations for the Cattle and Beasts which may be exposed to Sale in the said Market Place or Market Places, and to appropriate and set apart certain and particular Portions of the said Piece or Parcel, Pieces or Parcels of Land or Ground, and Places aforesaid, and also certain and particular Pens and Places therein for exposing to Sale the different Sorts of Cattle and Beasts therein, and from Time to Time to enlarge, diminish, vary, and alter the Form, Situation, and Extent of the said Market Place or Market Places, and Pens, as the said Mayor, Jurats, and Commonalty, or their Successors, shall think expedient; and that all and singular the Costs and Charges which shall be incurred or sustained in the purchasing, providing, inclosing, and fencing the said Piece or Parcel or Pieces or Parcels of Land and Ground, Place or Places, and in making and erecting the Pens and other Accommodations therein, and in maintaining, supporting, repairing, and preserving the same at all Times hereafter, and all other the Expences in anywise relating thereto, shall be paid and defrayed by the said Mayor, Jurats, and Commonalty, and their Successors.

For erecting
a Messuage,
&c. instead
of the Inn to
be taken
down.

IV. And whereas, in order to make the said new Market Places, it is necessary to take down the Messuage or Tenement, Taphouse, Chaise-houses, Stables, and other Outbuildings, now called and known by the Name or Sign of *The Mitre*, mentioned and described in the first Schedule to this Act; and it is expedient that there should be a convenient and proper Messuage or Tenement, with Offices and other Outbuildings, erected in the Stead thereof; be it therefore further enacted, That it shall be lawful for the said Mayor, Jurats, and Commonalty, and their Successors, by their said Committee, to take down the said Messuage or Tenement, Taphouse, Chaise-houses, Stables,
and

and other Outbuildings aforesaid, and to erect on any Part of the Land or Ground to be purchased for the Purposes of this Act another Messuage or Tenement, with convenient and proper Offices and Outbuildings instead thereof.

V. And be it further enacted, That for better carrying into Execution the Powers and Provisions of this Act, a Committee of Ten Persons shall be elected and appointed by the said Mayor, Jurats, and Commonalty, from amongst themselves, every Three Years; but that *John Argles, John Mares, Courtney Stacey, Robert Tassell, John Wise, Thomas Atkins, Henry Collis, James Potter, Charles Heathorne, and Clement Taylor Smythe*, who have been elected and appointed by the said Mayor, Jurats, and Commonalty from amongst themselves for such Purpose, shall be the First Committee; and at the Expiration of Three Years after the passing of this Act, and of every subsequent Three Years, the said Mayor, Jurats, and Commonalty shall from Time to Time elect and appoint from amongst themselves Ten fit, proper, and discreet Persons, who shall be resident in the said Town and Parish of *Maidstone*, and rated to the Relief of the Poor thereof, at the Sum of Twelve Pounds a Year or upwards, or who shall be possessed of a Real Estate within the said Town or Parish of the clear annual Value or Rent of Ten Pounds or upwards, over and above all Reprizes, to be such Committee; and the Persons forming the old Committee, or any of them, shall be eligible to be the new Committee; and any Five or more of such Committee, assembled together from Time to Time, shall and may execute all the Powers and Authorities by this Act given to and vested in such Committee; and if any Person elected and appointed on such Committee shall neglect to attend the Meetings thereof for the Space of Six Calendar Months, such Non-attendance not being occasioned by Illness, or temporary Absence from the Town and Parish of *Maidstone* aforesaid, every such Person so neglecting shall be deemed to have declined to act upon such Committee, and his Place shall accordingly be declared vacant; and all Vacancies which shall occur in such Committee by the Death or declining to act of any Person elected and appointed thereon, shall within the Space of Six Calendar Months next after every such Vacancy be filled up by the said Mayor, Jurats, and Commonalty from amongst themselves as aforesaid.

For the Appointment of a Committee.

VI. And be it further enacted, That all Conveyances or Assurances of any Messuages, Buildings, Lands, Tenements, or Hereditaments, to be made to the said Mayor, Jurats, and Commonalty, and their Successors, may be made in the Form or to the Effect following; (that is to say),

Form of Conveyance to the Corporation.

I in consideration of the Sum of
 of lawful Money, *et cetera*, to me paid by the Mayor,
 Jurats, and Commonalty of the King's Town and Parish of *Maid-*
stone in the County of *Kent*, acting by virtue of an Act passed in
 the Fifth Year of the Reign of King *George* the Fourth, intituled
An Act, et cetera, [*here set forth the Title of this Act*], do hereby grant
 and convey to the said Mayor, Jurats, and Commonalty, and their
 Successors, all, *et cetera*, [*here describe the Premises to be conveyed*];
 [Local.] 28 H and

‘ and all my Estate, Right, Title, and Interest in and to the same
 ‘ and every Part thereof; to hold to the said Mayor, Jurats, and
 ‘ Commonalty, and their Successors for ever. 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 when 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.

Mortgagees
 not in Pos-
 session to
 assign Mort-
 gages to
 Corporation.

VII. And be it further enacted, That all and every Person or Persons, or Body or Bodies Politic, Corporate, or Collegiate, who shall have any Mortgage or Mortgages on such Messuages, Buildings, Lands, Tenements, or Hereditaments, (not being in Possession of the said Premises by virtue of such Mortgage or Mortgages), shall, on Tender of the Mortgage Money and Interest due thereon, together with the Amount of Six Calendar Months Interest on the Principal Money, by the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, or by such Person or Persons as the said Committee shall appoint, immediately convey, assign, and transfer such Mortgage or Mortgages to the said Mayor, Jurats, and Commonalty, and their Successors, or to such Person or Persons as the said Committee shall appoint; or in case such Mortgagee or Mortgagees shall have Notice in Writing from the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, or such Person or Persons as the said Committee shall appoint, that they will pay off and discharge the Principal Money and Interest which shall be due on the said Mortgage or Mortgages at the End or Expiration of Six Calendar Months, then on Payment of the Principal and Interest so due on such Mortgage or Mortgages, such Mortgagee or Mortgagees shall convey, assign, and transfer the said Mortgage or Mortgages, and his, her, or their Interest in the Premises, to the said Mayor, Jurats, and Commonalty, and their Successors, or such Person or Persons as shall be appointed as aforesaid, in trust for them; but in case such Mortgagee or Mortgagees shall refuse to convey or assign, on such Tender or Payment as aforesaid, then all Interest on every such Mortgage shall from the Time of such Tender or Expiration of such Notice cease and determine: Provided always, that in case the Sum due upon every such Mortgage or Mortgages, with all Interest due thereon, shall amount to more than the real Value of such Messuages, Buildings, Lands, Tenements, or Hereditaments, or the Part or Parts thereof which shall be taken for the Purposes of this Act, then the said Mayor, Jurats, and Commonalty, and their Successors, shall not be liable to pay the Mortgagee or Mortgagees any more than the real Value of such Premises; which Value, in case the Parties cannot agree upon the same, shall be ascertained and settled by a Jury, in like Manner as other Values are herein-after directed to be ascertained and settled.

Incapacitated
 Persons em-

VIII. And be it further enacted, That it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole,

Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees, Committees, Executors, Administrators, and all other Persons whomsoever, not only for and on the Behalf of themselves, but also for and on the Behalf of their respective Cestuique Trusts, or Wards, Femes Covert, Infants, Issue unborn, Lunatics, Idiots, and other Persons, and that it shall also be lawful for all Femes Covert who are or shall be seised or interested in their own Right, or entitled to Dower or Interest therein, and to and for all and every other Person and Persons whomsoever who are or shall be seised or possessed of or interested in any such Messuages, Buildings, Lands, Tenements, or Hereditaments, which the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, are enabled to take or purchase by virtue of this Act, for the Purposes thereof, or any of them, and they are hereby required to contract for the Sale, and to sell and convey to the said Mayor, Jurats, and Commonalty, or their Successors, or to any Person or Persons in trust for them, as the said Committee shall appoint, all such Messuages, Buildings, Lands, Tenements, and Hereditaments, or any of them, or any Part or Parts thereof; and all such Contracts, Agreements, Bargains, Sales, Assignments, Surrenders, and other Conveyances which shall be so made as aforesaid shall be good and valid in the Law to all Intents and Purposes whatsoever, not only to convey the Estate, Term, and Interest of the Body or Bodies Politic, Corporate, or Collegiate, Person or Persons conveying, but also all the Right, Estate, Interest, Use, Trust, Property, Claim, and Demand whatsoever of their several and respective Cestuique Trusts, Infants, or Issue unborn, Lunatics, Idiots, Femes Covert, or other Person whomsoever, and all Persons claiming or to claim by, from, or under them, or any of them; any Statute, Law, or Usage to the contrary thereof in anywise notwithstanding.

powered to
sell and
convey.

IX. Provided always, and be it further enacted, That if any such Person or Persons, Bodies Politic or Corporate, Corporations Aggregate or Sole, Tenants in Tail or for Life, Trustees, Feoffees, Guardians, Committees, Executors, or Administrators, or any other Person or Persons in anywise interested in such Messuages, Buildings, Lands, Tenements, or Hereditaments required to be purchased and taken for the Purposes of this Act, and in the First Schedule to this Act particularly mentioned and described, or any Occupier or Occupiers thereof, sustaining any Loss, Injury, or Damage, (upon Notice to him or them given, or left in Writing at the Dwelling House or Houses or usual or last Place or Places of Abode of such Person or Persons, or of the principal or head Officer or Officers of such Bodies Politic or Corporate, or Corporation, or at the House of the Tenant or Tenants in Possession of such Messuages, Buildings, Lands, Tenements, or Hereditaments intended to be purchased and taken for the Purposes of this Act), shall, for the Space of Twenty-one Days next after such Notice given or left as aforesaid, neglect or refuse to treat and agree, or shall not agree for the Sale of the said Premises, or by reason of Absence or Disability shall be prevented from treating and agreeing, or cannot be found or known, or shall not produce a clear Title to the Hereditaments they are in Possession of, or the Interest they claim therein, to the Satisfaction of the said Committee appointed

On Persons
refusing to
treat or to
sell, Jury to
be summon-
ed to assess
Value, &c.

appointed by the said Mayor, Jurats, and Commonalty, or their Successors, then and in every such Case the said Committee shall cause the Value and Recompence to be made for such Messuages, Buildings, Lands, Tenements, or Hereditaments to be inquired into and ascertained by a Jury of Twelve indifferent Men of the said County of *Kent*; and for the summoning and returning such Jury, the said Committee are hereby empowered from Time to Time to issue their Warrant or Warrants to the Sheriff of the said County, thereby commanding and requiring him to impanel, summon, and return an indifferent Jury of Twenty-four Persons qualified to serve upon Juries at the Sessions of the said County, and who are respectively seised or possessed of Freehold or Leasehold Estates within the said County of the annual Value of Ten Pounds, to appear before the said Sheriff at such Time as in such Warrant or Warrants shall be appointed, at the Town Hall within the said Town; and the said Sheriff is hereby required to impanel, summon, and return such Number accordingly, to attend at the Time and Place so appointed, and out of the Persons so impanelled, summoned, and returned, or out of such of them as shall appear upon such Summons, the said Sheriff is hereby empowered to swear Twelve to be the Jury for the Purposes aforesaid, and in default of such a Number of Jurymen appearing, the said Sheriff shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured to attend that Service, to the Number of Twelve; and all Persons concerned shall have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the Array; and the said Sheriff is hereby also required and empowered, from Time to Time as Occasion shall be or require, to summon and call before the said Jury, and examine upon Oath (which Oath the said Sheriff is hereby empowered to administer) all and every Person and Persons who shall be thought necessary and proper to be examined as a Witness or Witnesses touching or concerning the Premises, and he shall also order and cause the said Jury to view the Places in question, if there be Occasion, and use all lawful Ways and Means, as well for his own as for the said Jury's better Information in the Premises, as the said Sheriff shall think fit; and the said Jury shall assess the Damages and Recompence to be given for the Messuages, Buildings, Lands, Tenements, or Hereditaments, to the respective Owner or Owners and Occupier or Occupiers thereof, according to their respective Interests therein, and shall give in their Verdict thereupon; and after the said Jury shall have inquired of and assessed such Damage and Recompence, and given in their Verdict, the said Sheriff shall thereupon order, adjudge, and determine the Sum or Sums of Money so assessed by the said Jury to be paid to the Person or Persons interested in the said Messuages, Buildings, Lands, Tenements, or Hereditaments, according to such Verdict or Inquisition of the said Jury.

Verdict of
Jury to be
final.

X. And be it further enacted, That such Verdict or Inquisition of the said Jury, and the Judgment, Order, or Determination thereupon so had and made, shall be final, binding, and conclusive to all Intents and Purposes, against all Tenants for Life, Tenants in Tail, and all Infants, Issue unborn, Idiots, Lunatics, Femes Covert, Bodies Politic

or Corporate, Corporations Aggregate or Sole, Trustees, Feoffees, Guardians, Committees, as well absent as present, claiming in Possession, Reversion, Remainder, or Expectancy, or otherwise, and against their several and respective Heirs, Successors, Executors, or Administrators, and against all other Person or Persons whomsoever; and all and every such Owners, Occupiers, and other Persons in any-wise interested in such Messuages, Buildings, Lands, Tenements, or Hereditaments, shall thereby be from thenceforth to all Intents and Purposes divested of all Right, Title, Claim, Remainder, Reversion, Interest, or Property of, in, to, or out of the same; and on Payment of the Money so assessed to the respective Persons entitled thereto, or their Agents, or upon paying the same into the Bank of *England* in manner by this Act directed, and after such Payment, it shall and may be lawful to and for the said Sheriff to cause the Premises in respect whereof such Money shall be assessed to be disposed of, and such Acts to be done thereto as if the Purchase thereof had been agreed upon and completed, and the said respective Premises were untenanted, and the Purchase or Consideration Money had been received by the Person or Persons entitled thereto; and thereupon the Premises shall absolutely vest in the said Mayor, Jurats, and Commonalty, and their Successors, and they shall be and be deemed to be in the actual Seisin and Possession thereof to all Intents and Purposes whatsoever; and every Verdict and Judgment thereupon as aforesaid shall be transmitted to and be fairly entered and kept amongst the Records of the Quarter Sessions of the Peace of the said County, and a Duplicate of such Verdict and Judgment shall be transmitted to and be kept by the Town Clerk of the said Town and Parish of *Maidstone*, and the same or true Copies thereof shall be admitted, received, and taken in Evidence and Proof in all Courts of Law or Equity, and all Places whatsoever, and all Persons shall have recourse to them *gratis*, and may take Copies thereof, paying Sixpence for every Seventy-two Words, and so in proportion for any less Number of Words; and the said Sheriff acting in the Premises shall have Power from Time to Time to impose any reasonable Fine or Fines on any of the Persons who shall be summoned and returned on such Jury and shall not appear, without some sufficient Excuse, or who shall refuse to be sworn on such Jury, or being so sworn shall refuse to give or shall not join in giving his Verdict, or shall in any other Manner wilfully neglect his Duty therein contrary to the true Intent and Meaning of this Act, and on any Person or Persons who, being summoned to give Evidence before the said Jury touching the Premises, shall refuse or neglect to appear, after having been paid or tendered a reasonable Sum for his, her, or their Costs, Charges, and Expences, without some sufficient Excuse, or appearing shall refuse to be sworn or give Evidence, so as such Fine to be imposed on any Juryman or Witness shall not exceed the Sum of Ten Pounds for One Offence.

XI. And be it further enacted, That in case such Jury shall give in or deliver a Verdict or Assessment for more Money as a Recompence or Satisfaction for the Right, Interest, or Property of any Person or Persons, Bodies Politic or Corporate, in or to such Messuages, Buildings, Lands, Tenements, or Hereditaments, or any Part

Expences of
Jury how to
be paid.

[*Local.*]

28 I

or

or Parts thereof, or for any such Damage or Injury as aforesaid, than shall have been offered or tendered by the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, before the summoning or returning of such Jury, then the Costs and Expences of such Notice or Notices, Precept or Precepts, and of summoning and returning such Jury and Witnesses, and also of the said Inquest, (such Costs and Expences to be settled and allowed by any Justice of the Peace for the said County of *Kent*, not being One of the said Mayor, Jurats, and Commonalty, nor a Person interested), shall be borne and paid by the said Mayor, Jurats, and Commonalty, or their Successors, out of the Money arising by virtue of this Act, and shall and may be recovered by the Person or Persons entitled thereto, by Distress and Sale of the Goods and Chattels of the said Mayor, Jurats, and Commonalty, in like Manner as Rents may be recovered by Landlords; but if any such Jury shall give in and deliver a Verdict or Assessment for no more or for less Money as a Recompence or Satisfaction as aforesaid than shall have been offered or tendered by the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, before the summoning or returning of the said Jury or Juries as aforesaid, then one Moiety of the Costs and Expences aforesaid shall be borne and paid by the Person or Persons, Bodies Politic or Corporate, with whom the said Mayor, Jurats, and Commonalty, or their Successors, shall have had any Controversy or Dispute, and shall be recovered in the same Manner as any Penalties and Forfeitures are herein-after directed to be recovered, and the other Moiety thereof shall be borne and paid by the said Mayor, Jurats, and Commonalty, out of the Money arising as aforesaid, and be recovered by Distress and Sale in manner aforesaid; but in Cases where Parties by reason of Absence or Disability shall have been prevented from treating and agreeing, such Costs and Expences shall be paid and borne by the said Mayor, Jurats, and Commonalty, or their Successors, out of the Money arising by virtue of this Act, and be recovered by Distress and Sale in manner aforesaid.

Lessees and Tenants at Will to deliver Possession on Three Months Notice.

XII. And be it further enacted, That every Lessee or Tenant for Years, or from Year to Year, or at Will, Mortgagee, and every other Person in Possession of any Messuages, Buildings, Lands, Tenements, or other Hereditaments which shall be purchased or taken by virtue and for the Purposes of this Act, shall deliver up the Possession of such Premises to the said Mayor, Jurats, and Commonalty, or their Successors, or to such Person or Persons as their said Committee shall appoint to take Possession of the same, upon having Three Calendar Months Notice from the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, or the Person or Persons so appointed by them, to quit the same at such Time or Times as shall be required by such Notice, they the said Mayor, Jurats, and Commonalty, or their Successors, making such Satisfaction and Compensation to every such Tenant, Lessee, or other Person aforesaid (except a Mortgagee), in case he, she, or they shall be required to quit before the Expiration of his, her, or their Term or Interest in the Premises, as the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, shall deem

deem just and reasonable; and in case any Dispute or Difference shall arise touching or concerning the same, such Satisfaction and Compensation shall be ascertained and settled by a Jury, in such and the like Manner as the Satisfaction and Compensation to be made by the said Mayor, Jurats, and Commonalty, or their Successors, for the Purchase of any Messuages, Buildings, Lands, Tenements, or Hereditaments, is and are herein directed to be ascertained and settled in case of any Dispute or Difference about the same; and such Lessee, Tenant, or other Person aforesaid in Possession, shall, at such Time or Times as he, she, or they shall be required by the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, peaceably and quietly deliver up the Possession of the said Premises to the said Mayor, Jurats, and Commonalty, or their Successors, or to the Person or Persons authorized by the said Committee to take Possession thereof as aforesaid; and if any such Lessee, Tenant, or other Person aforesaid, so in Possession as aforesaid, shall refuse or neglect to deliver up such Possession, then and in every such Cases it shall and may be lawful to and for the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, to issue their Precept or Precepts to the said Sheriff, to deliver Possession of the said Premises to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same, and the said Sheriff is hereby required to deliver Possession of the said Premises accordingly, and to levy such Costs and Charges as shall accrue from the issuing or Execution of such Precept or Precepts on the Person or Persons so refusing to deliver up Possession as aforesaid, by Distress and Sale of his, her, or their Goods and Chattels.

XIII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Messuages, Buildings, Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers of this Act for the Purposes thereof, which shall belong to any Feme Covert, Infant, Lunatic, Idiot, Cestuique Trust, or to any Person or Persons whose Messuages, Buildings, Lands, Tenements, and Hereditaments are limited in strict or other Settlement, or to any Corporation, or Person or Persons under any Disability or Incapacity whatsoever, and there shall not be any Power in the Deed or Will by which such Messuages, Buildings, Lands, Tenements, and Hereditaments shall be settled, authorizing the Sale thereof, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account *ex parte* the said Mayor, Jurats, and Commonalty, and their Successors, pursuant to the Directions of an Act passed in the First Year of the Reign of His present Majesty King George the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; to the Intent that such Money shall be applied, under the Direction
and

Compensation Money exceeding 200*l.*, belonging to Feme Coverts, &c. how applied.

1 G. 4. c. 35.

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 Messuages, Buildings, Lands, Tenements, or Hereditaments, in the Purchase and Redemption of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrances or Part thereof as the said Court shall authorize to be paid, affecting the same Messuages, Buildings, Lands, Tenements, or Hereditaments, or affecting any other Messuages, Buildings, Lands, Tenements, or Hereditaments standing settled therewith, to the same or the like Uses, Trusts, Intents, or Purposes; or where such Money shall not be so applied, then the same may be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Messuages, Buildings, Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Messuages, Buildings, 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 Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the meantime and until such Purchase shall be made the said Money shall, by Order of the said Court upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and Annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid by 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 Messuages, Buildings, Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

If less than
200*l.*, and
not exceed-
ing 20*l.*

XIV. And be it further enacted, That if any Money so agreed or awarded to be paid for any Messuages, Buildings, Lands, Tenements, or Hereditaments, 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 and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Messuages, Buildings, Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy 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 said Court of Exchequer, to be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed, or otherwise the same shall be paid, at the like Option, to Two Trustees, to be nominated by the Person or Persons making such Option, and approved of by the said Mayor, Jurats, and Commonalty, by their said Committee, (such Nomination and

and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money and the Dividends arising thereon may be applied in any Manner herein-before directed, so far as the Case may be applicable, without obtaining or being required to obtain the Direction or Approbation of the said Court of Exchequer.

XV. And be it further enacted, That when such Money so agreed or awarded to be paid as last before-mentioned shall not exceed 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 Messuages, Buildings, Lands, Tenements, or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, shall think fit, or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively as aforesaid. Under 20l.

XVI. And be it further enacted, That in case the Body or Bodies, Person or Persons, to whom any Sum or Sums of Money shall be awarded for the Purchase of any of the said Messuages, Buildings, Lands, Tenements, or Hereditaments to be purchased by virtue of this Act, shall refuse to accept the same, or shall not be able to make a good Title to the Premises to the Satisfaction of the said Committee appointed by the said Mayor, Jurats, and Commonalty, or their Successors, 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 Messuages, Buildings, Lands, Tenements, or Hereditaments be not known or discovered, then and in every such Case it shall be lawful for the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, 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 said Accountant General of the said Court of Exchequer, to be placed to his Account to the Credit of the Parties or the unknown Persons (as the Case may be) interested in the said Messuages, Buildings, Lands, Tenements, or Hereditaments [describing them], subject to the Order, Controul, and Disposition of the said Court of Exchequer; which said Court, on the Application of any Body or Bodies, 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 Body or Bodies, 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, Compensation Money, in case Titles not made out, or Persons cannot be found, &c. to be paid into the Bank of England.

[*Local.*] 28 K mentioning

mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the said Bank as aforesaid.

Persons in Possession of Premises to be deemed presumptively entitled to Money.

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

Court of Exchequer may order reasonable Expences of Purchases to be paid by the Corporation.

XVIII. And be it further enacted, That where by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Messuages, Buildings, 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 said Court, and to be applied in the Purchase of other Messuages, Buildings, Lands, Tenements, or Hereditaments, to be settled to the like Uses in pursuance thereof, it shall be lawful for the said Court to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable, together with the necessary Costs and Charges of obtaining such Order, to be paid by the said Mayor, Jurats, and Commonalty, or their Successors, out of the Monies to be raised by virtue of this Act, and they shall from Time to Time pay such Sum or Sums of Money for such Purposes as the said Court shall direct.

For taking Possession of Messuages, &c. on Payment or Tender of

XIX. And be it further enacted, That upon Payment or legal Tender by the said Mayor, Jurats, and Commonalty, by their said Committee, or any Person or Persons appointed by them, of the Purchase Money agreed upon or assessed by such Jury as aforesaid, for any of the Messuages, Buildings, Lands, Tenements, or Hereditaments

ditaments authorized to be taken and purchased for the Purposes of this Act, to the Owner or Owners thereof, or to such other Person or Persons as shall be interested therein or entitled to receive such Money, or into the Bank of *England* in the several Cases hereinbefore mentioned, it shall be lawful for the said Mayor, Jurats, and Commonalty, by their said Committee, or any Person or Persons appointed by them, to enter into and upon the Messuages, Buildings, Lands, Tenements, and Hereditaments, whereof the Purchase Money shall be so paid or tendered, and thereupon the same shall thenceforth be vested in the said Mayor, Jurats, and Commonalty for the Purposes of this Act for ever; and every such Payment or Tender shall bar all Estates, Rights, Titles, and Interests of all Persons whomsoever therein; provided nevertheless, that before such Payment or Tender shall be made it shall not be lawful for the said Mayor, Jurats, and Commonalty, or any Person acting under their Authority, to enter into or upon any Messuages, Buildings, Lands, Tenements, or Hereditaments authorized to be taken and purchased for the Purposes of this Act, without the Consent of the Owner or Owners thereof, and other the Person or Persons interested therein or entitled thereto, or to any Estate therein.

Purchase Money agreed upon or assessed.

XX. And be it further enacted, That from and after the said new Market Places shall be built and completed and opened for public Use as a Market or Markets, the Markets now held in and about the present Market Places in the said *High Street* shall be removed to and holden in the same new Market Places, and it shall and may be lawful to and for the said Mayor, Jurats, and Commonalty, or their Successors, to take down and remove the Buildings of the present Market Places which belong to the said Mayor, Jurats, and Commonalty, and to sell or otherwise dispose of the Materials of the said Buildings, as they shall or may think proper, and to apply the Monies to arise therefrom to and for the Purposes of this Act; and if any Person or Persons shall on any Market Day, or on any other Day after the said Markets shall be removed, sell or expose to Sale at any Time within the said Town and Parish (except in the said new Market Places, and as herein-after mentioned) any Meat, Fish, Poultry, Vegetables, Fruit, or other Provisions, every Person so offending shall for every such Offence, on Conviction before any One or more Justice or Justices of the Peace for the said Town and Parish, forfeit and pay any Sum not exceeding Forty Shillings, to be recovered and applied as herein-after mentioned; provided nevertheless, that nothing herein contained shall extend or be construed to extend to prevent or hinder any Person from selling or exposing to Sale any marketable Commodities, Matters, or Things whatsoever in his or her own Dwelling House, or in his or her own Shop or Premises, in any Part of the said Town and Parish.

Discontinuance of the present Markets, and Power to take down and sell the Buildings thereof.

Penalty on Persons exposing to Sale other than in the new Markets.

XXI. And be it further enacted, That from and after the said new Market Places and each of them shall be built and completed, and opened for public Use as a Market or Markets as aforesaid, it shall and may be lawful for the said Mayor, Jurats, and Commonalty, and their Successors, to have, hold, and keep the said Markets thenceforth for ever, upon the several Days following; (that is to say), the

Power to hold Markets in new Market Places and to take Tolls.

Corn

Corn Market on *Thursday* in every Week, the Meat and Poultry Markets on *Thursday* and *Saturday* in every Week, the Fish and Vegetable Markets on every Day of the Week (except *Sundays*), and the Cattle Market on the Second *Tuesday* in every Month; and also by themselves or their said Committee, or any of their Collectors, Farmers, Officers, or Servants, to ask, demand, recover, receive, and take, of and from all and every Person and Persons exposing or offering for Sale or selling any Corn, Seeds, Grain, Provisions or other Article or Thing aforesaid, or any live Cattle or Beasts, in any of the Markets aforesaid, or who shall rent, use, or hire any Stall or Standing Place in any of the said Markets, the several Tolls, Stallages, Rents, or Sum or Sums of Money which shall at any Time or from Time to Time be fixed and appointed by the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, to be paid for the same, according to but not exceeding the several Tolls, Stallages, Rents, or Sum or Sums of Money mentioned and specified in the Second Schedule to this Act annexed; any Charter, Statute, Usage, or Custom to the contrary thereof in anywise notwithstanding.

For saving
the Rights of
the Mayor or
Clerk of the
Market.

XXII. And be it further enacted, That the Mayor for the Time being of the said Town and Parish of *Maidstone* shall be Clerk of the said new Markets, in like Manner as the said Mayor is now Clerk of the Markets held in or about the *High Street* of the said Town, and shall have and exercise the like Rights, Powers, and Privileges, with respect to the said new Markets, as the said Mayor now hath and exercises with respect to the Markets held in or about the said *High Street*.

Tolls of Cat-
tle Market
when to be
paid.

XXIII. And be it further enacted, That it shall be lawful for the said Mayor, Jurats, and Commonalty, and their Successors, from Time to Time, as they shall deem it expedient, to appoint, appropriate, and limit the particular Time or Times during which any particular Kind or Description of live Cattle or Beasts shall be exposed to Sale in the said Cattle Market, and for the Removal after Sale; and all the Tolls of the said Cattle Market shall become and be due when and as soon as the several Cattle or Beasts, in respect whereof the same are by this Act respectively made payable, shall be brought into the said Market Place, and before the same shall be driven or permitted to go into any Pen or Pens, or be tied up in the said Market, and in case of any Sale thereof in the said Market, and the Cattle or Beasts shall not be removed within the Time appointed for the Removal thereof after Sale, then another Toll shall become due for such Cattle or Beasts, immediately after the Expiration of the Time allowed for the Removal of such Cattle or Beasts after the Sale thereof, and shall be forthwith paid to the said Mayor, Jurats, and Commonalty, or their Successors, or to their Collector, Farmer, Officer, or Servant authorized to receive the same, by the several Owner or Owners of the said Cattle or Beasts in respect whereof the same shall be respectively payable, or by the Person or Persons accompanying such Cattle or Beast; and if such Owner or Owners, or other Person or Persons, shall, upon Demand thereof made by the Collector, Farmer, or other Person authorized to re-
ceive

ceive the same, neglect or refuse to make Payment of the said Tolls, or of any Part or Parts thereof, it shall be lawful for the said Collector, Farmer, or other Person so authorized to receive the same, either by himself or with Assistants, to detain, seize, and distrain the Cattle or Beasts in respect whereof such Tolls shall become due and payable, or any of them, or any of the Goods or Chattels of the Person or Persons so neglecting or refusing to pay the same as aforesaid, and if such Tolls, and the reasonable Charges of such Detention and Distress, and of the keeping and maintaining the Things distrained, shall not be paid, such Collector, Farmer, or other Person authorized as aforesaid, shall and may, at the Expiration of Four Days thereafter, sell and dispose of the said Cattle or Beasts, or other Goods or Chattels so distrained, or any Part thereof, and out of the Monies which arise by such Sale shall and may pay or retain such Tolls, and all reasonable Charges incurred by such Detention, Distress, and Sale, paying and returning the Overplus (if any) of the said Monies, and such of the said Things distrained, as shall remain unsold (if any there shall be), upon Demand, to the Owner or Owners thereof, or the Person or Persons in whose Possession the same shall have been when so detained and distrained as aforesaid, or as he, she, or they shall direct.

XXIV. And be it further enacted, That it shall and may be lawful to and for the said Mayor, Jurats, and Commonalty, and their Successors, by their said Committee, and they are hereby authorized and empowered to let any of the Stalls, Standing Places, Shambles, or other Conveniences to be erected, built, made, or set up by them the said Mayor, Jurats, and Commonalty, or their Successors, within the said Market Places or either of them, to any Person or Persons who shall or may be willing or desirous to take the same, by the Year, Half Year, or Quarter of a Year, or any shorter Period, the Rent for the same to be payable in advance; provided the Tolls and Rent to be taken for the same shall not in any Case exceed the Sum specified in the said Second Schedule to this Act annexed.

Power to let
Stalls, &c.

XXV. And be it further enacted, That it shall and may be lawful for the said Mayor, Jurats, and Commonalty, and their Successors, by their said Committee, at any Time or Times or from Time to Time to demise and let the said Market Places, and the said Messuage or Tenement, Offices and Outbuildings, to be erected as aforesaid, or any or either of them, and to let to farm the Whole or any Part or Parts of the Tolls, Stallages, Rents, or Sums of Money to be collected or to arise from or in respect of the said Markets or any of them, by virtue of this Act, to any Person or Persons who shall be willing to take and farm the same respectively, by public Auction or private Contract, upon such Terms and Conditions, and with such Securities for the Payment of the Rent or Rents agreed upon for the same, as shall be agreed upon and contracted for by the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, and the Person or Persons respectively to whom such Letting or Lettings shall be made.

Power to
lease Market
Places, Tolls,
&c.

Recovery of
Tolls by Dis-
tress in case
of Non-pay-
ment.

XXVI. And be it further enacted, That in case any Person or Persons renting, holding, or using, or in any Manner occupying any of the said Buildings, Stalls, Standings, Shambles, or other Conveniences in the said Market Places, or any or either of them, or who shall bring or place, or expose or offer for Sale in any of the said Markets, any Corn, Grain, Meat, Fish, Poultry, Vegetables, Fruit, or other Article or Thing whatsoever for or in respect of which any Toll or Stallage may be demanded or taken thereon, shall, upon Demand thereof made by the Collector, Farmer, or other Person or Persons authorized to receive the said Toll or Stallage, neglect or refuse to pay, or shall wilfully evade the Payment of the said Rents, Tolls, or Stallages due in respect thereof by virtue of this Act, or in case any Dispute shall happen about the Amount of the Rents, Tolls, or Stallages due, it shall and may be lawful to and for the said Collector, Farmer, or other Person or Persons authorized and appointed to collect and receive the said Rents, Tolls, and Stallages, either by himself or his Assistants, to seize and detain such Article, Matter, or Thing until the Amount of the Rents, Tolls, and Stallages due, and the Charges of keeping such Article, Matter, or Thing, shall be ascertained by One or more Justice or Justices of the Peace for the said Town and Parish, who, upon Application made to him or them for that Purpose, shall examine the Matter on the Oath of the Parties, or other Witness or Witnesses, (which Oath such Justice or Justices is and are hereby authorized to administer); and shall determine the Amount of the Rents, Tolls, and Stallages due, and the Charges of keeping the same, and shall award such Costs and Charges to either Party as to the said Justice or Justices shall appear right and proper; all which Rents, Tolls, and Stallages, Costs and Charges, shall and may be levied and recovered, in case of Nonpayment thereof forthwith, by Distress and Sale of the Goods and Chattels of the Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, rendering the Overplus (if any) on Demand, after deducting the Costs and Charges of making and keeping such Distress and Sale, to the Person or Persons whose Goods and Chattels shall be so distrained and sold.

Power to
borrow
Money upon
Mortgage of
the Tolls, &c.

XXVII. And to the End that the said Mayor, Jurats, and Commonalty, and their Successors, may be enabled to make, erect, build, maintain, and support the said new Market Places, Messuage or Tenement, and Buildings, be it further enacted, That it shall and may be lawful to and for the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, at any Time or from Time to Time hereafter to borrow and take up at Interest, in One or more Sum or Sums, and at any Rate of Interest not exceeding Five Pounds *per Centum per Annum*, such Sum or Sums of Money, not exceeding in the whole the Sum of Ten thousand Pounds, as the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, shall deem necessary for the Purposes of this Act, upon the Credit of the Tolls and Duties granted or arising under or by virtue of this Act, and upon the said intended new Market Places, and the Messuage or Tenement, Offices, Market Houses,

Houses, Buildings, Stalls, Standings, Shambles, and Conveniences, and by any Deed or Writing under the Common Seal of the said Mayor, Jurats, and Commonalty, to assign and mortgage all or any Part of the said Tolls and Duties, Market Places, Messuage or Tenement, Offices, Market Houses, and other Buildings and Conveniences aforesaid, to such Person or Persons, or Body or Bodies Politic or Corporate, as shall lend or advance the said Money, or to his, her, or their Trustee or Trustees, as a Security or Securities for such Sum or Sums of Money so to be advanced, with Interest for the same as aforesaid, together with such other Security as shall be agreed upon between the Parties, either in the Form herein-after mentioned, or in such other Manner or Form as shall be agreed upon; and the Charges and Expences of such Assignments or Mortgages shall be from Time to Time defrayed by the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, out of the Money so borrowed; and every such Assignment or Mortgage may, if so agreed upon, be in the Words or to the Effect following; (that is to say),

WE the Mayor, Jurats, and Commonalty of the King's Town and Parish of *Maidstone* in the County of *Kent*, acting in pursuance of an Act passed in the Fifth Year of the Reign of King *George* the Fourth, intituled *An Act, &c.* [*here set forth the Title of this Act*], in consideration of the Sum of _____ advanced and lent by _____ of _____ upon the Credit and for the Purposes of the said Act, do hereby grant and assign unto the said _____ [or to his, her, or their Trustee or Trustees, *as the Case may be*], his [or her or their] Executors, Administrators, or Assigns, such Proportion of the Tolls, Stallage, Rents, and Duties granted or arising by virtue of the said Act, and also of the said Market Places, Market Houses, and other Buildings and Conveniences, as the said Sum of _____ doth or shall bear to the whole Sum or Sums of Money which may at any Time be borrowed, or become due and owing, or be charged upon the Credit of the said Tolls, Stallage, Rents, Duties, and Premises; to be had and holden from this _____ Day of _____ until the said Sum of _____ together with Interest for the same, at the Rate of _____ per Centum per Annum, to be paid _____ at *Lady Day* and *Michaelmas Day*, shall be fully paid and satisfied. In witness whereof we the said Mayor, Jurats, and Commonalty have hereunto set our Common Seal, the _____ Day of _____ in the Year of our Lord _____

Form of
Mortgage of
the Tolls, &c.

And every Person and Persons, and Body or Bodies Politic or Corporate, to whom such Assignments shall be made, or who shall become and be entitled to the Money thereby secured, shall be in Proportion to the Sums therein respectively mentioned Creditors, on the said Tolls, Stallage, Rents, Duties, Hereditaments, and Premises, equally one with another, without Preference in respect of the Priority of advancing any such Money, or the Dates of any such Assignments; and every such Security shall be good, valid and effectual in the Law, and shall entitle the Person or Persons or Body or Bodies to whom the same shall be made, his, her, or their
Executors,

Mortgagees
of Tolls to be
equally en-
titled without
any Prefer-
ance.

Executors, Administrators, Successors, and Assigns, to the Payment of the Money thereby secured, and to all Profit and Advantage thereof, according to the true Intent and Meaning of this Act.

Power to raise the Money by Annuity or Tontine.

XXVIII. And be it further enacted, That in case the said Mayor, Jurats, and Commonalty, or their Successors, shall think it advisable or more advantageous to raise all or any Part of the said Money to be borrowed and taken up under this Act, by granting Annuities for a Life, or for a Term of Years, or by Tontine, instead of by Assignments and Mortgages as aforesaid, then it shall and may be lawful for the said Mayor, Jurats, and Commonalty, or their Successors, and they are hereby authorized and empowered so to do, and by any Writing or Writings under the Common Seal of the said Mayor, Jurats, and Commonalty, or their Successors, to grant an Annuity or Annuities to or for the Use of any Person or Persons who shall contribute, advance, and pay into the Hands of the Treasurer of the said Mayor, Jurats, and Commonalty, or their Successors, any Sum or Sums of Money which the said Mayor, Jurats, and Commonalty, or their Successors, shall agree upon, for the absolute Purchase of any Annuity or Annuities to be paid and payable during any Term of Years, or during the natural Life of every such Contributor, or during the natural Lives of any Two such Contributors, and the Life of the Survivor of them, or during the natural Life of such Person, or during the natural Lives of such Two Persons, and the Life of the Survivor of them, as shall be nominated by or on the Behalf of such Contributor or Contributors at the Time of the Payment of his, her, or their Contribution or Purchase Money; and the Grant of every such Annuity shall be in the Words or to the Effect following; (that is to say),

Form of Grant of Annuity.

WE the Mayor, Jurats, and Commonalty of the King's Town and Parish of *Maidstone* in the County of *Kent*, in pursuance of an Act passed in the Fifth Year of the Reign of King *George the Fourth*, intituled *An Act, &c.* [*here set forth the Title of this Act*], in consideration of the Sum of _____ paid by _____ and _____ to the Treasurer appointed in pursuance of the said Act, do hereby grant unto the said _____ and _____ an Annuity or yearly Sum of _____ to be paid out of the Tolls, Stallage, Rents, and Duties to arise and be collected by virtue of the same Act, which Annuity or yearly Sum of _____ shall be paid to the said _____ and _____ or his or her or their Assigns, during the Term of _____ Years, [*or, as the Case may be*], during the Term of his or her natural Life, or to the said _____ and _____ and their Assigns, during their joint Lives, and the Life of the Survivor of them, or to the said _____ his or her Executors, Administrators, and Assigns, during the natural Life of _____ or during the natural Lives of _____ and _____ and the Life of the Survivor of them, by Two [*or Four*] equal Half-yearly [*or Quarterly*] Payments in every Year during the said Term of _____ Years, [*or, as the Case may be*], during the natural Life or Lives of him or her _____ [*or*

‘ [or them], the said [or of the said
 ‘ and , and of the Survivor of them],
 ‘ at the the First Half-yearly [or Quarterly] Pay-
 ‘ ment thereof to be made upon the Day of
 ‘ next ensuing the Date hereof. In witness whereof, we the said
 ‘ Mayor, Jurats, and Commonalty, have hereunto set our Common
 ‘ Seal, the Day of in the Year of our
 ‘ Lord

And every such Grant shall be good, valid, and effectual in the Law to all Intents and Purposes whatsoever; and every such Annuity so to be granted as aforesaid shall be and is hereby charged upon, and shall be payable and paid by the Treasurer for the Time being to the said Mayor, Jurats, and Commonalty, or their Successors, out of the Tolls, Stallage, Rents, and Duties, according to the Grant of such Annuity.

XXIX. And be it further enacted, That it shall and may be lawful to and for the Person or Persons, and Body or Bodies Politic or Corporate, entitled to any Security or Securities for the Money to be borrowed and taken up at Interest as aforesaid, or to be raised by granting Annuities, or by Tontine as aforesaid, and their respective Executors, Administrators, Successors, and Assigns, (as the Case may be), at any Time or Times, by Writing or Writings under his, her, or their Hand and Seal or Hands and Seals, to sell and transfer, at his, her, or their own Expence, such Securities or Annuities to any Person or Persons whomsoever, either in the Form herein-after mentioned, or in such other Manner and Form as shall be agreed upon between the Parties; and every such Transfer may be in the Words or to the Effect following; (that is to say),

Power to transfer Securities.

‘ being entitled to the Sum of
 ‘ or to an Annuity of secured to
 ‘ and his Assigns, [or his, her, or their Executors,
 ‘ Administrators, and Assigns, as the Case may be], by virtue of an
 ‘ Assignment [or Grant] bearing Date the Day of
 ‘ in the Year of our Lord
 ‘ under the Common Seal of the Mayor, Jurats, and Com-
 ‘ monalty of the King’s Town and Parish of Maidstone in the County
 ‘ of Kent, acting by virtue of an Act passed in the Fifth Year of the
 ‘ Reign of King George the Fourth, intituled *An Act, &c.* [here set
 ‘ forth the Title of this Act], upon the Credit of the Tolls, Stallage,
 ‘ Rents, and Duties granted or payable by the said Act, do hereby,
 ‘ in consideration of the Sum of of lawful
 ‘ Money, and to me paid by of assign and
 ‘ transfer all that the said Sum of and all my [or our]
 ‘ Right and Interest in and to the Sums and Sum of
 ‘ [or an Annuity of], and all Interest now due and
 ‘ to grow due thereon unto his or her Executors,
 ‘ Administrators, and Assigns. Dated the Day of
 ‘ in the Year of our Lord

Form of Transfer.

And a Copy of every such Assignment or Mortgage, and of every such Grant of Annuity, and an Extract or Memorial of every Transfer thereof

[Local.]

28 M

thereof

thereof respectively, containing the Date, Names of the Parties, and Sum or Sums of Money or Annuity thereby transferred, shall be respectively entered in a Book or Books to be kept for that Purpose by the Town Clerk of the said Town and Parish of *Maidstone*; and any Person interested shall and may at all convenient Times in the Day have free Access and Liberty to inspect the said Books without Fee or Reward, but for entering of every such Transfer as aforesaid, the said Town Clerk for the Time being shall be paid by the Person or Persons to whom such Transfer shall be made, the Sum of Two Shillings and Sixpence, and no more; and every such Transfer, after Entry thereof as aforesaid, shall entitle the Person or Persons to whom the Transfer shall be made as aforesaid, and his or her, or their Executors, Administrators, and Assigns, to the Benefit of the Assignment, or of the Grant of the Annuity thereby transferred, without any other Enrolment or Registry thereof.

Rates of Annuities to be made according to

48G.3.c.142.

52G.3.c.129.

XXX. And for preventing any improvident Grants of Annuities, be it further enacted, That the Amount of every Annuity to be granted by virtue of this Act, shall be regulated according to the Price of the Three Pounds *per Centum* Consolidated Bank Annuities at the Time of granting the same, in the Manner and according to the Rate prescribed by Two several Acts, one made in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to enable the Commissioners for the Reduction of the National Debt to grant Life Annuities*; and the other made in the Fifty-second Year of the Reign of His said Majesty, intituled *An Act for amending Two Acts passed in the Forty-eighth and Forty-ninth Years of His present Majesty, for enabling the Commissioners for the Reduction of the National Debt to grant Life Annuities*.

Power to appoint Officers.

XXXI. And be it further enacted, That it shall and may be lawful for the said Committee appointed by the said Mayor, Jurats, and Commonalty, or their Successors, and they are hereby required from Time to Time to appoint a Treasurer or Treasurers, Collector or Collectors, Inspector or Inspectors; and also to appoint and employ such other Person or Persons as may be necessary for the Purposes of this Act; subject as to the Person or Persons so appointed Treasurer or Treasurers, to the Approval by the Mayor and Jurats for the Time being of the said Town and Parish of *Maidstone*, of such Person or Persons, before he or they shall act in the Execution of such Office; and may from Time to Time remove any such Treasurer or Treasurers, Collector or Collectors, Inspector or Inspectors, or other Persons so to be appointed as aforesaid, as they shall think proper, and appoint others in the Room or Stead of any such Officers so removed, or dying, or declining to act; and the said Committee, or their Successors, shall and may, out of the Monies to arise under or by virtue of this Act, make such Allowances to such Person or Persons respectively as they shall judge a reasonable Compensation for their respective Trouble and Services: Provided always, that it shall be lawful for the said Mayor, Jurats, and Commonalty, at any Time to remove any of the Persons appointed to such Office or Place as aforesaid, as they shall think proper.

XXXII. And be it further enacted, That it shall not be lawful for the said Mayor, Jurats, and Commonalty, or their Successors, or their said Committee, to appoint the Person who may be appointed to act as their Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or Clerks, or other Person or Persons in the Service or Employ of any such Clerk or Clerks, the Treasurer for the Purposes of this Act, or to appoint the Person who may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or Clerks, or other Person or Persons in the Service or Employ of any such Treasurer or Treasurers, the Clerk to the said Mayor, Jurats, and Commonalty, or their Successors, or to their said Committee; and if any Person shall act in both the said Capacities of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of any such Clerk, or the Clerk or Clerks, or other Person or Persons in the Service or Employ of any such Clerk, or of his Partner or Partners, 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 One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlançe shall be allowed.

Clerk not to
be Treasurer,
and vice
versa.

XXXIII. Provided always, and be it further enacted, That the said Committee appointed by the said Mayor, Jurats, and Commonalty, and their Successors, shall and they are hereby required to take sufficient Security, to be approved of by the Mayor and Jurats for the Time being of the said Town and Parish, from every such Treasurer or Receiver to be appointed for the Purposes of this Act, for the due and faithful Execution of his Office; and if they shall think proper may also take such Security from any other Officer to be appointed under or by virtue of this Act.

Officers, to
give Security.

XXXIV. And be it further enacted, That all Monies which shall be raised by virtue of this Act, and all Monies which shall be received from the Tolls, Rents, and Stallage authorized to be levied by this Act, or from the Letting thereof, or from other Rents, shall from Time to Time be paid by the Collectors, Receivers, or other Persons, to the Treasurer or Treasurers appointed as aforesaid, who shall thereout pay, by Orders from the said Committee, the Interest of any Mortgages or other Charges which shall be made and created by virtue of this Act, and all Allowances to the several Officers appointed as aforesaid, and all Costs, Charges, and Expences attending the carrying of this Act into Execution; and the said Treasurer or Treasurers shall Twice in every Year, namely, on *Lady Day* and *Michaelmas Day*, or within Twenty Days next after each of the said Days, and at such other Times as he shall be required by the said Committee, make up and deliver and give in a particular, true, and perfect Account, in Writing, under his or their Hand or Hands to the said Committee, of all such Monies as he or they shall have respectively received and paid by virtue of this Act; and the said Committee shall, within Twenty Days next after they shall have received every such

Treasurer to
account.

such Account, deliver to the said Mayor, Jurats, and Commonalty, and their Successors, the said Accounts which shall be so rendered to them by the said Treasurer or Treasurers, and the said Treasurer or Treasurers shall then pay over the Balance of Monies in his or their Hands arising from the Income of the said Markets, Messuage, or Tenement and Offices, unto the said Mayor, Jurats, and Commonalty, or their Successors, or to such Person or Persons as they shall authorize and appoint to receive the same.

No-Cattle to be slaughtered or dressed in any Stall, &c.

XXXV. And be it further enacted, That it shall not be lawful for any Person or Persons to kill, slaughter, or dress, or cause to be killed, slaughtered, or dressed, any Beast, Swine, Calf, Sheep, or other Cattle, in any Stall, Standing, or other Place in the said new Markets, or either of them; and if any Person or Persons shall offend in any such Cases, such Person or Persons so offending shall forfeit and pay for every such Offence, on Conviction before One or more Justice or Justices of the Peace for the said Town and Parish, any Sum not exceeding Five Pounds, to be recovered and applied as herein-after directed.

Inspectors authorized to seize and destroy all unwholesome Meat, &c.

XXXVI. And be it further enacted, That the Person or Persons appointed or to be appointed as Inspector or Inspectors of Provisions and of Weights and Measures in the said Markets, or any of them, shall and may and is and are hereby authorized and required to seize and publicly to destroy all unwholesome Meat, Fish, or other Provisions, which shall be offered or exposed for Sale in the said Markets or either of them.

Power to make Rules and Bye-laws for Regulation of the Markets.

XXXVII. And be it further enacted, That for the better regulating and managing the said new Markets and Market Places, when made and established, it shall be lawful for the said Mayor, Jurats, and Commonalty, and their Successors, and they are hereby authorized from Time to Time to make, provide, constitute, and ordain such Rules, Orders, and Bye-laws as they shall think fit and necessary for the better regulating, cleansing, letting, occupying, and using the said Markets, or any of them, or any Part or Parts thereof, and also for the regulating, ordering, and governing all Persons, both Buyers and Sellers thereto coming and resorting, in all Matters which do or may concern or relate to the said Markets, and also for the regulating all Carriers therein, and fixing and ascertaining the Rates and Prices for the carrying and conveying of all Articles carried and conveyed from the said Markets within the said Town and Parish, and for the appointing, trying, adjusting, regulating, and ordering of all Weights and Measures according to the legal Standard used and to be used in the said Markets, and the Sale of all Corn, Grain, Provisions, and other Things, or any of them, by such Weights and Measures, and for preventing the Sale and exposing to Sale of such Provisions and other Things in the said Markets, by false and deceitful Weights or Measures, and also for preventing the Sale of or exposing to Sale any unwholesome Meat, Fish, or other Provisions in such Markets, and likewise for regulating and ordering all other Matters and Things which do or may concern or relate to the said Markets, or any of them; and the said Mayor, Jurats, and Commonalty, and their Successors

cessors, may, from Time to Time as they shall think fit, repeal, alter, add to, or amend such Rules, Orders, and Bye-laws, or any of them; and shall ascertain and therein set down what pecuniary and other Penalties and Forfeitures shall be incurred by Persons breaking or evading such Rules, Orders, and Bye-laws, or any of them; provided always, that no pecuniary Penalty shall exceed the Sum of Five Pounds for any One Offence; and the said Rules, Orders, and Bye-laws so to be made as aforesaid, shall not extend to take away, diminish, or abridge any of the Rights, Powers, and Privileges which by Law are vested in or belong to the Mayor of the said Town and Parish, as Clerk of the said Markets; and such Rules, Orders, and Bye-laws shall not be repugnant to the Laws of that Part of the United Kingdom of *Great Britain* and *Ireland* called *Great Britain*, or to the Provisions of this Act; and all Persons so as aforesaid coming and resorting to the said Markets are hereby required to observe and keep such Rules, Orders, and Bye-laws under such Penalties and Forfeitures respectively as shall be ascertained and set down as aforesaid; and all such Rules, Orders, and Bye-laws shall be signed by the Town Clerk of the said Town and Parish, and shall be painted on Boards, and put up or affixed in some conspicuous Places in the said Markets, which from Time to Time shall be renewed and replaced when and as often as the same shall be altered, obliterated, or defaced, but no Rule, Order, or Bye-law shall have any Force or Effect until Ten Days next after the same shall have been affixed as aforesaid; and the said Rules, Orders, and Bye-laws, and any Alteration thereof, shall be subject to Appeal in Manner herein-after mentioned.

XXXVIII. And be it further enacted, That the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, shall and may and are hereby authorized, in such Manner as they shall think proper, to sell and dispose of or cause to be sold and disposed of the Materials of all such Messuages and Buildings to be so purchased and taken down for the Purposes of this Act; and the Monies to be produced by the Sale thereof, (after deducting the Expences of such Sale, or the pulling down such Messuages and Buildings), and also the Rent and Profits of the said Messuages, Buildings, Lands, Tenements, and Hereditaments to be so purchased or taken by virtue of this Act, until the same shall be pulled down and cleared away, shall be applied and disposed of for or towards the Purposes of this Act, and to and for no other Use or Purpose whatsoever.

Power to
sell Mate-
rials of
Houses, &c.
purchased.

XXXIX. Provided always, and be it further enacted, That if any of the Messuages, Buildings, Lands, Hereditaments, or Premises which are mentioned and specified in this Act, or in the First Schedule thereto annexed, or any of the Persons or Body or Bodies in whose Possession or Occupation the same or any Part thereof are or is stated or described to be, shall happen to be misnamed or inaccurately described, such Misnomer or inaccurate Description shall not prevent or retard the Execution of this Act, but the same Premises and every Part thereof shall and may be purchased and sold or assessed and valued by a Jury, and conveyed, disposed of, and applied to and for the Purposes of this Act, as fully and effectually to all Intents and

Error in
Description
of Houses,
&c. to be
purchased
not to pre-
vent the Ex-
ecution of
this Act.

Purposes whatsoever as if the same were more properly and correctly named and described; provided it shall be made appear to any Two Justices of the Peace for the Town and Parish of *Maidstone* aforesaid, and be certified by Writing under their Hands, that such Omission, Misnomer, or inaccurate Description proceeded from Mistake, or that the real Owners or Occupiers of such Messuages, Buildings, Lands, Tenements, or Hereditaments had previous Notice that the same respectively would be wanted for the Purposes of this Act.

Compensation for Damage done in pulling down Houses, &c.

XL. Provided always, and be it further enacted, That in case any Messuages or Buildings, Lands, Tenements, or Hereditaments shall be damaged or injured by or in the taking down of any of the Messuages or Buildings to be taken down for the Purposes of or otherwise in the Execution of this Act, the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, shall and they are hereby authorized and required, by and out of the Money to arise by virtue of this Act, to make to the Owners and Occupiers of such Messuages and Buildings, Lands, Tenements, and Hereditaments so damaged or injured, such Compensation and Satisfaction for such Damage or Injury as the said Committee shall in their Judgment think reasonable, by Payment of a Sum of Money in gross; and in case the Owners or Occupiers shall think the Satisfaction offered to them by the said Committee not sufficient, then the same shall be ascertained and settled by a Jury in Manner herein provided for ascertaining the Value of the Messuages, Lands, and Hereditaments to be purchased, taken, and used for the Purposes of this Act.

Power to sell Premises not wanted for the Purposes of this Act.

XLI. And whereas some Part or Parts of the said Messuages, Buildings, Lands, Tenements, or Hereditaments to be purchased, taken, or used for the Purposes of this Act, may happen to be more than will be necessary or wanted for such Purposes; be it therefore further enacted, That it shall and may be lawful to and for the said Mayor, Jurats, and Commonalty, or their Successors, or their said Committee, and they are hereby authorized and empowered to dispose of and convey or cause to be disposed of and conveyed such Part or Parts of the said Messuages, Buildings, Lands, Tenements, or Hereditaments to be vested in them by virtue or in pursuance of this Act, to any Person or Persons willing to contract or agree for the Purchase of the same, and the Money arising therefrom shall be paid and applied for the Purposes of this Act; but the Person or Persons purchasing such Part or Parts, Messuages, Buildings, Lands, Tenements, or Hereditaments, or any Part or Parts thereof, shall not be liable to see to the Application of any Money paid by them respectively, or be in anywise answerable for the Misapplication or Non-application thereof, or of any Part thereof.

Power to cut through or take down certain Houses, &c. to widen Part of Week Street.

XLII. And whereas in order to render the Approach to the said new Cattle Market more safe and convenient, it is desirable to take down all or some Part of a Warehouse now or late in the Occupation of *George Wright* and *Thomas Charlton*, or One of them, situate at the Corner of the said *Town Meadow* next the Bottom of the *High Street* of the said Town: And whereas Part of a certain principal Street called *Week Street*, in the Town of *Maidstone* aforesaid, leading

leading to or near the Place where the said new Market Place is intended to be built, from a certain Street called *Saint Faith's Street* unto an Alley called *Bone Alley*, is by reason of certain Messuages or Tenements, Buildings and Hereditaments standing and projecting in and on the West Side of the said principal Street, and now or late in the several Tenures or Occupations of *George Robinson, Francis Appleby, William Hoadly, William Peters, James Bonny, and Charles James*, their Undertenants or Assigns, very narrow and incommodious, and, from the great Increase of Traffic there, is also become dangerous to the Public passing and re-passing through the same; and it is desirable to the due Safety of His Majesty's Subjects that the said Messuages or Tenements, Buildings and Hereditaments should be cut through or wholly taken down and removed, and the said Street from *Saint Faith's Street* aforesaid to *Bone Alley* aforesaid widened and improved; be it therefore further enacted, That it shall and may be lawful to and for the said Mayor, Jurats, and Commonalty, and their Successors, by their said Committee, and they are hereby authorized, at any Time or Times hereafter, to contract and agree for and to purchase all and every or any of the said Messuages or Tenements, Warehouse, Buildings, and Hereditaments above mentioned, or such Part or Parts thereof as shall be deemed necessary for the Purpose of widening and improving the Approach to the said new Markets, and the said Street called *Week Street*, and thereupon to take and pull down or cut through the same Messuages or Tenements, Warehouse, Buildings, and Hereditaments, or any Part or Parts thereof as aforesaid; and in case the Owners, Proprietors, or Occupiers thereof, or any or either of them, or any other Person or Persons interested in the said Messuages or Tenements, Warehouse, Buildings, and Hereditaments, or any Part or Parts thereof, upon Notice to him, her, or them given or left in Writing at his, her, or their Dwelling House, or usual Place of Abode, or at the Dwelling House of the Tenant in Possession of the said Premises required to be purchased or taken as aforesaid, signed by the Town Clerk of the said Town, shall, for the Space of Twenty-one Days next after such Notice given or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premises, or by reason of Absence or otherwise shall be prevented from treating or agreeing, or cannot be found or known, then and in every such Case the Amount of Damage to be sustained by and what Recompence and Satisfaction shall be made to such Owners, Proprietors, Occupiers, or other Person or Persons interested for or on account of the cutting through or taking the same Messuages or Tenements, Warehouse, Buildings, and Hereditaments, or any Part or Parts thereof, for the Purposes aforesaid, shall be ascertained and determined by a Jury in the same Manner as herein-before provided for ascertaining the Value of the Messuages, Lands, and Hereditaments to be purchased, taken, and used for the Purposes of this Act; and on Payment or Tender of the Money so to be ascertained to the respective Persons entitled thereto, or their Agents, or (as the Case may be) upon paying the same into the Bank of *England* in Manner by this Act directed, it shall be lawful for the said Mayor, Jurats, and Commonalty, or their Successors, by their said Committee, to enter and take Possession of the Premises in respect whereof such Money shall be so ascertained and assessed, and to dispose of the same for the Purposes last

last aforesaid; and the Verdict of the said Jury, and the Judgment, Order, or Determination thereupon, shall be final, binding, and conclusive to all Intents and Purposes whatsoever against all Parties or Persons claiming or to claim in Possession, Reversion, Remainder, or otherwise; and the Costs and Charges of the Notice or Notices to be given, and the Precept or Precepts to be issued, and of the impaneling, summoning, and returning such Jury, and of the Inquest thereon, shall be paid in like Manner, and the Sheriff, or his Deputy or Deputies, Bailiffs or Agents respectively, and other Persons, who shall make Default in the Premises, shall be subject to such or the like Fine as is herein-before expressed to be imposed in respect to a Jury to be summoned for ascertaining the Value of the Messuages, Lands, and Hereditaments to be purchased, taken, and used for the Purposes of this Act as aforesaid.

In case Town Meadow is overflowed with Water, &c. Power to hold Cattle Market in Earl Street.

XLIII. And whereas the Fairs granted to the said Mayor, Jurats, and Commonalty by their Charters are usually holden in the said *Town Meadow* where the said Cattle Market is intended to be made and holden under and by virtue of this Act, and the said *Town Meadow* is also occasionally overflowed by the Waters of the River *Medway*, and it may so happen that some of the said Fairs may be to be holden in the said *Town Meadow*, or that the said *Town Meadow* may be overflowed with Water on the Day when the said Cattle Market ought to be holden; be it therefore further enacted, That when it shall so happen that any or either of the said Fairs shall be to be holden in the said *Town Meadow*, or that the said *Town Meadow* shall be overflowed with Water upon the Day when the said Market ought to be holden, then and in such and either of the said Cases it shall be lawful for the said Mayor, as the Clerk of the Market, to appoint the said Cattle Market to be holden on such Days in the said Street or Lane there adjacent and near to the said *Town Meadow*, commonly called or known by the Names of *Bullock Lane* and *Earl Street*, or at or in such other Place or Places within the said Town as the said Mayor shall deem more convenient or fitting for the Purpose; and that in all and any or either of the said Cases the said Tolls and Duties herein directed to be collected and received in the said new Cattle Market shall and may be demanded, collected, and received in like Manner as if the said Market were holden on such Days in the said *Town Meadow*.

Limitation of Actions.

XLIV. And be it further enacted, That no Action or Suit shall be commenced or prosecuted against any Person or Persons for any thing done in pursuance of this Act, unless One Calendar Month's Notice thereof shall be first given in Writing to the Town Clerk for the said Town and Parish for the Time being, signed by the Plaintiff or Plaintiffs, or by his, her, or their Attorney or Attornies, or unless the same shall be commenced before the Expiration of Three Calendar Months next after the Fact committed, or unless Tender of reasonable Amends hath not or shall not have been made by or on the Behalf of the Defendant or Defendants in such Action or Suit, nor unless such Action or Suit shall be laid and brought in the County where the Cause of Action shall have arisen, and not elsewhere; and the Defendant or Defendants in any Action or Suit to be commenced for any thing

thing done in pursuance of this Act shall and may plead the General Issue, and give this Act and the Special Matter in Evidence in any Trial to be had thereupon, and that the Matter or Thing for which such Action or Suit shall be brought was done in pursuance and by Authority of this Act; and if such Matter or Thing shall appear to have been so done, or if it shall appear that such Action or Suit was brought before One Calendar Month's Notice thereof was given in Writing to the said Town Clerk for the Time being, signed by the Plaintiff or Plaintiffs, or by his, her, or their Attorney or Attornies, or if it shall appear that such Action or Suit was not commenced before the Expiration of Three Calendar Months next after the Fact committed, or if it shall appear that Tender of reasonable Amends was made by or on behalf of the Defendant or Defendants in such Action or Suit before such Action or Suit was commenced, or if such Action or Suit be brought in any other County or Place than the County aforesaid, then the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become nonsuited, or shall discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall and may recover Treble Costs, and shall have such Remedy for the same as any Defendant or Defendants hath or have in other Cases by Law.

XLV. Provided always, and be it further enacted, That in all Actions or Suits to be brought against any Person or Persons for any Matter or Thing done in pursuance of this Act, the Defendant or Defendants in such Action or Suit shall and may before Plea pleaded pay into Court such Sum or Sums of Money as he, she, or they shall think proper, as and by way of reasonable Amends for such Matter or Thing, and if the Plaintiff or Plaintiffs shall refuse to accept the same, together with his, her, or their Costs to that Time, (to be taxed by the proper Officer), and if the Jury who try the Cause shall not find the Damages to amount to a greater Sum or Sums of Money than the Money so paid into Court, the Verdict shall pass for the Defendant or Defendants, and such Defendant or Defendants shall have all the other Privileges and Advantages given to any Defendant or Defendants by this Act, and shall and may recover Treble Costs, and have the like Remedy for the same as before directed for recovering Costs by any Defendant or Defendants.

Reasonable Amends in satisfaction of Damages may be paid into Court by Defendant.

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

‘ to wit. } **B**E it remembered, That on the _____ Day of _____
 ‘ is convicted before me, [or us] _____ of His Majesty’s Justices of
 ‘ the Peace for the Town and Parish aforesaid, by virtue of an Act
 ‘ passed in the Fifth Year of the Reign of His Majesty King *George*
 [Local.] _____ 28 O _____ the

Form of Conviction.

the Fourth, intituled *An Act* [*here set forth the Title of this Act, and specify the Offence, and the Time and Place when and where the same was committed.*] Given under Hand and Seal the Day and Year first above written.

Distresses
not to be
unlawful for
want of
Form.

XLVII. And be it further enacted, That when any Distress shall be made for any Sum or Sums of Money by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Notice, Information, Summons, Conviction, Warrant of Distress, or other Proceeding relating thereto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall be afterwards done by the Party or Parties so distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the Special Damage in an Action upon the Case.

Fines and
Penalties
how to be
recovered.

XLVIII. And be it further enacted, That all Fines, Penalties, and Forfeitures inflicted or imposed by this Act, (the Manner of levying and Recovery whereof is not otherwise herein particularly directed), or which shall be inflicted or imposed by any Rule, Order, or Bye-law of the said Mayor, Jurats, and Commonalty, and their Successors as aforesaid, shall and may in case of Nonpayment thereof be recovered in a summary Way by the Order and Adjudication of any One or more Justice or Justices of the Peace of the said Town and Parish, on Complaint to him or them for that Purpose exhibited, and afterwards be levied, as well as the Costs of such Proceedings, on Nonpayment, by Distress and Sale of the Goods and Chattels of the Offender or Offenders, or Person or Persons liable to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, who is and are hereby authorized and required to summon any Witness or Witnesses upon Oath, and to examine him, her, or them of and concerning such Offences, Matters, and Things, and to hear and determine the same; and the Overplus (if any) of the Money so levied or recovered, after discharging the Fine, Penalty, or Forfeiture for which such Warrant shall be issued, and the Costs and Expences of recovering and levying the same, shall be returned upon Demand to the Owner or Owners of the Goods or Chattels so seized or distrained; and in case such Fines, Penalties, and Forfeitures shall not be forthwith paid upon Conviction, then it shall be lawful for such Justice to order the Offender or Offenders so convicted to be detained in safe Custody until Return can be conveniently made to such Warrant of Distress, unless such Offender or Offenders shall give sufficient Security to the Satisfaction of such Justices for his, her, or their Appearance before them on such Day or Days as shall be appointed for the Return of such Warrant of Distress, such Day or Days not being more than Ten Days from the Time of taking any such Security, and which Security the said Justices are hereby empowered to take by way of Recognizance or otherwise; but if upon the Return of such Warrant it shall appear that no sufficient Distress can be had thereupon, or in case it shall appear to the Satisfaction of such Justice, either by the
Confession

Confession of the Offender or Offenders, or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereon such Penalties, Forfeitures, and Fines can be levied if a Warrant of Distress were issued, such Justice shall not be required to issue such Warrant of Distress, and thereupon it shall be lawful for the said Justices, or any other Justices of the Peace for the said Town and Parish, and they are hereby authorized and required, by Warrant under their Hands and Seals, to cause such Offender or Offenders to be committed to any Gaol or House of Correction to which such Justice or Justices is or are lawfully authorized to commit any Offenders, there to remain without Bail or Mainprize for any Term not exceeding Three Calendar Months, unless such Fines, Penalties, and Forfeitures, and all reasonable Charges, shall be sooner paid and satisfied, and such Penalties and Forfeitures when so levied (the Application whereof is not otherwise directed) shall be paid to the Treasurer acting under this Act, and be wholly applied to the Purposes of this Act: Provided always, that it shall be lawful for such Justice or Justices to order any Part of such Penalties and Forfeitures to be paid to the Person or Persons laying the Information on which any Conviction shall be made.

XLIX. Provided always, and be it further enacted, That if any Person or Persons, Body or Bodies Politic or Corporate; shall think himself, herself, or themselves aggrieved by any Rule, Bye-law, Order, or any Judgment or Determination made or given by virtue, or any other Matter or Thing done or to be done in pursuance of this Act, such Person or Persons, Body or Bodies Politic or Corporate, shall or may appeal to the Justices of the Peace at any General or Quarter Sessions of the Peace to be holden for the County of *Kent* within Four Calendar Months next after the Cause of Complaint shall have arisen, such Appellant giving or causing to be given Fourteen Days Notice at least in Writing of his, her, or their Intention to bring such Appeal, and of the Matter thereof, to the Town Clerk of the said Town and Parish of *Maidstone*, and within Four Days next after such Notice entering or causing a Recognizance to be entered into before some Justice of the Peace acting in and for the said Town and Parish of *Maidstone*, or for the said County, with Two sufficient Persons as Sureties, conditioned to try such Appeal and abide the Order thereon, and to pay such Costs as shall be awarded by such Justices at such General or Quarter Sessions; and such Justices, upon due Proof of Notice being given as aforesaid, and of entering into such Recognizance, shall hear and determine the Cause and Matter of such Appeal in a summary Way, and shall or may mitigate any Fine, Penalty, or Forfeiture, and may order such Money to be returned which shall have been levied in pursuance of any such Bye-law, Rule, Order, Regulation, or Determination, and may also order such further Satisfaction to be made to the Party injured as the said Justices shall think proper; and the Determination of such Justices at their said General or Quarter Sessions shall be binding and conclusive.

L. And be it further enacted, That no Proceedings to be had and taken in pursuance of this Act shall be made void, quashed, or vacated Proceedings not to be quashed for

want of
Form.

vacated for want of Form, or be removed by Certiorari, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record at *Westminster* or elsewhere; any Law or Statute to the contrary notwithstanding.

Commission-
ers of the
Pavements
of the Town
not to be
obliged to
repair Pav-
ements of the
Market
Places.

LI. Provided always, and be it further enacted, That nothing herein contained shall extend or be construed to extend to take away, diminish, or affect the Rights, Powers, and Privileges of the Commissioners acting in the Execution of the several Acts of Parliament for the repairing, maintaining, regulating, and improving the Pavements of the said Town of *Maidstone*, or to oblige such Commissioners to repair or keep in repair the Pavements of any of the said Market Places, but the same shall from Time to Time be paved, cleansed, and repaired by the said Mayor, Jurats, and Commonalty, and their Successors.

Saving
Rights to the
Corporation
to hold Fairs,
&c.

LII. And be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, lessen, diminish, or affect the Right of the Mayor, Jurats, and Commonalty of the said Town and Parish to hold any Fairs, or the Right of the said Mayor, Jurats, and Commonalty of the said Town and Parish, or any of their Officers or Servants, to make, erect, set or place Booths, Stalls, Benches, Forms, and other Things during the Time of holding any Fair or Fairs within the said Town and Parish, or the Right of the said Mayor, Jurats, and Commonalty of the said Town and Parish to any Rents, Tolls, Duties, or Profits whatsoever, heretofore paid to them for or in respect of any such Fairs, or of any Booths, Stalls, Benches, Forms, or other Things to be erected, set, or placed as aforesaid, or any other Right, Liberty, Franchise, Rent, Toll, Duty, Profit, or Privilege whatsoever belonging to the said Mayor, Jurats, and Commonalty of the said Town and Parish, not by this Act in express Terms and in express Words taken away, lessened, or diminished, but that the said Mayor, Jurats, and Commonalty of the said Town and Parish, and their Successors, shall and may continue to have, hold, and enjoy all such Rights, Liberties, Privileges, and Franchises, and to have, receive, and take all such Rents, Tolls, Duties, and Profits, in like Manner as they could or might or ought to do in case this Act had not been made.

Expences
of Act.

LIII. And be it further enacted, That all the Costs, Charges, and Expences incident to and attending the obtaining and passing of this Act shall be paid and discharged by the said Mayor, Jurats, and Commonalty out of the first Money which shall arise under and by virtue of this Act, together with lawful Interest from the Time of advancing, paying, or disbursing the same, in preference to all other Payments whatsoever.

Public Act.

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

The First SCHEDULE referred to by the foregoing Act.

The Messuages, Buildings, Lands, Tenements, and Hereditaments, required and to be purchased and taken for the Site and Purposes of the new Markets and Market Places.

A Messuage or Tenement, Taphouse, Chaise Houses, Stables, and other Outbuildings, Yards, Garden, Hereditaments, and Premises, called and known by the Name or Sign of "The Mitre," now or late the Property of the Right Honourable the Earl of Aylesford, and in the Tenure or Occupation of Richard Sharp, and his Under-tenants.

A Messuage or Tenement, Wash-house and other Outbuildings, Yard, Garden, Hereditaments, and Premises, now or late the Property of the said Earl of Aylesford, and in the Occupation of the Kent Fire Insurance Company, or their Under-tenant.

Three Messuages or Tenements, Wash-houses and other Outbuildings, Yards, Gardens, Hereditaments, and Premises, the Property of William Balston, Esquire, and Catherine his Wife, in the Occupation of the said Kent Fire Insurance Company, or their Under-tenants or Assigns.

A small Piece or Parcel of Garden Ground, the Property of Thomas Hyde the elder, in his own Occupation, or of his Son Thomas Hyde the younger, and the Right of Way leading to the same from the Rose Yard.

A small Piece of Ground, containing about Twenty-one Feet in Length, and Four Feet in Width (including Fence), the Property of Mr. James Ellis, used as a Passage-way from the Rose Yard to certain Premises the Property of the said William Balston and Catherine his Wife, in the Occupation of Mr. John Newington Hughes.

Three Messuages or Tenements, Four Cottages, a School House, Smith's Forge, Wheelwright's Shop, Stables, and other Outbuildings, Yards, Gardens, Hereditaments, and Premises, the Property of Edwin Poolly, in the Occupation of himself and Tenants.

Three Messuages or Tenements, and Furnace House and Outbuildings, Yards, Gardens, and Premises, the Property of the Devises or Heirs at Law of James Green, deceased, and in the Occupations of Green, Widow, and others.

A Chapel or Meeting House, with the Appurtenants, the Property of a Society of Dissenters called Unitarians.

Three Stables, with their Appurtenants, the Property of the Devises or Heirs at Law of Abraham Hawkins, deceased.

A Messuage or Tenement, Smith's Forge, Chaise House, Stables, and other Outbuildings, Yards, Garden, Hereditaments, and Premises, the Property of Samuel Wilkins, and in the Occupation of himself, Charles Hodgskin and others.

A small Piece of Ground, measuring about Fifty-five Feet in Length and Three Feet in Width, the Property of the said Samuel Wilkins, and used as a Footway to the Premises in the Occupation of John Crowder and Elizabeth Harris Widow.

The Second SCHEDULE referred to by the foregoing Act.

RENTS and TOLLS for the CORN MARKET.

	s.	d.
For every Stand or Standing Place, occupying in Space not more than Twelve Feet superficial Measure on the Ground, for the exposing to Sale by Sample or otherwise any Corn, Grain, Seeds, Flour, Malt, Hops, Hay, Straw, or other Agricultural Produce, for each Market Day, not exceeding the Sum of - - -	3	0
And if occupying a larger Space, then for every additional superficial Foot, not exceeding the Sum of - - -	0	3
Every Person who is a Dealer, as Buyer and Seller for Profit, in any of the Articles aforesaid, who shall attend the said Market, and shall buy or sell therein or adjacent thereto any of the Articles aforesaid, and not have any Stand or Standing Place in the said Market, to pay for each Market Day not exceeding the Sum of	2	0

RENTS, TOLLS, and STALLAGES for the PROVISION MARKETS.

	s.	d.
<i>Meat Market.</i>		
For every Butcher's Stall, for each Market Day, not exceeding the Sum of - - -	3	0
<i>Fish Market.</i>		
For every Fish Stall, for each Market Day, not exceeding the Sum of	0	8
For every Pair of Panniers, Hampers, or other Baskets or Things containing Fish, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Fourteen Feet superficial Measure on the Ground, for each Market Day, not exceeding the Sum of - - -	0	8
And if occupying a larger Space, then for every additional superficial Foot, not exceeding the Sum of - - -	0	1
For every single Pannier, Hamper, or other Basket or Thing containing Fish, and measuring not more than Four Feet in Length, Twenty-one Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet superficial Measure on the Ground, for each Market Day, not exceeding the Sum of	0	4
And if occupying a larger Space, then for every additional superficial Foot, not exceeding the Sum of - - -	0	1
<i>Poultry Market.</i>		
For every Yard in Length of Bench or Table-room for the exposing to Sale Poultry, Pork, Butter, Eggs, or other Articles of Provision commonly sold in Poultry Markets, for each Market Day, not exceeding the Sum of - - -	0	8
For every Pair of Panniers, Hampers, or other Baskets, Pens, or Things containing Poultry or other Articles aforesaid, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Fourteen Feet superficial Measure on the Ground, for each Market Day, not exceeding the Sum of - - -	0	8
And if occupying a larger Space, for every additional superficial Foot, not exceeding the Sum of - - -	0	1

<i>Poultry Market</i> —continued.		s.	d.
For every single Pannier, Hamper, or other Basket or Pen, containing any of the before-mentioned Articles, and measuring not more than Four Feet in Length, Twenty-one Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet superficial Measure on the Ground, for each Market Day, not exceeding the Sum of		0	4
If occupying a larger Space, for every additional superficial Foot, not exceeding the Sum of		0	1
For every Hand-basket, Hamper, or other Basket or Thing containing any of the Articles aforesaid, and measuring not more than Two Feet in Length, Fifteen Inches in Breadth, and Seven Inches in Depth, for each Market Day, not exceeding the Sum of		0	3
<i>Vegetable and Fruit Market.</i>			
For every Stall, for each Market Day, not exceeding the Sum of		0	6
For every Pair of Panniers, Hampers, or other Baskets, containing Vegetables or Fruit, and measuring not more than Four Feet in Length, Three Feet and a Half in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Fourteen Feet superficial Measure on the Ground, for each Market Day, not exceeding the Sum of		0	3
If occupying a larger Space, for every additional superficial Foot, not exceeding the Sum of		0	0½
For every single Pannier, Hamper, or other Basket, containing Vegetables or Fruit, and measuring not more than Four Feet in Length, One Foot Nine Inches in Breadth, and Eighteen Inches in Depth, and occupying in Space not more than Seven Feet superficial Measure on the Ground, for each Market Day, not exceeding the Sum of		0	1½
If occupying a larger Space, for every additional superficial Foot, not exceeding the Sum of		0	0½
For every Hand-basket, Hamper, or other Basket, or Thing, containing Vegetables or Fruit, and measuring not more than Two Feet in Length, Fifteen Inches in Breadth, and Twelve Inches in Depth, for each Market Day, not exceeding the Sum of		0	1
And if any Pannier, Hamper, Basket, or other Thing aforesaid, shall exceed in Depth the Number of Inches herein-before respectively limited, then for every additional Inch thereof in Depth, not exceeding the Sum of		0	0½
For every Sack or Bag (containing not more than Twelve Pecks, Winchester Measure) of Potatoes, Carrots, Turnips, Beans, Peas, or other Vegetables or Fruit, pitched in the Market, or at any Place adjacent thereto, for each Market Day, not exceeding the Sum of		0	2

The several Rents, Tolls, and Stallages before mentioned and specified to be payable and paid for and in respect of the Occupation or Use of any Stall, Standing Place, Bench, Compartment, or Space of Ground, as well by the original Taker or Occupier thereof for a Part or Portion of the Day, in case he or she shall not occupy the same the whole Day, as also by any subsequent Taker or Occupier of the same for the Residue or any other Part or Portion of the same Day.

TOLLS

5° GEORGIIV. *Cap. xci.*

TOLLS for WEIGHING and MEASURING.

	s.	d.
For every Quantity of Meat, or Thing, weighing not exceeding Twenty Pounds Avoirdupois, any Sum not exceeding -	0	0½
For every Quantity of Meat, or Thing, weighing more than Twenty Pounds, and not exceeding Sixty Pounds, any Sum not exceeding -	0	2
For every Quantity of Meat, or Thing, weighing more than Sixty Pounds, and not exceeding One hundred Pounds, any Sum not exceeding -	0	4
And so in proportion for any greater or less Quantity than an Hundred Pounds Weight, over and above One hundred Pounds Weight.		
For every Quantity of Goods and Things sold by Measure, measuring not exceeding One Bushel, the Sum of -	0	0½
For every Quantity more than a Bushel, and not exceeding Two Bushels, the Sum of -	0	1½
And for every Bushel beyond Two Bushels the Sum of -	0	1

And if any Seller of any Meat, Fish, or other Provisions, in any of the said Markets, shall refuse or neglect to weigh or measure the said Meat or other Provisions by and with the said Public Scales, Weights, or Measures as aforesaid, being required so to do, or if the Buyer or Buyers of any Meat, Fish, or other Provisions which shall be so weighed or measured as aforesaid, shall refuse or neglect to pay the Tolls for the same respectively at the Rate aforesaid, the Person or Persons in either Case so refusing or neglecting shall forfeit and pay for every such Refusal and Neglect any Sum not exceeding Ten Shillings; and the said Tolls, Sums of Money and Penalties, shall and may be recovered by Distress and Sale of the said Meat, Fish, or other Provisions of the Person or Persons so refusing or neglecting to weigh and measure the same, or of the Goods and Chattels of such Person or Persons so refusing or neglecting as aforesaid, in like Manner as is herein-before directed concerning the Recovery of Tolls to be paid in respect of the said Markets.

TOLLS for the CATTLE MARKET.

	s.	d.
For every Horse, Gelding, or Mare, brought for Sale, or shown, any Sum not exceeding -	1	0
For every Colt, Filly, Foal, or Mule, any Sum not exceeding -	0	6
For every Bull, Ox, Cow, Steer, or Heifer, any Sum not exceeding -	0	3
For every Calf, any Sum not exceeding -	0	2
For every Sheep or Lamb, and for every Head of Swine (except sucking Pigs), any Sum not exceeding -	0	1
And for every sucking Pig the Sum of -	0	0½

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN,
Printers to the King's most Excellent Majesty. 1824.