



ANNO SEPTIMO & OCTAVO

GEORGII IV. REGIS.

Cap. lxxxvii.

An Act to amend an Act of the Forty-sixth Year of the Reign of His late Majesty, incorporating the *Glasgow, Paisley, and Ardrossan Canal Company*; and to empower the said Company to form a Railway from *Johnstone* in the County of *Renfrew* to *Ardrossan* in the County of *Ayr*, and certain Branch Railways communicating therewith. [14th June 1827.]

WHEREAS an Act was passed in the Forty-sixth Year of 46G.3. c.75.
the Reign of His Majesty King *George* the Third, for making and maintaining a navigable Canal from the Harbour of *Ardrossan*, in the County of *Ayr*, to *Tradestown*, near *Glasgow*, in the County of *Lanark*, and a Collateral Cut from the said Canal to the Coal Works at *Hurlet* in the County of *Renfrew*, whereby certain Persons were incorporated for the carrying on, making, completing, and maintaining the said Canal and other Works, by the Name and Style of "The Company of Proprietors of the *Glasgow, Paisley, and Ardrossan Canal*," and were empowered to raise and contribute certain Sums of Money for the Purposes of the said Act: And whereas the said Company of Proprietors having contributed among themselves the Sum of Forty-four thousand three hundred and forty-two Pounds, as Part of the Capital Stock authorized to be raised by the said Act, the said Company of Proprietors entered
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upon the Execution thereof, but the said Sum was found to be inadequate to the Completion of a Portion of the said Canal from *Glasgow* to *Johnstone*; and it having been found impossible to raise any further Sums of Money by way of Capital or Subscription Stock, it became necessary to borrow considerable Sums, by means whereof the said Portion of the said Canal was ultimately completed and rendered navigable: And whereas it has been found that no further Sum can be raised for completing the Undertaking from *Johnstone* to *Ardrossan* in any Shape, unless the Debts incurred as aforesaid shall be declared to attach to and affect only the Portion of the said Canal extending from *Tradestown* to *Johnstone*, and Works therewith connected, and the Rates, Revenues, and Profits thereof, and unless the Remainder of the said Undertaking, or the Line from *Johnstone* to *Ardrossan*, and Works therewith connected, when executed, and Rates, Revenues, and Profits thereof, shall be declared to be free of and disburdened from the said Debts: And whereas since the said Act of Parliament was passed it has appeared that the Purposes thereof might be effected at less Expence, and with equal public Convenience and Advantage, if, instead of completing the Line from *Johnstone* to *Ardrossan* by means of a navigable Canal, the Communication was completed by means of a Railroad or Railroads: But as these Objects cannot be effected without the Aid and Authority of Parliament; May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said recited Act, and all and every the Powers, Provisions, Exemptions, Penalties, Forfeitures, Payments, Remedies, Matters, and Things therein contained, save and except such Parts thereof as are varied, altered, or repealed, shall be as good, valid, and effectual for carrying this Act into Execution as if the same had been repeated and re-enacted in the Body of this Act.

Powers, &c. of recited Act extended to this Act.

Former Debt how to be ranked on the Portion of the Canal finished.

II. And be it further enacted, That the Debts specified in the Schedule to this Act annexed, marked Schedule A., amounting to Fifty-seven thousand eight hundred and sixty Pounds Ten Shillings, which were incurred in making and maintaining the said Canal from *Tradestown* to *Johnstone*, and Interest accrued and to accrue on the said Debts, are and shall be effectual and real Burdens, *pari passu* with each other, and *primò loco* with respect to the other Debts after mentioned; and that the Debts specified in the Schedule to this Act annexed marked B., amounting to Thirteen thousand three hundred and forty-eight Pounds Seven Shillings and Sixpence, and Interest accrued and to accrue thereon, shall be effectual and real Burdens *secundo loco* on the Rates, Revenues, and Profits accrued and to accrue from the said Part of the said Canal and Works therewith connected, extending from *Tradestown* of *Glasgow* to *Johnstone* in the County of *Renfrew*; and that the said Rates, Revenues, and Profits shall be applied and laid out by the said Company of Proprietors, in the first Place, in maintaining and managing the said Part of the said Canal and Works therewith connected, in the second Place towards

the Payment of the said Debts and Interest thereof, according to their respective Priority as aforesaid; and in the third Place, after the said Debts and Interest are discharged, the said Rates, Revenues, and Profits shall be divisible among and payable to the Persons and Parties who contributed the said Subscription Stock of Forty-four thousand three hundred and forty-two Pounds, their Executors and Assignees, rateably and proportionally, according to the Shares which such Persons or Parties, or their Executors or Assignees, hold or shall hold in the said Undertaking.

III. And be it further enacted, That it shall and may be lawful for the said Company of Proprietors from Time to Time to grant and deliver to the Persons entitled to receive the same, Assignments of the said Canal from *Tradestown* to *Johnstone*, Works therewith connected, and Rates thereof, in Security of the said Debts, according to their respective Priority as aforesaid; which Assignments in Security may be made in the Form and to the Effect, and may also be assigned in the Form and to the Effect prescribed by the said recited Act.

Company may grant Assignments in respect of such Debt.

IV. Provided always, and be it enacted, That the Portion of the said Undertaking extending from *Johnstone* to *Ardrossan*, or the Railroads or other Works to be made in lieu of that Portion of the said Undertaking, shall be and the same is and are hereby declared to be free and disburdened of the said Debts.

The Line from Johnstone to Ardrossan not liable for such Debt.

V. And whereas the Remainder, or Sum which has not yet been raised and contributed, of the Capital Stock of One hundred and forty thousand Pounds authorized to be raised and contributed by the said recited Act, amounts to the Sum of Ninety-five thousand six hundred and fifty-eight Pounds; be it further enacted, That the said Remainder of the said Capital Stock shall not be liable for any Part of the said Debts contracted in making and maintaining the said Canal from *Tradestown* to *Johnstone*, or Interest thereof; and provided also, and be it enacted; that the Person or Persons, or Parties who shall subscribe and contribute the said Remainder of the said Capital Stock shall not be rendered liable, by so subscribing or contributing, for the Whole or any Part of the said Debts or Interest thereof: Provided also, and be it enacted, that the Person or Persons, or Body or Bodies Politic or Corporate, who shall subscribe or contribute the said Sum of Ninety-five thousand six hundred and fifty-eight Pounds, being the Remainder of the said Capital Stock, shall alone, in proportion to the Sum he or they shall respectively contribute, be entitled to receive the entire net Profits and Advantages which may arise and accrue from the Rates, Rents, Revenues, and other Sums of Money to be raised and recovered by the said Company of Proprietors from the Portion of the said Undertaking extending from *Johnstone* to *Ardrossan*: Provided always, that the Expence of maintaining and managing the same shall be defrayed by the Person or Persons, or Body or Bodies aforesaid.

Remainder of Capital not liable to former Debts, nor Persons subscribing same;

who shall be alone entitled to receive the Profits of the Line from Johnstone to Ardrossan.

VI. And be it further enacted, That the Accounts of the Revenue and Expenditure of the Portion of the said Undertaking extending from *Johnstone* to *Tradestown* shall be kept separate and distinct from the Accounts

Accounts of Canal and Railway to be kept separate.

Accounts of the Revenue and Expenditure of the Portion of the said Undertaking extending from *Johnstone* to *Ardrossan*, in order that the several Parties interested therein respectively, as before enacted, may be satisfied that the Profits of the one and the other Branch of the said Undertaking are properly distinguished and distributed.

Existing
Lawsuits
not affected
by the Act.

VII. And be it further enacted, That nothing herein contained shall be deemed or taken to affect the Pleas of any Parties in any Questions at Law now depending in the Court of Session in *Scotland*, or in any Questions to be hereafter raised regarding the personal Liability of any Person or Persons, or Body or Bodies Politic or Corporate, Proprietors of that Portion of the Capital Stock of the said Company which was subscribed and expended for the Debts contracted in the Execution of the said Canal from *Tradestown* to *Johnstone*, all such Questions, and the Pleas of Parties therein; being reserved entire, and being to be judged of and determined as if this Act had not been passed.

Railroads
may be made
instead of
Canal from
Johnstone to
Ardrossan.

VIII. And be it further enacted, That in addition to the Powers conferred on the said Company of Proprietors by the said recited Act, it shall and may be lawful to them, in place of continuing the said Navigation from *Johnstone* to *Ardrossan*, and they are hereby authorized and empowered, to make and maintain a Line of Railroads from the said Canal at or near *Johnstone* aforesaid, and in connexion with the said Canal, to the said Harbour of *Ardrossan*, and also to make and maintain a Branch Railroad from the Line of the said Main Railroad at or near the Town of *Saltcoats* to the Harbour of *Saltcoats* in the County of *Ayr*, with all Wharfs, Depôts, and other necessary Works; according to the Plan deposited in Manner herein mentioned; and the said Railroads and other Works, when made, shall be taken and considered as Part or Parts of the said intended Canal and Works authorized by the said recited Act.

Maps or
Plans and
Books of
Reference to
remain with
Clerks of the
Peace.

IX. And whereas in making the said Railroads and other Works it will be expedient and necessary in various Places to adopt a Line different from the Line prescribed for the said Canal, a Survey has been taken, and a Map or Plan and Book of Reference thereto have been made, in order to show the Line of the said Railroads, and have been deposited with the Clerk of the Peace of the Counties of *Renfrew* and *Ayr*; be it therefore enacted, That the said Maps or Plans and Books of Reference shall remain in the Custody of the said Clerks of the Peace respectively, and all Persons shall have Liberty to resort to and to examine or make Extracts from or Copies of the same, as Occasion shall require, paying to the said respective Clerks for Copies of or Extracts from the said Books of Reference after the Rate of Sixpence for every One hundred Words; and the said Maps or Plans and Books of Reference, or true Copies thereof, shall be and are hereby declared to be good Evidence in all Courts of Law or elsewhere.

Company
not to deviate
more than
100 Yards
from Plan.

X. And be it further enacted, That the said Company of Proprietors in making the said Railroads shall not deviate more than One hundred Yards from the Course or Direction delineated in the said Map or Plan, and set forth in the said Book of Reference.

XI. Pro-

XI. Provided always, and be it further enacted, That the said Company of Proprietors may make the said Railways, Wharfs, Depôts, and other Works, into, through, or across or over the Lands or Grounds of any Person or Persons who is or are or may be the Owner or Owners of Land over which the same is set out and described in the said Map or Plan as aforesaid, although the Name or Names of such Person or Persons may happen to be erroneously set forth or omitted in the said Book of Reference, in case it shall appear to any Two or more of the Justices of the Peace for the County in which such Omission may occur, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

Lands of Persons omitted may be taken, if Omission proceeded from Mistake.

XII. Provided always, and be it enacted, That where the said Railway shall cross or pass along any Turnpike Road or public Path or Highway, the Ledge or Flanch of such Railway shall be constructed so as not to project above the Surface of the Turnpike Road, nor shall any such Ledge or Flanch be more than Three Quarters of an Inch below the Level of such Turnpike Road.

Ledges not to project above the Road.

XIII. Provided also, and be it enacted, That the Ascent to every Bridge to be made over the said Railway, for the Purpose of any public or private Road, shall not be more than One Foot in Thirteen Feet, and that the Fence on each Side of such Bridge shall not be less than Four Feet above the Surface of the Bridge.

Ascent to Bridge not to be more than One Foot in Thirteen.

XIV. Provided also, and be it enacted, That nothing herein contained shall authorize and empower the said Company of Proprietors, or any Person or Persons acting by or under their Authority, to take, use, injure, or damage, for the Purpose of the said Railways, or of the said Wharfs, Depôts, or other Works, or for any other the Purposes aforesaid, any House or other Building which was erected or built at or before the passing of this Act, or any Land or Ground which was then set apart and used as and for a Garden, Orchard, Yard, Policies, Paddock, planted Walk, or Avenue to a Mansion House, without the Consent in Writing of the Owners and Occupiers thereof and Persons interested therein respectively, other than and except those specified in Schedule C. hereunto annexed, and other than and except those specified in the Schedule annexed to the said recited Act.

No House, Garden, &c. to be injured.

XV. And be it further enacted, That the Lands and Heritages to be taken and used for the said Railroads, and the Ditches, Drains, and Fences pertaining thereto, shall not exceed Thirty Yards in Breadth.

Limitation as to Breadth of Land to be taken.

XVI. Provided always, and be it further enacted, That in case the said Company shall not purchase such Lands, Houses, Tenements, or other Heritages within the Space of Five Years from the passing of this Act, then and in such Case it shall not be lawful for the said Company to purchase any of the said Lands, Houses, Tenements, or other Heritages so remaining unpurchased, without the Consent of the Owners thereof first had and obtained thereto.

Premises in Schedule to be purchased within 5 Years.

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XVII. And

General Meeting of Proprietors to appoint a Committee of Accounts.

XVII. And be it further enacted, That at the Annual General Meeting of the said Company of Proprietors directed to be held by the said recited Act, in addition to the Committee of Accounts thereby directed to be chosen, there shall be chosen, in the Manner and Form prescribed by the said Act, from among the Subscribers to the Capital Stock for the Undertaking from *Johnstone* to *Ardrossan*, a separate Committee of Accounts consisting of Three Persons, of whom Two shall be a Quorum, to examine all Accounts of Money received, paid, laid out, and disbursed for or on account of the Undertaking between *Johnstone* and *Ardrossan*, and to make a Report thereupon to the next General Assembly of Proprietors.

Officers to account.

XVIII. And be it further enacted, That every Officer and other Person who shall be appointed by virtue of this Act shall from Time to Time, when thereunto required by the said Company, by Notice in Writing to him or them respectively given, or left at his or their usual Place of Abode, or within Seven Days next afterwards, make out and deliver to the said Company, or to such Person or Persons as they shall appoint to inspect and examine the same, a true and perfect Account in Writing under his or her Hand of all Monies which shall have been by him or her had, collected, or received, and how and to whom and for what Purpose the same and every Part thereof hath been disposed of, together with the Vouchers and Receipts for such Payments; and every such Officer or Person shall and is hereby required to pay all such Monies as upon the Balance of such Accounts shall appear to be owing from him or her to the said Company, to such Person or Persons as the said Company shall appoint to receive the same; and if any Officer or Person shall neglect or refuse to render or deliver such Account as aforesaid, or to produce and deliver up the Vouchers and Receipts relating to the same, or to pay the Balance thereof, when thereunto required, in Manner and within the Time aforesaid, or shall neglect or refuse, on such Requisition as aforesaid, to deliver up to the said Company, or to such Person or Persons as they shall appoint, all Books, Papers, Writings, Matters, and Things in his or their Custody or Power relating to the Execution of this Act, or which they shall have disposed of without the Consent of the said Company, then and in every such Case, Complaint being made by the said Company where such Neglect or Refusal shall happen, or by any other Person or Persons on their behalf, of any Neglect or Refusal, to any Justice of the Peace for the County where the Officer or Person so neglecting or refusing shall live or reside, such Justice is hereby authorized and required, by Warrant under his Hand and Seal, to cause such Officer or Person to be brought before him, and upon his or her appearing, or not being to be found, to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account, if produced, in such Manner as the said Company might have done; and if upon the Confession of the Officer or Person against whom such Complaint shall be made, or by the Oath or Oaths of any Witness or Witnesses, or upon the said Account, if produced, it shall appear to such Justice that any of the Monies which shall have been collected or received shall be in the Hands of or owing from such Officer or Person

to the said Company, the said Justice may and is hereby authorized, upon Nonpayment thereof within such Time as such Justice shall direct, by Warrant under his Hand and Seal to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person respectively; and if no Goods or Chattels can be found sufficient to answer and satisfy the said Monies, and the Charges of taking, making, keeping, and selling such Distress, or if such Officer or Person shall not appear (without having sufficient Excuse) before the said Justice at the Time and Place appointed for that Purpose, or if appearing shall refuse or neglect to make out and deliver to the said Justice such Account in Writing as aforesaid, or to produce and deliver up to the said Justice the several Vouchers and Receipts relating to such Account, or to deliver up to him all such Books, Papers, Writings, Matters, and Things as aforesaid, to be by him delivered over to the said Company, then and in any of the Cases aforesaid the said Justice is hereby authorized and required, by Warrant under his Hand and Seal, to commit such Officer or other Person to the Common Gaol or House of Correction for the County, Burgh, or Place where he or she shall live or reside, there to remain without Bail until he or she shall have delivered in and settled such Account as aforesaid, and shall have delivered up the Vouchers and Receipts relating thereto, and shall have paid all the Monies that shall appear to be in the Hands of or owing from him or her to the said Company, and the reasonable Charges of such Distress and Sale (if any) as shall in that respect have been made, or until he or she shall have compounded with the said Company for such Money and Charges, and pay the Composition Money to the said Company, or to such Person or Persons as they shall appoint to receive the same, and which Composition the said Company are hereby empowered to make, and shall have delivered up as aforesaid such Books, Papers, Writings, Tools, Matters, and Things as aforesaid, or have given to the said Company Satisfaction in respect thereof: Provided always, that no Person who shall be committed for Want of sufficient Distress only shall be detained in Prison for any longer Time than Six Calendar Months.

XIX. Provided also, and be it further enacted, That it shall not be lawful for the said Company to continue or appoint any Person who has been or may be appointed the Clerk in the Execution of this Act, or the Partner of any such Clerk, or the Clerk or other Person in the Service or Employ of any such Clerk or of his Partner, the Treasurer for the Purposes of this Act, or to continue or appoint any Person who has been or may be appointed Treasurer, or the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner, the Clerk to the said Company; and if any Person shall accept both the Offices 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 other Person in the Service or Employ of any such Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Partner of any such Treasurer, or the Clerk or other Person in the Service or Employ of any such Treasurer or of his Partner,

Same Person
not to be
Clerk and
Treasurer.

Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk; or if any such Treasurer shall hold any Place or Office of Profit or Trust under the said Company other than that of Treasurer, every such 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, with full Costs of Suit, by summary Action in the Court of Session.

Collectors to
put up their
Names.

XX. And be it further enacted, That every Collector, appointed either by the said Company of Proprietors, or by any Lessee or Lessees under them, to collect the Rates payable at any Gate to be erected by virtue of this Act, shall and he is hereby required to place his Christian and Surname, painted on a Board in legible Characters, in the Front or on some other conspicuous Part of the Toll House or Toll Gate immediately upon his coming on Duty, each of the Letters of such Name to be at least Four Inches in Length, and of a Breadth in proportion, and painted either in White Letters on a Black Ground, or Black Letters on a White Ground, and shall continue the same so placed during the whole Time he shall be upon such Duty; and if any Collector of the said Rates shall not place such Board as aforesaid, and keep the same there during the Time aforesaid, or shall demand or take a greater or less Rate from any Person or Persons than he shall be authorized to do by virtue of the Powers of this Act, or shall refuse to permit or suffer, or shall in anywise hinder any Person or Persons from reading such Christian or Surname, or shall refuse to tell his Christian or Surname to any Person or Persons who shall demand the same, on having been paid the said Rates or any of them, or shall give a false Name or Names on such Demand, or shall refuse or neglect to deliver a Ticket *gratis*, denoting the Payment of the Rate, and naming and specifying the several Gates freed by such Payment, or shall make use of any scurrilous or blasphemous Language to any Person or Persons travelling upon the said Railway, or shall without sufficient Cause detain or delay any Person or Persons travelling thereon, then and in every such Case every such Collector shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence, as the Justice or Justices before whom the Information shall be laid shall adjudge; and such Penalty shall be levied, recovered, and applied in such and the same Manner as other Penalties are by the said recited Act directed to be levied, recovered, and applied.

On Payment
of Rate a
Ticket to be
delivered.

XXI. And be it further enacted, That upon the Payment of the Rates granted by this Act, at any Gate erected by virtue thereof, the Collector or Receiver thereof respectively shall and he is hereby required to deliver *gratis*, to the Person paying such Rate, a Note or Ticket denoting such Payment, and stating the Weight paid for, and which Note or Ticket shall be provided by the said Company, and there shall be printed and specified thereon the Name of the Gate or Gates freed by such Payment.

Table of
Tolls.

XXII. And be it further enacted, That after any Toll Gate shall be erected by virtue of this Act, the said Company or their Committee shall

shall and they are hereby required to put up, or cause to be put up, and afterwards to be continued, at every such Toll Gate, a Table painted in distinct and legible Black Letters on a Board with a White Ground, containing at the Top thereof the Name of the Gate at which the same shall be put up, and also a List of all the Rates of Tonnage payable at every such Gate, distinguishing the several Rates to be paid by virtue of this Act, and to renew such Boards whenever any of the Letters or Figures thereof shall be worn out, defaced, or obliterated: Provided always, that it shall not be lawful for the said Company to demand or take, or cause to be demanded or taken, any Rates for or in respect of any Goods, Wares, or Merchandize, or other Things, but for and during such Time as the Board so painted as aforesaid shall remain affixed at such Toll Gates.

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

For settling
Disputes.

XXIV. And be it further enacted, That from and after the passing of this Act, any Person shall be qualified to be elected or to act as a Member of the Committee of Management of the said Company of Proprietors who holds either Two Shares in the Capital Stock of the Undertaking between *Johnstone* and *Ardrossan*, or Two Shares in the Capital Stock of the Undertaking between *Tradestown* and *Johnstone*.

Qualifica-
tion of Com-
mittee of
Manage-
ment.

XXV. And whereas the Whole of the said Railway may be completed, if not prevented by inevitable Accident, within the Space of Five Years from the passing of this Act, according to an Estimate of the probable Time within which the same may be completed; be it therefore enacted, That if the said Railway shall not have been completed so as to answer the Objects of this Act within the Space of Five Years from and after the passing of this Act, all the Powers given by this Act for making the said Railway shall from thenceforth cease and become void, save only as to so much of the

Act to be
null as to
any Part of
the Works
not executed
within Five
Years.

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said

said Railway as shall have been completed within the said Space of Five Years.

Power to
take Water
for the Sup-
ply of Canal
repealed.

XXVI. And be it further enacted, That the Power conferred upon the said Company to make and maintain Reservoirs, and to supply the said Canal, Feeders, and Collateral Cut and Reservoirs, with Water from all Rivers, Brooks, Springs, Streams, Rivulets, and Watercourses within the Distance of Ten Miles from the said Canal, Feeders, Reservoirs, and Collateral Cut, or any of them, shall be and the same is hereby repealed; saving and excepting always with respect to such Reservoirs, Rivers, Brooks, Springs, Streams, Rivulets, and Watercourses as the said Company have already acquired, and of which they are now in the Possession and Enjoyment, and also such Springs, Brooks, Streams, Rivulets, and Watercourses as may be found in digging or making the said Canal, Feeders, and Collateral Cut, which it shall and may be lawful for the said Company to retain, enjoy, and acquire in Terms of the said recited Act.

Rights of
Creditors of
the Canal,
who have
not consent-
ed to this
Act, not to
be affected.

XXVII. And whereas *James Adam, William Brown, Andrew Brown, Alexander Craig, Robert Carsewell senior, and Robert Carsewell junior, Robert Cochran and Son, Hugh Crichton, David Dunlop, John Dixon, Jacob Dixon, John Gwynne, the Govan Coal Company, David Henry, Robert Jamieson, William Love, Matthew Lohead, William Moody, James Monteith, Robert Muir, George Murdock, George Reid, Ebenezer Richardson, A. G. Stirling, Archibald Speirs, and Joseph Whitehead,* Creditors in a Part of the Debts mentioned in the said Schedules hereunto annexed, have not been found, or have not consented to the passing of this Act; be it therefore enacted, That nothing herein contained shall be deemed or taken to alter or affect the Claims of the said Persons, or of their Representatives or Assignees, in respect of the Debts due to such Persons respectively, or the Interest thereof; but such Debts shall remain and be judged of as if this Act had not passed.

Public Act.

XXVIII. 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.

SCHEDULE A.

SCHEDULE of Debts contracted for making and maintaining the Canal from Tradestown to Johnstone, referred to in this Act.

	£	s.	d.
Bond to Mrs. Jane Neilson, taken up under protest by and now due to Robert Fulton and others - - - -	1,800	0	0
Bill to Lorrain Wilson, taken up under protest by and now due to Robert Fulton and others - - - -	1,000	0	0
Bill to Lorrain Wilson, taken up under protest by and now due to Robert Fulton and others - - - -	2,000	0	0
Two Bills to the Heirs of James Brown, taken up under protest by and now due to Robert Fulton and others - - - -	1,000	0	0
Bill to the Heirs of James Brown, taken up under protest by and now due to Robert Fulton and others - - - -	1,000	0	0
Bill to the Heirs of James Brown, taken up under protest by and now due to Robert Fulton and others - - - -	1,000	0	0
Two Bills for 200 <i>l.</i> each to Matthew and Andrew Brown, taken up under protest by and now due to Robert Fulton and others - - - -	400	0	0
Bill to Matthew Brown, taken up under protest by and now due to Robert Fulton and others - - - -	600	0	0
Bill to John Lohead, taken up under protest by and now due to Robert Fulton and others - - - -	220	10	0
Bond to the Faculty of Procurators in Paisley, taken up under protest by and now due to Robert Fulton and others - - - -	710	0	0
Bill to the Faculty of Procurators in Paisley, taken up under protest by and now due to Robert Fulton and others - - - -	235	0	0
Bill to the Faculty of Procurators in Paisley, taken up under protest by and now due to Robert Fulton and others - - - -	55	0	0
Bill to the Faculty of Procurators in Paisley, taken up under protest by and now due to James Kibble and others - - - -	160	0	0
Bond to the Trustees of James Campbell, taken up under protest by and now due to Robert Fulton and others - - - -	240	0	0
Bill to the Heirs of R. Carswell, taken up under protest by and now due to Robert Fulton and others - - - -	500	0	0
Bond to the Heirs of William Hodge, taken up under protest by and now due to Robert Fulton and others - - - -	400	0	0
Bond to the Heirs of William Hodge taken up under protest by and now due to Robert Fulton and others - - - -	1,400	0	0
Bill to the Heirs of William Hodge, taken up under protest by and now due to Robert Fulton and others - - - -	100	0	0
Bill to the Heirs of John Rule, taken up under protest by and now due to Robert Fulton and others - - - -	1,000	0	0
Bill to William Orr, taken up under protest by and now due to Robert Fulton and others - - - -	1,000	0	0
Bill to William Orr, taken up under protest by and now due to Robert Fulton and others - - - -	500	0	0
Bond to James Miller, taken up under protest by and now due to Robert Fulton and others - - - -	2,600	0	0
Bond to John Peddie - - - -	400	0	0
Bill to Archibald Campbell, taken up under protest by and now due to Robert Fulton and others - - - -	2,500	0	0
Bond to Alexander Giffen - - - -	500	0	0
Bill to the Heirs of Mrs. M ^c Kerrell, taken up under protest by and now due to Robert Fulton and others - - - -	200	0	0
Carry over - £	21,520	10	0

	£	s.	d.
Brought forward -	21,520	10	0
Two Bills to John Fleming for 600%. each, taken up under protest by and now due to Robert Fulton and others -	1,200	0	0
Bill to John Fleming, taken up under protest by and now due to Robert Fulton and others -	800	0	0
Bill to John Fleming, taken up under protest by and now due to Robert Fulton and others -	400	0	0
Bill to John Fleming, taken up under protest by and now due to James Kibble and others -	400	0	0
Bond to Sir James Colquhoun, taken up under protest by and now due to Robert Fulton and others -	6,000	0	0
Bond to John Kirkwood -	600	0	0
Bond to John Kirkwood, taken up under protest by and now due to Robert Fulton and others -	400	0	0
Bill to the Society of Maltmen in Paisley -	200	0	0
Bill to William Giffen, taken up under protest by and now due to Robert Fulton and others -	1,000	0	0
Two Bonds to Robert Arthur for 5000%. each, taken up under protest by and now due to Robert Fulton and others -	10,000	0	0
Bill to George M'Farlane, taken up under protest by and now due to James Kibble and others -	500	0	0
Bill to George M'Farlane, taken up under protest by and now due to Robert Fulton and others -	500	0	0
Bond to William Carruth, taken up under protest by and now due to Robert Fulton and others -	500	0	0
Bond to Robert Carruth, taken up under protest by and now due to Robert Fulton and others -	500	0	0
Bill to the Paisley Union Bank Company, taken up under protest by and now due to Robert Fulton and others -	2,000	0	0
Bond to Mrs. Helen Barrie, taken up under protest by and now due to Robert Fulton and others -	500	0	0
Bill to the Heirs of Robert Young, taken up under protest by and now due to Robert Fulton and others -	2,000	0	0
Bill to William Caldwell, taken up under protest by and now due to Ludovic Houstoun and others -	160	0	0
Bond to the Reverend Dr. William Richardson, taken up under protest by and now due to Robert Fulton and others -	2,000	0	0
Bond to Mrs. Francis Brown, or Orr, and Francis Orr, taken up under protest by and now due to Ludovic Houstoun and others -	290	0	0
Bill to William Lowndes -	2,500	0	0
Bill to William Lowndes -	2,000	0	0
Balance of principal Sum in Bond to Paisley Banking Company, paid up under protest by and now due to Robert Fulton and others -	1,890	0	0
	£	57,860	10 0

SCHEDULE B. referred to in this Act.

	£	s.	d.
Amount of Subscription Loans from various Proprietors of Canal Stock, denominated Old Subscription Loan - -	2,398	3	0
Amount of Subscription Loans from sundry Proprietors of Canal Stock, denominated New Subscription Loan - -	10,950	4	6
	£ 13,348	7	6

SCHEDULE C. referred to in this Act.

SCHEDULE of Houses and Buildings, Gardens, Orchards, Yards, Policies, Paddocks, Planted Walks, and Avenues to Mansion Houses, between Ardrossan and the Point at which the Railway joins the Line of the Canal near Monkcastle, and between Johnstone and Garthland Bridge Road.

Parish.	County.	Owners or reputed Owners Names.	Occupiers.	Description of Property.
Ardrossan	Ayr	Right Honourable the Earl of Eglinton - -	James Willoch - -	Garden, Nursery, and Planting.
Ditto	Ditto	Ditto - -	Duncan Davidson - -	Yard.
Ditto	Ditto	Ditto - -	Widow M'Donald - -	Ditto
Ditto	Ditto	Ditto - -	Peter Kelly - -	Ditto
Ditto	Ditto	Reverend John Hendry - -	Himself - -	Garden.
Ditto	Ditto	The Right Honourable the Earl of Eglinton - -	Alexander Boyd - -	Yard.
Ditto	Ditto	Ditto - -	John M'Creery - -	Ditto
Ditto	Ditto	Ditto - -	Robert Skeoch - -	Ditto
Ditto	Ditto	Ditto - -	Alexander Campbell - -	Ditto
Ditto	Ditto	Ditto - -	Alexander M'Gill - -	Ditto
Ditto	Ditto	Ditto - -	Daniel M'Killop - -	Ditto
Ditto	Ditto	Ditto - -	Francis Brown - -	Ditto
Ditto	Ditto	Ditto - -	Widow M'Gechy - -	House and Yard.
Ditto	Ditto	Ditto - -	William Craig - -	Ditto and Ditto
Ditto	Ditto	Ditto - -	Alexander Love - -	Yard.
Ditto	Ditto	Ditto - -	William Lush - -	Ditto
Ditto	Ditto	Ditto - -	John Higgins - -	Ditto
Ditto	Ditto	Ditto - -	James Muir - -	Yard.
Ditto	Ditto	Ditto - -	James Sharp - -	Ditto
Ditto	Ditto	Ditto - -	Thomas Graham - -	Ditto
Ditto	Ditto	Ditto - -	Hugh Morris - -	Ditto
Ditto	Ditto	Ditto - -	Peter Kelly - -	Ditto
Ditto	Ditto	Ditto - -	William Johnstone - -	Ditto
Ditto	Ditto	Ditto - -	John Darroch - -	Ditto
Ditto	Ditto	Ditto - -	Robert Black - -	Ditto
Ditto	Ditto	Ditto - -	Matthew Mackie - -	Ditto
Ditto	Ditto	Ditto - -	Dissenting Congregation - -	Paddock.
Ditto	Ditto	Ditto - -	Reverend David Ronald - -	Yard.
Ditto	Ditto	Ditto - -	Robert Hill, senior - -	Ditto
Ditto	Ditto	Ditto - -	Peter Hill - -	Ditto
Ditto	Ditto	Ditto - -	Charles Brown - -	House and Yard
Ditto	Ditto	Ditto - -	Duncan M'Donald - -	Ditto and Ditto

[Local.]

Parish.	County.	Owners or reputed Owners Names.	Occupiers.	Description of Property.
Ardrossan	Ayr	The Right Honourable the Earl of Eglinton - - }	Robert Brown - - -	Yard.
Ditto	Ditto	Ditto - - -	Robert Craig - - -	House and Yard.
Ditto	Ditto	Ditto - - -	Sarah and Janet Crawford - - -	Ditto
Ditto	Ditto	Ditto - - -	Janet Richie - - -	Ditto
Ditto	Ditto	Ditto - - -	Robert Service - - -	Ditto
Ditto	Ditto	Ditto - - -	John Cunningham - - -	Yard.
Ditto	Ditto	Ditto - - -	Alexander Hendry - - -	Ditto
Stenstone	Ditto	John How - - -	Himself - - -	House and Yard.
Ditto	Ditto	James Longwell - - -	Ditto - - -	Ditto
Ditto	Ditto	William Brown - - -	Ditto - - -	Ditto
Ditto	Ditto	Widow Miller and John Miller - - - }	Themselves - - -	Ditto
Ditto	Ditto	Robert Campbell - - -	Himself - - -	Yard and Shed.
Ditto	Ditto	Miss Hamilton's Heirs - - - }		
Ditto	Ditto	John Erskine - - -	John and George Erskine - - -	Yard.
Ditto	Ditto	George Erskine - - -		
Ditto	Ditto	Fullarton - - -		
Ditto	Ditto	Robert Kerr's Heirs - - -	Themselves - - -	House and Yard.
Ditto	Ditto	John Cunningham - - -	Himself - - -	Ditto
Ditto	Ditto	John Roxburgh - - -	Ditto - - -	Ditto
Ditto	Ditto	Archibald Wilson's Heirs - - -	Robert Stevenson - - -	Ditto
Ditto	Ditto	R. R. Cunningham - - - }	James Gordon and David Fullarton - - - }	Ditto
Ditto	Ditto	Ditto - - -	Himself - - -	Store Houses and Boat-house.
Ditto	Ditto	Ditto - - -	John Crawford - - -	Yard.
Kilwinning	Ditto	Alexander Cochrane - - -	Himself - - -	Ditto
Ditto	Ditto	Lady Mary Montgomerie and Sir Charles Lamb - - - }	William Jack - - -	Ditto
Ditto	Ditto	Executors of A. M'Gown - - - }	Mrs. M'Gown - - -	Garden and Planting.
Abbey	Renfrew	Ludovic Houstoun - - -	Allan Neilson - - -	Yard.
Ditto	Ditto	Henry M'Dowall - - -	Himself - - -	Building and Court.
Ditto	Ditto	Robert Smith - - -	Do. and Tenants - - -	Yard.
Ditto	Ditto	David Galbreath - - -	Himself - - -	Ditto
Ditto	Ditto	James Smith - - -	Ditto - - -	Ditto
Ditto	Ditto	William Shanks - - -	Ditto - - -	Ditto
Ditto	Ditto	James Findlay - - -	Ditto - - -	Ditto and Belt of Planting.

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