



ANNO DECIMO TERTIO & DECIMO QUARTO

VICTORIÆ REGINÆ.

Cap. cv.

An Act to give Effect to certain Securities upon the Rates authorized to be levied under the *Wolverhampton Improvement Act.*

[14th August 1850.]

WHEREAS by an Act passed in the Fifty-fourth Year of the Reign of His late Majesty King George the Third, intituled *An Act for improving the Town of Wolver-* 54G.3.c.106.
hampton in the County of Stafford, and for removing and regulating the Markets in the said Town, it was amongst other things enacted, that all Orders and Proceedings in execution of the said Act by the Commissioners named in and to be appointed by virtue of the said Act should be at public Meetings held in pursuance of the said Act, and not otherwise, (except as therein-after excepted,) and that all Orders, Proceedings, Acts, Matters, and Things done by any Seven of the Commissioners, when the Number of Commissioners present should not exceed Thirteen, and when it should, by the Majority of the Commissioners present, should be to all Intents and Purposes as valid and effectual as if the same were done and performed by all the Commissioners, except where a greater or less Number of Commis-

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sioners were required and empowered in any particular Case therein-after mentioned to act; and it was further enacted, that regular Entries should be made in a proper Book or Books to be provided for that Purpose of the Names of the Commissioners who should attend their respective Meetings, and of all their Acts, Orders, and Proceedings, and that the Chairman of every such Meeting should subscribe his Name at the End of the Proceedings of every such Meeting; and by the said Act the said Commissioners were authorized from Time to Time to borrow at Interest such Sums of Money as they should see necessary for the Purposes of the said Act, not exceeding in the whole the Sum of Twenty thousand Pounds, upon the Credit of the Rates to be laid and collected by virtue of the said Act, and by Writing under their Hands and Seals in the Form prescribed by the said Act to assign all or any Part of the said Rates as a Security for the Principal Money to be advanced, with any legal Interest for the same, and, if thought advisable, to raise all or any Part of the Money to be borrowed under the said Act by granting Annuities for Lives instead of Assignments, and which any Seven or more of the said Commissioners were thereby authorized to grant by Writing under their Hands and Seals in the Form prescribed by the said Act, provided that no such Annuity should exceed the Rate of Ten Pounds *per Centum per Annum* upon a single Life: And whereas, under the Provisions of the said Act, several Sums of Money, amounting in the whole to the Sum of Twenty thousand Pounds, were from Time to Time borrowed at legal Interest upon Assignments of the aforesaid Rates, or by Grants of Annuities, not exceeding Ten Pounds *per Centum per Annum* on a single Life, in the Forms respectively prescribed by the said Act: And whereas the whole of the Money so borrowed was applied by the said Commissioners for the Purposes of the said Act, and various of the Sums of Money so borrowed were afterwards paid off, and other Sums of Money of like Amount in the whole, including some of the Sums mentioned in the Schedule to this Act, were from Time to Time borrowed in like Manner without any Authority for that Purpose under the said recited Act, but at no one Time have the Sums of Money borrowed and remaining unpaid exceeded in the whole the Sum of Twenty thousand Pounds: And whereas the only Sums borrowed as aforesaid which are now remaining unpaid are the Sums mentioned in the Schedule to this Act, which were borrowed from such Persons and at such Times and upon such Securities as in the said Schedule mentioned, and the same amount in the whole to the Sum of Twenty thousand Pounds and no more: And whereas a Majority, being not less than Seven in Number, of the Commissioners present at Meetings duly convened, as required by the said Act when the Commissioners present have not exceeded Thirteen in Number; or an absolute Majority of the Commissioners present at Meetings
duly

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duly convened, as required by the said Act when the Commissioners present have exceeded Thirteen in Number, did, pursuant to Resolutions passed at such Meetings, respectively borrow or direct to be borrowed all the Sums in the said Schedule to this Act mentioned, and all the Assignments and Grants of Annuities were signed and sealed in pursuance of such Resolutions, and by Commissioners for the Time being acting in execution of the said recited Act, but some of such Resolutions were not, or do not appear to have been, entered in a Book and subscribed by the Chairman of the Meetings respectively at which such Resolutions were passed, as required by the said Act, and some of the Assignments in the said Schedule mentioned were not signed and sealed at the Meetings at which the Sums secured thereby were respectively borrowed or directed to be borrowed, and some of the Assignments in the said Schedule mentioned were not signed and sealed by the Majority of the Commissioners present at such Meetings respectively: And whereas under the Municipal Corporation Act passed in the Fifth and Sixth Years of the Reign of His late Majesty King *William* the Fourth, Chapter Seventy-six, all the Powers of the Commissioners under the said firstly-recited Act have, since the Month of *November* One thousand eight hundred and forty-eight, been transferred to and are now exercised by the Mayor, Aldermen, and Burgesses of the Borough of *Wolverhampton*: And whereas from the Causes before mentioned, or some of them, Doubts have arisen whether some of the Assignments mentioned in the said Schedule hereto are not void, and others of such Assignments are considered to be void, or at least open to Objection for the Causes aforesaid, or some of them, but inasmuch as the several Sums mentioned in the said Schedule were *bonâ fide* advanced and lent by the Persons in the same Schedule respectively mentioned, and were *bonâ fide* applied for the Purposes of the said firstly-recited Act, it is consistent with Justice that full Effect should be given to the said several Assignments: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen'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 Authority of the same, That from and after the passing of this Act the several Assignments in the Schedule to this Act mentioned shall, as from their respective Dates, be considered to have been and shall be to all Intents and Purposes valid and effectual Assignments of the Rates by the said firstly-recited Act authorized to be laid and collected for securing the Principal and Interest Monies by such Assignments respectively expressed to be secured, and that from and after the passing of this Act the several Persons to whom such Assignments respectively were made, or such Persons as do or shall rightfully claim through or under them respectively, shall have and may exercise

Assignments mentioned in Schedule to this Act to be valid notwithstanding they may not have been made in strict Conformity with recited Act.

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exercise the same Rights and Remedies in all respects for enforcing Payment of the Principal and Interest Monies by such Assignments respectively expressed to be secured as if the said Assignments at their respective Dates had been made and executed in strict Conformity with the Provisions of the said firstly-recited Act for the Purposes by the said Act authorized.

Public Act. . II. And be it enacted, That this Act shall be a Public Act, and shall be judicially taken notice of as such.

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The SCHEDULE referred to by the foregoing Act.

Dates of Instruments.	To whom made.	Nature of Instruments.	Amounts advanced.
1815, Feby. 7	Susan Morrison	Grant of Annuity	£ 500
1815, May 30	Christian Roden	Assignment of Rates	200
1818, Decr. 18	William Parkes	Ditto	600
1819, Novr. 12	John Adams	Ditto	100
1821, May 12	Samuel Morris	Ditto	500
1825, Decr. 20	Mary Stuart	Ditto	500
1825, Decr. 20	Ann Stuart	Ditto	500
1826, Decr. 19	Lucy Morrison	Ditto	950
1826, Decr. 19	Mary Morrison	Grant of Annuity	500
1831, Decr. 30	Benjamin Matthews	Assignment of Rates	400
1838, Novr. 7	Ann Clarke	Ditto	2,000
1841, Jany. 27	William Saunders	Ditto	400
1841, April 21	Benjamin Matthews	Ditto	500
1841, May 20	Philip Denman	Ditto	500
1841, July 2	Mary Ann Chapman	Ditto	100
1841, July 2	John Eld	Ditto	1,000
1841, Septr. 2	Ditto	Ditto	1,000
1841, Septr. 10	Edward Sherrod	Ditto	500
1846, Octr. 26	George Ernest Hamilton	Ditto	400
1847, July 6	Ann Stuart	Assignment of Rates	400
1847, July 6	Charles Morris	Ditto	600
1847, Augst. 3	Ann Beddard	Ditto	1,000
1847, Augst. 3	Mary Tongue	Ditto	1,000
1847, Septr. 7	Richard Timmis and John Gibbons Lowe.	Ditto	600
1847, Septr. 7	Edward Francis Dehane	Ditto	1,000

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Dates of Instruments.	To whom made.	Nature of Instruments.	Amounts advanced.
1847, Novr. 2	Mary Horton	Assignment of Rates	£ 500
1847, Decr. 7	Sophia Lakin	Ditto	800
1848, March 7	Sarah Rogers	Ditto	500
1848, March 7	Richard Humpage	Ditto	250
1848, June 6	Jane Morris	Ditto	700
1848, June 6	Jane Pretty and Matilda Pretty	Ditto	1,500
			20,000

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