



ANNO DECIMO SEXTO & DECIMO SEPTIMO

VICTORIÆ REGINÆ.

Cap. clxx.

An Act to repeal the Acts relating to the *Ribble* Navigation Company, of the First Year of the Reign of Her present Majesty, Chapter Eight, and of the Seventh Year of the Reign of Her present Majesty, Chapter One, and some of the Provisions of the Act of the Eighth and Ninth Years of the Reign of Her present Majesty, Chapter One hundred and sixteen, which relate to the Company, and to make other Provisions in lieu thereof respectively; and to grant further Powers to the Company for the Construction of Works, for providing Quays, for raising Capital, for levying Tolls, for regulating the Disposition of the reclaimed Lands, and for other Purposes.

[4th August 1853.]

WHEREAS an Act was passed in the Session of Parliament holden in the First Year of the Reign of Her present Majesty, intituled *An Act to repeal an Act passed in the Forty-sixth Year of the Reign of His Majesty King George the* 1 & 2 Vict. c. viii.
[Local.] 32 Y Third,

*The Ribble Navigation Act, 1853.*7 & 8 Vict.
c. i.8 & 9 Vict.
c. cxvi.

*Third, for improving the Navigation of the River Ribble in the County Palatine of Lancaster, and for the further Improvement of the Navigation of the said River, whereby a Company was incorporated under the Name of The Ribble Navigation Company, for altering and improving the said River Ribble, and the Bed and Channels thereof: And whereas an Act was passed in the Session of Parliament held in the Seventh Year of the Reign of Her present Majesty, intituled *An Act to enable the Ribble Navigation Company to raise a further Sum of Money, and to enable the Owners of reclaimed Lands to pay a Sum in gross in lieu of the annual Rents*: And whereas an Act was passed in the Session of Parliament held in the Eighth and Ninth Years of the Reign of Her present Majesty, intituled *An Act for enabling the North Union Railway Company and the Ribble Navigation Company to make a Branch or Connexion Railway from the North Union Railway to the Victoria Quay in Preston, and for amending and enlarging the Powers and Provisions of the several Acts relating to such Railway and Navigation respectively*, whereby certain Powers were conferred upon the said North Union Railway Company and Ribble Navigation Company, to make a Branch or Connexion Railway from the North Union Railway to the Victoria Quay adjoining the said River Ribble: And whereas the said Ribble Navigation Company have proceeded to carry the said Acts into execution, and have made considerable Improvements in the Navigation of the said River Ribble, and have rendered the said River Ribble navigable for Vessels of large Burden to the Quays at Preston, and have in conjunction with the said North Union Railway Company made and completed the said Branch or Connexion Railway; and by reason of the Works of the said Ribble Navigation Company Land has been partially reclaimed, and other Land is in the Course of being reclaimed, from the River Ribble and the Estuary thereof: And whereas it is expedient that the Navigation of the said River Ribble should be further improved, and that the said Company should have Authority to extend their Works, and should have additional Powers to improve the Navigation of the said River Ribble, from the Naze on the North Side of the said River and the East Bank of the River Douglas on the South Side of the said River Ribble to the Sea, and to embank and alter the Course of the Waters flowing from the River Douglas in the Estuary of the River Ribble, within the Limits herein-after mentioned: And whereas it is expedient for the Benefit of the Traffic on the said River Ribble that the said Ribble Navigation Company should be empowered to take on Lease the Quays, Wharfs, and Places for receiving, depositing, and loading or unloading Goods, and the Railway Cranes, Shed, and other Things thereon and belonging thereto, situate within the said Borough of Preston, belonging to the Mayor, Aldermen, and Burgesses of the said Borough, and to take on Lease other Lands within the said Borough, for the obtaining of*

further

The Ribble Navigation Act, 1853.

further Accommodation in Quays, Wharfs, and Landing Places: And whereas Her Majesty in right of Her Duchy and County Palatine of *Lancaster* claims to be entitled to the Inheritance in Fee Simple in possession, free from Incumbrances, of and in all the Land which has been gained or reclaimed, or now is in the Course of being gained or reclaimed, or shall hereafter be gained or reclaimed, by reason of the Execution of the Powers of the first-recited Act or of this Act, or by reason of the Change or Changes in the Course or Direction of the said River *Ribble* in consequence thereof; and by an Agreement made and entered into between the Chancellor and Council of Her Majesty's Duchy of *Lancaster* and the said *Ribble* Navigation Company, in consideration of the Costs, Charges, and Expenses which the said *Ribble* Navigation Company had sustained, expended, or been put unto, and would thereafter sustain, expend, or be put unto, in gaining or reclaiming such Land, all the Estate and Interest of Her Majesty in right of Her said Duchy and County, of and in all such Land, except as herein-after mentioned, were agreed to be granted to or vested in the said *Ribble* Navigation Company, their Successors and Assigns, absolutely, reserving nevertheless to Her said Majesty, Her Heirs and Successors, in right of Her said Duchy and County, One Twentieth Part of the Value of the same Lands: And whereas the said *Ribble* Navigation Company have raised by means of Shares the Sum of Ninety-three thousand one hundred and sixty-six Pounds Thirteen Shillings and Fourpence, in manner following; (that is to say,) the Sum of Fifty thousand Pounds, divided into One thousand Shares of Fifty Pounds each, all fully paid up; the Sum of Thirty-one thousand two hundred and sixty-six Pounds Thirteen Shillings and Fourpence, raised by One thousand eight hundred and seventy-six Shares of the nominal Value of Fifty Pounds each, issued by the said Company at Sixteen Pounds Thirteen Shillings and Fourpence *per* Share, and the Sum of Eleven thousand nine hundred Pounds, subscribed for Seven hundred and fourteen Preference Shares of the nominal Value of Fifty Pounds each, issued by the said Company at Sixteen Pounds Thirteen Shillings and Fourpence *per* Share, and bearing Interest at Six Pounds *per Centum per Annum* upon the Sums actually paid on account thereof, from the respective Times of Payment, until such Time as the clear Profits of the Undertaking for any One Year should equal Six Pounds *per Centum per Annum* upon the average Price in Money at which all the Shares had been issued by the Company, such Interest in the meantime being in lieu of Dividends, thus making a Total of Three thousand five hundred and ninety Shares of the nominal Value of One hundred and seventy-nine thousand five hundred Pounds: And whereas the *Ribble* Navigation Company have borrowed upon Mortgage of their Undertaking the Sum of Fifteen thousand Pounds: And whereas the said *Ribble* Navigation Company under the said recited Acts were authorized to raise by
Shares

The Ribble Navigation Act, 1853.

Shares and Mortgage the Sum of One hundred and fifteen thousand three hundred and thirty-three Pounds Six Shillings and Eightpence, of which the Sum of One hundred and eight thousand one hundred and sixty-six Pounds Thirteen Shillings and Fourpence only having been raised by the Means aforesaid, the said River *Ribble* Navigation Company are authorized to raise the further Sum of Seven thousand one hundred and sixty-six Pounds Thirteen Shillings and Fourpence by Shares and by Mortgage: And whereas it is expedient that the said *Ribble* Navigation Company should be authorized to raise additional Capital for the Purpose of constructing the several Works herein-after mentioned and described, and for other the Purposes of their Undertaking: And whereas it is expedient that the Company should be authorized to levy and receive other Tolls, Rates, and Duties, in lieu of or in addition to the Tolls, Rates, and Duties which by the said recited Acts they are authorized to levy and receive: And whereas it is expedient that the said recited Acts firstly and secondly herein-before mentioned, and so much of the said third-recited Act as is herein-after mentioned, should be repealed, and that Provision should be made in lieu thereof; but the Purposes aforesaid cannot be effected without the Authority of Parliament: 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 the Authority of the same, as follows; (that is to say,)

Short Title.

I. That in citing this Act in other Acts of Parliament and in legal Instruments it shall be sufficient to use the Expression *The Ribble Navigation Act, 1853*; and that in citing the Act thirdly herein-before recited in other Acts of Parliament and in legal Instruments it shall be lawful to use the Expression *The North Union and Ribble Navigation Branch Railway Act, 1845*.

Limits of this Act.

II. That, subject to the Provisions herein-after contained, the Limits of this Act shall comprise the River *Ribble* and the Estuary thereof, from the *North Union* Railway Bridge between *Preston* and *Penwortham* to the Sea, and all and singular the Works and Lands authorized by this Act to be made, done, constructed, provided, purchased, or leased respectively.

So much of
1 & 2 Vict.
c. viii., and
7 & 8 Vict.
c. i., and so
much of
8 & 9 Vict.
c. cxvi., as
relates to
Ribble Navi-

III. That the said firstly and secondly herein-before recited Acts relating to the *Ribble* Navigation Company, and also the several Sections of the said third-recited Act with respect to the raising by the *Ribble* Navigation Company of an additional Sum of Money by Shares and Mortgage, numbered respectively 7 to 14 both inclusive, shall be and the same are hereby repealed; and the said *Ribble* Navigation

The Ribble Navigation Act, 1853.

gation Company incorporated by the said first-mentioned Act is hereby dissolved.

gation Com-
pany re-
pealed.

IV. Provided nevertheless, That the Repeal of the said Enactments shall not annul or in anywise prejudice or affect any Purchase, Sale, Conveyance, Grant, Contract, Security, Act, Matter, or Thing whatsoever heretofore made, done, committed, or executed under or by virtue or in pursuance of the said repealed Enactments or any of them, nor annul, prejudice, or affect any Agreement or Lease entered into by the said Company hereby dissolved, or any Judgment or Award obtained or made against or in favour of the same dissolved Company; but all such Purchases, Sales, Conveyances, Grants, Contracts, Securities, Acts, Agreements, Leases, Judgments, Awards, Matters, and Things shall be and the same are hereby declared to be as good, valid, and effectual, to all Intents and Purposes whatsoever, as if the said Enactments had not been repealed, and shall be binding and effectual on the *Ribble* Navigation Company hereby incorporated to the same Extent as they were before the passing of this Act on the said dissolved Company, and be enforced by the same Ways and Means.

Saving
Rights.

V. That from and immediately after the passing of this Act the several Persons and Corporations who immediately before the passing of this Act were Proprietors of Shares in the Capital or Joint Stock of the said hereby dissolved *Ribble* Navigation Company, and their Executors, Administrators, Successors, and Assigns, shall be united into a Company, according to the Provisions herein contained or referred to, for the Purpose of improving the Navigation of the said River *Ribble*, and of exercising all the Powers and Authorities vested in the same dissolved Company, under the Authority of the said repealed Enactments or any other Act or Acts, and for the other Purposes herein-after mentioned, and shall be incorporated by the Name of *The Ribble* Navigation Company, and by that Name shall be a Body Corporate, and have a Common Seal, with perpetual Succession, and shall have Power to purchase and hold, and sell and dispose of, Lands, for the Purposes of this Act, within the Restrictions herein-after and in *The Lands Clauses Consolidation Act, 1845*, as extended to this Act, contained.

Re-incorpo-
ration of the
Ribble Navi-
gation Com-
pany.

VI. That all the Share, Estate, and Interest of the said dissolved *Ribble* Navigation Company in the said Branch or Connexion Railway, by the said thirdly-recited Act authorized to be made, and in all Property, Real and Personal, acquired under the Authority of or for the Purposes of the said last-mentioned Act, and all the Powers, Authorities, Directions, and Regulations in the said last-mentioned Act contained for the making, maintaining, working, managing, and superintending the said Branch or Connexion Railway, and thereby given to and vested in the said dissolved Company, shall be and the same

Vesting in
the *Ribble*
Navigation
Company
the Estate
&c. of the dis-
solved Com-
pany in the
Ribble
Branch Rail-
way.

[*Local.*]

32 Z

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The Ribble Navigation Act, 1853.

are hereby vested in the said *Ribble* Navigation Company hereby incorporated, and shall and may be exercised by the said *Ribble* Navigation Company hereby incorporated and the Directors to be by them chosen from Time to Time, in such and the same Manner as the same could and might have been exercised by the said dissolved Company in case this Act had not passed; and the Persons elected by the said dissolved Company to be and now being Directors of the Affairs of the said Branch Connexion Railway shall remain and continue to be such Directors for such Time and with such Authority as they would have continued and have had if this Act had not passed; and all future Directors by the said Act authorized to be elected by the said dissolved Company shall be elected by the said Company hereby incorporated in the Manner in the said Act directed, and shall have all the Authorities thereby given to the said Directors thereby authorized to be elected by the said dissolved Company.

Vesting in the Ribble Navigation Company the Real and Personal Estate of the Company hereby dissolved.

Grants, &c. to continue in force.

VII. That from and immediately after the passing of this Act all the Real and Personal Estate and Effects, Choses in Action, and Property, of or to which the said dissolved Company was possessed or entitled at Law or in Equity immediately before the passing of this Act, shall be vested in and belong to the said *Ribble* Navigation Company hereby incorporated for their absolute Benefit.

VIII. That all Acts of Parliament and Provisions of Acts, other than and except the Enactments hereby specially repealed, and all Gifts, Grants, Conveyances, Leases, Assignments, Assurances, Purchases, Sales, Titles by Possession and otherwise, Covenants, Contracts, Agreements, Rents, Annuities, Debts, Mortgages, Bonds, Securities, Liabilities, Verdicts, Judgments, Decrees, Orders, Inquisitions, Processes, Awards, Consents, Approvals, Certificates, Notices, and other Matters and Things enacted, made, executed, entered into, acquired, obtained, issued, incurred, made payable, served, published, or given to, with, from, by, upon, in favour of, against, or in reference to the Company hereby dissolved, or any Company whose Undertaking has been vested in or amalgamated or incorporated with the said dissolved Company, shall, from and after the passing of this Act, be as good, valid, and effectual, upon or in favour of or against or in reference to the Company hereby incorporated, as the same respectively were good, valid, and effectual immediately before the passing of this Act upon or in favour of or against or in reference to the Company hereby dissolved; and the Company hereby incorporated shall be considered as identical with the Company hereby dissolved, in reference to all such Matters, as well as in reference to all other Transactions of and Matters relating to the said dissolved Company.

Actions, &c. not to abate.

IX. That no Action, Suit, Prosecution, Appeal or Notice of Appeal, Order or Decision of Justices, or Matter pending before Justices,

The Ribble Navigation Act, 1853.

Justices, Distress, Entry, Execution, Arbitration, or Proceeding whatsoever, commenced, carried on, levied, given, or made by, against, or in reference to the said dissolved Company previously to the passing of this Act, shall abate, or be discontinued, annulled, or prejudicially affected by this Act, but on the contrary the same shall continue and take effect in favour of or against or in reference to the Company hereby incorporated in the same Manner in all respects as the same would have continued and taken effect in favour of or against or in reference to the said dissolved Company if this Act had not been passed; and all Penalties incurred by or for any Offence against the Provisions of the said hereby repealed Enactments or any of them, or against any Byelaw or Regulation of or concerning the said dissolved Company, previously to the passing of this Act, shall and may be sued for, proceeded for, and recovered, and all Offences which may have been committed before the passing of this Act against the Provisions of the said hereby repealed Enactments or any of them, or any such Byelaw or Regulation, may be prosecuted in such or the like Manner to all Intents and Purposes as the same might have been sued for and prosecuted respectively if this Act had not passed, the Company hereby incorporated being in reference to the Matters aforesaid in all respects considered identical with the Company hereby dissolved.

X. That nothing in this Act contained shall be held to prejudice or affect any Right or Cause of Action or Suit or any Remedy which the Company hereby dissolved had against any Person or Corporation, or which any Person or Corporation had against the said Company hereby dissolved, at the Time of the passing of this Act, but that all such Rights, Causes, and Remedies may be enforced or prosecuted by or against the Company hereby incorporated in like Manner and within the same Periods as the same might have been enforced or prosecuted by or against the Company hereby dissolved if this Act had not been passed.

Rights of
Action
saved.

XI. That nothing in this Act contained shall be held or construed to annul, prejudice, or affect any Resolution or Order of any Meeting of the Proprietors of the Company hereby dissolved, or of the Directors or of any Committee of the Directors of the same Company, or any Company whose Undertaking has been vested in or amalgamated or incorporated with the said dissolved Company, nor any Call, Notice of Call, Register of Shareholders, Shareholders Address Book, Register of Transfers, Shares, Mortgages, Bonds, Loan Notes, or Annuities, Books of Account, or other Register or Book whatsoever of or relating to the same Companies, or any of them, but that all such Resolutions and Orders, Calls, Notices, Registers, and Books respectively shall, notwithstanding the passing of this Act, continue

Act not to
affect Reso-
lutions or
Orders of
Meetings of
Proprietors,
Directors,
&c.

in

The Ribble Navigation Act, 1853.

in full Force and Effect, and be applicable to the Company hereby incorporated, in like Manner and to the like Extent as they would have continued and been applicable to the Company hereby dissolved if this Act had not been passed.

Present
Officers con-
tinued.

XII. That all Arbitrators, Umpires, Valuers, Surveyors, Receivers of Tolls, Constables, and all Auditors, Officers, Clerks, Servants, and Nominees whatsoever, appointed by or for or relating to the Company hereby dissolved at the Time of the passing of this Act, other than the Directors, with respect to whom Provision is hereby made, shall continue and hold their respective Appointments, Offices, and Employments, according to the Terms and Exigencies thereof, until the Determination thereof, or until their Removal therefrom by the Company hereby incorporated or otherwise in due Course of Law; and all such Arbitrators, Umpires, Valuers, Surveyors, Receivers, Constables, Auditors, Officers, Clerks, Servants, and Nominees shall have the same Duties, Powers, Privileges, and Advantages, and shall be liable to the same Responsibilities, Penalties, Obligations, Restrictions, and Regulations, as if they had been appointed under this Act; and all Acts, Matters, and Things made, done, and permitted by them respectively in their respective Appointments, Offices, and Employments before the passing of this Act, shall be as good, valid, and effectual to all Intents and Purposes, and have reference to the Company hereby incorporated, in like Manner and to the like Extent as they would have been good, valid, and effectual, and had reference to the Company hereby dissolved, if this Act had not been passed.

Officers
under former
Acts to
account.

XIII. That all Officers and Persons who on the passing of this Act shall have in their Possession or under their Control any Money, Books, Documents, Papers, Writings, or any Effects under or by virtue of any of the Acts relating to the said Company hereby dissolved, shall account for and deliver up all such Money, Books, Documents, Papers, Writings, or other Effects to the Company hereby incorporated, or to such Person as they shall appoint to receive the same, in the same Manner, and subject to the same Process, Pains, and Penalties for Refusal or Neglect, as if such Officers or Persons had been appointed, and had become possessed of such Money, Books, Documents, Papers, Writings, or other Effects, under the Provisions of this Act.

Tolls, &c.
under former
Acts to be
recoverable
until varied
or altered.

XIV. That all Tolls, Rates, and Charges made or imposed under or by virtue of the said repealed Enactments or any of them, and which immediately before the passing of this Act were payable, or if this Act had not been passed would have become payable, to the said dissolved Company, shall, until the same shall be varied or altered under the Authority of this Act, be payable to the Company hereby incorporated,

The Ribble Navigation Act, 1853.

incorporated, and shall and may be collected and recovered by such Means, and under such Restrictions and Regulations, as any Tolls, Rates, and Charges to be received in pursuance of this Act may be collected or recovered.

XV. That all Share Registers and other Registers, Books, Verdicts, and other Matters of Record and Documents whatsoever, and all Byelaws, Rules, and Regulations, and all certified and other authenticated Copies or Extracts of or from Registers, Books, Records, Documents, Byelaws, Rules, and Regulations made, kept, recorded, certified, and authenticated under or in pursuance of the several Enactments hereby repealed, and which by any such Enactments or otherwise were made Evidence, or authorized to be given in Evidence, shall, notwithstanding the Repeal of such Enactments and the Dissolution and Re-incorporation by this Act of the *Ribble* Navigation Company hereby incorporated, be admitted as Evidence in all Courts of Law and Equity and elsewhere, as fully and effectually as the same respectively would or might have been admitted if this Act had not been passed.

Share Registers, &c. made Evidence by former Acts to be admissible as Evidence.

XVI. That the several Maps, Plans, Sections, and Books of Reference, and Corrections and Certificates of Correction of Maps, Plans, Sections, and Books of Reference, which, prior to or in pursuance of the herein-before recited Acts or any of them, have been deposited with any Clerks of the Peace or Parish Clerks of the several Counties, Cities, Parishes, and Places to which the same relate, or any Parishes and Places adjoining thereto, or otherwise, or elsewhere, shall remain in the Custody of the said Clerks of the Peace and Parish Clerks respectively, or other Person, to the End that all Persons interested in any Manner therein may at all reasonable Times have Liberty to inspect the same, and to take Copies thereof or Extracts therefrom at their Pleasure, such Persons paying to such Clerks of the Peace and Parish Clerks, or other Person from whom such Inspection, or Copy, or Extracts may be demanded respectively, the Sum of One Shilling for every such Inspection, and the further Sum of One Shilling for every Hour during which such Inspection shall continue after the First Hour, and at the Rate of Sixpence for every One hundred Words of such Copy or Extract; and the said Maps, Plans, Sections, and Books of Reference, and the said Corrections and Certificates of Correction thereof, or any Copy thereof respectively, or of so much thereof respectively as shall relate to any Matter which may be in question, certified to be a true Copy by the respective Clerks of the Peace who have made the same, shall be admitted as Evidence in all Courts of Law and Equity or elsewhere, as fully and for all the like Intents as if this Act had not been passed.

Maps, &c. deposited with Clerks of the Peace, &c. to remain there and to be open to Inspection.

[*Local.*]

33 A

XVII. That

The Ribble Navigation Act, 1853.

Shares to vest in the Proprietors of Shares in the dissolved Company.

XVII. That the several Shares created as aforesaid by the Company hereby dissolved are confirmed and declared valid on the Terms upon which the same were granted and issued, and every Person and Corporation who immediately before the passing of this Act was possessed of or entitled to One or more Share or Shares in the Capital of the Company hereby dissolved, shall in respect thereof be possessed of or entitled to a like Number of Shares of the same nominal Value and on the same Terms in the Capital of the Company hereby incorporated, and such Shares are hereby vested in such Persons and Corporations accordingly.

Certificates of old Shares to apply to new Shares.

XVIII. That the Certificates of the Shares created under the Powers of the Enactments hereby repealed, and which shall be existing at the Time of the passing of this Act, shall be the Certificates of the Shares created by this Act in substitution of such old Shares, and it shall not be necessary or required for the Company to issue fresh Certificates in respect of such Shares, except under the Provisions of the Companies Clauses Consolidation Act, 1845, in Cases where such Certificates shall be worn out or damaged, or lost or destroyed.

New Shares to be subject to same Trusts as old.

XIX. That all Persons and Corporations in whom any of the said new or substituted Shares shall become vested under the Provisions aforesaid shall stand and be possessed of every such Share upon the same Trusts, and subject to the same Powers, Provisions, Declarations and Agreements, Charges and Incumbrances, as the Trusts, Powers, Provisions, Declarations and Agreements, Charges and Incumbrances, upon and to which the original Share or Shares for which such new Share or Shares was or were substituted, was or were subject and liable immediately before the passing of this Act, and so far as to give effect to and not revoke any Will or other Testamentary Instrument disposing of or affecting such original Share or Shares.

Certain Powers contained in the first-recited Act to be exercised by the Company hereby incorporated.

XX. And whereas under the first-recited Act the Powers for improving and maintaining the Navigation of the River *Ribble* contained in this Section are vested in the Company hereby dissolved, and it is expedient that the same Powers should be vested in the Company incorporated by this Act: Be it therefore enacted, That it shall be lawful for the said *Ribble* Navigation Company hereby incorporated, and their Deputies, Engineers, Contractors, Agents, Officers, Workmen, and Servants, and they are hereby respectively authorized and empowered, from Time to Time as Occasion may be or require, to alter, vary, deepen, restrict, embank, cleanse, scour, dredge, cut, enlarge, diminish, contract, shorten, straighten, and improve the said River *Ribble*, and the Bed and Beds, Channel and Channels thereof for the Time being, and to render the same and the Navigation thereof respectively

The Ribble Navigation Act, 1853.

respectively more commodious and safe for the Passage of Ships, Vessels, Lighters, Barges, Boats, and other Craft from a certain Bridge over the said River *Ribble*, between the Townships of *Preston* and *Penwortham*, both in the said County, called the *North Union* Railway Bridge, and running, passing, and continuing to the Sea Westward, to a Point called the *Naze*, and marked Number Sixteen on the Plan mentioned in the first-recited Act, as deposited with the Clerk of the Peace for the County of *Lancaster*, on the North Side of the River *Ribble* and the East Bank of the River *Douglas*, on the South Side of the River *Ribble*, and to deepen by dredging the said River *Ribble* and the Channel and Channels thereof thence Westward unto and into the Place where the said River *Ribble* for the Time being falls into the Sea; and also, from Time to Time as Occasion may be or require, to cut, dig, blast, and remove all Matters of Excavation lying in the tidal Bed of the said River *Ribble* within the Limits aforesaid, and to take up, get, remove, and carry away any Rock, Stone, Earth, Clay, Soil, Sand, Gravel, Silt, Rubbish, Embankments, Banks, Projections, or other Obstructions whatsoever which now or at any future Time in any way obstruct or impede the Navigation of the said River *Ribble* within the said Limits, or obstruct, hinder, impede, or prevent the altering, varying, deepening, restricting, embanking, cleansing, scouring, dredging, cutting, enlarging, diminishing, contracting, straightening, or improving the said River *Ribble*, or the Bed or Beds, or the Channel or Channels thereof respectively for the Time being within the Limits aforesaid, or the rendering the same more commodious or safe for the Passage of Ships, Vessels, Lighters, Barges, Boats, and other Craft as aforesaid, between the said Bridge and the Place where the said River *Ribble* for the Time being falls into the Sea, or the carrying into effect the Purposes enumerated in this Section, or the Execution of any of the Powers by this Section given; and also, from Time to Time as Occasion may be or require, to lay and deposit upon such of the Marshes and Banks of and adjoining to the said River, and the Lands delineated on the Map or Plan and Section, and mentioned in the Book of Reference in the said first-recited Act referred to, as are set forth in the Schedule (A.) to this Act annexed (being a Copy of the Schedule annexed to the first-recited Act), at such Place and Places as may from Time to Time be found necessary, and to remove from the same Marshes, Banks, and Lands respectively all such Matters of Excavation as aforesaid, and also all such other Matters and Things as aforesaid, and also all Materials requisite for carrying into effect the Purposes enumerated in this Section, or in the Execution of any of the Powers by this Section given; and for any of the Purposes aforesaid, or for executing any of the Powers by this Section given, from Time to Time as Occasion may be or require, to pass and repass with Horses, Carts, and Carriages, in, over, upon, and along the said Marshes, Banks, and
Lands

The Ribble Navigation Act, 1853.

Lands respectively ; and also to continue and keep up the present Lighthouse, and to erect another Lighthouse or Lighthouses at the Entrance or upon the Course of the said River *Ribble* ; and to place Buoys, Perches, and other visible Marks or Signs of the Sea in and near the said Channel or Channels for the Time being, and in the Sea near the Place for the Time being where the said River *Ribble* falls into the Sea, and to alter, vary, and change the same and the Situation thereof respectively, and again to replace the same respectively, as Occasion may be or require ; and also to place and erect Landmarks and other visible Marks in, upon, and near the Banks of the said River *Ribble*, and the Shores of the Sea near the Place where the said River *Ribble* for the Time being falls into the Sea, and to alter, vary, and change the same and the Situation thereof respectively, and again to replace the same respectively, and to repair, maintain, and preserve the same respectively as Occasion may be or require ; and to do all such Acts, Matters, and Things as shall or may from Time to Time be deemed by the said *Ribble* Navigation Company hereby incorporated necessary or expedient for the Purposes of this Section or any of them ; they the said *Ribble* Navigation Company hereby incorporated, their Deputies, Engineers, Contractors, Officers, Agents, Workmen, and Servants, doing as little Damage as may be in the Execution of the several Powers to them hereby given or granted, and the said *Ribble* Navigation Company hereby incorporated making full Satisfaction as by this Act provided to all Persons and Corporations interested in any Lands which shall be used or injured for all Damage to be by them sustained in or by the Execution of all or any of the Powers hereby given or granted : Provided always, that in altering, varying, deepening, restricting, embanking, cleansing, scouring, dredging, cutting, enlarging, diminishing, contracting, shortening, straightening, and improving the said River *Ribble*, and the Bed and Beds and Channels thereof for the Time being as aforesaid, the said *Ribble* Navigation Company shall only take or use such Lands as were at the Time of the passing of the first-recited Act within the ordinary High-water Mark of Spring Tides.

For pre-
serving the
free Access
to and from
Freckleton
Pool.

XXI. Provided always, That nothing herein-before contained shall authorize or empower the said *Ribble* Navigation Company hereby incorporated to do or execute any Matter or Thing whatever by virtue of this Act to interrupt or lessen the free and ready Access from the said River *Ribble* to and from a certain Pool called *Freckleton* Pool on the North Side of the said River *Ribble*, anything herein contained to the contrary thereof in anywise notwithstanding.

Company to
give Notice
of their In-
tention to

XXII. That the said *Ribble* Navigation Company hereby incorporated, One Week at least before using as aforesaid any of the said Marshes, Banks, and Lands, above High-water Mark of Spring Tides, mentioned

The Ribble Navigation Act, 1853.

mentioned in the Schedule A. to this Act annexed, shall give Notice in Writing or in Print, or partly in Writing and partly in Print, of their Intention to use the same, to the Owners or Occupiers thereof respectively, which Notice shall specify the probable Quantity of Land wanted, and the probable Period during which it may be wanted for the Purposes herein-before mentioned, and that the said *Ribble* Navigation Company hereby incorporated shall, before using any of the said Marshes, Banks, and Lands as aforesaid, stake out the Quantity or Quantities of Land which they shall want or intend to use as aforesaid.

use Lands
and to stake
out Lands
wanted.

XXIII. Provided always, That nothing herein-before contained shall authorize the said *Ribble* Navigation Company hereby incorporated, or any Person acting under their Authority, to use, injure, or damage, for the Purposes aforesaid, any House or other Building or any Ground set apart and used as and for a Garden, Orchard, Yard, Park, Paddock, Plantation, planted Walk, or Avenue to a House, or any inclosed Ground planted as an Ornament or Shelter to a House, or planted and set apart as a Nursery for Trees, (except such Houses, Buildings, or Grounds as are mentioned in the Schedule (A.) annexed to this Act,) without the previous Consent in Writing of the Owner and Occupier thereof respectively.

No Houses,
Gardens, &c.
to be taken
or used, ex-
cept those in
Schedule(A.),
without Con-
sent.

XXIV. That the said *Ribble* Navigation Company in making and executing the Works herein-before mentioned shall not extend beyond the Lands mentioned or described in the said Map or Plan and Section and Book of Reference mentioned in the first-recited Act.

Company not
to deviate
from the
Plan.

XXV. That it shall be lawful for the *Ribble* Navigation Company hereby incorporated to use the Premises so delineated in the said Map or Plan and Section referred to in the first-recited Act, although such Lands or any of them, or the Situation thereof respectively, or the Names thereof, or of the Owners or Occupiers thereof respectively, may happen to be omitted, mis-stated, or erroneously described in the first-recited Act, or in the Book of Reference referred to in that Act, if it shall appear to any Two or more of Her Majesty's Justices of the Peace acting for the County Palatine of *Lancaster* not interested in the Undertaking by the first-recited Act or this Act authorized in case of Dispute about the same (to be certified by Writing under their Hands), that such Omission, Mis-statement, or erroneous Description proceeded from Mistake, and the Certificate of the said Justices shall be deposited with and remain in the Custody of the Clerk of the Peace for the said County.

Provision as
to Correction
of Errors in
Plans and
Book of
Reference.

XXVI. And whereas Plans and Sections of the additional Walls, Embankments, Roads, and other Works intended to be executed by
[Local.] 33 B the
Power to
execute
Works ac-

Power to
execute
Works ac-

The Ribble Navigation Act, 1853.

ording to
deposited
Plan and
Section.

the said Company hereby incorporated, and a Book of Reference to such Plans, have been deposited with the Clerk of the Peace for the said County of *Lancaster*, at his Office at *Preston*: Be it enacted, That, subject to the Provisions in this Act and the Acts incorporated herewith contained, it shall be lawful for the Company, in addition to the Works herein-before authorized, to make and maintain the said Walls, Embankments, Roads, and other Works in the Situations and within the Limits of Deviation delineated upon those Plans, and for that Purpose to enter upon, take, and use such of the Lands delineated upon those Plans, and described in that Book of Reference, as may be necessary for that Purpose: Provided always, that the Company shall not make the Guide or Rubble Wall delineated on the said Plans further to the Westward than the Point marked Two Miles on those Plans opposite to *Bank House* in the Township of *Warton*.

Limits of
Guide Wall.

Power to
deviate.

XXVII. That it shall be lawful for the said *Ribble* Navigation Company, in making the Walls, Embankments, Roads, and other Works by this Act authorized, to deviate from the Lines delineated upon the Plans so deposited with the said Clerk of the Peace as last aforesaid, to the Extent of the Limits of Deviation delineated upon those Plans, and to deviate from the Levels shown upon the said Sections so deposited as last aforesaid, to any Extent not exceeding Five Feet; provided, that by means of such Deviation the Works be not made to extend into the Lands of any Person, whether Owner, Lessee, or Occupier, whose Name is not mentioned in the said Book of Reference, without his previous Consent in Writing, unless the Name of such Person shall have been omitted by Mistake, and the Fact that such Omission proceeded from Mistake shall have been certified in manner provided for in Cases of unintentional Errors in the said Book of Reference.

As to the
Channel to
Lytham
Docks.

XXVIII. That the Company shall, at the Determination of the Lease under which they now hold the *Lytham* Dock, leave the Access to the same as convenient for Vessels as it now is, and shall do all Works requisite for that Purpose; and if the Company fail in any respect so to do, the Owners or Occupiers of that Dock or any of them may do the requisite Works, and may recover the Expenses incurred by them in that Behalf, and full Compensation for all Damages sustained by them respectively by reason of such Failure, from the Company, in any Court of competent Jurisdiction.

Matters of
Excavation,
&c. to belong
to the Com-
pany.

XXIX. That all Matters of Excavation, and all Rock, Stone, Earth, Clay, Soil, Sand, Gravel, Silt, Rubbish, Matters, and Things got, obtained, or removed from or out of the said River *Ribble*, under the Authority of this Act, shall, when and so soon as the same respectively shall have been so got, obtained, or removed, be and become
the

The Ribble Navigation Act, 1853.

the Property of the said Company hereby incorporated, except Minerals, other than those herein-before mentioned, and except also all such Matters and Things as may come within the Denomination of Treasure Trove.

XXX. That the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool* shall have and may exercise such Rights, Powers, Authorities, Byelaws, Rules, and Regulations (if any) in and over the proposed new Channel, from the Point marked C on the Plans deposited for the Purposes of this Act to the Low-water Channel of the River *Ribble*, as they now have over the existing Channel, in lieu whereof such new Channel is proposed to be substituted.

Present Rights of the Leeds and Liverpool Canal Company over the existing Channels to be exercised over new Channel.

XXXI. That the Height of the River Walls, from the Point marked C on the Plans deposited for the Purposes of this Act to the Points where such Walls join the Low-water Channel of the River *Ribble*, as shown on those Plans, shall not exceed Four Feet above the ordinary Low-water Level of Neap Tides, except as herein-after mentioned.

As to Height of Walls along the new Channel of the Douglas.

XXXII. That if at any Time or Times hereafter the *Ribble* Navigation Company shall be desirous of constructing any Wall or Walls mentioned in the last preceding Section of this Act, so that the same shall exceed the Height prescribed by that Section, then and in every such Case the said *Ribble* Navigation Company shall cause to be left at the principal Office of the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool*, Notice in Writing of such their Intention, and in that Case Engineers to be appointed by the Two Companies respectively, or their Umpire, in case of Difference as herein-after mentioned, shall agree upon a Plan showing the Lines and Dimensions of such Wall or Walls, and shall prescribe the Time at which the Erection of such Wall or Walls shall be commenced.

As to giving Notice of Intention.

XXXIII. That in the Construction of any of the Works mentioned in the Two last preceding Sections of this Act the said *Ribble* Navigation Company shall and they are hereby required to commence and proceed with the Execution of the said Works, at and from such Place as shall be determined by Engineers to be appointed by the Two Companies respectively, or by their Umpire as herein-after mentioned.

Commencement of Works.

XXXIV. That, except as authorized by the Determination or Award of Engineers appointed by the Two Companies respectively, or their Umpire as herein-after mentioned, the said *Ribble* Navigation Company shall not erect or construct any Works, or do or execute any Matter or Thing whatever, which shall in any way impede, interrupt, or lessen the free and ready Access to and from the said River *Ribble*

For preserving free and ready Access to the Ribble

from

The Ribble Navigation Act, 1853.

from and to the said *Leeds and Liverpool Canal* and *Douglas* otherwise *Asland* Navigation.

Leeds and
Liverpool
Canal Com-
pany to pay
Five Shil-
lings per
lineal Yard
of Wall.

XXXV. That the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool* shall pay to the Company hereby incorporated the Sum of Five Shillings *per* lineal Yard of all Walls constructed or to be constructed from the Point marked C on the Plans deposited for the Purposes of this Act to the Points where such Walls join the Low-water Channel of the River *Ribble*, as shown on those Plans, such Payments to be made from Time to Time upon the Demand of the Company hereby incorporated, in proportion to the Quantity of Wall then erected; and in case the said Companies differ about the same, then the Amount shall be settled and certified by Engineers to be appointed by the Two Companies respectively, or by their Umpire in case of Difference in the Manner herein-after provided; and in case of Nonpayment thereof by the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool*, the same may be recovered by the Company hereby incorporated, in the Mode provided by the Sections of The Railways Clauses Consolidation Act, 1845, with respect to the Recovery of Damages not specially provided for, and of Penalties, and to the Determination of any other Matter referred to Justices: Provided always, that if the said Walls shall not be constructed of the Height of Four Feet above the ordinary Low-water Level of Neap Tides, then the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool* shall pay to the Company hereby incorporated the whole or such Part of the said Sum of Five Shillings *per* lineal Yard of Wall as such Engineers or Umpire shall determine.

Appoint-
ment of Two
Engineers
and their
Umpire.

XXXVI. That within Two Months after the passing of this Act the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool* shall appoint an Engineer, and the Company hereby incorporated shall appoint another Engineer, for the Purposes specified in the last Four preceding Sections of this Act, and in case any Difference shall arise between such Engineers such Difference shall be decided by an Engineer to be jointly appointed by the Engineer of the Company of Proprietors of the Canal Navigation from *Leeds* to *Liverpool* and of the Company hereby incorporated as their Umpire; or if for the Space of Fourteen Days after such Difference shall have arisen they cannot agree in such Appointment, or if after such Appointment shall have been made, and before such Difference shall have been decided, the Umpire so appointed shall die, or become incapable, or shall for the Space of Fourteen Days after he shall have been required so to do by Notice in Writing signed by either of the Parties appointing him, and delivered to him or left at his usual Place of Abode, neglect or refuse to proceed in the Matter, then the Matter in Difference shall be determined by an Umpire to be appointed by the
President

The Ribble Navigation Act, 1853.

President of the Institution of Civil Engineers for the Time being on the Application of either of such Engineers, and the Decision of such Umpire shall be final, and every such Umpire shall with reference to the Matter in Difference have all such and the same Powers, and proceed in like Manner, as any Umpire appointed under the Companies Clauses Consolidation Act, 1845, would have and might proceed.

XXXVII. That either of the Two Companies may appoint an Engineer in lieu of any Engineer appointed by them under the Provisions aforesaid, and so from Time to Time may appoint an Engineer in lieu of any Successor of such Engineer; and after every original or substituted Appointment the Company making such Appointment shall within Fourteen Days after such Appointment cause to be left at the principal Office of the other Company Notice in Writing of such Appointment: Provided always, that no such new Appointment shall prejudice or affect any Consent, Agreement, Act, Matter, or Thing given, entered into, or done by the Engineer in whose Stead such new Appointment shall have been made.

Providing for Vacancies in the Office of Engineer.

XXXVIII. That in case either of the Two Companies shall fail to appoint an Engineer for the Purposes and in manner aforesaid, or a Successor in case of any Vacancy in the Office of such Engineer, or if either of the Engineers for the Time being appointed in manner aforesaid shall refuse or neglect to act within Fourteen Days after receiving Notice in Writing from the other Engineer requiring him to act, the other Engineer shall have all the Powers hereby vested in the Two Engineers jointly, and all his Acts shall be binding upon the Two Companies as if done by the Two Engineers jointly.

In case either Company fail to appoint an Engineer, the Engineer appointed by the other Company to act for both.

XXXIX. That the said Company of Proprietors of the Canal Navigation from *Leeds to Liverpool* shall remit to the Company hereby incorporated One Half of the Dues or Tolls lawfully chargeable by them upon all Stone which shall be carried in or upon the Canal from *Leeds to Liverpool* and the *Douglas* otherwise *Asland* Navigation, or either of them, and which shall be used for the Purpose of making or maintaining the said Walls from the said Point marked (C) on the Plans deposited for the Purposes of this Act to the Points where such Walls join the Low-water Channel of the River *Ribble*, as shown on those Plans, such Amount to be allowed and deducted from Time to Time when and as the Company hereby incorporated shall pay such Dues or Tolls.

One Half of the Dues on the Stone required for the Walls along the new Channel of the Douglas to be remitted by the Company.

XL. That previously to commencing any Works or Reclamation of Land whatsoever the Company shall deposit at the Admiralty Office, Plans, Sections, and Working Drawings of such Works or Re-

Company to deposit Plans at Admiralty before com-

The Ribble Navigation Act, 1853.

mencing any
Works.

clamation of Land, for the Approval of the Lord High Admiral of the United Kingdom of *Great Britain and Ireland*, or the Commissioners for executing the Office of Lord High Admiral, such Approval to be signified in Writing under the Hand of the Secretary of the Admiralty, and such Works shall be constructed and Reclamation made only in accordance with and upon the Terms and Conditions of any such Approval.

Period for
Completion
of Works.

XLI. That the Works hereby authorized or directed shall be completed by the Company within Five Years from the passing of this Act, unless the said Lord High Admiral or the said Commissioners, by Writing under the Hand of the Secretary of the Admiralty, shall assent to any Extension of the said Period of Five Years, and if any such Assent be given such Works shall be completed within the extended Time allowed by any such Assent.

No Debris,
Rock, Stone,
&c. to be
thrown be-
low High-
water Mark
without Con-
sent of Ad-
miralty.

XLII. That no Debris, Rock, Stone, Earth, Ballast, or other Matter shall be deposited, cast, thrown, or discharged below High-water Mark at ordinary Spring Tides without the previous Consent of the said Lord High Admiral or the said Commissioners, signified by Writing under the Hand of the Secretary of the Admiralty, and the said Company or any Person so offending shall in every such Case forfeit and pay the Sum of Ten Pounds, together with the Amount of all Costs incurred in removing any such Debris, Rock, Stone, Earth, Ballast, or other Matter.

Works below
High-water
Mark not to
be executed
without Con-
sent of the
Admiralty.

XLIII. That it shall not be lawful for the Company to construct below High-water Mark at ordinary Spring Tides any Work, or to reclaim any Land whatsoever, without the previous Consent of the Lord High Admiral of the United Kingdom of *Great Britain and Ireland*, or the Commissioners for executing the Office of Lord High Admiral aforesaid for the Time being, to be signified in Writing under the Hand of the Secretary of the Admiralty, and then only according to such Plan and under such Restrictions and Regulations as the said Lord High Admiral or the said Commissioners for executing the Office of Lord High Admiral may approve, such Approval being signified as last aforesaid; and where any such Work shall have been constructed or Land reclaimed, it shall not be lawful for the Company at any Time to alter or extend the same without obtaining previously to making any such Alteration or Extension the like Consent or Approval, and if any such Work or Reclamation shall be commenced or completed or be altered or extended contrary to the Provisions of this Act, it shall be lawful for the said Lord High Admiral or the said Commissioners for executing the Office of Lord High Admiral to abate, alter, and remove the same, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the
Amount

The Ribble Navigation Act, 1853.

Amount thereof shall be a Debt due from the Company to the Crown, and be recoverable accordingly, with Costs of Suit.

XLIV. That if at any Time or Times it shall be deemed expedient by the Lord High Admiral of the United Kingdom, or the Commissioners for executing the Office of Lord High Admiral, to order a local Survey and Examination of any Works of the Company in, over, or affecting any tidal or navigable Water or River, or of the intended Site thereof, the Company shall defray the Costs of every such local Survey and Examination, and the Amount thereof shall be a Debt due to Her Majesty from the Company, and if not paid upon Demand may be recovered as a Debt due to the Crown, with the Costs of Suit, or may be recovered, with Costs, as a Penalty is or may be recoverable from the Company.

Admiralty may order local Survey at Expense of Company.

XLV. That if any Work or Reclamation of Land heretofore or hereafter constructed by or vested in the Company in or across any tidal Water or navigable River, or if any Portion of such Work or Reclamation which affects any such Water or River, or Access thereto, shall be abandoned or suffered to fall into Disuse or Decay, it shall be lawful for the Lord High Admiral or the Commissioners for executing the Office of Lord High Admiral to abate and remove the same, or such Part or Parts thereof as he or they may at any Time or Times deem fit and proper, and to restore the Site thereof to its former Condition, at the Cost and Charge of the Company, and the Amount thereof shall be a Debt due from the Company to the Crown, and be recoverable accordingly, with Costs of Suit.

If Work suffered to fall into Decay Admiralty may remove them at Expense of Company.

XLVI. That inasmuch as the Conservation of the several Ports, Harbours, Creeks, Estuaries, and navigable Rivers within the County Palatine of *Lancaster* is vested in Her Majesty in right of Her Duchy of *Lancaster*, nothing in this Act contained shall extend or be construed to extend to authorize the making, constructing, or erecting any Work below the ordinary High-water Mark at Spring Tides without the Assent of the Chancellor and Council of the said Duchy for the Time being having been first obtained for that Purpose, such Assent to be signified in Writing in such Manner and Form as to the said Chancellor and Council shall seem proper.

Works not to be erected between High and Low water Mark without the Consent of the Chancellor and Council of the Duchy of Lancaster.

XLVII. That in addition to the Sum of Ninety-three thousand one hundred and sixty-six Pounds Thirteen Shillings and Fourpence raised by the Company hereby dissolved by the Creation of Three thousand five hundred and ninety Shares as aforesaid, and of the Sum of Fifteen thousand Pounds raised by the said Company hereby dissolved, by Mortgage as aforesaid, and of the said Sum of Seven thousand one hundred and sixty-six Pounds Thirteen Shillings

Power to raise an additional Capital for Purposes of this Act.

The Ribble Navigation Act, 1853.

Shillings and Fourpence, the said unraised Part of the Capital which the said dissolved Company was by the said recited Acts authorized to raise, making the Total of One hundred and fifteen thousand three hundred and thirty-three Pounds Six Shillings and Eightpence, it shall and may be lawful for the said Company hereby incorporated to raise for the Purposes of this Act an additional Capital of Forty-three thousand five hundred Pounds.

The Company may in addition raise 7166*l.*13*s.*4*d.* the unraised Portion of the Capital authorized by the first-recited Act.

Power to issue Shares.

XLVIII. That the said Company hereby incorporated are hereby empowered and authorized to raise the said Sum of Seven thousand one hundred and sixty-six Pounds Thirteen Shillings and Fourpence, in the same Manner as the said dissolved Company could have raised the same in case this Act had not passed.

XLIX. That for the Purposes of raising the Capital of Forty-three thousand five hundred Pounds hereby authorized to be raised, or any Part thereof, it shall be lawful for the said Company hereby incorporated, with the Authority of Three Fifths of the Votes of the Shareholders present, personally or by Proxy, at some Meeting of the Company specially convened for that Purpose, to issue such and so many distinct Shares in their said Undertaking, of such Amount, and to be appropriated and disposed of in such Manner, and for such Prices, and on such Terms, and by such Ways and Means, and with such Preference and Priority of Dividend not exceeding after the Rate of Six Pounds *per Centum per Annum*, as by the Order of any General or Special General Meeting of the said Company hereby incorporated shall be determined; and it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Preston* to take up and become the Proprietors of any Share or Shares to be created and appropriated to them under or by virtue of the Authority of this Act: Provided always, that any Preference or Priority in the Payment of Interest or Dividends which may be assigned to any Shares to be created by virtue of this Act shall not prejudice or affect any Preference or Priority in the Payment of Interest or Dividends which may have been assigned to any other Shares which may have been granted by the Company in pursuance of, or which may have been confirmed by, this Act or any previous Act, or which may otherwise be lawfully subsisting.

Power to borrow Money by Mortgage.

L. That it shall be lawful for the said Company hereby incorporated to borrow at Interest on Mortgage or Bond the Sum of Fifteen thousand Pounds, Part of the said Sum of Forty-three thousand five hundred Pounds hereby authorized to be raised: Provided always, that the Company shall not mortgage any Tolls by this Act granted without the Consent of the Board of Trade signified in Writing under the Hand of the Secretary of the Board,

LI. That

The Ribble Navigation Act, 1853.

LI. That (except so far as relates to the Lands gained or reclaimed, or now in the Course of being gained or reclaimed, or hereafter to be gained or reclaimed by the Execution of the Powers of this Act or the said recited Acts, or any of them, or by reason of the Change or Changes in the Course or Direction of the said River *Ribble* in consequence thereof) the respective Mortgages entitled under this Act shall be entitled one with another to their respective Proportions of the Rates, Tolls, and other Sums and Premises comprised in such Mortgages, according to the respective Sums in such Mortgages mentioned to be advanced by such Mortgagees respectively, and to be repaid the Sums so advanced, with Interest, without any Preference one above another by reason of Priority of the Date of any such Mortgage, or of the Meeting at which the same was authorized, or on any other Account whatsoever.

Rights of Mortgagees amongst themselves.

LII. Provided always nevertheless, That all Mortgages already made under the Powers of the said recited Acts, or any of them, shall be a prior Charge upon the Property comprised in any such Mortgages so long as the same shall be subsisting.

Existing Mortgages to have Priority.

LIII. That it shall be lawful for the Mayor, Aldermen, and Burgesses of the Borough of *Preston* from Time to Time to demise, and for the said Company hereby incorporated from Time to Time to take, for any Term or Terms of Years, the Quays, Yards, Wharfs and Places, Railway Cranes, Sheds, and other Things thereon and belonging thereto, made by them, the said Mayor, Aldermen, and Burgesses, within the said Borough of *Preston*, or any Part or Parts thereof, at an annual or other Rent or Rents to be agreed upon between the said Mayor, Aldermen, and Burgesses and the said Company hereby incorporated.

Power to take on Lease Quays, &c. from the Mayor, Aldermen, and Burgesses of the Borough of *Preston*.

LIV. That it shall be lawful for the Company hereby incorporated in and along the Banks of the said River *Ribble* to extend the said Quays, Yards, Wharfs and Places, Railway Cranes, Sheds, and other Things, and to make and maintain additional Quays, Yards, Wharfs, and Places for receiving, depositing, and loading or unloading Goods, and for the Erection of Weighing Machines, Toll Houses, Offices, Warehouses, Sheds, and other Buildings and Conveniences, upon such of the Lands within the said Borough of *Preston* delineated on the said Plan deposited with the said Clerk of the Peace, and mentioned in the said Book of Reference, at such Place or Places as the Directors for the Time being of the said Company hereby incorporated may think requisite or expedient for the Accommodation and Advantage of the Trade carried on upon the said River *Ribble*, and for that Purpose to take on Lease at an annual or other Rent, and by Agreement to enter upon, take, and use such of the said Lands as shall be necessary for

Power to make Quays, &c.

[*Local.*]

33 D

that

The Ribble Navigation Act, 1853.

that Purpose, or any Easement, Privilege, Power, or Authority in or over the same, and the Owner or Owners thereof is or are hereby empowered to demise the same accordingly.

Company may purchase Property of J. A. Smith, Esq., by Agreement.

LV. That it shall be lawful for the said Company hereby incorporated to take on Lease for any Term or Terms of Years, or by way of absolute Purchase, the Land, Quays, Wharfs, and Places belonging to *John Abel Smith* Esquire, and situate on the Banks of and adjoining to the said River *Ribble* within the Borough of *Preston* and Hamlet of *Ashton*, both in the Parish of *Preston* and County of *Lancaster*, at an annual or other Rent or Rents, or for such Sum or Sums of Money and on such Terms as may be agreed upon between the said Company hereby incorporated, and the said *John Abel Smith*, his Heirs or Assigns.

Power to lease or purchase the Lytham Dock.

LVI. That the Company, with the Consent of Three Fifths of the Shareholders present, in Person or by Proxy, at any General Meeting specially convened for the Purpose, may by Agreement with the Owner thereof take on Lease or purchase the *Lytham* Dock, and the Wharf, Lands, Buildings, and Appurtenances thereof.

Power to demise, &c. Lands acquired.

LVII. That it shall be lawful for the said Company hereby incorporated, and they are hereby empowered, to demise, assign, or sell all or any of the Lands so to be acquired by or vested in them by Agreement as aforesaid, and to do and execute all such Acts and Assurances for effectuating any such Sale as they shall think fit.

Certain Provisions of 8 & 9 Vict. c. 18. incorporated with this Act.

LVIII. That The Lands Clauses Consolidation Act, 1845, (except the Two Sections thereof with respect to the Capital to be subscribed before the compulsory Powers of Purchase are put in force, and with respect to a Certificate of Two Justices of that Fact, numbered XVI. and XVII.) shall be incorporated with and form Part of this Act: Provided always, that the Sections of that Act which relate to Lands acquired by the Promoters of the Undertaking under the Provisions of that or the Special Act, or any Act incorporated therewith, but which shall not be required for the Purposes thereof, shall not be applicable to any Lands acquired by the Company under the Provisions of this Act, except the Lands taken for the Purposes of the Roads shown upon the Plan deposited for the Purposes of this Act.

8 & 9 Vict. c. 16.;

LIX. That The Companies Clauses Consolidation Act, 1845, shall be incorporated with this Act.

and 10 & 11 Vict. c. 27. incorporated with this Act.

LX. That The Harbours, Docks, and Piers Clauses Act, 1847, except the Sections of that Act with respect to the Construction of Works for the Accommodation of the Officers of the Customs, and

except

The Ribble Navigation Act, 1853.

except such of the Sections of that Act with respect to the Rates to be taken by the Undertakers as are numbered respectively XXV. and XXVI., shall be incorporated with this Act: Provided nevertheless, that as respects Clauses XII. and XIII. of the Harbours, Docks, and Piers Clauses Act, 1847, the same, so far as regards the Consent thereby required of, and the Powers and Authorities thereby conferred upon, the Lords of the Admiralty, shall only be incorporated with this Act; and that the Clauses with respect to Lifeboats, and with respect to keeping a Tide and Weather Gauge, shall not come into operation as regards the Company until from and after the Expiration of Twelve Months from the Time the Lords of the Admiralty shall, by Writing under the Hand of the Secretary of the Admiralty, require the Company to observe the same.

LXI. That, for the Purposes of this Act, the Expression the Harbour, Dock, or Pier, and the Expression the Harbour or Dock, in the Clauses incorporated with this Act of The Harbours, Docks, and Piers Clauses Act, 1847, respectively mean the Port and the River *Ribble* from the *North Union* Railway Bridge in *Preston* aforesaid to the Sea, and all present and future Harbours, Streams, Havens, Creeks, Bays, and Inlets within the Limits of the said River *Ribble*, and the Estuary thereof, between the *North Union* Railway Bridge and the Place where the said River *Ribble* for the Time being falls into the Sea, as also all and singular the Works and Things authorized by this Act to be made, done, constructed, provided, purchased, or leased respectively.

Interpretation of certain Words in 10 & 11 Vict. c. 27.

LXII. That the Number of Directors shall be Twelve, and the Qualification of a Director shall be the Possession in his own Right of Five Shares in the Company at least.

Number and Qualifications of Directors.

LXIII. That the several Persons herein-after mentioned, being respectively Directors of the Company hereby dissolved, shall be the First Directors of the Company hereby incorporated; (that is to say,) *Charles Swainson, William Humber, John Hawkins, Isaac Gate, John Knowles, George Noble, John Paley the younger, Robert Parker, Edward Pedder, Samuel Smith, Lawrence Spencer, and Thomas Walmsley.*

First Directors of the Company.

LXIV. That so long as the Mayor, Aldermen, and Burgesses of the Borough of *Preston* shall be in the Possession in their own Right of Ten Shares in the Company at least, the Mayor for the Time being of the said Borough shall *ex officio* be a Director in addition to the Directors hereby appointed and to be appointed pursuant to the Powers herein-before contained.

The Mayor of *Preston* to be *ex officio* a Director of the Company.

LXV. That

The Ribble Navigation Act, 1853.

Power to reduce the Number of Directors.

LXV. That it shall be lawful for the Company to reduce the Number of Directors, provided that the reduced Number be not less than Six.

One Half annually to go out of Office.

LXVI. That the Number of Directors annually to go out of Office shall be One Half, as near as may be, of the entire Number of Directors for the Time being.

Quorum of Directors.

LXVII. That the Quorum of Directors of a Meeting of Directors shall be Three, until the Number of Directors shall be reduced to Six, when a Quorum of Directors for a Meeting of Directors shall be Two.

Tolls, Rates, or Duties payable upon Vessels navigating the River Ribble as herein mentioned of Ten Tons or upwards.

LXVIII. That there shall be paid and payable to the said Company hereby incorporated, or their Collector to be from Time to Time appointed, from the Master or Commander or Owner of every Ship, Barge, Boat, Lighter, or other Vessel or Craft navigating the said River *Ribble*, such Tolls, Rates, or Duties as the said Company hereby incorporated or the Directors thereof shall from Time to Time appoint, not exceeding the Rates or Duties following; (that is to say,)

For every Vessel from any Port or Place in the United Kingdom or the *Isle of Man*, of the Burden of Ten Tons or upwards, passing an imaginary Line drawn from and commencing at a Place on the North Side of the River *Ribble* in the Township of *Lytham*, called *Cross Slack*, and continuing thence South to a Point where the same would meet the Southern Line of the Limits of Deviation shown on the Plan deposited for the Purposes of this Act, if extended in a straight Line, and continuing from thence along such extended Line of Limits of Deviation, and following the Line of such Limits of Deviation, as far as a Point direct North of the Boundary between the Townships of *North Meols* and *Hesketh* with *Beconsall*, called the *Hundred End*, and continuing thence to and ending at *Hundred End* aforesaid, and which said Line is called the *Ribble Sea Line*, the Sum of Fourpence for each and every Ton of the Burden of such Vessel:

For every Vessel from any such Port or Place as aforesaid of the Burden of Ten Tons or upwards passing an imaginary Line drawn from the Boundary between the Townships of *Little Hoole* and *Much Hoole*, at the Point marked C on the Plans deposited for the Purposes of this Act, and extending from thence along the Line of the proposed Wall shown on those Plans to the Low-water Channel of the River *Ribble*, and proceeding thence Northwards to and terminating at a Place marked on those Plans with the letter Z, being a Place situate at *Naze Point* in the Township of

of

The Ribble Navigation Act, 1853.

of *Freckleton*, and which said Line is called the *Ribble* Inner Line, a Sum not exceeding Sixpence for every Ton of the Burden of such Vessel :

For every Vessel of the Burden of Ten Tons or upwards, from any such Port or Place as aforesaid, passing both the said imaginary Lines, the said Sums of Fourpence and Sixpence respectively as herein-before mentioned for every Ton of the Burden of such Vessel :

For every Vessel from any other Port or Place navigating the said River *Ribble*, and being of the Burden of Ten Tons or upwards, passing the said *Ribble* Sea Line, the Sum of Sixpence for each and every Ton of the Burden of such Vessel ; and if such Vessel shall also pass the said *Ribble* Inner Line, the further Sum of Ninepence for every Ton of the Burden of such Vessel :

And for every Vessel, laden in whole or in part, of the Burden of Ten Tons or upwards, which shall navigate the said River for the Conveyance of Goods or Passengers along or across the same, and shall not pass either of the said imaginary Lines (except the same be used only for the loading or unloading of any Vessel which shall have paid in respect of the passing with such Loading the above-mentioned Tolls, Rates, or Duties, or some of them), the Sum of Twopence for each and every Ton of the Burden of such Vessel for each and every Trip which such Vessel so navigating, and not passing any of the said imaginary Lines, shall make, the going and returning thereof respectively laden in whole or in part being reckoned separate Trips :

Provided always, that every Vessel which shall come from any Port or Place in the United Kingdom or the *Isle of Man*, and which shall clear Outwards for any Port or Place not being in the United Kingdom or the *Isle of Man*, shall be chargeable with the same Toll or Tolls as if such Vessel had arrived from some Port or Place not being in the United Kingdom or the *Isle of Man* : Provided also, that every Vessel passing the said Lines or either of them respectively, and paying the said Toll or Tolls as aforesaid, shall be entitled to repass once the said Line or Lines in respect of which such Toll or Tolls has or have been paid without Payment of any Toll in respect of such Repassage,

LXIX. That the said Company hereby incorporated shall have no Power or Authority by virtue of this Act to take, demand, or receive all or any of the Tolls herein-before authorized in respect of Vessels of less Burden than Ten Tons, or in respect of Vessels of whatever Tonnage employed wholly in the Fishing Trade, but that all Vessels of a less Burden than Ten Tons, and all Vessels employed wholly in the Fishing Trade, shall have full Power to use the said Navigation upon Payment of a Sum not exceeding One Shilling and Threepence *per* Ton for a whole Year, such Year to commence on the First Day of

Vessels of less Burden than Ten Tons, and Fishing Vessels to be subject to an annual Toll.

The Ribble Navigation Act, 1853.

January, and to the End of the Thirty-first Day of *December*, and that no other than such yearly Tolls shall be taken or demanded from such Vessels of less Burden than Ten Tons, and such Vessels employed wholly in the Fishing Trade, such Tolls to become due and payable the first Trip or Voyage which any such Vessels as aforesaid may make.

Company to
measure un-
registered
Boats.

LXX. And for ascertaining the Tonnage of any unregistered Boat, Barge, Lighter, or other Craft hereby made liable to a Tonnage Duty, or to any Duty in respect of the Tonnage thereof, be it enacted, That it shall be lawful for the said Company, or their Collector or Servants in that Behalf duly authorized, at any Time to measure the same and remeasure the same so often as they shall think convenient; and if the Owner, Master, or Commander of any Boat, Barge, Lighter, or other Craft trading on the said River, shall refuse to have the same measured, he or they so refusing shall forfeit to the said Company hereby incorporated any Sum not exceeding Five Pounds.

Tolls, Rates,
or Duties
payable upon
Goods.

LXXI. That in addition to the before-mentioned Rates and Tolls there shall be paid and payable to the said Company hereby incorporated, or their Collector to be from Time to Time appointed, and the said Company hereby incorporated or their Collector are hereby empowered to demand, levy, take, receive, and recover, the several River or Tonnage Duties following; that is to say,

For all Lime, Limestone, Iron Ore or Coal Slack, Dung, Compost, and all sorts of Manure, and all undressed Materials and Boulder Stones for the Repair of public Roads or Highways, carried or conveyed in and upon the said River *Ribble*, for every Time of passing the said *Ribble* Sea Line, *per* Ton not exceeding One Penny Halfpenny, and so in proportion for a less Quantity than a Ton:

And for every Time of passing the said *Ribble* Inner Line, *per* Ton not exceeding Twopence, and so in proportion for a less Quantity than a Ton:

For all Potatoes, Turnips, Carrots, and other Roots, and all Coal, Coke, Culm, Peat, Charcoal, and Cinders, all Stones for building, pitching, and paving, except Boulder Stones, all Bricks, Tiles, Slates, Clay, Sand, Pig Iron, Bar Iron, Rod Iron, Hoop Iron, and all other similar Descriptions of Wrought Iron and Iron Castings not manufactured into Utensils or other Articles of Merchandise, carried or conveyed in and upon the said River *Ribble*, for every Time of passing the said *Ribble* Sea Line, *per* Ton not exceeding Twopence, and so in proportion for a less Quantity than a Ton; and for every Time of passing the said *Ribble*

Inner

The Ribble Navigation Act, 1853.

Inner Line, *per* Ton not exceeding Threepence, and so in proportion for a less Quantity than a Ton :

For all Sugar, Grain, Corn, Flour, Hides, Dye Woods, Earthenware, Timber, Stones, and Deals, Metals (except Iron), Nails, Anvils, Vices, and Chains : And

For all Cotton and other Wools, Drugs, manufactured Goods, and all other Wares, Merchandise, Fish, Articles, Matters, or Things carried or conveyed in and upon the said River *Ribble*, for every Time of passing the said *Ribble* Sea Line, *per* Ton not exceeding Threepence, and so in proportion for a less Quantity than a Ton ; and for every Time of passing the said *Ribble* Inner Line, *per* Ton not exceeding Fourpence, and so in proportion for a less Quantity than a Ton :

And for every Carriage, of whatever Description, carried or conveyed in and upon the said River *Ribble*, for every Time of passing either of the said Lines, not exceeding Sixpence :

In respect of Animals conveyed upon the said River *Ribble*, and for every Time of passing either of the said imaginary Lines :

For every Animal not exceeding Threepence :

Provided always, that the said Company hereby incorporated may from Time to Time alter or vary any of the Classifications for River or Tonnage Duties herein-before made, and make new Classifications of the Articles, Things, and Animals therein comprised, but so nevertheless that in fixing the Rates or Duties on any Article, Thing, and Animal, the maximum Rate in respect of the same herein-before mentioned shall not be exceeded.

LXXII. That the Limits of Jurisdiction of the Company, and Power to take Tolls, Rates, or Duties, shall be within a Line drawn from *Cross Slack* on the North Shore, in the Direction of Doctor *Barton's* Cottage at *Southport*, until it arrives at a Point M where the said Line is intersected by the Prolongation of the Southern Line of Deviation for Works on the Plan deposited at the Admiralty in the present Session of Parliament, thence from the said Point M by the said Line of Prolongation and said Southern Line of Deviation Eastwardly to a Point N on the last-mentioned Plan, and thence by a Line N O from the said Line of Southern Deviation to a Point O on the Southern Shore of the Estuary, situated on the Line of Parish Boundary at *Hundred End*, shown on the said Plan deposited at the Admiralty; and the Company shall not raise or receive any Tolls, Rates, or Duties for or in respect of any Ship, Barge, Boat, Lighter, or other Vessel or Craft, or any Cargo on board the same, Outside of such Limits.

Limits of the Jurisdiction of the Company to take Toll.

LXXIII. Provided always, That this Act, or anything herein contained, shall not charge any Vessel laden wholly with Gravel, Paving Stones,

Act not to extend to charge Vessels,

The Ribble Navigation Act, 1853.

sels laden
with Gravel,
&c. entering
the Savick.

Stones, or Materials for the making or repairing of Highways within the Township of *Clifton with Salwick*, and entering the River *Savick*, and discharging her Cargo at any Wharf within the said River, with any of the Tolls, Rates, or Duties by this Act granted.

For Exemp-
tion from
Toll West-
ward to
Longton.

LXXIV. That nothing in this Act contained shall extend or be construed to extend to charge with any of the said Rates or Duties imposed by this Act, any Flat, Lighter, Barge, Boat, or other Vessel coming from or going into the *Leeds and Liverpool Canal* and *Douglas* otherwise *Asland* Navigation, in or through the present or any future Communication made or to be made between such Canal and Navigation, or either of them, and the said River *Ribble*, and navigating the said River *Ribble* to the Westward of the Division or Boundary between the Townships of *Hutton* and *Longton* aforesaid, on the South Side of the same River and the Townships of *Newton with Scales* and *Freckleton* on the North Side thereof, or to charge with any of the said Rates or Duties any Flat, Lighter, Barge, Boat, or other Vessel going from the said *Leeds and Liverpool Canal* and *Douglas* otherwise *Asland* Navigation to a Place called *Freckleton*, on the North Side of the said River *Ribble*, or coming from the said Place called *Freckleton* on the North Side of the said River *Ribble* into the said *Leeds and Liverpool Canal* and *Douglas* otherwise *Asland* Navigation.

To exempt
Vessels
driven by
Stress of
Weather.

LXXV. Provided always, That the Tolls herein-before authorized to be taken and demanded by the said Company hereby incorporated, or any of them, shall not be applicable to or be collected or enforced with regard to or in respect of any Vessel entering the said River *Ribble* from Stress of Weather, and for the Purpose of Refuge only.

After Com-
pany have
paid 5l. per
Cent. on
their Capital
Board of
Trade may
order Reduc-
tion of Tolls.

LXXVI. That when the Company shall have paid an average Dividend amounting to Five Pounds *per Centum per Annum* on the Capital invested in the Undertaking from its Commencement, then the Tolls, Rates, and Duties by this Act authorized to be taken by the Company in respect of Vessels and Cargoes shall be subject to Revision by the Board of Trade; and the Company shall, after such Revision, charge no higher Tolls, Rates, and Duties on Vessels or Cargoes than shall be mentioned in any Order in pursuance of such Revision which may be made by the said Board: Provided always, that the said Board may at any Time and from Time to Time after making any such Order revise the same, and authorize the Company to take higher Tolls, Rates, and Duties, (not exceeding the Tolls, Rates, and Duties mentioned in this Act,) if it shall appear to the said Board just and expedient so to do.

LXXVII. That

The Ribble Navigation Act, 1853.

LXXVII. That it shall be lawful for the said Company hereby incorporated, or their Collector, in addition to the before-mentioned Rates and Tolls, from Time to Time and at all Times hereafter during the Estate, Term, and Interest of the said Company hereby incorporated therein, to demand, receive, and recover, for the Wharfage of all Articles, Matters, and Things loaded or placed in or upon any of the Wharfs, Quays, Yards, Landing Places, or Warehouses which now are held in Lease by the said Company hereby incorporated, or which shall be made or constructed or leased under the Powers of this Act, the Wharfage Rates and Tolls following; (that is to say,)

Wharfage
Rates or
Duties.

For every Ton of Coals, Coal Slack, Culm, Limestone, Stone, and Iron Ore, which shall be landed, loaded, or placed in, from, or upon the said Wharfs, or any of them, any Sum not exceeding the Sum of One Penny *per* Ton, and so in proportion for any less Quantity than a Ton :

For every Ton of Lead, Iron, Bricks, Slates, and Tiles, any Sum not exceeding the Sum of Threepence *per* Ton, and so in proportion for any less Quantity than a Ton :

For every Ton of Wheat, Oats, Shudes, Shorps, Barley, Meal, Flour, Malt, Beans, Bacon, Hams, Potatoes, Ale, Porter, Cotton, Flax, Wool, Goods, Merchandise, or other Things, any Sum not exceeding the Sum of Threepence *per* Ton, and so in proportion for any less Quantity than a Ton :

For every Ton of Propwood, Stuwood, Slabs, and Staves, any Sum not exceeding the Sum of Threepence *per* Ton, and so in proportion for any less Quantity than a Ton :

For every Hundred Cubic Feet of Pine or Deal Timber, any Sum not exceeding the Sum of Sixpence, and so in proportion for a less Quantity than a Hundred Cubic Feet :

For every Hundred Cubic Feet of Ash, Elder, and Birch, any Sum not exceeding the Sum of Ninepence, and so in proportion for a less Quantity than a Hundred Cubic Feet :

For every Hundred Cubic Feet of Oak, Mahogany, and other Wood Goods, any Sum not exceeding the Sum of One Shilling, and so in proportion for a less Quantity than a Hundred Cubic Feet :

For every Horse, Mule, Ass, or other Beast of Draught or Burden, and for every Ox, Cow, Bull, or Neat Cattle, any Sum not exceeding the Sum of Threepence :

And for every Calf or Pig, Sheep, Lamb, or other small Animal, any Sum not exceeding the Sum of One Penny :

And in case the said Articles or any of them shall be left and remain in and upon any of the Wharfs or Warehouses which now are held in Lease, or which shall be made or constructed or leased under the Authority of this Act, over and above or beyond the Space of

[*Local.*]

33 F

Twenty-four

The Ribble Navigation Act, 1853.

Twenty-four Hours, then the Owner or Owners of such Articles shall pay to the said *Ribble* Navigation Company hereby incorporated the further Sum of Threepence *per* Ton for the Wharfage, and One Shilling *per* Ton for the Warehousing thereof, and the Sum of One Shilling respectively *per* Ton for every Week after the First Week such Articles shall remain upon the said Wharfs or Warehouses after the Expiration of the said first-mentioned Week, and so after that Proportion for any less Period than a Week.

Penalty on Owner of Goods not removing them after Notice.

LXXVIII. Provided always, That if the Owner or Owners, Consignee or Consignees of any Goods, Commodities, Wares, Merchandise, Articles, Matters, or Things shall permit the same to remain in or upon the Wharfs or Warehouses which are now made or held on Lease, or shall be made or constructed or leased under the Authority of this Act, beyond the Space of Fourteen Days, and shall neglect or refuse to remove the same and every Part thereof after Twenty-four Hours Notice in Writing to do so, such Owner or Owners, Consignee or Consignees shall forfeit and pay to the said Company hereby incorporated, for each and every Day any such Goods, Commodities, Wares, Merchandise, Articles, Matters, or Things shall be permitted to remain after the Expiration of such Notice, any Sum not exceeding Two Shillings and Sixpence *per* Ton.

Rates to be paid for the Use of Cranes.

LXXIX. That it shall be lawful for the said Company hereby incorporated, from Time to Time and at all Times hereafter, to demand, receive, and recover, for the Use of any Cranes or Windlasses which shall be erected or made under the Authority of this Act, the Craneage Rates or Tolls following; (that is to say,)

For every Weight raised at One single Lift, being less than Two Tons, any Sum not exceeding Sixpence; for any Weight raised at One single Lift, being more than Two Tons but not more than Three Tons, any Sum not exceeding One Shilling; for any Weight raised at One single Lift, being more than Three Tons but not more than Four Tons, any Sum not exceeding One Shilling and Sixpence:

And so progressively advancing Sixpence *per* Ton on each additional Weight of One Ton which shall be raised at One single Lift of the Crane or Windlass.

Power to vary Wharfage or Craneage Rates.

LXXX. That it shall and may be lawful to and for the said Company hereby incorporated, from Time to Time when and as they shall think fit, to alter and vary such of the said Wharfage and Craneage Rates by this Act authorized to be taken, but so as not in any Case to exceed the respective Rates and Tolls herein-before authorized to be taken.

LXXXI. That

The Ribble Navigation Act, 1853.

LXXXI. That the following Provisions and Regulations shall be applicable to the fixing of the several Rates and Tolls by this Act granted; (that is to say,) Regulations as to Tolls.

For every Fraction of a Ton the said Company hereby incorporated may demand Toll according to the Numbers of Quarters of a Ton in such Fraction, and if there be a Fraction of a Quarter of a Ton such Fraction shall be deemed a Quarter of a Ton:

With respect to all Articles, except Stone and Timber, the Weight shall be determined according to the usual Avoirdupois Weight:

With respect to Stone and Timber, Fourteen Cubic Feet of Stone, Forty Cubic Feet of Oak, Mahogany, Teak, Beech, or Ash, and Fifty Cubic Feet of any other Timber, shall be deemed One Ton Weight, and so in proportion for any smaller Quantity.

LXXXII. That for preventing Frauds or Impositions the Master of every Ship or Vessel navigating the said River *Ribble* shall, upon Demand made for that Purpose by the Collector of Rates, produce unto the Collector of Rates the Bill of Lading or Manifest of the Cargo in such Ship or Vessel; and in case any Master of any Ship or Vessel shall refuse to do so he shall for every such Offence be liable to a Penalty not exceeding Ten Pounds. Master of Vessel to produce Bill of Lading under Penalty.

LXXXIII. That the said Company hereby incorporated shall have full Power and Authority to contract and agree for the Purchase or Lease of any Lands, Tenements, or Hereditaments, with the Consent of the Owner or Owners thereof, in any Place within Ten Miles of *Naze Point*, for the Purposes of erecting and maintaining any Signal Houses, and such Telegraphs and Semaphores, or other Modes of Communication for the Safety of Vessels navigating to or from and upon the said River *Ribble*, or for the speedy Communication to Ship-owners and Merchants and others of the Arrival of Ships and Vessels off the Coast, and to pay for and maintain and support the same when erected or established as aforesaid, with all proper Officers for the Management thereof, and to defray the Expenses thereof out of the Rates, Tolls, Dues, and Sums by this Act authorized to be taken and received; and also to make such Alterations and Improvements in any Signal Houses, Telegraphs, Semaphores, or other Modes of Communication belonging to them, and also from Time to Time to take down the same or any of them, and build or establish another or others in their Stead, with proper Officers for the Management thereof, as the said Company hereby incorporated shall deem expedient, and to defray all Expenses relating thereto out of the Rates, Tolls, Dues, and Sums by this Act authorized to be taken and received. Power to the Company to erect Signal Houses.

LXXXIV. That in addition to the present Lighthouse, Beacons, and Sea Marks, it shall and may be lawful for the said Company hereby Power to erect and place Lights.

The Ribble Navigation Act, 1853.

hereby incorporated to erect or place in a proper Situation or proper Situations for the Purpose, One or more Lighthouse or Lighthouses, or Floating Lights, Beacon or Beacons, Sea Mark or Sea Marks, for the Guidance of Ships entering or departing from the said River, so as to render the Navigation to, upon, and from the said River more safe and commodious: Provided always, that the said Company hereby incorporated shall maintain and keep in repair such Lighthouses or Floating Lights or Sea Marks.

Additional
Tolls to be
taken for
Lights, &c.

LXXXV. That in addition to the Rates, Tolls, or Dues herein-before mentioned, it shall be lawful for the said Company hereby incorporated to demand, collect, receive, and take of and from every Master, Owner, Agent, or Consignee of every Ship or Vessel which shall at any Time enter the said River for Lighthouse Dues, Three-pence *per* Ton once in every Year.

One Moiety
only of such
Rates to be
charged on
Vessels
under cer-
tain Circum-
stances.

LXXXVI. Provided always, That One Moiety only of the said last-mentioned Rates or Dues shall be charged on any Ship, Barge, Boat, Lighter, Vessel, or Craft which shall be forced into the said River by the Enemy, by Stress of Weather, or by receiving Damage at Sea, and shall not discharge or unload any Part of her Cargo in the said River *Ribble*, or at any Quay or Wharf adjoining thereto.

Ships wholly
in Ballast to
be totally
exempt.

LXXXVII. That all Ships, Barges, Boats, Lighters, and other Vessels and Crafts navigating Inwards and Outwards wholly in Ballast which shall enter the said River shall be exempt from the Payment of any such Rates or Dues.

Exemption
of certain
Vessels from
Toll.

LXXXVIII. Provided always, That the Tolls, Rates, and Dues herein-before authorized to be taken and demanded by the said *Ribble* Navigation Company, or any of them, shall not be applicable or be collected or enforced with regard to or in respect of any Vessel, or the Cargo of any Vessel of any Description, entering the said River *Ribble* and coming into the Parish of *North Meols* on the South Side of the said River *Ribble*, and crossing only the said imaginary Line called the *Ribble* Sea Line, and landing their Cargoes or any Part of such Cargoes on the South Side of the said River *Ribble*, and to the Westward of a certain Point or Place called *Hundred End* or *Hundred End Gutter*, and not landing any other Part of such Cargo at any other Part of the River *Ribble* or Estuary, nor in regard to or in respect of any Vessel or the Cargo of any Vessel of any Description going out of the said River *Ribble* from the said Parish of *North Meols* on the South Side of the said River *Ribble*, and taking in her Cargo or any Part of such Cargo on the South Side of the said River *Ribble*, and to the Westward of *Hundred End* or *Hundred Gutter* aforesaid,

The Ribble Navigation Act, 1853.

aforesaid, and crossing only the said imaginary Line called the *Ribble* Sea Line, and not taking in any other Part of such Cargo at any other Part of the said River *Ribble* or Estuary.

LXXXIX. That if upon Complaint made to the Board of Trade by any Person interested, in Writing under his Hand, it shall appear to the Board of Trade that there is reasonable Ground for believing that the Accounts of the Company have not been duly kept, or that any Tolls, Rates, or Duties have been improperly or unfairly levied by them, the Board of Trade may appoint an Auditor to examine the Accounts of the Company, and examine into the Matters so complained of, and to report to them thereon; and the Company shall upon Demand produce to such Auditor all or any of their Accounts, Books, Deeds, Papers, Writings, and other Documents, and afford to him all reasonable Facilities for examining and comparing the same; and in case any Matter complained of shall be found to be true the reasonable Expenses of such Auditor shall be paid by the Company out of the Monies coming to their Hands under this Act, and may be recovered in any of the Superior Courts as a Debt due to the Crown.

Board of Trade may appoint an Auditor to examine Accounts.

XC. That it shall be lawful for any Collector, Comptroller, Surveyor, or other Officer of the Customs acting from Time to Time in accordance with the Orders of the Commissioners of Her Majesty's Customs, to refuse to take any Report, Inward or Outward, or to grant any Cocket, Transire, or other Document to the Master, Owner, Agent, or Consignee of any Ship, Vessel, or Craft entering the said River, until such Master, Owner, Agent, or Consignee shall have paid to the Person authorized to receive the same, the said Tolls, Rates, or Dues which the said Company hereby incorporated are hereby authorized to demand and take from the Master, Owner, Agent, or Consignee of any such Ship, Vessel, or Craft entering the said River: Provided always, that every such Collector, Comptroller, Surveyor, or Officer of Customs shall obey such Orders as shall be issued by the Commissioners of Her Majesty's Customs relating thereto.

No Cocket, &c. to be granted until such Toll be paid.

XCI. That it shall be lawful for the Corporation of *Trinity House Deptford Strond*, and they are hereby required, to appoint from Time to Time as often and for such Periods as they in their Discretion shall think fit, proper and competent Persons, not to exceed Five nor to be less than Three Persons, resident at or in the Neighbourhood of *Preston* aforesaid in the said County Palatine of *Lancaster*, to act as Sub-Commissioners for the said River, who shall be called Sub-Commissioners of Pilotage for the River *Ribble*, and shall make a Declaration in due Form of Law for the faithful Discharge of their Duty; and such Persons so to be appointed shall examine, and they are hereby

The Corporation of Trinity House of Deptford Strond to appoint Sub-Commissioners to examine Pilots, and on their Certificate of Qualification grant Licences, &c.

[Local.]

33 G

authorized,

The Ribble Navigation Act, 1853.

authorized, so long as their Deputation or Appointment shall not be revoked or superseded by the Appointment of other Persons in their Places, to examine, the Qualification of Persons to act as Pilots for the said River *Ribble* and the neighbouring or adjoining Coasts; and it shall be lawful for the said Corporation, upon their receiving a satisfactory Certificate under the Hands of any Three of the Persons so to be appointed Sub-Commissioners as aforesaid, if the whole Number shall consist of Four or Five, and of any Two if the whole Number shall consist of Three, that any such Person so examined as aforesaid is duly qualified to act for such River and the neighbouring or adjoining Coasts, to grant a Licence to such Person to act as a Pilot for the said River and such Coasts within the particular Limits, describing the same, for which he shall have passed such Examination; and when and so soon as the said Corporation shall have licensed any Pilot or Pilots for the said Harbour and the said adjoining Coasts, they shall cause such Notice thereof to be given, and in such Manner and Form, and so to be published, as the Notice directed to be given by an Act passed in the Sixth Year of His Majesty King *George* the Fourth, intituled *An Act for the Amendment of the Law respecting Pilots and Pilotage, and also for the better Preservation of Floating Lights, Buoys, and Beacons*, in the Case of Licences granted by the said Corporation under the Authority of that Act to Pilots, for any particular Port or Ports and the Coasts near the same; and from and after the Time or Times to be limited in the said Notice, which shall not in any Case or in relation to any Ships or Vessels whatsoever be less than Six Weeks from the Publication thereof as aforesaid, and shall be proportionably more at the Discretion of the said Corporation in relation to Ships, Barges, Boats, Lighters, and other Vessels and Craft engaged in foreign Voyages, all Ships and Vessels sailing, navigating, or passing into, upon, or out of the said River *Ribble*, or upon the Coasts thereof within such Limits, (save and except under such Circumstances as are saved and excepted in and by the said Act of Parliament,) shall be conducted and piloted by such Pilots only as shall be so licensed as aforesaid by the said Corporation, and by no other Pilots or Persons whomsoever, subject nevertheless to the Provisions of an Act passed in the Thirteenth Year of the Reign of Her present Majesty, intituled *An Act to amend the Laws relating to Pilotage*.

Notice of Appointment of Pilots by the Corporation to be published, &c. and in like Manner, as in 6 Geo. 4. c. 125.

The Corporation to establish Rates for Pilotage.

XCII. That the said Corporation shall be and they are hereby invested with the same Power and Authority to establish, vary, or alter from Time to Time Rates of Pilotage in relation to all Pilotage performed within the Jurisdiction of the said Company hereby incorporated by any Pilot to be licensed by the said Corporation as aforesaid, as the said Corporation is now invested with in regard to Pilotage performed in any Port, or on the adjoining Coasts thereof, by any Pilots licensed by the said Corporation for any particular Port or Place,

The Ribble Navigation Act, 1853.

Place, under the Authority of the said Act of Parliament, subject to the same Right of Appeal as is given by the said Act, of which Establishment or Alteration of Rates of Pilotage such Notice shall be given, and in such Manner and Form, as is directed by the said Act, and no greater or less Rates or other Reward or Emolument for such Pilotage shall under any Pretence whatsoever be demanded, solicited, received, paid, or offered, on pain of forfeiting Ten Pounds for every such Offence, as well by the Persons demanding, soliciting, or receiving, as by the Persons paying or offering such greater or less Rates, Reward, or Emolument.

XCIH. That the Licences to be granted by the said Corporation under the Authority of this Act shall be granted in such Form and for such Period, and subject to such Power of Renewal and Suspension, Amendment or Revocation, as the Licences granted under the said Act of Parliament passed in the Sixth Year of the Reign of His said late Majesty; and such Pilots when so licensed as aforesaid under the Authority of this Act shall, for all Purposes and to all Intents whatsoever, be and be deemed and taken to be Pilots licensed under the said last-mentioned Act so passed as aforesaid; and all and every the Enactments, Protections, Provisions, Forfeitures, Penalties, Matters, and Things, contained in the said Act of Parliament, or conferred or imposed thereby, and all Byelaws made by the said Corporation in pursuance thereof, shall be deemed and taken to apply to Pilots so to be licensed as aforesaid under the Authority of this Act, and to all Masters and Owners of Ships and Vessels, and other Persons whatsoever, in the same Manner and to the same Extent, and the said Forfeitures and Penalties shall be recovered and applied in the same way, as if the said last-mentioned Pilots had been duly licensed under the said Act of Parliament so passed as aforesaid in the Sixth Year of the Reign of His said late Majesty.

Licences to be granted in such Form, &c. as in 6 Geo. 4. c. 123.

and the Provisions of that Act to apply to all Pilots, Masters, &c.

XCIV. That it shall be lawful for the said Company hereby incorporated, and they are hereby authorized, to build, purchase, or hire any Steam Tugs or Steam Boats, for the Purpose of towing any Vessels or Ships into, out of, or upon the said River, and to defray the Expenses of building, purchasing, hiring, repairing, maintaining, and working the same, out of the Rates, Tolls, Dues, and Sums hereby authorized to be received and taken.

Power to provide Steam Tug Boats, &c.

XCV. That every Person who shall, without the Authority of the said Company hereby incorporated, put any Stakes into the said River *Ribble*, or the Estuary thereof, or into or upon the Bed or Channel thereof, or of any Creek, Inlet, or Branch thereof, or any of the Banks therein, for any Purpose whatsoever, so as in any Manner to interfere with

Penalty for putting Stakes in the River.

The Ribble Navigation Act, 1853.

with or be dangerous to the Navigation thereof, shall for every such Offence be liable to a Penalty of Five Pounds.

Penalty for obstructing the mooring of Vessels.

XCVI. That in case any Master, Commander, Mate, Pilot, or other Person having the Command of any Ship, Barge, Boat, Lighter, Vessel, or Craft of any Description, or the Owner or Agent thereof, or any other Person whomsoever, shall obstruct or hinder the mooring, unmooring, moving, or removing any such Ship, Barge, Boat, Lighter, or other Vessel or Craft, within the Limits of this Act, such Person shall for every such Offence forfeit any Sum not exceeding Five Pounds.

For regulating the mooring of Vessels at the Buoys of the Company.

XCVII. That no Ship, Barge, Boat, Lighter, Vessel, or Craft of any Description shall lie at the Buoys of the said Company hereby incorporated, except with the special Permission of the Harbourmaster; and every Master, Pilot, and other Person having the Charge or Command of any such Ship, Barge, Boat, Lighter, or other Vessel or Craft lying or moored or having made fast to the said Buoys, or any of them, shall remove therefrom such Ship, Barge, Boat, Lighter, or other Vessel or Craft under his Command within Three Hours after being required so to do by the Harbourmaster or his Assistants; and in case of his Neglect or Refusal, he shall be liable to a Penalty not exceeding Twenty Shillings for every Hour any such Ship, Barge, Boat, Lighter, or other Vessel or Craft shall remain at any of the said Buoys after such Requisition as aforesaid.

Punishment for injuring or destroying the Works.

XCVIII. That if any Person shall wilfully and maliciously demolish, break down, cut, or injure any of the Works made or to be made by virtue of the said recited Acts, or any of them, or of this Act, or any Ship or Vessel lying in the said River *Ribble*, then and in every such Case every Person being convicted thereof shall be deemed guilty of a Misdemeanor.

For vesting reclaimed Lands in the Company.

XCIX. That the Fee Simple and Inheritance of and in the Lands now gained or reclaimed, or now in the Course of being gained or reclaimed, or hereafter to be gained or reclaimed by reason of the Execution of the Powers of the said first-recited Act or of this Act, or by reason of the Change or Changes in the Course or Direction of the said River in consequence thereof, together with the Appurtenances thereto belonging, shall, subject to the Provisions of this Act, be and the same are hereby vested in the said Company hereby incorporated, their Successors and Assigns, upon the Trusts nevertheless, and to and for the Ends, Intents, and Purposes, and with, under, and subject to the Powers, Provisions, Declarations, and Enactments in this Act contained of and concerning the same Lands.

C. And

The Ribble Navigation Act, 1853.

C. And whereas after the passing of the first-recited Act the Company hereby dissolved caused to be duly prepared and deposited with the Clerk of the Peace of the County Palatine of *Lancaster*, in conformity with the Provisions of the first-recited Act, a Plan showing the Lands next adjoining the River *Ribble*, between the *North Union* Railway Bridge and the Place where that River falls into the Sea, except so much of those Lands as are situate within the Parish of *North Meols*, or are reputed so to be: And whereas since the Deposit of that Plan a Quantity of Land has been reclaimed from the Bed of the River *Ribble*, and it is expedient that such reclaimed Land, and all Lands hereafter reclaimed by the Company under the Provisions of this Act, and made subject thereto, should be delineated upon the said Plan in furtherance of the Objects of this Act: Be it therefore enacted, That within Six Months after the passing of this Act the Company shall cause to be delineated upon the said Plan so deposited with the said Clerk of the Peace all Lands which since the Deposit of such Plan have been gained or reclaimed from the Bed of the River *Ribble* by reason of the Execution of the Powers of the first-recited Act, or in consequence thereof, or by any other Means, and within Six Months after the First Day of *August* One thousand eight hundred and fifty-eight, and so on within Six Months after the First Day of *August* in every Fifth Year thereafter, the Company shall cause to be delineated upon the said Plan all Lands within the then last preceding Period of Five Years gained or reclaimed from the Bed of the River *Ribble* by or in consequence of the Execution of the Powers of the first-recited Act or of this Act, or by any other Means; and the said Clerk of the Peace is hereby authorized and required to permit such Alteration to be made accordingly: Provided always, that such Clerk of the Peace shall not part with the Custody of the said Plan.

Plan prepared for the Purposes of the first-recited Act to be altered, so as to show reclaimed Lands.

CI. That a Certificate under the Hands of Two Justices, certifying that the said Plan has been altered so as to show the several Particulars herein-before mentioned, shall be sufficient Evidence of such Alteration; and on the Application of the Company, and the Production of such Evidence upon Oath as such Justices think proper and sufficient, such Justices shall grant such Certificate accordingly; and such Certificate shall be deposited with the Clerk of the Peace of the County of *Lancaster*.

Certificate of Justices as to Alteration of Plan.

CII. That the Owners for the Time being of ancient inclosed Lands adjoining the Lands on the Plan delineated and to be delineated as having been gained or reclaimed, or of Lands adjoining to Land reclaimed, from the said River prior to the Year One thousand eight hundred and thirty-eight, shall be entitled to the Pre-emption in manner herein provided of such of the Lands on the said Plan delineated and

Defining Parties to be entitled to Right of Pre-emption.

The Ribble Navigation Act, 1853.

to be delineated as having been gained or reclaimed as lie between their said respective Lands and the Channel of the said River.

Right of
Pre-emption
may be exer-
cised by One
of several
Owners.

CIII. That where several Persons are together the Owners, whether in possession or in expectancy, of any ancient inclosed Land, any One or more of such Persons on behalf of himself or themselves, and the other or others of them, may exercise their Right of Pre-emption under this Act: Provided always, that this Enactment does not apply to Cases where the Land is vested in several Persons in Shares or Cattle Gates, or is enjoyed by Freeholders as Common or unstinted Pasture; and any Person or Persons exercising on behalf of himself or themselves, and any other Person or Persons, such Right of Pre-emption, shall take the Lands so acquired, subject to the equitable Interest therein of such other Person or Persons, he or they contributing a fair Proportion of the Compensation for the Land and of the Expenses incident to the Acquisition thereof.

Guardians,
&c. of Mi-
nors, &c. to
act for them.

CIV. That in every Case in which any Person claiming to be interested in any ancient inclosed Land is a Minor, Lunatic, or Feme Covert, or under any other Disability, the Guardian, Committee, Husband, next Friend, Trustee, or Agent, of such Person may, on his or her Behalf, exercise the several Powers and Discretions under this Act which such Person if not under any Disability might exercise.

Company to
give Notice
of Amend-
ment of
Plan.

CV. That within One Month after every such Alteration or Amendment of the said Plan the Company hereby incorporated shall cause Notice to be inserted, once each Week at the least for Four consecutive Weeks, in some Newspaper published in the Borough of *Preston*, of such Alteration or Amendment having been made, and requiring the several Persons entitled as herein mentioned to the Right of Pre-emption in the Lands so gained or reclaimed, to cause to be left at the principal Office of the Company hereby incorporated Notice stating the Lands of which they claim such Right of Pre-emption, and of their Intention to exercise the same, within Three Months after the First Publication of the said Notice; and the Company shall also cause the said Notice to be affixed upon the outer Doors of the Parish Church of *Preston* aforesaid, and upon the outer Doors of each Parish Church within the Parishes of *Kirkham*, *Lytham*, *Penwortham*, *Hoole*, and *Hesketh with Beconsall*, on the *Sunday* next after every Publication of the said Newspaper Notice.

Parties
omitting to
give Notice
to forfeit
Right of
Pre-emption.

CVI. That every Person entitled to such Right of Pre-emption as aforesaid who shall not, within the Time herein-before limited for giving Notice to the Company of his Intention to exercise such Right, give Notice to the Company hereby incorporated in manner aforesaid, shall

The Ribble Navigation Act, 1853.

shall forfeit all further Claim then and at any future Time to such Right of Pre-emption; and the Lands to which he would otherwise have become entitled under the Provisions of this Act shall remain vested in the Company absolutely, their Successors and Assigns, and be by them thenceforth held and enjoyed to and for their own absolute Use and Benefit.

CVII. That immediately after the Expiration of Three Months from the First Publication of the said Newspaper Notice the Company hereby incorporated shall cause to be prepared a List containing the Names of all Persons so claiming a Right of Pre-emption in the Lands so gained or reclaimed as aforesaid, and shall cause such List to be produced before Two Justices of the Peace, who shall, on Production of such Evidence upon Oath as such Justices think proper and sufficient, certify the Correctness of such List; and the same, when so certified, shall be deposited with the Clerk of the Peace of the County of *Lancaster*: Provided always, that if the Arbitrators or the Umpire to be appointed as by this Act provided certify such List to be in any respect inaccurate, their or his Certificate in that Behalf (the same being first approved by Two Justices, who shall signify such Approval by Writing under their Hands upon such Certificate,) shall be deposited with such Clerk of the Peace, and he shall thereupon correct the List accordingly.

Lists of Parties claiming Right of Pre-emption to be prepared.

CVIII. That the said Plan and Certificates and Lists shall be deemed to have been deposited with the said Clerk of the Peace in accordance with an Act passed in the First Year of the Reign of Her present Majesty, Chapter Eighty-three; and the Provisions contained in the Second and Third Sections of that Act as to permitting Documents to be inspected or copied by Persons interested, and as to imposing Penalties on the Clerk of the Peace for every Omission to comply with the Provisions of that Act, shall be applicable to the said Plan, Certificates, and Lists.

Provisions of 1 Vict. c. 83. as to depositing of Plan, &c. to apply to this Act.

CIX. That within One Month after the Deposit of any such List of Parties claiming to be entitled to such Right of Pre-emption as aforesaid, the Company shall appoint an Arbitrator to act on their Behalf, under the Provisions herein-after contained, and shall cause to be delivered at or sent by Post to the last known Place of Abode or Business of every Person named in such List, or to the last known Place of Abode or Business of any Person who shall have signed such Notice on behalf of the Person so entitled as aforesaid, or to the last known Place of Abode or Business of the Agent of any Person who shall have given or signed such Notice, but who shall be absent from the United Kingdom, a Copy of such List certified as correct, under the

Company to appoint Arbitrator.

The Ribble Navigation Act, 1853.

the Hand of the Clerk or Secretary for the Time being of the Company hereby incorporated, and, together with such List, shall be sent the Name and Place of Abode of the Arbitrator so appointed by the Company, and a Requisition under the Hand of such Clerk or Secretary, requiring the Parties so claiming to be entitled as aforesaid to appoint, within Two Months after the Delivery or posting of such Lists, an Arbitrator to act in their Behalf under the Provisions hereinafter contained.

Parties
claiming
Right of Pre-emption to
appoint Ar-
bitrator.

CX. That the several Persons named in the First List of Parties claiming to be entitled to such Right of Pre-emption as aforesaid, and the several Persons named in every other such List subsequently prepared and deposited under the Provisions of this Act, or the authorized Agents of such Parties, shall, within Two Months after the Delivery or posting of such Requisitions as last aforesaid, meet and elect an Arbitrator to act on their Behalf under the Provisions hereinafter contained, and such Meeting shall be called by a Circular signed by any Three of such Parties or their authorized Agents, and sent by Post to each Party named in such List or to his authorized Agent according to the usual Address of such Party or Agent; and at such Meeting the Parties present shall appoint a Chairman to preside at such Meeting, and shall proceed to elect an Arbitrator to act on their Behalf under the Provisions hereinafter contained, and shall, within such Period of Two Months, have Power to adjourn from Time to Time and from Place to Place until they shall have elected such Arbitrator; and at every such Meeting the Decision of the Majority of such Parties or their Agents shall bind the Minority and also the Parties absent; and within Seven Days after the Appointment of such Arbitrator the Name and Place of Abode of the Party appointed shall be communicated to the Company hereby incorporated, by Writing under the Hand of the Chairman of the Meeting at which such Appointment took place, left at the principal Office of the Company hereby incorporated: Provided always, that if the Persons named in any such List shall, pursuant to the said Power hereby given, appoint the same Person who shall have been nominated an Arbitrator by the Company hereby incorporated to be the Arbitrator to act on their Behalf, every such Arbitrator shall have and may exercise all the Powers conferred upon a sole Arbitrator appointed pursuant to The Companies Clauses Consolidation Act, 1845.

If Parties
claiming
Pre-emption
fail to ap-
point Arbi-
trator the
Company's

CXI. That if the Parties named in any such List so prepared and deposited as aforesaid fail to appoint an Arbitrator within the Time herein-before appointed for that Purpose, the Arbitrator appointed by the Company hereby incorporated shall have all the Powers given to a sole Arbitrator under the Provisions of the Companies Clauses Consolidation

The Ribble Navigation Act, 1853.

Consolidation Act, 1845, with respect to the Settlement of Disputes by Arbitration. Arbitrator to act alone.

CXII. That after any such Appointment shall have been made neither Party shall have Power to revoke the same without the Consent of the other, nor shall the Death of any Party named in any such List so prepared and deposited as aforesaid operate as a Revocation. Appointment of Arbitrator not to be revoked.

CXIII. That if before the Matters referred to such Arbitrators shall be determined any Arbitrator appointed by either Party die or become incapable to act, the Party by whom such Arbitrator was appointed may nominate and appoint, in Writing, some other Person to act in his Place; and if for the Space of Seven Days after Notice in Writing from the other Party for that Purpose there be a Failure to do so, the remaining or other Arbitrator may proceed *ex parte*, and every Arbitrator so to be substituted as aforesaid shall have the same Powers and Authorities as were vested in the former Arbitrator at the Time of such his Death or Disability as aforesaid. Vacancy of Arbitrator to be supplied.

CXIV. That where more than One Arbitrator shall have been appointed, such Arbitrators shall, before they enter upon the Matters referred to them, nominate and appoint, by Writing under their Hands, an Umpire to decide on any such Matters on which they shall differ, or which shall be referred to him under the Provisions of this Act; and if such Umpire shall die, or become incapable to act, they shall forthwith after such Death or Incapacity appoint another Umpire in his Place, and the Decision of every such Umpire on the Matters so referred to him shall be final. Appointment of Umpire.

CXV. That if in either of the Cases aforesaid the said Arbitrators shall refuse, or shall for Seven Days after Request of either Party to such Arbitration neglect or refuse to appoint an Umpire, the Inclosure Commissioners for *England* and *Wales* shall, on the Application of either Party to such Arbitration, appoint an Umpire, and the Decision of such Umpire on the Matters on which the Arbitrators shall differ, or which shall be referred to him under this Act, shall be final. Inclosure Commissioners empowered to appoint an Umpire on Neglect of the Arbitrators.

CXVI. That if when a single Arbitrator shall have been appointed such Arbitrator shall die or become incapable to act before he shall have made his Award, the Matters referred to him shall be determined by Arbitration under the Provisions of this Act, in the same Manner as if such Arbitrator had not been appointed. In case of Death of single Arbitrator the Matter to begin de novo.

CXVII. That if where more than One Arbitrator shall have been appointed, either of the Arbitrators refuse, or for Seven Days neglect to [Local.] 33 I If either Arbitrator refuse to act

The Ribble Navigation Act, 1853.

the other to proceed *ex parte*.

to act, the other Arbitrator may proceed *ex parte*, and the Decision of such other Arbitrator shall be as effectual as if he had been the single Arbitrator appointed by both Parties.

If Arbitrators fail to make the Award within Three Months, the Matter to go to the Umpire.

CXVIII. That if where more than One Arbitrator shall have been appointed, and where neither of them shall refuse or neglect to act as aforesaid, such Arbitrators shall fail to make their Award within Three Months after the Day on which the last of such Arbitrators shall have been appointed, the Matters referred to them shall be determined by the Umpire to be appointed as aforesaid.

Power of Arbitrators to call for Books, &c.

CXIX. That the said Arbitrators or their Umpire may call for the Production of any Documents in the Possession or Power of either Party which they or he may think necessary for determining the Question in dispute, and may examine the Parties or their Witnesses on Oath, and administer the Oaths necessary for that Purpose.

Arbitrator or Umpire to make a Declaration before acting.

CXX. Before any Arbitrator or Umpire shall enter into the Consideration of any Matters referred to him he shall, in the Presence of a Justice, make and subscribe the following Declaration; (that is to say,)

‘ I *A. B.* do solemnly and sincerely declare, That I will faithfully and honestly, and to the best of my Skill and Ability, hear and determine the Matters referred to me under the Provisions of the Ribble Navigation Act, 1853. *A. B.*

‘ Made and subscribed in the Presence of . ’

And such Declaration shall be annexed to the Award when made; and if any Arbitrator or Umpire having made such Declaration shall wilfully act contrary thereto, he shall be guilty of a Misdemeanor.

Costs of Arbitration how to be borne.

CXXI. That all the Costs of any such Arbitration, and incident thereto, to be settled by the Arbitrators, shall be in the Discretion of the Arbitrators or their Umpire, and shall be paid by the Party or Parties to such Arbitration in such Proportions as the Arbitrators or their Umpire shall determine, or they may determine that such Costs shall be wholly paid by One of the Parties to such Arbitration.

Distinct Awards may be made.

CXXII. That it shall be lawful for the said Arbitrators and Umpire respectively, if they think fit, to make several and distinct Awards, so that each Award be final in respect of the Land therein comprised.

Award to be delivered to the Company.

CXXIII. That the Arbitrators shall deliver their Award or Awards in Writing to the *Ribble Navigation Company* hereby incorporated, and the said Company shall retain the same, and shall forthwith on Demand,

The Ribble Navigation Act, 1853.

Demand, at their own Expense, furnish a Copy thereof to each of the other Parties to the Arbitration, and shall at all Times on Demand produce the said Award or Awards, and allow the same to be inspected or examined by each such Party or any Person appointed by him for that Purpose.

CXXIV. That the Appointment of Arbitrators in manner aforesaid shall be deemed a Submission to Arbitration. Submission to Arbitration.

CXXV. That the Submission to any such Arbitration may be made a Rule of any of the Superior Courts, on the Application of either of the Parties. Submission to be made a Rule of Court.

CXXVI. That no Award made with respect to any Question referred to Arbitration under the Provisions of this Act shall be set aside for Irregularity or Error in Matter of Form. Award not void through Error in Form.

CXXVII. Whereas some of the Lands herein-before defined as giving to the Owners thereof a Right of Pre-emption are vested in many Persons, in Shares or Cattle Gates, and others of such Lands are enjoyed by the Freeholders of the Townships in which they are situate as Common and unstinted Pasture: Be it enacted, That it shall be lawful for any Owner or Owners of Three or more Shares or Cattle Gates in any such Land as aforesaid in any One Township to convene a Meeting of the Owners of Shares or Cattle Gates in such Land, and also for any Three of such Freeholders claiming as aforesaid in any One Township to convene a Meeting of their Co-owners, the Freeholders claiming as aforesaid in such Township, such Meetings respectively to be held at some convenient Place in the Neighbourhood of those Lands respectively, for the Purpose of their appointing some one of their own Number or some other Person to act on behalf of themselves and their Co-owners in such Township respectively, in respect of such Right of Pre-emption, the Appointment of Arbitrators, and all Matters incident thereto; and every such Meeting shall be called by public Advertisement to be inserted once each Week at least for Two consecutive Weeks in some Newspaper circulating in the Borough of *Preston*, the last of such Insertions being not more than Fourteen nor less than Seven Days prior to any such Meeting, and Notice of such Meeting shall also, not less than Seven Days previous to the holding thereof, be affixed upon the outer Doors of the Parish Church of the Parish in which such Meeting is intended to be held. A Meeting of the Parties interested in common to be convened.

CXXVIII. That it shall be lawful for the Meeting so called to appoint a Person to represent all the Parties entitled to attend the Meeting, and at such Meeting the Decision of the Majority of the Meeting to appoint a Person to represent all the Parties.
Persons

The Ribble Navigation Act, 1853.

Persons so entitled as aforesaid present shall bind the Minority and all absent Parties; and within Seven Days after such Appointment the Name and Place of Abode of the Person so appointed shall be communicated to the Company hereby incorporated, in Writing under the Hand of the Chairman of the Meeting left at the principal Office of the Company.

In case such Person shall die or become incapable another to be appointed.

CXXIX. That if the Person so appointed shall die or become incapable, then a Meeting of the Parties so entitled may be convened in manner herein-before mentioned to appoint another Person to act on their Behalf, and so from Time to Time in case of any Vacancy in the Office of such Person, until the Object of the Appointment shall have been accomplished.

Power of Arbitrators.

CXXX. That the Arbitrators so to be appointed as aforesaid shall forthwith after their Appointment proceed to ascertain whether the Parties whose Names have been inserted in the List of Persons claiming such Right of Pre-emption as aforesaid are duly entitled thereto as aforesaid, and may correct the List by the Insertion of any Name or Names which may have been erroneously omitted by the Company hereby incorporated, certifying every such Correction under their Hands (such Certificate to be approved of in the Manner herein-before provided), and then such Arbitrators shall proceed to determine the Quantity of Land gained or reclaimed, and the Site and Quantity of the Land in respect of which each Party named in the said List shall be entitled to the Right of Pre-emption, and also the Value of such Land or the Amount of Money to be paid by each such Party to the Company in respect thereof; and in determining such Value the Arbitrators shall take into consideration the Benefit which such Party or his Predecessors may have derived from the Pasturage or other beneficial Enjoyment of such Land, and not taken into account on any previous Arbitration, and the Benefit to be derived by such Party from the Drainage of his Property by means of any Drainage Works to be made or maintained by the Company as herein-after provided, and not taken into account on any previous Arbitration, and the probable Benefit to be derived by such Party from the Pasturage or other beneficial Enjoyment during the next Five Years of any Land to be during such Five Years gained or reclaimed, and to be enjoyed according to this Act as appurtenant to the Land in respect of which such Party shall be entitled to the Right of Pre-emption; and on the other hand shall make an Allowance to such Party in respect of the Effect, for the Purposes of Reclamation, of the Works (if any) constructed by such Party or his Predecessors, prior to the Year One thousand eight hundred and thirty-eight, independently of any Works constructed by the Company of Proprietors for the Improvement of the Navigation of the River *Ribble*, incorporated
by

The Ribble Navigation Act, 1853.

by the Act of the Forty-sixth Year of King *George* the Third, Chapter One hundred and twenty-one; and such Arbitrators shall direct that the Value so determined shall be paid by the respective Parties named in the Lists so to be prepared and deposited as aforesaid, as the Purchase Money of the Lands so reclaimed or to be reclaimed under the Provisions of the first-recited Act or of this Act, and the Arbitrators shall then proceed to determine what Fences shall be made on the said Lands so reclaimed as aforesaid, and by whom and at whose Expense and within what Time respectively they shall be made.

CXXXI. Provided always, That the Company hereby incorporated may retain in their own Possession so much of the said Lands as shall be necessary for the Purpose of making, maintaining, and repairing the Works of the Company along the Sides of the Channel of the River *Ribble*, and for the Purpose of depositing Materials, and for the Purpose of forming such Roads as may be necessary to enable the Company to have proper Access to any reclaimed Lands which may remain vested in them by reason of the Omission of any Party to give due Notice of his Intention to exercise his Right of Pre-emption; and the Company shall, within One Month after each Appointment of Arbitrators under the Provisions of this Act, give Notice in Writing to the Arbitrators of the Situation of the Lands, and the Quantity thereof required for such Purposes; and in case of any Differences between the Company, and any Party entitled to such Right of Pre-emption as aforesaid, with respect to the Retention of such Lands by the Company, or any Matter incident thereto or arising thereout, such Difference shall be determined by the said Arbitrators or their Umpire, and shall be deemed Part of the Matters referred to them.

Company
may retain
Lands for
their Works,
&c.

CXXXII. That upon Payment or Tender to the Company hereby incorporated of the Purchase Money so determined by the Arbitrators, or by their Umpire, the Company shall convey such Lands to the respective Purchasers thereof by Deed under the Common Seal of the Company, and a Deed so executed shall be effectual to vest the Lands comprised therein in the Purchaser of such Lands; and a Receipt under the Hand of the Treasurer for the Time being of the Company hereby incorporated shall be a sufficient Discharge to the Purchaser of any such Lands for the Purchase Money in such Receipt expressed to be received.

Lands to be
conveyed to
the Pur-
chasers.

CXXXIII. That until such of the Lands now gained or reclaimed as are within Six Months after the passing of this Act to be delineated on such Plan, are under this Act conveyed to a Purchaser or vested in the Company for their own Benefit, the Company shall not interfere

Until Con-
veyance to
Purchaser of
reclaimed
Lands Com-
pany not to
interfere

[*Local.*]

33 K

with

The Ribble Navigation Act, 1853.

with the Possessions thereof except for certain Purposes.

with the Possession or Enjoyment thereof, except for the Execution of any Works, or for otherwise carrying into effect any of the Powers of this Act.

Liberty to occupy and enjoy reclaimed Lands.

CXXXIV. That Liberty to occupy and enjoy all Lands from Time to Time gained or reclaimed after every such Purchase, and adjoining the Lands from Time to Time so purchased, shall be appurtenant to those Lands: Provided always, that the Exercise of such Liberty shall be subject to such Regulations as to the Mode of such Exercise as the Arbitrators or the Umpire may think fit, and by their or his Award prescribe, and shall also be subject to the Exercise by the Company of their Powers under this Act for the Execution of Works, and to the Right of the Company to make and do all Things necessary for protecting the Lands in the Course of Reclamation, and for facilitating the gaining or reclaiming of Land, and to carry into effect the Powers of this Act.

Arbitrators may direct Insertion of special Covenants in Conveyance.

CXXXV. That if the Arbitrators or their Umpire see fit they may direct any special Covenants, Conditions, or Stipulations to be entered into by any such Purchaser with any other Purchaser of reclaimed Land, under the Provisions herein-before contained, or with the Company, and may direct that such Covenants, Conditions, or Stipulations be contained in the Conveyance to such Purchaser, or in a separate Deed or separate Deeds, and may direct that the Expenses attending the Preparation of any such Deed or Deeds to be settled by the Arbitrators, or a Proportion thereof, be paid by such Purchasers, or either of them, or by the Company hereby incorporated.

In case of Default for Six Months to complete Purchase, Lands to remain vested in Company.

CXXXVI. Provided always, That if any Party entitled to a Right of Pre-emption in any reclaimed Lands, under the Provisions herein-before contained, his Heirs or Assigns, shall, without reasonable and sufficient Cause, to be stated in Writing to the Company, neglect or refuse to accept a Conveyance of such Lands, and to pay the Purchase Money determined by the Arbitrators or their Umpire to be payable by him in respect thereof, for the Space of Six Months after the Award of the Arbitrators or their Umpire in that Behalf, then the Company may declare such Purchase to be null and void, and the same Lands shall remain vested absolutely in the Company, their Successors and Assigns, and be by them thenceforth held and enjoyed to and for their own absolute Use and Benefit, free from all Claim and Demand of such Party, his Heirs or Assigns.

Company and Parties entitled to Pre-emption may enter

CXXXVII. That it shall be lawful for the said Company and the Persons respectively claiming to be entitled to such Right of Pre-emption, and electing to exercise the same, to agree upon the Amount of Money to be paid by them respectively to the Company for the Purchase

The Ribble Navigation Act, 1853.

Purchase thereof, and upon the Matters or any of them hereby directed to be determined by Arbitration ; and the Terms of any such Agreement, if required by either of the said Parties, may be inserted in and form Part of any Award to be made pursuant to this Act, or if they think fit may be carried out without any Award.

into Agree-
ment.

CXXXVIII. That the Powers by this Act given to the Company hereby incorporated of making the Roads delineated upon the said Plan deposited with the Clerk of the Peace of the County of *Lancaster* in the Month of *November* One thousand eight hundred and fifty-two, shall not be exercised by the Company, so far as regards the Construction of such Roads upon any Lands subject to such Right of Pre-emption as aforesaid, until such Time as the Company may require to construct the same, in order to give Access to any reclaimed Lands which may remain absolutely vested in them by reason of the Omission of any Party to give due Notice of his Intention to exercise his Right of Pre-emption as aforesaid.

Powers to
construct
Roads over
reclaimed
Lands to be
defined.

CXXXIX. That after the Construction of any Road by the Company hereby incorporated, under the Powers hereby vested in them, the Company shall at all Times thereafter save harmless the Townships in which such Roads shall be situate from the Repairs thereof.

Company to
repair Roads.

CXL. That the Company hereby incorporated shall at all Times hereafter maintain and keep in good Repair the several Walls and other Works of the Company situate upon and along the Sides of the Channel of the River *Ribble*.

Company to
keep their
Works in
repair.

CXLI. That the Company hereby incorporated shall make and at all Times maintain all Drains, Sluices, and Culverts of such Widths, Depths, Capacities, and Dimensions as shall be necessary and proper for conveying the Waters without Obstruction in, over, and through the Lands vested in them as aforesaid, to or into the Channel of the River *Ribble*, or the Estuary thereof, so that a good and effectual Drainage may be afforded to the several Owners and Occupiers of Lands in the several Parishes adjoining the Lands reclaimed or to be reclaimed under the Provisions of the first-recited Act or of this Act ; and all Drains shall be made in such Manner that the Waters may be taken to and into the Channel of the River *Ribble*, or the Estuary thereof, without Interruption, in as direct a Line as may be.

Company to
make Drains
over their
Lands to the
Ribble.

CXLII. That the Company hereby incorporated shall within Six Months after the passing of this Act cause to be delivered to the Clerk of the Council for the Time being of the Duchy of *Lancaster* a Statement and Plan showing all Lands which since the passing of

The Com-
pany to de-
liver to the
Clerk of the
Council of
the

The Ribble Navigation Act, 1853.

the Duchy of Lancaster periodical Statements as to reclaimed Lands.

the first-recited Act have been gained or reclaimed from the Bed of the River *Ribble*, by reason of the Execution of the Powers of that Act, or in consequence thereof; and within Six Months after the First Day of *August* One thousand eight hundred and fifty-eight, and so on within Six Months after the First Day of *August* in every Fifth Year thereafter, the Company shall cause to be delivered to the Clerk of the said Council for the Time being a further Statement of all Lands within the then last preceding Period of Five Years gained or reclaimed from the Bed of the River *Ribble*, by or in consequence of the Execution of the Powers of the first-recited Act or of this Act, and shall cause all such Lands to be delineated upon the said Plan; and One Twentieth Part of the Value of all such Lands shall belong to Her Majesty, Her Heirs and Successors, in right of the said Duchy and County Palatine of *Lancaster*, in lieu of and as a Compensation for all Her and their Estate and Interest in the Lands so reclaimed and to be reclaimed as aforesaid.

Provision that Her Majesty's Chancellor and Council shall take the Money Value of the Land reclaimed.

CXLIII. That the Chancellor and Council of Her said Majesty's Duchy of *Lancaster* shall accept and take One Twentieth Part of the Value of the said Land which has been or shall be reclaimed as aforesaid in Money, and it shall be lawful for the Chancellor and Council of Her said Majesty's said Duchy and the said Company hereby incorporated to fix and agree upon the Amount or Sum so to be paid by the Company to Her said Majesty in right of Her said Duchy; and in case they differ about the same, then the Amount shall be fixed by a Valuer, to be appointed on each Occasion by the High Sheriff for the Time being of the County Palatine of *Lancaster* by Writing under his Hand to be enrolled in the Court of the said Duchy Chamber; and the Money so agreed or fixed to be paid as aforesaid shall be paid into the Hands of the Receiver General of the Revenues of the said Duchy, and Receipts and Acquittances shall be given by him or his sufficient Deputy for the same; and the same Money either shall or may be invested in the Purchase of Bank Annuities, according to the Powers and Provisions contained or referred to in an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to improve the Land Revenue of the Crown in England, and also of His Majesty's Duchy of Lancaster*, with respect to the Purchase Money to be paid for Property belonging to the Crown within the Survey and Receipt of the said Duchy under the then recited Acts; or the same or any Part thereof may, either without any previous Investment or after such, and either alone or together with any other Monies which shall for the Time being have arisen or shall hereafter arise from the Sale of Lands and Hereditaments, Part of the Possessions of the said Duchy, be laid out according to the Provisions of an Act passed in the Fifty-seventh Year of the Reign of His said Majesty King *George* the Third, intituled

The Ribble Navigation Act, 1853.

intituled *An Act for ratifying Articles of Agreement entered into by the Right Honourable Henry Viscount Gage and the Commissioners of His Majesty's Woods, and Forests, and Land Revenues, and for the better Management and Improvement of the Land Revenues of the Crown*; or the said Monies, and also any such other Monies, whether previously invested or not, or any Part thereof respectively, may be laid out in the Purchase of Lands which, in the Judgment of the said Chancellor and Council, shall be deemed convenient to be held with any Possession of the said Duchy, as the Chancellor and Council for the Time being of the said Duchy shall direct by any Order or Orders in that Behalf; and the said Chancellor and Council shall for the Purposes of this Act have and be entitled to all such Powers and Provisions in reference to the Monies (if any) so invested in Bank Annuities, and so to be laid out and invested as aforesaid, as, under or by virtue of the said recited Act of the Fifty-seventh Year of the Reign of King *George the Third*, they are entitled to concerning any Sums or Funds of or belonging to the Duchy of *Lancaster* in the same Act particularly mentioned or referred to; and the Lands and Hereditaments (if any) so purchased on behalf of the said Duchy as aforesaid shall be conveyed and assured to the Use of Her Majesty, Her Heirs and Successors, as in right of Her said Duchy and County Palatine of *Lancaster*, and shall vest in Her said Majesty, Her Heirs and Successors, in the same Right; and every such Conveyance to the Use of Her Majesty, Her Heirs and Successors, may be in the Form in the Schedule (B.) to this Act annexed, or as near thereto as may be.

CXLIV. Provided always, That until a Sale by the Company hereby incorporated, under the Provisions of this Act, of the Lands so gained or reclaimed, it shall be lawful for the Company (if the Company and the Chancellor and Council of the Duchy and County Palatine of *Lancaster* shall so agree) to pay One Twentieth Part of the clear annual Income of so much of the said Lands as shall for the Time being remain unsold into the Hands of the Receiver General of the said Duchy, and the Payment by the Company of the One Twentieth Part of the Value of such Lands shall be postponed so long as such Agreement shall be subsisting.

Company may by Agreement with the Council pay over One Twentieth of the Income from the Lands.

CXLV. That, subject to the Provisions of this Act, it shall be lawful for the said Company hereby incorporated, at their Discretion, and the said Company hereby incorporated are hereby empowered. to sell the Estate and Interest of the said Company hereby incorporated of and in all such Lands as are now gained or reclaimed, or are now in the Course of being gained or reclaimed, or shall hereafter be gained or reclaimed, by reason of the Execution of the Powers of the first-recited Act or of this Act, or by reason of the Change or Changes in the Course or Direction of the said River *Ribble* in consequence thereof,

Power to the Company to sell Lands gained or reclaimed.

The Ribble Navigation Act, 1853.

thereof, either together or in Parcels, and either by Public Auction or Private Contract, with full Power to buy in or rescind any Contract for Sale, and to do and execute all such Acts, Deeds, and Assurances for effectuating any such Sale as the said Company hereby incorporated shall think fit; and the Receipts of the Treasurer of the said Company hereby incorporated for the Purchase Monies arising by or from any such Sale as aforesaid shall be sufficient and effectual Releases and Discharges to the several Purchasers for so much Money as in such Receipts shall be acknowledged to be received, and the Purchaser of any of the said Lands shall not be obliged to see to the Application of his Purchase Money, nor be accountable for the Misapplication or Nonapplication of the same.

Application
of Money
arising from
Sales.

CXLVI. That the Money to be received by the said Company hereby incorporated from any Sale of the said Lands after Payment of One Twentieth Part of the Value of the Lands so reclaimed or to be reclaimed as aforesaid to Her said Majesty in right of Her said Duchy, shall be applied either in and towards the Payment and Satisfaction of the Mortgage Debts upon the said Lands contracted by the said Company hereby incorporated, under or by virtue of the Authority of this Act, or, with the Consent of the said Mortgagees, if so desired by the Directors for the Time being, in making, executing, doing, completing, repairing, and upholding the several Works, Matters, and Things by the said first-recited Act or by this Act authorized to be made, done, and executed, or in or towards the Payment and Satisfaction of the Mortgage Debts contracted by the said Company hereby dissolved, under or by virtue of the Authority of the said recited Acts, or any of them; and the Surplus and Residue, if any, shall be applied in the Purchase of the Shares of any Proprietor or Proprietors thereof who may be willing to sell the same, all which Shares so to be purchased by, with, and out of the said Money shall immediately thereupon be extinguished for the Benefit of the continuing Proprietors of the said Undertaking; and the further Surplus and Residue, if any, shall be divided amongst the said Proprietors for the Time being rateably, and according to the Amount of their respective Shares in the said Undertaking or in the Joint Stock thereof.

Lands
gained or
reclaimed
may be mort-
gaged.

CXLVII. That, subject to the Provisions of this Act, it shall be lawful for the said Company hereby incorporated, and they are hereby empowered, to grant and convey by way of Mortgage their Estate and Interest in the whole or in any Part or Parts of such Lands so gained or reclaimed, or in the Course of being so gained or reclaimed, or hereafter to be gained or reclaimed, as to them the said Company hereby incorporated shall seem expedient; and every such Mortgage shall be sufficient and effectual to pass the Estate and Interest of
them

The Ribble Navigation Act, 1853.

them the said Company hereby incorporated, of, in, and to the same Premises therein comprised or thereby granted and conveyed, free from all Claims and Demands from any Person or Persons at present having any Claim or Demand against the said Company hereby incorporated: Provided always, that the total Amount of Money for the Time being owing by the Company upon the Security of their Undertaking, or any Part thereof, shall not exceed in the whole the Sum of Thirty-seven thousand one hundred and sixty-six Pounds Thirteen Shillings and Fourpence.

CXLVIII. Provided always, That in case it shall so happen that the Estate and Interest of the said Company hereby incorporated, of, in, and to the whole of such Lands shall be comprised in any Mortgage to be made by them pursuant to the Powers of this Act, and a Declaration to that Effect shall be contained in such Mortgage, then and in such Case, when there shall be more than One Mortgage so made, the respective Mortgagees shall be entitled one with another to their respective Proportions of the Land comprised in such Mortgages, according to the respective Sums in such Mortgages mentioned to be advanced by such Mortgagees respectively, without any Preference one above another by reason of the Priority of the Date of any such Mortgage, or of the Meeting at which the same was authorized, or on any other Account whatsoever.

Declaring
Rights of
Mortgagees.

CXLIX. That the Money to be received by the said Company hereby incorporated from any Mortgage of the said Lands shall be applied in making, executing, doing, completing, repairing, and upholding the several Works, Matters, and Things by the said first-recited Acts or by this Act authorized to be made, done, and executed, or shall be laid out in or towards the Payment and Satisfaction of the Mortgage Debts contracted either by the said Company hereby dissolved as aforesaid, or by the said Company hereby incorporated, under or by virtue of the Authority of this Act, or any of them.

Application
of Money
arising from
Mortgages.

CL. That, subject to the Provisions of this Act, it shall be lawful for the said Company hereby incorporated, and they are hereby empowered, to demise and lease all or any Part or Parts of the said Lands gained or reclaimed, or now in the Course of being gained or reclaimed, or hereafter to be gained or reclaimed, by reason of the Execution of the Powers of the first-recited Act or of this Act, or by reason of the Change or Changes in the Course or Direction of the said River *Ribble* in consequence thereof, for any Term of Years absolute not exceeding Twenty-one Years, to take effect in possession, so as there be reserved in every such Demise the best yearly Rent or Rents to be incident to the immediate Reversion that can reasonably be gotten, without

Power to
demise Lands
gained or
reclaimed.

The Ribble Navigation Act, 1853.

without taking any Fine, Premium, or Foregift, or anything in the Nature thereof.

Company to be subject to Provisions of any General Act, and to Revision of Rates at the Expiration of 21 Years.

CLI. That the Company shall be subject to the Provisions of any General Act which may be passed relating to or affecting Navigations, and after the Expiration of Twenty-one Years from the passing of this Act shall be also subject to Revision and Alteration, under the Authority of Parliament, of the Rates and Duties by this Act authorized to be taken.

Company to be subject to any General Act relating to Pilotage.

CLII. Provided always, That nothing in this Act contained shall exempt the Company hereby incorporated, or the Navigation comprised in their Undertaking, from the Provisions of any General Act passed or to be passed in the present or any future Session of Parliament for amending the Laws relating to Pilotage.

Saving Rights of the Crown and the Duchy of Lancaster.

CLIII. That nothing in this Act contained, other than and except the several Provisions herein contained touching the Land reclaimed or to be reclaimed as herein mentioned, shall extend to prejudice, diminish, alter, or take away any of the Rights, Privileges, Powers, or Authorities vested in or enjoyed by the Queen's most Excellent Majesty, Her Heirs and Successors, as well in right of Her Crown as in right of Her Duchy of *Lancaster*.

General Saving of Rights.

CLIV. Provided always, That, save only and to the Extent only of the Powers expressly by this Act conferred on the said Company hereby incorporated, and save only and except only so far as the Title and Right to the said Lands gained or reclaimed, and to be gained or reclaimed, are hereby regulated, nothing in this Act contained shall in any Manner affect or prejudice the Rights or Claims of any Lords of Hundreds or Manors or other Franchises, or of any Owners of Lands in the County of *Lancaster*, or of any Person or Persons whomsoever, and all other Rights, Titles, Liberties, Privileges, Franchises, and Claims of whatever Description not hereby expressly regulated, shall remain, continue, and be, and shall be adjudicated upon in all Courts whatsoever, in all respects as if this Act had not passed.

For Protection of Land-owners and Lords of Manor of North Meols.

CLV. Provided always, That nothing contained in this Act or any Act incorporated herewith shall authorize or empower, or be construed or taken to authorize or empower, the said Company to make, construct, or execute any Works whatsoever within or upon the Shore of or within the Township, Manor, or Liberties of *North Meols* in the said County of *Lancaster* (save and except to scour and dredge the Main Channels of the River *Ribble*) within the Limits of Deviation
tion

The Ribble Navigation Act, 1853.

tion described upon the said deposited Plans; and that, except as last aforesaid, nothing recited in the Preamble or contained in any of the Provisions of this Act or of any Act incorporated herewith shall in any Manner give to or confer upon the said Company any Estate, Right, Title, or Interest whatsoever in, to, or over, or in respect of any Lands or Hereditaments which have been gained or reclaimed, or are in course of being gained or reclaimed, or shall hereafter be gained or reclaimed, or in, to, or over or in respect of any other Lands or Hereditaments within the Township, Manor, or Liberties of *North Meols*, or to any Lands upon or within the said Shore, or which may be or reputed to be within the Township, Manor, or Liberties of *North Meols* aforesaid; and that nothing recited in the Preamble or contained in any of the Provisions of this Act or of any Act incorporated herewith shall in any Manner alter, abridge, injure, prejudice, or otherwise affect any Estate or Interest which *Charles Scarisbrick* Esquire, and the Reverend *Charles Hesketh* Clerk, or either of them, have or claim to have of, in, to, or over, or in respect of, or incident or appurtenant to the Manor of *North Meols*, or any Lands or Hereditaments therein, or the Shore of or within or reputed to be within the Township, Manor, or Liberties of *North Meols* aforesaid.

CLVI. That nothing herein contained shall prejudice, diminish, alter, or take away any of the Rights or Privileges, if any, or any Power, Jurisdiction, or Authority whatsoever, if any, now vested in or enjoyed by the Trustees of the *Liverpool* Docks, but that all such Rights and Privileges, and every such Power, Jurisdiction, and Authority, shall be and are hereby preserved, and shall continue and be in as full Force in every respect as if this Act had not been passed.

Saving the Rights of the *Liverpool* Dock Trustees.

CLVII. That (except as by this Act expressly authorized) nothing in this Act contained shall extend or be deemed or construed to extend to prejudice or diminish, alter, abridge, vary or take away or in any Manner interfere with or affect the Provisions of an Act passed in the Twenty-third Year of King *George* the Third, intituled *An Act for altering and varying the Powers of an Act passed in the Sixth Year of the Reign of King George the First, for making the River Douglas otherwise Asland navigable from the River Ribble to Wigan in the County Palatine of Lancaster; and for enabling the Company of Proprietors of the Leeds and Liverpool Canal, incorporated by an Act passed in the Tenth Year of His then present Majesty's Reign, to purchase the said River Navigation; for amending the said last-mentioned Act; for incorporating and consolidating the said Two Navigations; and other Purposes, or any other Act or Acts relating to the said Canal Navigation, or in any Manner to interfere with or affect the Rights, Powers, or Authorities vested in and by the*

Nothing to prejudice Rights acquired under Provisions of 23 G. 3. c. 47.

The Ribble Navigation Act, 1853.

said Acts in the Company of Proprietors of the Canal Navigation from *Leeds to Liverpool*, but the same shall remain and continue without Diminution or Abridgment in the same Manner as if this Act had not been passed.

The Ribble Navigation Act, 1853.

SCHEDULE A, referred to in the foregoing Act.

Description of Property.	Owners or reputed Owners.	Lessees.	Occupiers.
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COUNTY PALATINE OF LANCASTER.

Borough and Township of Preston in the Parish of Preston.

Footpath and Waste -	Charles Jackson - - -	- - -	Thomas William Fal- lowfield.
Ditto - -	Edward Stanley - - -	- - -	Charles Jackson.
Ditto - -	Catherine Blackhurst - - -	- - -	James Bruce.
Ditto - -	Charles Jackson - - -	- - -	Charles Jackson.
Ditto - -	William Clayton - - -	- - -	Richard Clarkson.
Ditto - -	Charles Jackson - - -	- - -	Charles Jackson.
Ditto - -	William Clayton - - -	- - -	John Taylor.
Pasture Field, Foot- path, and Waste.	Sir John Shelly, Baronet - - -	- - -	Jane Scott.
The Liverpool and Preston Turnpike Road.	The Trustees of the Liverpool and Preston Turnpike Road.		
Coal-yards, Wharfs and Waste.	The Mayor, Aldermen, and Burgesses of the Borough of Preston.	- - -	Daniel Dewhurst, James Counce, William Humber, George Gradwell, and Barton Fletcher Allen.
Pasture Land - -	Ditto - - -	- - -	The Mayor, Aldermen, and Burgesses of the Borough of Preston.
Wharf and Dock -	Ditto - - -	Paul Harrison, Ursula Har- rison, and Thomas Houlker.	John Bolton.
Penwortham Bridge -	The Trustees of Penwortham Bridge.		

Hamlet of Ashton, Township of Lea Ashton Ingol and Cottam in the Parish of Preston.

Wharf, Yards, Dock, Warehouses, and Waste.	Peter Hesketh Fleetwood -	Paul Harrison, Ursula Har- rison, and Thomas Houlker.	John Bolton.
Pasture Land - -	Sir Henry Bold Hoghton, Baronet.	- - -	William Sharrock.

Hamlet of Lea, Township of Lea Ashton Ingol and Cottam.

Pasture Land - -	Sir Henry Bold Hoghton, Baronet.	- - -	James Ward and William Ward.
Ditto - -	Ditto - - -	- - -	Thomas Edsforth.

Township of Clifton in the Parish of Kirkham.

Pasture Land - -	Thomas Clifton - - -	- - -	Thomas Clifton.
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The Ribble Navigation Act, 1853.

Description of Property.	Owners or reputed Owners.	Lessees.	Occupiers.
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Township of Newton with Scales in the Parish of Kirkham.

Marsh Land, an undivided Pasture	Richard Alston	-	-	Richard Alston.
	Charles Buck and Maria Buck, Trustees of the Will of late William Buck, deceased.	-	-	Charles Buck and Maria Buck.
	Betty Hall	-	-	Betty Hall.
	John Bryning	-	-	John Bryning.
	John Bryning, Edward Bryning, and Timothy Hodgkinson, Trustees of the Will of the late Henry Crook, deceased.	-	-	John Bryning, Edward Bryning, and Timothy Hodgkinson.
	James Crook	-	-	James Crook.
	John Hornby, Hugh Hornby, Richard Moore, Thomas Walmsley, and John Loxham, Trustees of Newton Charity	-	-	John Hornby, Hugh Hornby, Richard Moore, Thomas Walmsley, and John Loxham.
	Henry Fisher, William Fisher, and Henry Threlfall, Trustees of the Will of the late Edward Fisher, deceased.	-	-	Henry Fisher, William Fisher, and Henry Threlfall.
	Henry Gillow	-	-	Henry Gillow.
	John Gillow	-	-	John Gillow
	John Holden	-	-	John Holden.
	Thomas Hoole	-	-	Thomas Hoole.
	Hugh Hornby	-	-	Hugh Hornby.
	Richard Hodgson	-	-	Richard Hodgson.
	Jannet Loxham	-	-	Jannet Loxham.
	John Loxham and James Loxham.	-	-	John Loxham and James Loxham.
	John Haslam	-	-	John Haslam.
	George Westby, John Bourne, John Rhodes Ralph and Henry Worsley Benison	-	-	George Westby, John Bourne, John Rhodes Ralph and Henry Worsley Benison.
	Edward Christopher Swainson	-	-	Edward Christopher Swainson.
	Richard Pilkington	-	-	Richard Pilkington.
Robert Brown	-	-	Robert Brown.	
Henry Wrennalls	-	-	Henry Wrennalls.	
John Whiteside	-	-	John Whiteside.	
Thomas Walmsley	-	-	Thomas Walmsley.	

Township of Freckleton in the Parish of Kirkham.

Marsh Land, an undivided Pasture	Margaret Adamson	-	-	Margaret Adamson.
	Thomas Brown	-	-	Thomas Brown.
	Edward Brown	-	-	Edward Brown.
	Walton Bulcock	-	-	Walton Bulcock.
	Jane Brade	-	-	Jane Brade.
	Richard Bryning	-	-	Richard Bryning.
	William Cookson	-	-	William Cookson.
	Jane Clifton	-	-	Jane Clifton.
	Ellen Carter	-	-	Ellen Carter.
	Thomas Hall, Trustee of the Will of the late John Cowban.	-	-	Thomas Hall.
	James Cross, and John King, and Jane his Wife.	-	-	James Cross, and John King, and Jane his wife.
	Mary Winckfield	-	-	Mary Winckfield.

The Ribble Navigation Act, 1853.

Description of Property.	Owners or reputed Owners.	Lessees.	Occupiers.
Marsh Land, an un- divided Pasture -	John Hornby, Hugh Hornby, Richard Moore, Thomas Walmsley, and John Loxham, Trustees of Newton Charity.	-	John Hornby, Hugh Hornby, Richard Moore, Thomas Walmsley, and John Loxham.
	Jane Langton and Cecilia Langton, Trustees of the Girls School at Kirkham.	-	Jane Langton and Cecilia Langton.
	Thomas Clifton	-	Thomas Clifton.
	Robert Moon and John Bourne, Trustees of Wesham Charity.	-	Robert Moon and John Bourne.
	Henry Fisher	-	Henry Fisher.
	Isabella Hayes and John Horatio Lloyd and William Linton, Trustees of Stanley Fletcher Hayes, deceased.	-	Isabella Hayes and John Horatio Lloyd, and William Linton, Trustees of Stanley Fletcher Hayes, deceased.
	John Garlick	-	John Garlick.
	Nanny Goodshaw	-	Nanny Goodshaw.
	Hugh Hornby	-	Hugh Hornby.
	John Hodgson	-	John Hodgson.
	George Hodgson	-	George Hodgson.
	Ruth Hall	-	Ruth Hall.
	Robert Hall	-	Robert Hall.
	Ann Hall	-	Ann Hall.
	Joseph Langton	-	Joseph Langton.
Nanny Mayor	-	Nanny Mayor.	
Henry Mayor	-	Henry Mayor.	
Nanny Mayor and Mary Mayor	-	Nanny Mayor and Mary Mayor.	
Henry Marquis	-	Henry Marquis.	
John Page	-	John Page.	
Thomas Parkinson	-	Thomas Parkinson.	
James Pedder, John Lawe, and Philip Park, Devisees of the Will of the late Henry Parker, deceased.	-	James Pedder, John Lawe, and Philip Park.	
James Sharples and Thomas Sharples.	-	James Sharples and Thomas Sharples.	
Mary Ann Segar and Ann Hodgson.	-	Mary Ann Segar and Ann Hodgson.	
Thomas Smith	-	Thomas Smith.	
Edward Singleton	-	Edward Singleton.	
Henry Singleton	-	Henry Singleton.	
George Taylor	-	George Taylor.	
Richard Watson	-	Richard Watson.	
Richard Welch	-	Richard Welch.	
John Worthington	-	John Worthington.	
Pasture and Waste	James Fox	-	Peter Houghton.
Pasture and Waste	James Pedder, John Lawe, and Philip Park, Devisees of the Will of Henry Parker, deceased.	-	Thomas Harris
Waste	William Cookson	-	Marsden Rigby.
Waste	John Richard Mayor	-	John Richard Mayor.
Waste	Nicholas Wright	-	Nicholas Wright.
Meadow and Waste	Robert Mayor	-	Robert Mayor.
Pasture and Waste	James Pedder, John Lawe, and Philip Park, Devisees of the Will of Henry Parker, deceased.	-	Thomas Harrison.
Pasture and Waste	Jane Langton and Cecilia Langton, Trustees of the Girls School at Kirkham.	-	John Gartick.

The Ribble Navigation Act, 1853.

Description of Property.	Owners or reputed Owners.	Lessees.	Occupiers.
Meadow and Waste	William Cookson	-	Marsden Rigby.
Arable and Waste	Hugh Hornby	-	Henry Marquis.
Arable and Waste	James Pedder, John Lawe, and Philip Park, Devises of the Will of Henry Parker, deceased.	-	Thomas Harrison.
Meadow and Waste	John Fisher	-	Richard Gornall.
Meadow and Waste	Jane Dela Pryme	-	Jane Dela Pryme.
Meadow and Waste	Robert Mayor, Trustee for Alice Martin, an Infant.	-	James Parkinson.
Pasture and Arable	Robert Hall	-	James Sharples.
Arable and Pasture	George Westby, John Bourne, John Rhodes Ralph and Henry Worsley Benison.	-	Robert Cookson.
Meadow and Waste	Robert Hall	-	James Sharples.
Highway and Carriage Road.	Surveyors of the Highways of the Township of Freckleton.	-	

Township of Warton in the Parish of Kirkham.

Waste and Pasture	Robert Hall	-	James Sharples.
Pasture	Thomas Clifton	-	James Hodgson.
Arable	Ditto	-	Betty Wright.
Meadow	John Bourne	-	Robert Cookson.
Road	Thomas Clifton	-	Robert Cookson.
Waste	Ditto	-	Richard Cookson.
Waste, Pasture, and Meadow.	Ditto	-	Robert Cookson.
Waste and Pasture	Thomas Southwood	-	Thomas Southwood.
Arable, Meadow, Pasture, Footpath, and Waste.	Thomas Clifton	-	Nicholas Whiteside.
Meadow and Pasture	Elizabeth Penketh	-	Elizabeth Penketh.
Waste	Richard Wright	-	Richard Wright.
Meadow	Thomas Clifton	-	Richard Wright.
Meadow	Henry Fisher	-	Matthew Tomlinson.
Pasture	Elizabeth Penketh	-	Elizabeth Penketh.
Meadow, Pasture, and Waste.	Henry Fisher	-	Matthew Tomlinson.
Highway and Carriage Road.	The Surveyors of the Highways of the Township of Warton.	-	
Pasture and Waste	Elizabeth Penketh	-	William Higham.
Highway and Carriage Road.	The Surveyors of the Highways of the Township of Warton.	-	
Waste	Thomas Clifton	-	George Wylie.
Waste	Richard Wright	-	Richard Wright.
Meadow, Pasture, Watercourse, and Waste.	Thomas Clifton	-	Edward Smithson.
Marsh Land	Ditto	-	Unoccupied.

Township of Lytham in the Parish of Lytham.

Pasture, Marsh, Pool, and Watercourse.	Thomas Clifton	-	Cornelius Crookall.
Pasture, Beach, and Parade.	Ditto	-	Thomas Clifton.
Pasture	Ditto	-	Richard Barton Robinson.
Pasture	Thomas Clifton	-	Thomas Cookson.

The Ribble Navigation Act, 1853.

Description of Property.	Owners or reputed Owners.	Lessees.	Occupiers.
Pasture - - -	Thomas Clifton - - -	- - -	James Westhead and Richard Westhead.
Pasture - - -	Ditto - - -	- - -	Thomas Ball.
Pasture - - -	Ditto - - -	- - -	Nicholas Cartmell.

Township of Penwortham in the Parish of Penwortham.

Highway and Carriage Road.	John Aspinall.	—	—
Penwortham Bridge and Road.	The Trustees of Penwortham Bridge.	—	—
Liverpool and Preston Turnpike Road.	The Trustees of the Liverpool and Preston Turnpike Road.	—	—
Pasture - - -	The Mayor, Aldermen, and Burgesses of the Borough of Preston, and James Nowell Farington.	- - -	John Whalley.
Pasture - - -	Lawrence Rawstorne - - -	- - -	John Gillibrand.
Pasture - - -	James Nowell Farington - - -	- - -	Cuthbert Harrison

Township of Howick in the Parish of Penwortham.

Marsh Land, an undivided Pasture -	Lawrence Rawstorne - - -	- - -	Lawrence Rawstorne.
	William Rawstorne - - -	- - -	William Rawstorne.
	Sir Thomas Dalrymple Hesketh, Baronet.	- - -	Sir Thomas Dalrymple Hesketh.
	John Gorst - - -	- - -	John Gorst.
	John Moss Brandreth - - -	- - -	John Moss Brandreth.
	Roger Tuson - - -	- - -	Roger Tuson.
	Henry Paul Fleetwood and John Breakell, Devises of the Will of Thomas Loxham, deceased.	- - -	Henry Paul Fleetwood and John Breakell.
	Thomas Breakell - - -	- - -	Thomas Breakell.
	Catherine Worthington - - -	- - -	Catherine Worthington.
	Lawrence Rawstorne, William Rawstorne, Robert Atherton Rawstorne, William Marshall, Robert Park, John Gorst, Adam Bickerstaff, Arthur Dawson, John Breakell, William Boardman, and William Bashall, Trustees of Penwortham Parish Schools.	- - -	The Trustees of Penwortham Schools.

Township of Hutton in the Parish of Penwortham.

Pasture - - -	Lawrence Rawstorne - - -	- - -	John Harrison.
Pasture and Meadow -	Ditto - - -	- - -	James Hunter.
Arable - - -	Ditto - - -	- - -	Lawrence Rawstorne.
Pasture - - -	Ditto - - -	- - -	John Wignal.

Township of Longton in the Parish of Penwortham.

Marsh Land, an undivided Pasture -	{ Sir Thomas Dalrymple Hesketh Joseph Weld Thomas Joseph Trafford - Robert Moss	- - -	Thomas Wilkins.
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The Ribble Navigation Act, 1853.

Description of Property.	Owners or reputed Owners.	Lessees.	Occupiers.
Marsh Land, an undivided Pasture -	Richard Pilkington and John Brown, Devisees of the Will of John Moss, deceased - - -		
	Richard Walmsley - - -		
	John Baxendale - - -		
	Richard Beardsworth - - -		
	William Blackhurst - - -		
	Thomas Blackhurst - - -		
	Barnaby Blundell - - -		
	Richard Moss - - -		
	Thomas Wilkins and Thomas Dewhurst, Trustees of the Will of the late Richard Cross - - -		
	William Dobson - - -		
	John Fielden and Ellen Clayton - - -		
	Ellen Fisher - - -		
	George Fisher and Peter Dawson, Trustees of the Will of John Fisher, deceased - - -		
	William Garstang - - -		
	Peter Dawson - - -		
	John Fowden Hindle - - -		
	Henry Paul Fleetwood and John Breakell, Trustees of the Will of Thomas Loxham, deceased - - -		
	Edmund Hornby - - -		
	Lawrence Rawstorne, William Rawstorne, Robert Ather-ton Rawstorne, William Marshall, Robert Park, John Gorst, Adam Bickerstaff, Arthur Dawson, John Breakell, William Boardman, and William Bashall, Trustees of Penwortham Parish Schools - - -		
	Edward Jackson - - -		
	John Norris - - -		
	Anna Collins and Henry Walton, and Elizabeth his Wife - - -		
	John Brown, Henry Jackson, Thomas Jackson, Thomas Wilkins, Jonathan Blackhurst, and Roger Wilding, Trustees for the Poor of Longton - - -		
	Lawrence Rawstorne - - -		
	John Gryme Sale - - -		
	James Taylor - - -		
	John Taylor - - -		
	James Tuson - - -		
	Edward Tuson - - -		
	John Tuson - - -		
James Pye - - -			
Richard Whittle - - -			
Thomas Wilkins - - -			
Henry Wilding - - -		Thomas Wilkins.	

The Ribble Navigation Act, 1853.

Description of Property.	Owners or reputed Owners.	Lessees.	Occupiers.
<i>The Township and Parish of Hesketh with Becconsall in the Parish of Croston.</i>			
Out Marsh, an undivided Pasture -	John Norris and Adam Norris		
	John Weaver - - - -		
	Sarah Ball - - - -		
	James Taylor - - - -		
	John Parkinson - - - -		
	William Ashcroft - - - -		
	John Wignall - - - -		
	Richard Wignall - - - -		
	James Wright - - - -		
	Isabella Sumner - - - -		
	William Dobson - - - -		
	William Wignall - - - -		
	Hugh Ball - - - -		- -
	Richard Wilson - - - -		
	George Danby - - - -		
	John Blundell - - - -		
	William Forshaw - - - -		
Catherine Jump and Mary Jump.			
Cicily Cottam - - - -			
Sir Thomas Dalrymple Hesketh, Baronet.			
Thomas Blundell - - - -			
The Overseers of the Poor of the Township of Tarleton.			
			Unoccupied.

The Ribble Navigation Act, 1853.

SCHEDULE B. referred to in the foregoing Act.

Conveyance to Her Majesty in right of Her Duchy of Lancaster.

These are to witness, that in consideration of the Sum of £
 paid to *A. B.* of _____ by *C. D.* the Receiver General of the
 Revenues of the Duchy of Lancaster on behalf of Her Majesty, he
 the said *A. B.* doth by these Presents grant, convey,
 and assure unto the said *C. D.* his Heirs and Assigns,
 all that _____ to have and to hold the same unto
 the said *C. D.* his Heirs and Assigns, to the Use
 of Her said Majesty, Her Heirs and Successors, in right of Her
 said Duchy.

In witness, &c.

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