



ANNO QUINTO & SEXTO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

## Cap. ci.

An Act for further extending the Approaches to *London Bridge* and the Avenues adjoining to the *Royal Exchange* in the City of *London*, and for amending the Acts relating thereto respectively ; and for raising a Sum of Money towards opening a Street to *Clerkenwell Green* in the County of *Middlesex* in continuation of the new Street from *Farringdon Street* in the City of *London*.

[16th July 1842.]

**W**HEREAS an Act was passed in the Fourth Year of the Reign of King *George* the Fourth, intituled *An Act for the rebuilding of London Bridge, and for improving and making suitable Approaches thereto*: And whereas an Act was passed in the Seventh Year of the Reign of King *George* the Fourth, intituled *An Act to authorize the Lords Commissioners of His Majesty's Treasury to advance Money out of the Consolidated Fund towards the Expences of rebuilding London Bridge*: And whereas an Act was passed in the Seventh and Eighth Years of the Reign of King *George* the Fourth, intituled *An Act to amend and enlarge the Powers of an Act passed in the Fourth Year of the Reign of His present Majesty, for the rebuilding of London Bridge, and for improving and making suitable*

4 G. 4. c. 50.  
7 G. 4. c. 40.  
7 & 8 G. 4. c. 30.

[Local.] 30 E suitable



10 G. 4. c. 136. *suitable Approaches thereto*: And whereas an Act was passed in the Tenth Year of the Reign of King *George* the Fourth, intituled *An Act for improving the Approaches to London Bridge*: And whereas an Act was passed in the Eleventh Year of the Reign of King *George* the Fourth, intituled *An Act to make further Provision for defraying the Expences of making the Approaches to London Bridge, and the Removal of Fleet Market*: And whereas an Act was passed in the First Year of the Reign of King *William* the Fourth, intituled *An Act for enlarging the Powers of an Act passed in the Tenth Year of the Reign of His late Majesty, for improving the Approaches to London Bridge*: And whereas an Act was passed in the Second Year of the Reign of King *William* the Fourth, intituled *An Act to amend several Acts relating to London Bridge and the Approaches thereto*: And whereas an Act was passed in the Fourth Year of the Reign of King *William* the Fourth, intituled *An Act for extending the Approaches to London Bridge, and amending the Acts relating thereto*: And whereas an Act was passed in the Second and Third Years of the Reign of Her present Majesty, intituled *An Act for further extending the Approaches to London Bridge, and amending the Acts relating thereto*: And whereas a new Bridge was erected in pursuance of the said first-recited Act, and Approaches to the said Bridge have been made and improved in pursuance of the said recited Acts; and it is expedient that the Streets forming Approaches to the said Bridge, and connected therewith, should be further improved, and for that Purpose that the Powers of the said recited Acts should be continued and extended: And whereas an Act was passed in the First and Second Years of the Reign of Her present Majesty, intituled *An Act for improving the Site of the Royal Exchange in the City of London and the Avenues adjoining thereto*, and in pursuance of such Act Plans have been approved of as in the said Act directed for the Site of the *Royal Exchange*, and also for the Building to be erected thereon; and it is expedient that the Avenues adjoining thereto should be further improved, and for that Purpose that the Powers of the said last-mentioned Act should be continued and extended: And whereas, in order to effect such last-mentioned Improvements, it will be necessary to take down the whole of the Parish Church of *Saint Bennet Fink*, Part whereof is authorized to be taken down by the said lastly-recited Act: And whereas the Perpetual Advowson of, and Right of Presentation to, the Perpetual Curacy of the said Parish Church of *Saint Bennet Fink*, and also the Rectory thereof, are vested in the Dean and Canons of the Queen's Free Chapel of *Saint George* within Her Castle of *Windsor*, and the Reverend *George Whitefoord* Clerk is the Incumbent and Perpetual Curate of the said Parish: And whereas the Parish of *Saint Peter-le-Poor* adjoins the said Parish of *Saint Bennet Fink*, and it has been ascertained that the Parish Church of the said Parish of *Saint Peter-le-Poor* is capable of affording ample Accommodation for the Inhabitants of the said Parish of *Saint Bennet Fink*, and that the Burial Places or Vaults of the said Parish of *Saint Peter-le-Poor* are sufficient for the Purposes of that Parish, and also of the Parish of *Saint Bennet Fink*: And whereas the Dean and Chapter of the Cathedral Church of *Saint Paul* in *London* are seised of the Perpetual Advowson of and Right of Presentation or Collation to the said Rectory of the Parish Church of the said Parish of *Saint Peter-*



*Peter-le-Poor*, and the Reverend *James King* Clerk is the present Rector thereof: And whereas the said Parish of *Saint Bennet Fink* is within the Diocese and Jurisdiction of the Lord Bishop of *London*, and the said Parish of *Saint Peter-le-Poor* is locally situate within the said Diocese, but is under and subject to the Peculiar Jurisdiction of the said Dean and Chapter of the Cathedral Church of *Saint Paul* in *London*; and it is expedient that the said Parish of *Saint Bennet Fink* should be united to the said Parish of *Saint Peter-le-Poor*, and the Perpetual Curacy united to the said Rectory, in manner hereinafter mentioned: And whereas a Fund, called the Fund for improving the Approaches to *London Bridge*, was created by the said recited Act passed in the Tenth Year of the Reign of King *George* the Fourth, consisting of certain Duties on Coals imported into the Port of *London*, forming Part of a Fund called the Orphans Fund, and which Duties were authorized to be raised and continued for a Term of Twenty-one Years, which will expire on the Fifth Day of *July* One thousand eight hundred and fifty-eight, unless the Sums of Money charged thereon should be sooner paid off and discharged; and by the said recited Act passed in the Eleventh Year of the Reign of King *George* the Fourth, the said Fund was increased by including therein certain Duties on Wines imported into the Port of *London*, and also certain Fines on the Admission of Freemen, and certain Aqueducts forming Part of the Property of the Mayor and Commonalty and Citizens of the City of *London*, and the several annual Sums of Eight thousand Pounds, Two thousand Pounds, and One thousand five hundred Pounds charged on the Estates of the said Mayor and Commonalty and Citizens as therein mentioned, and all such several and respective Parts of the said Fund as were not permanent, were continued, and the whole thereof made applicable to the Purposes of the said Acts, until the Sums charged and to be charged thereon by virtue of the said Acts respectively should be paid off and discharged: And whereas by the said recited Act passed in the First and Second Years of the Reign of Her present Majesty the Mayor, Aldermen, and Commons of the City of *London*, in Common Council assembled, were empowered to raise a Sum of Money for the Purposes of that Act, not exceeding in the whole the Sum of One hundred and fifty thousand Pounds, upon the Credit of the said Fund so increased, which was by the said Act charged for that Purpose with Annuities made payable as therein mentioned, but it was provided that the Rates and Duties forming Part of the said Fund should not be continued by the said Act now in recital beyond the said Fifth Day of *July* One thousand eight hundred and fifty-eight: And whereas by an Act passed in the Second and Third Years of the Reign of Her present Majesty, intituled *An Act to empower the Commissioners of Her Majesty's Woods, Forests, Land Revenues, Works, and Buildings to raise a Sum of Money for making additional Thoroughfares in the Metropolis*, the said Commissioners were empowered for the Purposes of the said Act, and with the Consent of the said Mayor and Commonalty and Citizens, as respected their Contribution to the said Fund, to charge the said Fund with the Payment of any Sum or Sums of Money, not exceeding in the whole the Sum of Two hundred thousand Pounds, payable with Interest at the Rate of Five Pounds *per Centum per Annum* as therein mentioned; but it was provided

10 G.4. c.136.

11 G.4. c.64.

2 & 3 Vict.  
c. 80.



3 & 4 Vict.  
c. 87.

3 & 4 Vict.  
c. 131.

Corporation  
of London  
empowered  
to widen and  
improve cer-  
tain Streets.

vided that the said Rates and Duties forming Part of the said Fund should not be continued by that Act beyond the said Fifth Day of *July* One thousand eight hundred and fifty-eight: And whereas by an Act passed in the Third and Fourth Years of the Reign of Her present Majesty, intituled *An Act to enable Her Majesty's Commissioners of Woods, Forests, Land Revenues, Works, and Buildings to make additional Thoroughfares in the Metropolis*, the said Commissioners were empowered to charge the said Fund with any further Sum or Sums of Money, not exceeding in the whole the Sum of One hundred thousand Pounds, for the Purposes of the said Act now in recital, subject to the same Provision as to not continuing the said Rates and Duties beyond the Fifth Day of *July* One thousand eight hundred and fifty-eight: And whereas by an Act passed in the Third and Fourth Years of the Reign of Her present Majesty, intituled *An Act to continue for Four Years, from the Fifth Day of July One thousand eight hundred and fifty-eight, the Duties now levied on Coal and Wines imported into the Port of London*, the Rates and Duties on Coals and Wines, forming Part of the Fund aforesaid, were continued and made payable for the further Term of Four Years from the said Fifth Day of *July* One thousand eight hundred and fifty-eight: And whereas a Map or Plan of the intended Improvements of the Approaches to *London Bridge* has been deposited in the Office of the Town Clerk of the City of *London*, and the said Mayor and Commonalty and Citizens are willing themselves to provide the Funds for carrying such Improvements into effect, and a Map or Plan of the intended Improvements of the Avenues to the *Royal Exchange* has been submitted to and approved of by the Lords Commissioners of Her Majesty's Treasury, as directed by the said recited Act of the First and Second Years of the Reign of Her present Majesty, and is deposited in the Office of the said Town Clerk, and the several Improvements so approved of have been carried into effect under the Powers and Authorities of the last-mentioned Act, and by means of the Funds thereby provided, except as regards the purchasing, taking, and using of the Messuages and Hereditaments mentioned in the Second Schedule to this Act: And whereas it is expedient that a Sum not exceeding Forty thousand Pounds should be charged upon the said Fund created and increased and continued as herein-before recited, for the Purpose of completing the Improvements of the Avenues to the *Royal Exchange*, and purchasing, taking, and using the Messuages and Hereditaments mentioned in the Second Schedule to this Act for that Purpose; and the said Mayor and Commonalty and Citizens have consented and agreed that such Sum should be charged, not only on the said Rates and Duties, but also upon their Estates and Property forming Part of the said Fund: 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, That it shall be lawful for the said Mayor, Aldermen, and Commons of the said City of *London*, in Common Council assembled, and they are hereby authorized and empowered, to cause spacious and convenient Streets, Passages, and Ways to be made, with Branches and Communications



Communications thereto, according to the Plan deposited as aforesaid in the Office of the Town Clerk of the said City of *London*, for the Improvement of the Approaches to *London Bridge*, and to cause such Part of the said Streets, Passages, or Ways, or of the said Branches and Communications, as they shall think proper, to be laid out for Carriageways and Footways respectively; and further, that it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, and they are hereby authorized and empowered, to effect and complete the Improvements of the said Avenues to the *Royal Exchange* according to the said Plan relating thereto, and also deposited in the Office of the said Town Clerk: Provided always, that no Messuages or Hereditaments whatsoever shall be compulsorily taken for the respective Purposes aforesaid, except those included in the First and Second Schedules to this Act respectively.

II. And be it further enacted, That the Maps or Plans respectively describing the Lines and Nature of the said intended Improvements, and the Places, Buildings, Tenements, and Hereditaments, on the Site of which the same are proposed to be made, and which are respectively referred to by the First and Second Schedules to this Act annexed, and have been deposited at the Office of the Town Clerk of the City of *London*, shall remain at the said Office, to the end that all Persons may, at all seasonable Times, have Liberty to inspect and peruse the same at their Will and Pleasure, paying the Sum of One Shilling for every such Inspection.

The Plans of the Improvements deposited in the Town Clerk's Office to remain there, and be open to Inspection.

III. And be it further enacted, That all and every the Powers, Authorities, Provisions, Restrictions, and Enactments contained in the said recited Act of the Second and Third Years of the Reign of Her present Majesty, intituled *An Act for further extending the Approaches to London Bridge, and amending the Acts relating thereto*, except as regards the raising and applying for the Purposes of this Act Monies authorized to be raised and applied for the Purposes of the said Act or the Acts therein recited, shall extend and be applied to this Act, so far as relates to the Improvements of the said Approaches to *London Bridge* by this Act authorized, and to the Messuages and Hereditaments mentioned in the First Schedule to this Act, and the purchasing, taking, or using thereof, and the granting of Building Leases of Land, and the Sale of Land, Reversions, and Ground Rents, and the Appointment of a Committee or Committees by the said Mayor, Aldermen, and Commons, in Common Council assembled, and the Powers, Authorities, and Discretion of such Committee or Committees, and to other the Powers and Authorities required for or connected with carrying the said Improvements of the Approaches to *London Bridge* into effect, and shall be in as full Force and Effect to all Intents and Purposes whatsoever as if the same had been repeated and re-enacted in this Act, and made applicable to the Subject Matter hereof, except only so far as the same or any of them may be repealed, altered, or varied by this Act, and subject to the Provisions of an Act passed in the Fifth Year of the Reign of Her present Majesty, intituled *An Act to make further Provisions for the Administration of Justice*: Provided always,

Powers of 2 & 3 Vict. c. 107. extended to Improvements in the First Schedule.

5 Vict. c. 5.



that as regards the Application of all Monies to be received or payable in respect of the granting of any Building Lease, or the Sale of any Land, Reversion, or Ground Rent, or otherwise howsoever in the Execution of the Powers of this Act relating to the Improvements of the Approaches to *London Bridge*, all such Monies shall be received and applied in such Manner and for such Purposes as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall from Time to Time direct.

Limitation of Power to purchase Messuages, &c. in First Schedule.

IV. Provided always, and be it further enacted, That if the said Mayor, Aldermen, and Commons, in Common Council assembled, shall not, within the Space of Five Years, to be computed from the passing of this Act, purchase or take the Messuages and Hereditaments, or Parts thereof, mentioned in the First Schedule to this Act, and which they are by this Act empowered to take, use, and purchase as aforesaid, then and from thenceforth the Powers by the said recited Act of the Second and Third Years of the Reign of Her present Majesty, for further extending the Approaches to *London Bridge*, and this Act, or either of them, granted to them for that Purpose, shall, in respect of the Messuages and Hereditaments mentioned in the said First Schedule to this Act, cease, determine, and be utterly void.

Corporation restrained from purchasing certain Property for Two Years and a Half from the passing of this Act.

V. Provided always, and be it enacted, That nothing herein or in the said recited Acts or either of them contained shall authorize or enable the said Mayor, Aldermen, and Commons, in Common Council assembled, to purchase, take, or use, for the Purposes of this Act or the said recited Acts or either of them, the Messuages or Hereditaments, Number Eighty-three *Cornhill*, mentioned or referred to in the said First Schedule to this Act annexed as belonging to *Magdalen College, Oxford*, and as being under Lease to the *Eagle Insurance Company* and *Alfred Head Bailly*, or Number One *Freeman's Court*, mentioned in such Schedule as belonging to the said *Magdalen College, Oxford*, and as being under Lease to *Francis Graham Moon* and the said *Eagle Insurance Company*, or Number Two *Freeman's Court*, mentioned in such Schedule as belonging to the said *Magdalen College, Oxford*, and as being under Lease to the said *Francis Graham Moon*, or any Part of the said Premises respectively, until after the Expiration of Two Years and a Half from the passing of this Act: Provided always, that the President and Scholars of *Saint Mary Magdalen College* aforesaid shall, within Six Calendar Months from the passing of this Act, declare under their Corporate Seal whether they will take down and rebuild the said Messuages or Hereditaments in manner herein-after mentioned, and in case they decline to do so the Powers herein contained on their Behalf shall cease and determine.

If Magdalen College shall within Two Years and a Half build up certain Premises in Free-

VI. And be it enacted, That in case the said President and Scholars of *Saint Mary Magdalen College* in the University of *Oxford* shall, within the said Period of Two Years and a Half from the passing of this Act, cause the said Messuages and Hereditaments in *Cornhill* and *Freeman's Court* aforesaid to be pulled down and rebuilt in the Line and in the Direction laid down in the said Plan so deposited



sited in the said Town Clerk's Office as aforesaid, and according to an Elevation to be prepared by the Architect of the said College within Two Calendar Months from the passing of this Act, and to be approved by the Architect for the Time being of the said Mayor, Aldermen, and Commons, in Common Council assembled, and which Approbation they are hereby required to procure within Four Calendar Months after such Elevation shall have been received by them, and shall, within such Period of Two Years and a Half, roof in the Buildings to be erected thereon, then and in such Case all the Powers and Authorities by the said recited Acts or either of them, or this Act, given to the said Mayor, Aldermen, and Commons, in Common Council assembled, compulsorily to purchase and take such Messuage and Hereditaments, shall, with reference thereto, cease and determine, and be utterly null and void.

man's Court in a certain Line and Elevation, then Powers of Corporation to purchase the Property to determine.

VII. And be it enacted, That for the Purpose of enabling the said President and Scholars of the said College to purchase any Tenant's or Lessee's Interest in and to obtain Possession of and take down and rebuild the said Messuages, Hereditaments, and Premises, or any Part thereof, all and every the Powers, Authorities, Provisions, and Enactments herein contained or referred to, and vested in or given to the said Mayor, Aldermen, and Commons, in Common Council assembled, for compulsorily purchasing the same Messuages, Hereditaments, and Premises, shall be vested in and are hereby given to the said President and Scholars of the said College.

Powers by Acts vested in the Corporation to be exercised by Magdalen College with reference to certain Property.

VIII. And be it enacted, That at the Expiration of the said Period of Two Years and a Half so much of the Land belonging to the said President and Scholars of *Saint Mary Magdalen College* as shall be outside of the Line of such Buildings shall be thrown into and form Part of the public Street or Footpath.

Land outside of certain Line of Building to be thrown into the public Street.

IX. And be it further enacted, That all and every the Powers, Authorities, Provisions, Restrictions, and Enactments contained in the said recited Act of the First and Second Years of the Reign of Her present Majesty, intituled *An Act for improving the Site of the Royal Exchange in the City of London and the Avenues adjoining thereto*, except as regards the raising and applying, for the Purposes of this Act, Monies authorized to be raised and applied for the Purposes of the said Act, shall extend and be applied to this Act, so far as relates to the Improvements of the Avenues to the *Royal Exchange*, and the Messuages and Hereditaments mentioned in the Second Schedule to this Act, and the purchasing, taking, or using thereof, and the granting of Building Leases of Land, and the Sale of Land, Reversions, and Ground Rents, and the Appointment of a Committee or Committees by the said Mayor, Aldermen, and Commons, in Common Council assembled, and the Powers, Authorities, and Discretion of such Committee or Committees, and to other the Powers and Authorities required for or connected with carrying the said Improvements of the Avenues to the *Royal Exchange* into effect, and shall be in as full Force and Effect to all Intents and Purposes whatsoever as if the same had been repeated and re-enacted in this Act, and made applicable to the Subject Matter hereof, except only so far as the same or any of them may be repealed, altered, or varied by this Act,

Powers of 1 & 2 Vict. c. 100. extended to Improvements in Second Schedule.



Act, and subject to the Provisions of the said Act passed in the Fifth Year of the Reign of Her present Majesty.

Repeal of Clause in 1 & 2 Vict. c. 100. limiting the Time for purchasing Tenements, &c.

X. And whereas by the said recited Act of the First and Second Years of the Reign of Her present Majesty it is provided and enacted, that if the said Mayor, Aldermen, and Commons, in Common Council assembled, shall not, within the Space of Three Years, to be computed from the passing of that Act, purchase or take the Messuages and Hereditaments, or Parts thereof respectively, which they are empowered by that Act to take, use, and purchase as therein aforesaid, then and from thenceforth the Powers thereby granted to them for such Purpose shall cease, determine, and be utterly void; be it further enacted, That the said recited Provision and Enactment shall be and the same is hereby repealed.

Time for purchasing Tenements, &c. under 1 & 2 Vict. c. 100. and in the Second Schedule to this Act.

XI. Provided always, and be it further enacted, That if the said Mayor, Aldermen, and Commons, in Common Council assembled, shall not within Five Years, to be computed from the passing of this Act, purchase or take the Messuages and Hereditaments, or Parts thereof respectively, which they are empowered by the said recited Act of the First and Second Years of the Reign of Her present Majesty, and by this Act, so far as relates to the Messuages and Hereditaments mentioned in the Second Schedule hereto, or by either of the said Acts, to take, use, and purchase, then and from thenceforth the Powers by the said last-mentioned Act and this Act, or either of them, granted to them for such Purpose, shall in respect to the Messuages and Hereditaments mentioned in the said last-mentioned Act, and in the Second Schedule to this Act, cease, determine, and be utterly void.

Rents on Leases to be apportioned.

XII. And be it further enacted, That in all Cases in which a Part only of any Messuages or Hereditaments comprised in any Lease or Agreement for Lease for a Term of Years unexpired, or for a Life or Lives, or for a Term determinable on a Life or Lives, shall be required, for the Purposes of the said recited Acts or any of them, or this Act, the Rent payable in respect of any Messuages or Hereditaments comprised in such Lease or Agreement for Lease shall be apportioned between the Messuages or Hereditaments required for the Purposes aforesaid and the Residue of such Messuages or Hereditaments; and such Apportionment shall, in case the same shall not be settled by Agreement between the Parties, be ascertained and settled by the Verdict of a Jury, if required, in like Manner as the Price of any Messuages or Hereditaments to be taken in pursuance of the said recited Acts or any of them, or this Act, is directed to be settled in case of Dispute as to the Value thereof; and in case such Apportionment shall be settled by Agreement between the Parties, such Agreement shall be made with, and shall not be valid without, the Consent and Approbation of the Lessor from whom such Messuages or Hereditaments are holden or agreed to be holden; and any Person capacitated to sell, who shall be a Lessor, shall be capacitated to assent, and to bind the Property in respect of such Assent; and after such Apportionment the Tenant or Lessee of the Messuages or Hereditaments comprised in such Lease or Agreement for Lease shall, as to all



all future accruing Rent, be liable only to so much of the Rent reserved in such Lease or Agreement for Lease as shall have been apportioned in respect of the Messuages or Hereditaments not required for the Purposes aforesaid, and the Lessor of the said Messuages or Hereditaments shall have all such and the same Remedies for the Rent so apportioned in respect of the Messuages or Hereditaments not required for the Purposes aforesaid as before such Apportionment such Lessor had or was entitled to in respect of the Rent reserved or agreed to be reserved in such Lease or Agreement for Lease; and such Apportionment shall not prejudice or affect any of the Covenants, Conditions, or Agreements in such Lease or Agreement for Lease contained, so far as the same relate to the Messuages or Hereditaments comprised in such Lease or Agreement for Lease, and not required for the Purposes of the said recited Acts or this Act, but the same shall as to such last-mentioned Messuages or Hereditaments, but not further or otherwise, continue in full Force and Operation.

XIII. And be it further enacted, That it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, at any Time within Five Years from the passing of this Act, at the Expiration of Three Calendar Months next after Notice for that Purpose shall have been given to the Incumbent for the Time being and affixed on the Door of the said Church of *Saint Bennet Fink*, of the Intention to take down the same, or so much thereof as has not been taken down in pursuance of the said recited Act of the First and Second Years of the Reign of Her present Majesty, to cause, with the Consent in Writing of the Bishop of *London* for the Time being, under his Hand first obtained, to be taken down, the said Parish Church of *Saint Bennet Fink*, or such Part thereof as aforesaid; and upon the Expiration of such Notice as aforesaid the Materials of the said Parish Church, or the Part thereof so to be taken down, and the Site thereof, and the Ground and Soil thereof, and also the present Burial Ground of the said Parish, and the Freehold and Inheritance of the same in Fee Simple, shall be and are hereby vested in the said Mayor and Commonalty and Citizens of the City of *London*, their Successors and Assigns, free from all Trusts and Incumbrances whatsoever.

Power to take down the Remainder of the Church of *Saint Bennet Fink*, and take possession of the Site and Burial Ground.

XIV. And be it further enacted, That the Graves in the said Church of *Saint Bennet Fink*, and Burial Ground belonging thereto, shall be as little disturbed, and as little Damage shall be done to the Gravestones, Monuments, and monumental Inscriptions in and about the same respectively, as reasonably may be.

Graves and Monuments to be disturbed as little as possible.

XV. And be it further enacted, That whenever it shall be necessary, in pursuance of this Act, to open and disturb any Grave or Graves, or any Burial Vault or Vaults in the said Church of *Saint Bennet Fink*, or the Burial Ground belonging thereto, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall remove and carry, at their own Expence, the Remains of any Person or Persons interred or deposited in any such Grave or Graves, Burial Vault or Vaults, which may be disturbed, in such Manner as the Ordinary or such

Bodies disturbed to be removed.



Person or Persons as he may appoint shall direct, to the remaining unappropriated Part of the said Burial Ground; and in case Room cannot be found for the same in the remaining unappropriated Part of the said Burial Ground, it shall be lawful for the Heirs, Executors, Administrators, or Relations of any Person or Persons who shall be interred or deposited in such Grave or Graves, Vault or Vaults, with the Consent of the Incumbent and Churchwardens of the said Parish of *Saint Bennet Fink*, or the major Part of them, to remove and carry away the Remains of any such Person or Persons, and place such of them as were removed from any Grave or Graves, in any other Churchyard or consecrated Ground, and such of them as were removed from any Vault or Vaults, in a Vault or Vaults in any other Churchyard or consecrated Ground, in such Manner as the Bishop of *London* for the Time being, or any Person or Persons to be specially appointed by him, shall direct; and that the Expence of such removing, carrying away, and placing (not exceeding in any One Case the Sum of Ten Pounds), shall be paid by the said Mayor and Commonalty and Citizens, and that the Remains of such Person or Persons as shall have been interred or deposited in the Graves or Vaults so to be opened and disturbed as aforesaid, which shall not be removed, or carried away as aforesaid, (except such Graves or Vaults as shall be finally closed up,) shall, at the Expence of the said Mayor and Commonalty and Citizens, be removed from such Graves or Vaults and be interred in such Manner as the said Bishop, or any Person or Persons to be specially appointed by him, shall direct.

Monuments taken down to be cleansed and removed to the Church of Saint Peter-le-Poor.

XVI. And be it further enacted, That all the Monuments and monumental Inscriptions in the said Church of *Saint Bennet Fink*, which shall be taken down, shall be thoroughly cleansed and repaired, in case the same respectively shall be impaired or damaged in taking down the same, and shall be then fixed in the Parish Church of *Saint Peter-le-Poor* aforesaid, in such Situations and in such Manner as the Incumbent or Incumbents (as the Case may be), and the Churchwardens of the Parishes of *Saint Bennet Fink* and *Saint Peter-le-Poor* shall agree upon and determine, and in case they shall not agree on such Situations, then in such Manner as the Bishop of *London* for the Time being, or any Person or Persons to be specially appointed by him, shall direct; and the Expence of cleansing, repairing, removing, and fixing the same shall be defrayed by the said Mayor and Commonalty and Citizens, and the said Mayor and Commonalty and Citizens shall also pay all the Fees or other Remuneration due or usually paid to the Rector and Parish Clerk of the said Parish of *Saint Peter-le-Poor*, and to the said Parish, for fixing or putting up any such Monuments in the said Church, and shall also repair or cause to be repaired all Damage or Injury which shall be done to the said Church, or the Ornaments, Organ, or Furniture thereof, in or in consequence of fixing or putting up any of the said Monuments.

Site of Church and Burial Ground not to be appropriated to

XVII. And be it further enacted, That so soon as the Site of the said Church and the said Burial Ground shall be cleared for the Purposes of this Act, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall cause the same, except such  
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Part



Part thereof as shall be laid into the Streets or public Ways, or appropriated for Parsonage Houses, as herein-after mentioned, to be inclosed by a substantial Iron Railing or other suitable Fence; and the Residue of the said Site and Burial Ground shall remain for ever unbuilt upon, and unappropriated to any Purpose except such ornamental Purpose as the said Mayor, Aldermen, and Commons, in Common Council assembled, with the Consent of the Bishop of *London* for the Time being, signified by Writing under his Hand, shall think fit to direct.

any but an ornamental Purpose.

XVIII. And be it further enacted, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall give Notice of the Day on which they intend to take possession of the said Church for the Purposes of this Act, in the *London Gazette*, at least Fourteen Days before such Day; and that from and after such Day so to be specified in the said Notice the said Parish of *Saint Bennet Fink* shall be united to the said Parish of *Saint Peter-le-Poor*, and the Church and Vestry Room of the said Parish of *Saint Peter-le-Poor* shall be the Parish Church and Vestry Room of the said Parishes so to be united, and the Perpetual Curacy of *Saint Bennet Fink* shall be united to the Rectory of *Saint Peter-le-Poor*; and the said Parishes shall, from and after the Union thereof shall take place as aforesaid, be called the united Parishes of *Saint Peter-le-Poor* and *Saint Bennet Fink*, and the united Benefice shall be called the Rectory of *Saint Peter-le-Poor*, with the Perpetual Curacy of *Saint Bennet Fink* annexed.

When the Church is taken down Parishes to be united.

XIX. And be it further enacted, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall at their own Expence make such Alterations in the Pews in the said Church of *Saint Peter-le-Poor* in such Manner as may be deemed necessary and shall be appointed and directed by the said Lord Bishop of *London* for the Time being and the Rector for the Time being of *Saint Peter-le-Poor*, by Writing under their Hands, to accommodate the Parishioners of the said united Parishes, in consequence of the passing of this Act.

The Corporation to make the necessary Alterations in the Church of *St. Peter-le-Poor*.

XX. Provided always, and be it further enacted, That after such Union the said *George Whitefoord* shall cease to be the Perpetual Curate of the said Perpetual Curacy of *Saint Bennet Fink*, to all Intents and Purposes as if he had lawfully resigned the same; and the said *James King* shall at the same Time become Rector of the Rectory of *Saint Peter-le-Poor*, with the Perpetual Curacy of *Saint Bennet Fink* annexed, and thenceforth he and his Successors, Rectors of the said Rectory with the said Perpetual Curacy annexed, shall do and perform all the Duties, and become possessed of all the Lands, Tenements, Rents, Revenues, and Emoluments of the said united Rectory and Perpetual Curacy, without any further Admission, Institution, Induction, Licence, or other Form of Law.

Incumbent of *St. Peter-le-Poor* to become on Union the Incumbent of both Churches.

XXI. And be it further enacted, That after the said Union the said *James King* and his Successors shall pay or allow to the said *George Whitefoord*, or to whom he shall by Writing appoint to receive the same during his Life, the yearly Sum of One hundred

An annual Sum to be allowed to the Rev. *George*  
and



Whitefoord  
by the Rev.  
James King.

and fifty Pounds, payable by equal half-yearly Payments on the Fifth Day of *April* and the Fifth Day of *October* in every Year, the first of the said half-yearly Payments to be made on such of the said Days as shall first happen after the said Union; and in case any such half-yearly Payment shall at any Time be in arrear by the Space of Forty Days next after the same shall become due, the Ordinary of the Diocese shall have Power to sequester, and upon Production to him of an Affidavit by the said *George Whitefoord*, or by the Person or Persons so appointed by him as aforesaid, of the Sum of Money then in arrear, in respect of such Payment or Allowance of One hundred and fifty Pounds *per Annum*, and that Payment of the same had been lawfully demanded, shall sequester the Tithes and Profits of the said united Benefice till such Arrears, together with the Costs, Charges, and Expences of and occasioned by such Sequestration, shall be paid out of the Tithes and Profits so to be sequestered, or otherwise.

As to Patron-  
age of united  
Benefice.

XXII. And be it further enacted, That after such Union as aforesaid the respective Patrons of the said Churches to become united by virtue of this Act shall be entitled to present or collate, as the Case may be, to the said united Benefice, in Turns, as follows; that is to say, the Dean and Chapter of *Saint Paul's* shall have the First Turn of Presentation or Collation to the same, then the Dean and Canons of *Windsor* One Turn of Presentation, then the Dean and Chapter of *Saint Paul's* Two Turns, and the Dean and Canons of *Windsor* One Turn, and so thenceforward, Two Turns to the Dean and Chapter of *Saint Paul's*, and One Turn to the Dean and Canons of *Windsor*, in the same Order of Turns for ever.

Mayor, &c.  
to pay the  
Archbishop  
of Canter-  
bury and the  
Bishop of  
London a  
Sum of  
Money for  
the Site of  
the Church,  
&c. of *Saint  
Bennet Fink*.

XXIII. And be it further enacted, That the said Mayor and Commonalty and Citizens, within Twenty-one Days after they shall have taken possession of the Portion of the said Church of *Saint Bennet Fink* authorized to be taken by virtue of this Act, shall, in consideration of the Materials of the said Church, and of the Site thereof, and of the Burial Ground belonging thereto, and taken under or by virtue of this Act only, pay to the Lord Archbishop of *Canterbury* and the Lord Bishop of *London* for the Time being respectively such Sum of Money as shall be agreed upon between the said Archbishop and Bishop and the said Mayor and Commonalty and Citizens to be a fair and reasonable Price for the same, having regard to any such Compensation and Expences as they may consider proper and reasonable, to be by the said Archbishop and Bishop employed in or towards purchasing a Site for and erecting, or in or towards erecting and endowing a Church in the said City, or some Parish adjoining thereto, and the Receipt of the said Archbishop and Bishop, duly signed by them, shall be a valid Receipt and Discharge to the said Mayor and Commonalty and Citizens for the said Sum.

Provisions of  
the Act to  
extend to the  
respective  
Incumbents  
for the Time  
being.

XXIV. Provided always nevertheless, and be it further enacted, That all the Provisions contained in this Act which relate to or in anywise affect the present Incumbents of the said respective Parishes of *Saint Bennet Fink* and of *Saint Peter-le-Poor* shall, in the event of the Death, Resignation, Cession, Deprivation, or Amoval of both  
or



or either of them before the said Parish Church of *Saint Bennet Fink* shall be taken possession of as aforesaid, extend and be deemed and construed to relate to and affect in the same Degree the Successors or Successor of them or him so dying or resigning, ceding, or being deprived or amoved of and from the said respective Benefices, or either of them, so that the said Provisions shall be binding on the Incumbents of the said respective Benefices at the Time the said Parish Church shall be so taken possession of as aforesaid.

XXV. Provided always, and it is hereby enacted and declared, That, notwithstanding the Union to be effected by virtue of this Act, the Parishes to become united as aforesaid shall, as to all Rates, Taxes, Parochial Rights, Charges, and Duties, and all other Privileges, Liberties, and Respects whatsoever, (other than such as are affected by this Act,) continue and remain distinct in the same Manner as they were before the passing of this Act; and the Parishioners of the said several Parishes of *Saint Bennet Fink* and *Saint Peter-le-Poor* shall continue severally to elect Churchwardens and other Parochial Officers for the said Parishes in the same Manner as they and each of them could or ought to have done in case this Act had not been made; and the Messuages, Tenements, and Hereditaments, Stocks, Funds, and Securities, or other Property held by the said Parishes or either of them shall (except as far as by this Act is otherwise directed) remain and be the separate Estate of the Parish by or in Trust for which the same are now held: Provided nevertheless, that the Churchwardens to be elected in each of the said Parishes shall be Churchwardens of the said Parish Church of *Saint Peter-le-Poor*, and that the Inhabitants of the said Parish of *Saint Bennet Fink* shall have and enjoy the joint Use of the said Parish Church and Vestry Room of the Parish of *Saint Peter-le-Poor*, and the Plate and other Furniture and Effects thereof respectively, in common with the Inhabitants of the said Parish of *Saint Peter-le-Poor*; and that all Matters and Things respecting the said Parish Church, and the Performance of Divine Service therein, which by Law may be done or determined by the Parishioners assembled in Vestry, shall be done and determined by the Parishioners of the united Parishes assembled in Vestry.

The Parishes to be kept distinct as to all Parochial Rights, &c.

XXVI. And be it further enacted, That after the said Mayor and Commonalty and Citizens shall have taken possession of the said Church under this Act, the Books containing the Registers of Baptisms, Marriages, and Burials of the Parish of *Saint Bennet Fink* shall be removed to and kept in the said Church of *Saint Peter-le-Poor*, and the Plate and Goods belonging to the said Parish of *Saint Bennet Fink* shall be enjoyed by the Churchwardens of the said Parishes of *Saint Peter-le-Poor* and *Saint Bennet Fink* for the Use of the Parishioners of the said united Parishes.

Plate and Goods belonging to St. Bennet Fink to be enjoyed by the Churchwardens of the United Parishes.

XXVII. And be it further enacted, That all Donations, Charities, and Benefactions heretofore given to the said Parishes respectively shall for ever hereafter remain and continue to be applied to the same Purposes as the same have or ought to have been heretofore applied: Provided always, that such of them as are directed to be

All Donations, &c. to continue as heretofore.

[Local.]

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distributed



distributed in the Church of *Saint Bennet Fink* shall, after the said Mayor and Commonalty and Citizens shall have taken possession thereof, be distributed in the Church of *Saint Peter-le-Poor*, and that where Attendance on or the Performance of Divine Service is required at the Church of *Saint Bennet Fink* to entitle the Claimants to the Benefit of any such Donations, Charities, and Benefactions, such Attendance or Performance at the Church of *Saint Peter-le-Poor* shall be deemed effectual for that Purpose.

The Parish of St. Bennet Fink to contribute to the Repair of St. Peter's Church.

XXVIII. And be it further enacted, That in case the said Parishes shall be united as aforesaid, the Parishioners of each of the said Parishes of *Saint Peter-le-Poor* and *Saint Bennet Fink* shall bear and pay one equal Half Part of the Costs and Charges of all future Repairs of the said Church of *Saint Peter-le-Poor*, and of providing decent Ornaments and all other Things necessary for the Performance of Divine Service therein: Provided always, that at *Easter* One thousand eight hundred and forty-nine, and so from Time to Time at the End of every Seventh Year afterwards, it shall be lawful for the Parishioners of the said Parishes, specially convened by the respective Churchwardens for the Purpose, and assembled in Vestry, to review and alter the Apportionment of the said Costs and Charges, and to make a new Apportionment of the same according to the Proportion of the then respective Rentals of the same Parishes, or as near thereto as the said Parishioners, so assembled as aforesaid, shall think proper; and in case the Parishioners of the said Parishes shall not agree in any Alteration or new Apportionment of the said Costs and Charges, then it shall be lawful for the Justices of the Peace at any General or Quarter Sessions of the Peace to be holden for the said City of *London* or at any Adjournment thereof, upon the Petition of either of the said Parishes, to make a new Apportionment of such Costs and Charges as aforesaid, according to the Proportions of the then respective Rentals of the same Parishes, or as near thereto as the said Justices shall think proper; and the said Part or other Proportion shall be made, levied, and recovered in each of the said Parishes in the same Manner as any other Rates made for the repairing of Churches are by Law directed to be made, levied, and recovered.

Parishes united to be deemed One Parish for certain Purposes.

14 G.3. c.78.

XXIX. And whereas an Act was passed in the Fourteenth Year of the Reign of King *George* the Third, intituled *An Act for the further and better Regulation of Buildings and Party Walls, and for the more effectually preventing Mischiefs by Fire within the Cities of London and Westminster, and the Liberties thereof, and other the Parishes, Precincts, and Places, within the Weekly Bills of Mortality, the Parishes of Saint Mary-le-bon, Paddington, Saint Pancras, and Saint Luke at Chelsea in the County of Middlesex; and for indemnifying, under certain Conditions, Builders and other Persons against the Penalties to which they are or may be liable for erecting Buildings within the Limits aforesaid, contrary to Law; and it was thereby enacted, that every Parish within the Limits of the said Act should from Time to Time have, and keep in good Order and Repair, and in some known and public Place within each Parish, such Engines, Pipes, Ladders, and other Apparatus as are therein mentioned, under the Penalty therein contained; and it was thereby further enacted,*

that



that any Two or more of the Parishes within the City of *London* which had been united after the great Fire in the Year of our Lord One thousand six hundred and sixty-six should, for the Purposes of the said Act, be deemed One Parish only; be it therefore enacted, That any Two or more of the Parishes united by virtue of the herein-before recited Acts or any of them, or this Act, shall, for the Purposes of the said Act of the Fourteenth Year of the Reign of King *George* the Third, be deemed One Parish only.

XXX. And be it enacted, That the said Mayor, Commonalty, and Citizens, within Twenty-one Days after they shall have taken possession of the Portion of the said Church of *Saint Bennet Fink* authorized to be taken by virtue of this Act, shall, in consideration that the Reverend *David Ruell* Clerk, the Lecturer of the said Parish, will be deprived of the Emoluments of his said Lectureship, pay to the said *David Ruell* the Sum of One hundred and fifty Pounds, for and in respect of the Loss of his said Office, to be paid out of the said Sums of Money to be raised for the Purposes of this Act.

Compensation to the Lecturer of *St. Bennet Fink*.

XXXI. And be it enacted, That in consideration of the Loss which *Henry Row*, the Parish Clerk of the said Parish of *Saint Bennet Fink*, will sustain by reason of taking down the said Church of *Saint Bennet Fink*, and the Union of the said Parishes as aforesaid, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall, out of the Monies to be applied for the Purposes of this Act, pay or cause to be paid to the said *Henry Row* such annual Sum as the Ordinary for the Time being shall appoint, during his Life, to be paid and payable by equal half-yearly Payments on the Twenty-ninth Day of *September* and the Twenty-fifth Day of *March* in every Year, without any Deduction or Abatement whatsoever, the first Payment to be made on such of the said Days as shall first or next happen after the said Mayor, Aldermen, and Commons, in Common Council assembled, shall have taken possession of the said Parish Church as aforesaid.

Compensation to the Parish Clerk of *Saint Bennet Fink*.

XXXII. Provided always, and be it enacted, That before the Consent of the Bishop of *London* for the Time being shall be obtained to take down the said Parish Church of *Saint Bennet Fink*, or such Part thereof as aforesaid, the said Mayor, Aldermen, and Commons shall, if so required by the Bishop of *London* for the Time being, provide a Parsonage House or the Site for a Parsonage House for the Rectory of *Saint Margaret Lothbury* in the said City of *London* within the Distance of Half a Mile from the Church of the said Rectory, to the Satisfaction of the Bishop of *London* for the Time being, to be signified in Writing under his Hand, and also a Parsonage House or the Site for a Parsonage House for the said Rectory of *Saint Peter-le-Poor* within the Distance aforesaid, and to the like Satisfaction of the Bishop of *London* for the Time being; and the Price to be paid for each such Parsonage House or Site shall be fixed by Two Surveyors, one to be named by the Bishop of *London* for the Time being, and the other by the said Mayor, Aldermen, and Commons, in Common Council assembled; and in case such Two Surveyors

For providing Parsonage Houses for the Rectories of *Saint Margaret Lothbury*, and *Saint Peter-le-Poor*.



- veyors shall not agree, they shall appoint an Umpire, who shall fix the Price to be paid for such Parsonage House or Site; and the Sums required for purchasing such Parsonage Houses or Sites, although such Price shall be less than One Year's net Income and Produce of the said Benefices respectively, shall be raised and repaid, with Interest thereon, in the Manner authorized by an Act passed in the Seventeenth Year of the Reign of King George the Third, intituled
- 17 G. 3. c. 53. *An Act to promote the Residence of the Parochial Clergy, by making Provision for the more speedy and effectual building, rebuilding, repairing, or purchasing Houses and other necessary Buildings and Tenements for the Use of their Benefices;* and also by an Act passed in the Twenty-first Year of the Reign of King George the Third, intituled
- 21 G. 3. c. 66. *An Act to explain and amend an Act made in the Seventeenth Year of the Reign of His present Majesty, intituled 'An Act to promote the Residence of the Parochial Clergy, by making Provision for the more speedy and effectual building, rebuilding, repairing, or purchasing Houses and other necessary Buildings and Tenements for the Use of their Benefices,'* and also by an Act passed in the First Year of the Reign of Her present Majesty, intituled *An Act to amend the Law for providing fit Houses for the beneficed Clergy;* and it shall be lawful for the Governors of the Bounty of Queen Anne for the Augmentation of the Maintenance of the Poor Clergy to advance and lend any Sum or Sums of Money for the Purpose of providing such Parsonage Houses or Sites, in the same Manner as they are empowered to advance and lend Money by the said last-mentioned Acts for the Purposes therein mentioned.

Incapacitated Persons empowered to sell and convey Lands, &c., for Parsonage Houses.

XXXIII. And be it enacted, That for the Purpose of enabling the said Mayor, Aldermen, and Commons, in Common Council assembled, to provide such Parsonage Houses as aforesaid, if they shall be required so to do by the Bishop of *London* for the Time being, all the Powers and Authorities in the said recited Acts or any of them contained, authorizing and empowering the several Persons therein mentioned to contract for, sell, and convey Tenements and Hereditaments, and indemnifying such Persons for or in respect of any such Sale, and for the Application of the Purchase Money, shall be extended to the Tenements or Hereditaments to be purchased for providing such Parsonage Houses or Sites for Parsonage Houses as aforesaid, or either of such Parsonage Houses or Sites, in such and the same Manner as if the same Powers and Authorities were repeated and re-enacted in this Act.

Compensation for Deficiencies in Ward Rates and Land Tax during the Execution of the Act.

XXXIV. And whereas, by reason of pulling down Houses and Buildings, in pursuance of this Act, there may be Deficiencies in the Produce of Police, Paving, Cleansing, and Lighting Rates, and the Land Tax, within the Wards of *Coleman Street, Cripplegate-within, Cornhill, Queenhithe, Langbourn, and Broad Street* in the City of *London* and the Liberties thereof; be it therefore further enacted, That after the Occupier or Occupiers of any of the Houses and Buildings in the said Wards respectively to be taken down for the Purposes of this Act shall have quitted the Possession thereof, in pursuance of any Notice or Notices to be left at or affixed upon the same Premises as aforesaid, and until the whole of the Houses and



Buildings intended to be built in the said Wards respectively shall be completed, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall, out of the Monies to be respectively applied for the Purposes of this Act, according as the Houses to be taken down shall be those mentioned in the First or those mentioned in the Second Schedule to this Act, pay and make good all such Sum and Sums of Money as shall from Time to Time be deficient in respect to the Produce of the Assessments of the Police, and Paving, Cleansing, and Lighting Rates respectively, and Land Tax (if such Land Tax shall not be redeemed), by reason or means of the Alterations arising from the Want of Occupiers in, or the taking down of the said several Houses and Buildings respectively, to be computed according to the Produce of such several or the like Rates and Assessments, or as near as the Nature of such Case will admit, in such Wards respectively, from the Twenty-fifth Day of *March* One thousand eight hundred and forty to the Twenty-fifth Day of *March* One thousand eight hundred and forty-one, and the same shall be accordingly paid to the several Collectors of the said Rates and Tax; and such Sum and Sums of Money to be paid and made good as aforesaid shall diminish in proportion to the Value of the Houses and Buildings which from Time to Time shall be completed.

XXXV. And whereas, by reason of pulling down the Houses and Buildings aforesaid, and making the Alterations aforesaid, in pursuance of this Act, there may be Deficiencies in the Produce of the Church and Poor Rates in the Parishes of *Saint Margaret Lothbury, Saint Lawrence Jewry, Saint Mary Somerset, Saint Mary Woolnoth, Saint Stephen Coleman Street, Saint Bartholomew Exchange, Saint Peter-le-Poor, Saint Martin Outwich, Saint Bennet Fink, and Saint Michael Cornhill*, in the said City of *London* and the Liberties thereof; be it therefore further enacted, That after the Occupier or Occupiers of any of the said Houses and Buildings in either of the said Parishes respectively to be taken down for the Purposes of this Act shall have quitted the Possession thereof, in pursuance of any Notice or Notices to be left at or affixed upon the same Premises as aforesaid, and until the whole of the Houses and Buildings intended to be built in the said Parishes respectively shall be completed, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall, out of the said Monies to be applied for the Purposes of this Act respectively as aforesaid, pay and make good all such Sum and Sums of Money as shall from Time to Time be deficient in respect to the Produce of the Assessments for Church and Poor Rates within such Parishes respectively, by reason or means of the Alterations arising from the Want of Occupiers in or the taking down of the said several Houses and Buildings situated in such Parishes respectively, according to the Produce of such several Rates and Assessments respectively in such Parishes respectively, from the said Twenty-fifth Day of *March* One thousand eight hundred and forty to the said Twenty-fifth Day of *March* One thousand eight hundred and forty-one, or as near thereto as the Nature of the Case will admit, and the same shall be accordingly paid to the several Collectors of the said Rates; and such Sum and Sums of Money to be paid and made good as aforesaid

Compensation for Deficiencies in Parochial Rates.

[*Local.*]

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shall



shall diminish in proportion to the Value of the Houses and Buildings which from Time to Time shall be completed.

Compensation for Tithes until Houses, &c. are rebuilt.

XXXVI. And for indemnifying the Rectors, Vicars, Perpetual Curates, and Impropiators of the respective Churches of the said Parishes of *Saint Margaret Lothbury, Saint Lawrence Jewry, Saint Mary Somerset, Saint Mary Woolnoth, Saint Stephen Coleman Street, Saint Bartholomew Exchange, Saint Peter-le-Poor, Saint Martin Outwich, Saint Bennet Fink, and Saint Michael Cornhill*, in the said City of *London* and the Liberties thereof, and their respective Successors for the Time being, against such Loss as might otherwise accrue to them respectively, by reason of taking down the said Houses and Buildings, be it enacted, That after the Occupier or Occupiers of any of the said Houses and Buildings in the same Parishes respectively to be taken down for the Purposes of this Act shall have quitted the Possession thereof, in pursuance of this Act as aforesaid, or in pursuance of any Notice or Notices to be left at or affixed upon the same Premises as aforesaid, and until the whole of the Houses and Buildings intended to be built in such Parishes respectively shall be completed, the Tithes, or yearly Sums of Money or customary Payments in lieu of Tithes, and Rectory Rates, charged respectively on such Houses or Buildings as shall be quitted as aforesaid for the Purposes of this Act, and all Arrears and growing Payments thereof, or annual Sums of Money equal to the Loss in Tithes, or Sums of Money or customary Payments in lieu of Tithes, or Rectory Rates, which the said Rectors, Vicars, Perpetual Curates, or Impropiators of the said Parishes respectively may sustain by the Want of Occupiers in or taking down of such Houses and Buildings respectively, shall be paid and payable out of the said Monies to be applied for the Purposes of this Act respectively as aforesaid to the respective Rectors, Vicars, or Impropiators of the said Parishes respectively, and their respective Successors for the Time being, clear of all Taxes and Deductions, at the Four most usual Feasts or Days of Payment in every Year; (that is to say,) the Twenty-fifth Day of *March*, the Twenty-fourth Day of *June*, the Twenty-ninth Day of *September*, and the Twenty-fifth Day of *December*, by equal Payments in every Year, the first Payment thereof respectively to be made on such of the said Feast Days as shall first and next happen after the Occupier or Occupiers of any such Houses or Buildings in such Parishes respectively, or any Part or Parts thereof, shall have quitted the same as aforesaid, together with all Arrears; and such Sum and Sums of Money to be paid and made good as aforesaid shall diminish in proportion to the Value of the Houses and Buildings which from Time to Time shall be completed.

Common Council empowered to raise 40,000*l.* by Annuities on the Credit of the Fund.

XXXVII. And be it further enacted, That for the Purposes of the said recited Act of the First and Second Years of the Reign of Her present Majesty, intituled *An Act for improving the Site of the Royal Exchange in the City of London and the Avenues adjoining thereto*, and for the Purposes of this Act, so far as relates to the Improvement of the said Avenues according to the Plan approved of



of and deposited as aforesaid, it shall be lawful for the said Mayor, Aldermen, and Commons, in Common Council assembled, to borrow and raise any Sum or Sums of Money, not exceeding in the whole the Sum of Forty thousand Pounds, upon the Credit of the Fund created, increased, and continued by the several before-recited Acts and this Act, at such Rate of Interest as shall be approved of by the Lord High Treasurer or the Commissioners of Her Majesty's Treasury, or any Three of them; and such Monies so to be raised shall be paid into the Chamber of the said City of *London* by such Instalments, in such Proportions, at such Times, and in such Manner as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall direct.

XXXVIII. And be it enacted, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall and they are hereby authorized, by and with the Consent of the Lord High Treasurer or Commissioners of Her Majesty's Treasury, or any Three or more of them, but not otherwise, to borrow and raise any Sum or Sums of Money, not exceeding in the whole the Sum of Twenty-five thousand Pounds, upon the Credit of the Fund created, increased, and continued by the several herein-before recited Acts and this Act, at such Rate of Interest as shall be approved of by the said Lord High Treasurer, or Commissioners of Her Majesty's Treasury, or any Three of them; and such Monies so to be raised shall be paid into the Chamber of the City of *London*, by such Instalments, in such Proportions, at such Times, and in such Manner as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall direct; and out of such Sum or Sums so to be raised as aforesaid the said Mayor, Aldermen, and Commons, in Common Council assembled, shall and they are hereby authorized, by and with such Consent of the said Lord High Treasurer, or Commissioners of Her Majesty's Treasury, or any Three of them, as aforesaid, from Time to Time to pay to the Commissioners named in and appointed by an Act passed in the Fourth Year of the Reign of Her present Majesty, intituled *An Act for opening a Street to Clerkenwell Green in the County of Middlesex in continuation of the new Street from Farringdon Street in the City of London*, authorizing the making of the said Street to *Clerkenwell Green*, any Sum or Sums of Money, not exceeding in the whole the said Sum of Twenty-five thousand Pounds, to be by such last-mentioned Commissioners applied towards the Expence of making, forming, and completing the said Street to *Clerkenwell Green* as aforesaid, subject to the same Provisions as to the Security or Assurance to be given (if required) by such last-mentioned Commissioners, and with the same Power and Authority to such Commissioners to enter into such Security or Assurance, and to charge thereby all or Part of the Property and Effects vested or to be vested in them or at their Disposal, and to enter into Contracts or Agreements with Persons willing to give any such Security, as are contained in an Act of the Fourth Year of the Reign of Her present Majesty, intituled *An Act to enable Her Majesty's Commissioners of Woods to make a new Street from Coventry Street, Picadilly, to Long Acre, and for other Improvements in the Metropolis*, in that Behalf.

Common Council authorized, with Consent of the Treasury, to raise 25,000*l.*, to be paid to the Commissioners for making a Street to Clerkenwell Green, and to be charged on the Funds created by the recited Acts.

3 & 4 Vict. c. 112.

4 Vict. c. 12.

XXXIX. And



Corporation  
to execute  
Bonds for  
securing Re-  
payment of  
the Money.

XXXIX. And be it further enacted, That, for securing the Repayment of any Sum or Sums of Money which may be borrowed from any Body or Bodies Politic, Corporate, or Collegiate, Person or Persons, with Interest for the same after such Rate as shall be approved of as by this Act directed, the said Mayor, Aldermen, and Commons, in Common Council assembled, shall and they are hereby required to cause One or more Bond or Bonds, Writing or Writings, or Obligations, to be executed under the Common Seal of the said City, for Payment of an Annuity or Annuities equal to the Amount of such Interest as aforesaid, no such Annuity being less than Four Pounds, to be payable half-yearly, and to continue until Redemption thereof by Payment of the Principal Sum or Sums in respect of which the said Annuities shall respectively have been granted; and the necessary Charges and Expences of such Bond or Bonds or Securities shall be defrayed out of the Monies to be received by virtue of this Act.

Bonds to be  
assignable by  
Endorse-  
ment.

XL. And be it further enacted, That the said Bond or Bonds shall be assignable by Endorsement, and the Annuity or Annuities thereby respectively secured shall be made payable to the Chamberlain of the said City of *London* for the Time being, and he shall forthwith endorse and deliver the same to the Person or Persons who shall advance or contribute the Sum or Sums of Money in respect of which the same respectively shall be given, and the Receipts of such Persons respectively shall be valid Discharges for the same; and the Bonds for raising the said Sums of Forty thousand Pounds and Twenty-five thousand Pounds respectively shall be distinguished, and, if in either Case more than One such Bond shall be executed as aforesaid, the same Bonds shall be numbered in arithmetical Progression.

Fund charged  
with the  
Annuities.

XLI. And be it further enacted, That the Fund created, increased, and continued as aforesaid by the said recited Acts and this Act shall be and the same is hereby charged and made chargeable with the Annuities which shall be secured by the Bond or Bonds to be executed as aforesaid; and as between the Holders of Bonds who shall have advanced Monies towards raising the Sums of Forty thousand Pounds and Twenty-five thousand Pounds respectively by this Act respectively authorized to be raised, the Securities for Monies raised in respect of the said Sum of Forty thousand Pounds, or any Part thereof, shall have Priority over those for Monies raised in respect of the said Sum of Twenty-five thousand Pounds, or any Part thereof.

The Fund  
continued  
until the  
Sums charged  
thereon by  
this Act are  
paid.

XLII. And be it further enacted, That all such several and respective Funds, constituting or forming Part of the said Fund created, increased, and continued as aforesaid, as are not permanent, after all the Principal Sums raised and borrowed, and all the Annuities charged upon the said Fund, and now due and owing, have been paid off and discharged, shall be and are hereby continued, until the Annuities and Sums charged and to be charged thereon by virtue of this Act, or the said recited Acts of the Second and Third and of the Third and Fourth Years respectively of the Reign of Her present Majesty,



Majesty, or of the said Act passed in the Fourth Year of the Reign of Her present Majesty, intituled *An Act to enable Her Majesty's Commissioners of Woods to make a new Street from Coventry Street, Piccadilly, to Long Acre, and for other Improvements in the Metropolis*, shall be paid off and discharged: Provided nevertheless, that the Rates or Duties which by the said Act of the Third and Fourth Years of the Reign of Her present Majesty were continued for a Term which will expire on the Fifth Day of *July* One thousand eight hundred and sixty-two, unless the Sums of Money charged thereon should be sooner paid off and discharged, shall not be continued by this Act beyond the said Fifth Day of *July* One thousand eight hundred and sixty-two. 4 Vict. c. 12.

XLIII. And be it further enacted, That out of the said Fund created, increased, and continued as aforesaid, (but subject to the Payment of the several Annuities which are and shall be payable in respect of the several Principal Sums borrowed and raised upon the Credit of the said Fund, by virtue of any Act or Acts already passed and now in force,) the Interest and Annuities payable and to be paid in respect of the said Sum and Sums of Money authorized to be raised by virtue of this Act shall be paid from Time to Time, as the same shall grow due, before any Part of the Surpluses shall be applied in Redemption of the Annuities, and the Payment of the Principal Monies already charged on the said Fund; and the Residue of such Surpluses, after such Payments as by this Act, or any Act or Acts of Parliament already passed and now in force, are directed to be made out of the same, shall at the End of every Quarter of a Year, or oftener, be applied by Order of the said Mayor, Aldermen, and Commons, in Common Council assembled, (which Orders they are hereby authorized and directed to make,) by the Chamberlain of the said City for the Time being, towards the Repayment of the Principal Monies, and the Redemption of all and singular the Annuities payable in respect of the Sum or Sums of Money by this Act authorized to be charged on the said Fund, in such Order and Course as the said Mayor, Aldermen, and Commons, in Common Council assembled, shall think proper. Surpluses of Fund how to be employed.

XLIV. Provided always, and be it enacted, That as far as regards the Fund created, increased, and continued as aforesaid, nothing in this Act contained shall give Priority of Charge to the before-mentioned several Sums of Forty thousand Pounds and Twenty-five thousand Pounds herein-before authorized to be raised as aforesaid, or either of them, or the Interest thereof respectively, over any Sum or Sums of Money and Interest already charged, or authorized to be charged, on the said Fund by any Act or Acts of Parliament already passed and now in force. The Sums of 40,000*l.* and 25,000*l.* not to have Priority over Sums charged by former Acts.

XLV. And be it further enacted, That the said Mayor, Aldermen, and Commons, in Common Council assembled, shall give or cause to be given Notice in the *London Gazette*, and also in Two or more daily Papers published in the City of *London* or *Westminster*, of their Intention to redeem such Annuities as shall by virtue of this Act be granted in respect of any Sum or Sums of Money to be advanced Upon Notice of Redemption of the Annuities, and Tender of the Monies, Annuities to cease.

[Local.]

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by virtue of this Act ; and at the End of Six Calendar Months next after such Notice shall be given, upon Payment or Tender of the respective Sums for which such Annuities shall have been granted, together with a proportionate Part of the same Annuities respectively up to the Day of such Payment or Tender, to or for the Person or Persons then entitled thereto, at the Office of the Chamberlain of the said City for the Time being, in the Guildhall of the same City, the Annuity or Annuities payable to such Person or Persons respectively shall cease and determine: Provided nevertheless, that such Person or Persons, at any Time after such Notice shall have been given as aforesaid, and before the End of the said Six Calendar Months, shall, at the Expiration of Fourteen Days next after a Declaration in Writing of his, her, or their Intention to receive the same shall have been delivered at the said Office, (such Declaration being delivered between the Hours of Ten in the Morning and Two in the Afternoon,) be paid, at the said Office, the Sum or Sums for which such Annuity or Annuities respectively shall have been granted, together with a proportionate Part of the same Annuity or Annuities respectively up to the Day expressed in such Declaration for receiving the same, and such Annuity or Annuities respectively shall on the Day specified in such Declaration for Payment cease and determine.

Deficiencies to be paid out of the Chamber of London.

XLVI. Provided always, and be it further enacted, That if the said Fund shall at any Time hereafter prove insufficient to pay the same Annuities which shall be payable by virtue of this Act, then and in every such Case, and so often as the same shall happen, the Sum which shall be wanting to complete the Payment of such Annuities shall be advanced and paid out of the Chamber of the said City, and be made good and supplied out of the future Surpluses of the said Fund.

Securities to be entered in Books.

XLVII. And be it further enacted, That the Chamberlain of the said City for the Time being shall enter in a Book or Books to be kept for that Purpose the Bond or Bonds and Annuity or Annuities to be granted in pursuance of this Act, and shall keep distinct Accounts of the Monies raised in respect of the said Sum of Forty thousand Pounds, and of the Monies raised in respect of the said Sum of Twenty-five thousand Pounds, and all Assignments and Transfers thereof, expressing in Words at Length the Names, Surnames, Additions, Places of Abode, and other Descriptions of such Person or Persons as shall from Time to Time be entitled to such Bond or Bonds, to which Book or Books all and every Person and Persons entitled to or interested in such Annuity or Annuities shall at all reasonable Times in the Daytime have Access, with free Liberty to inspect the same, without Fee or Reward.

This Act not to affect any of the City's present Creditors.

XLVIII. Provided always, and be it further enacted, That nothing in this Act contained shall extend to lessen or affect the Security of any of the present Creditors of the said Mayor and Commonalty and Citizens, further or otherwise than is herein expressly directed.

XLIX. And



XLIX. And be it further enacted, That the Sum and Sums of Money which shall be raised and borrowed by virtue of this Act, in respect of the said Sum of Forty thousand Pounds, shall be applied in the first place in paying all the Charges and Expences incident to and incurred in obtaining and passing this Act, and afterwards in paying and discharging the necessary Charges and Expences of completing the Improvements of the Site and Avenues of the *Royal Exchange*, mentioned or referred to in the said Plan approved of as aforesaid, which are to be made and done by the said Mayor, Aldermen, and Commons, in Common Council assembled, in pursuance of this Act, and other the Purposes for which the same are by this Act directed to be applied; and the Sum and Sums of Money to be raised in respect of the said Sum of Twenty-five thousand Pounds shall be applied in manner by this Act in that Behalf provided.

Application of the Monies which shall be borrowed by the Corporation of London.

L. And be it further enacted, That if any Monies to be raised by virtue of this Act shall be misapplied or converted to any other Use than the Purposes aforesaid by the said Mayor, Aldermen, and Commons, in Common Council assembled, or by the said Mayor and Commonalty and Citizens for the Time being, or any of their Officers, or any other Person or Persons acting under Colour of any Warrant, Power, or Authority by, from, or under them respectively, then and in such Case the said Mayor and Commonalty and Citizens, and their Successors, shall be answerable for the same out of the Revenue of the said Corporation in any Action or Actions to be brought by any of the Creditors of the said Mayor and Commonalty and Citizens, claiming under or by virtue of this Act, or by the Successors, Executors, Administrators, or Assigns of any such Creditor or Creditors, which said Sum and Sums of Money so recovered shall be applied to the same Uses as the Money so misapplied or converted should or might have been applied to if such Misapplication had not happened, except that the Costs of Suit shall be deducted and retained thereout in the first place for the Benefit of him, her, or them so suing.

The Corporation answerable in case of Misapplication.

LI. And be it further enacted, That from Time to Time there shall be provided and kept by the Chamberlain of the said City for the Time being One or more Book or Books, in which all the Sum or Sums of Money which shall be raised or received by virtue of this Act, or otherwise received by him, except Monies to be received for granting Building Leases, or for the Sale of any Land, Reversion, or Ground Rent, or otherwise on account of the Improvements of the Approaches to *London Bridge* by this Act authorized, shall from Time to Time, as the same shall be received, be entered and set down, and wherein also all the Monies to be paid and disbursed out of the Sum or Sums of Money to be raised or received as aforesaid shall from Time to Time be entered and set down, and such Entry shall express the Time when, the Occasion for which, and the Names of the Persons to whom the same respectively shall be paid.

Chamberlain to keep Account of Receipts and Disbursements.

LII. And be it further enacted, That there shall be yearly laid before each House of Parliament a true Copy of the Receipts and Application of the Sums of Money which shall be raised by virtue of this Act.

Accounts to be yearly laid before Parliament.

LIII. Pro-



Rights of  
Her Majesty  
and of the  
Corporation  
of London  
not to be  
prejudiced.

LIII. Provided also, and be it further enacted and declared, That nothing in this Act contained shall extend or be construed to extend to prejudice or derogate from the Estates, Rights, Interests, Privileges, Franchises, or Authority of the Queen's Majesty, Her Heirs or Successors, or of the Mayor and Commonalty and Citizens of the City of *London*, or their Successors, or the Lord Mayor of the said City for the Time being.

Rights of  
the Com-  
missioners  
of Sewers.

LIV. Provided also, and be it further enacted, That nothing in this Act contained shall extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers of the City of *London*.

Public Act.

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



The SCHEDULES to which the foregoing Act refers.

THE FIRST SCHEDULE.

N° on Plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
<i>City of London.</i>				
50	Threadneedle Street -	Thomas William Mellor.	Thomas Daplyn, John Thomas, William Alexander Thomas.	John Thomas, William Alexander Thomas, John Brown, R. Rosier, James Rosier, Henry Cunliffe, William Trenery junior, Nathaniel Daniels, Frances Wall.
51	Ditto - - - (Mutual Insurance Benefit Institution.)	John Viney - -	Thomas Dean, Thomas Munday, John Bryan Courthope, Trustees.	Frederick Joly.
C.	Way or Passage -	Dean and Canons of Windsor.	Edward Moxhay.	—
52	Threadneedle Street -	Ditto - -	Ditto - -	Edward Moxhay.
53	Ditto - - -	Ditto - - -	William Wood -	William Wood, Edward Firmin Ellis, Ford Barclay, Welbore Ellis, Richard Ellis, Abraham Mocatta, Frederick David Goldsmid, Matthew Barker.
1	Old Broad Street -	Ditto - - -	Edward Ashby -	Edward Ashby.
2	Ditto - - -	George Bengough, Trustee.	- - -	Edward Ashby, Charles Peppercorne.
3	Ditto - - -	Ditto - - -	- - -	Thomas Willoughby Foster, Byatt West.
4	Ditto - - -	William Robert Adcock, James Thomas Sarson, Executors of George D. Adcock.	Edward Moxhay -	Edward Moxhay, Francis Pawle, Lewis Stephens Lyne, Virgil Stephens Lyne, Isaac Jones, Edward Taylor, Charles Hensley, John Hensley.
5	Old Broad Street -	Dean and Canons of Windsor.	Parish of St. Lawrence Jewry, Edward Moxhay.	Edward Moxhay.
6	Ditto - - -	Ditto - - -	Ditto - - -	Thomas Russell Jolit.
7	Ditto - - -	Ditto - - -	Edward Moxhay -	Edward Moxhay.
D.	New Court - - -	Ditto. - - -	—	—
1	Ditto - - -	Ditto - - -	Edward Moxhay -	Edward Moxhay.
2 & 3	Ditto - - -	Ditto - - -	Edward Moxhay, Bonamy Dobree.	Edward Moxhay, Bonamy Dobree.

[Local.]

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N° on Plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
1	Cushion Court -	Dean and Canons of Windsor.	Edward Moxhay, Edward Darell, Charles Deacon.	John Edward Genower.
E.	Yard behind the Houses, N° 1, Cushion Court, and N° 2, Hatton Court.	Ditto - -	Ditto - -	Lucy Lockett.
8	Old Broad Street -	Ditto - -	Robert Baxter -	Robert Baxter.
83	Cornhill - -	Magdalen College, Oxford.	Eagle Insurance Company, Alfred Head Baily.	Alfred Head Baily, Barnard L. Watson, James Hay, Erasmus R. Foster.
1	Freemans Court -	Ditto - -	Francis Graham Moon, Eagle Insurance Company.	Joseph Woolcombe, Henry Woolcombe, Samuel Moses Samuel, Stephen Moxon, William Henry Fisher, William Armour, Thomas M. Russell, William Oswald, Robert Soanes.
2	Ditto - -	Ditto - -	Francis Graham Moon	Francis Graham Moon.
F.	Church, Vestry, and Churchyard of the Parish of St. Bennet Fink in Threadneedle Street.	Rector and Churchwardens of the Parish of St. Bennet Fink.	---	---
14	Threadneedle Street -	Dean and Canons of Windsor.	Sir John Cowan, Bart., Thomas Corney.	Joseph Sykes, James Moore French, James Careless.
35	London Wall -	John Oakey - -	Reverend Samuel Paynter.	John Oakey, Daniel Oakey.
84	Lombard Street -	John Warburton, M.D., Thomas Poynder, William Robinson, William Hine, Trustees of John Earley Cook.	Corporation of London, John Chappell jun <sup>r</sup> .	John Chappell jun <sup>r</sup> , Joseph Carstairs, Thomas Letts.
3	Lad Lane - -	Mercers Company -	Thomas Tarsey, Thomas Millgate,	Thomas Tarsey, Thomas Millgate.
2	Ditto - -	Ditto - -	John Cooper -	John Cooper, Joseph Vickers.
1	Ditto - -	Ditto - -	John Morley sen. -	John Morley sen., Richard Morley, John Morley jun., Benjamin Morley, Samuel Morley.
19	Milk Street - -	Mercers Company -	Thomas Scales -	George Scales sen., George Scales jun., Thomas Scales, John Scales, Joseph Scales.
20	Ditto - -	Ditto - -	Thomas Watson, William Watson.	Thomas Watson, William Watson, William Gramolt.
21	Ditto - -	Ditto - -	Shepley Kesteven, Thomas Kesteven.	Shepley Kesteven, Thomas Kesteven, --- Poulton, --- Lawrence, Thomas Bingham.
12	High Timber Street, Broken Wharf.	John Joseph Skilbeck	- - -	Joseph Skilbeck, John Skilbeck.



N° on Plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
12 <sup>a</sup>	High Timber Street, Broken Wharf.	William John Cole, Henry Burnell, Henry Marshal, Richard Strange, William Saunders, John Lord, William Morse Crowdy, Ri- chard Henry Marsh, Elizabeth Marsh, Edward William Tolley, Henry Jo- seph Adcock.	William Farmer -	William Marshall.
13	Ditto - -	Ditto - -	Ditto - -	George Wade, James Carter, Ann Hollo- way.

No Part of the Church or Churchyards of the Parish of Saint Bennet Fink is to be taken without the Consent in Writing of the Bishop of London for the Time being under his Hand first had and obtained.

### THE SECOND SCHEDULE.

N° on Plan.	Situation.	Freeholders.	Leaseholders.	Occupiers.
104	Cornhill - -	} Bank of England -	- - -	Samuel Thomas.
I.	and Threadneedle Street - Cornhill and Bank Buildings (the Sun Fire and Life Office).		Ditto - -	Managers of the Sun Fire Office; Managers of the Sun Life Office.
K.	Bank Buildings and Cornhill and 2 Threadneedle Street.	Ditto - -	Henry Ladbroke, Felix Ladbroke, Henry R. Kings- cote.	Henry Ladbroke, Fe- lix Ladbroke, Henry R. Kingscote, James Josiah Arnull, Robert Sutton, Robert Sut- ton jun., James Sut- ton, Thomas Gribble.



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