

4 & 5 Vict.
c. 24.

4 & 5 Vict.
c. 42.

Powers of
recited Acts
made appli-
cable to the
present Act.

visions of the Acts relating to the said Railway: And whereas an Act was passed in the Fourth Year of the Reign of Her present Majesty, intituled *An Act to enable the Northern and Eastern Railway Company to make certain Deviations in the Line of their Railway; and to alter and amend the several Acts relating to the said Railway*: And whereas an Act was passed in the Fourth and Fifth Years of the Reign of Her present Majesty, intituled *An Act to enable the Northern and Eastern Railway Company to make a Branch Line of Railway; and to alter and amend the several Acts relating to the said Railway*: And whereas it is expedient that the said *Northern and Eastern Railway Company* should be empowered to extend the Line of their said Railway in manner herein-after mentioned, and that the Provisions of the said Acts relating to the said Railway should be altered, amended, and extended, and that further Powers should be granted to the said Company; but the same cannot be done 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, That all the Powers, Provisions, Matters, and Things contained in the said several recited Acts (except such of them or such Parts thereof as are by this Act repealed, altered, or otherwise provided for, and except so far as the Provisions of any one or more of such Acts may have been altered or repealed by any other or others of such Acts, and except so far as any one or more of such Provisions shall be inconsistent with the Provisions of this Act,) shall extend to this Act, and to the Extension Line of Railway and other Works and Things hereby authorized to be made or done, and shall operate and be in force in respect to such Extension Line of Railway, and to the Objects and Purposes of this Act, and of the said recited Acts as altered and amended by this Act, and by each other, as fully and effectually to all Intents and Purposes as if the same Powers, Provisions, Matters, and Things were re-enacted in this Act, and specially referred to the Objects and Purposes of the same.

Power to
make an
Extension of
their Line of
Railway.

II. And be it enacted, That it shall be lawful for the *Northern and Eastern Railway Company* and they are hereby empowered to make and maintain a Railway from and in continuation and extension of their present Line of Railway in the Manner herein-after mentioned; that is to say, a Line of Railway to commence by a Junction with the *Northern and Eastern Railway* at or near the present Station or Terminus of the said last-mentioned Railway at *Hockerill* in the Parish of *Bishop's Stortford* in the County of *Hertford*, and to terminate in, at, or near to a certain Field in the Parish of *Newport* in the County of *Essex*, and designated in the Parliamentary Plan herein-after referred to as Number 136 in the said Parish of *Newport*, and to be made in or pass from, through, or into the several Parishes, Townships, Hamlets, or extra-parochial Places of *Hockerill* and *Bishop's Stortford* in the County of *Hertford*, and *Birchanger*, *Stansted Mountfitchett*, *Elsenham*, *Henham*, *Ugley*, *Widdington*, *Quendon*, and *Newport*, or some of them, all in the said County of *Essex*.

III. And

III. And be it enacted, That it shall be lawful for the said *Northern and Eastern Railway Company* to provide all suitable and necessary Stations, Depôts, and Yards, and to erect Wharfs, Warehouses, and such other Buildings, Works, and Conveniences, on the said Extension Line of Railway hereby authorized to be made, together with all such convenient Approaches thereto, as they shall think proper for the Purposes of the said Undertaking.

Power to
provide
Stations, &c.

IV. And whereas Plans and Sections of the said Extension Railway, showing the Line and Levels thereof, and also Books of Reference containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands through which the same is intended to pass, have been deposited with the respective Clerks of the Peace for the Counties of *Hertford* and *Essex*; be it therefore enacted, That all Persons interested may, at all seasonable Times, inspect such Plans, Sections, and Books of Reference, and may require to be furnished by any such Clerk of the Peace with Extracts therefrom or Copies thereof; and every such Clerk of the Peace shall give access to such Documents, and, if required, furnish Copies thereof or Extracts therefrom, and certifying the same to be true Copies or Extracts; and in respect thereof he shall be entitled to One Shilling for every Inspection of such Documents, and One Shilling for every Hour such Inspection shall continue beyond the First Hour, and Sixpence for every One hundred Words copied or extracted therefrom; and if any such Clerk of the Peace shall fail to comply with any of the Provisions aforesaid he shall forfeit for every such Offence a Sum not exceeding Five Pounds.

Deposited
Plans and
Books of
Reference to
be open for
Inspection.

V. And for the Purpose of making Provision for correcting any Omission, Mis-statement, or erroneous Description of any Lands, or of the Owners, Lessees, or Occupiers of any Lands described on the said Plans or in the said Books of Reference, or the Schedule hereunto annexed, be it enacted, That the Correction of any such Matter may be referred by the Company to the Determination of Two Justices, and if it shall appear to such Justices that such Omission, Mis-statement, or erroneous Description arose from Mistake, they shall certify the same accordingly, and they shall in such Certificate state the Particulars of any such Omission, and in what respect any such Matter shall have been mis-stated or erroneously described; and such Certificate shall be deposited with the Clerk or respective Clerks of the Peace of the County or respective Counties, and Copies or Extracts with the Clerks of the several Parishes in which the Lands affected thereby shall be situate; and such Certificates and Extracts or Copies respectively shall be kept by such Clerks of the Peace and Clerks of the Parishes respectively along with the Documents to which they relate, and thereupon such Document or the Schedule to this Act shall be deemed to be corrected according to such Certificate; and it shall be lawful for the Company to make the Railway in accordance with such Certificate.

Errors and
Omissions to
be corrected.

VI. And be it enacted, That true Copies of such Plans and Books of Reference, or of any Correction thereof or Extracts therefrom, certified

Certified
Copies of
Plans, &c. to
be Evidence.

certified by any such Clerk of the Peace, shall be received in all Courts of Justice or elsewhere as Evidence of the Contents thereof.

Company empowered to deviate from Plan to an Extent not exceeding 100 Yards.

VII. And be it enacted, That the Company in making the said Extension Railway and other Works shall have Power to deviate from the Line delineated on the Plans so deposited, provided that no such Deviation shall extend to a greater Distance than One hundred Yards from the Line so delineated upon the said Plans, nor shall such Deviation extend beyond the Limits defined on the said Plans, or into the Lands or Property of any Person whose Name is not mentioned in the said Book of Reference, without the previous Consent in Writing of such Person, 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 herein-before provided for in Cases of unintentional Errors in the said Book of Reference.

Houses and enclosed Grounds not to be taken unless specified in Schedule.

VIII. And be it enacted, That the Company shall not take or injure any Property of the following Kinds, except such as shall be specified in the Schedule to this Act, without the Consent in Writing of the Owners and Occupiers thereof, unless the Omission in such Schedule be certified, according to the Provisions herein-before contained, to have proceeded from Mistake; (that is to say,) any House or Building erected on or before the Thirtieth Day of *November* One thousand eight hundred and forty-two, or any Ground on or before that Day enclosed or set apart and used as a Garden, Orchard, Nursery Ground, Yard, Paddock, Plantation, planted Walk or Avenue to a House,

Power to purchase certain Lands in the Parish of West Ham.

IX. And be it enacted, That it shall be lawful for the said Company, at any Time within the Period of Three Years from the passing of this Act, to purchase, with the Consent of the Parties interested therein, and to take, hold, and use for the Purpose of a Depôt for Goods, or for any other Purpose of the said Company, any Quantity not exceeding Ten Acres of certain Lands situate at *Bow Creek* in the said Parish of *West Ham* in the County of *Essex*, abutting on the River *Thames* on the South, and on the River *Lee* at the Junction thereof with the *Thames* on the West, and which said Lands are particularly delineated and described in a Plan deposited in the Private Bill Office of the House of Commons in reference to a certain Bill now pending before Parliament, and are thereon numbered respectively 183, 186, 187, 187^a, 188, and 189.

As to crossing Roads on the Level.

X. And be it enacted, That no Part of the said Extension Railway hereby authorized to be made shall pass across any Street or Highway on which Carriages or Carts shall pass on the Level, except where otherwise provided by this Act; and that in case the Level of the Turnpike Road or public Carriage Road shall be altered by the Means of such Railway, the Ascent or Descent of such Turnpike Road shall not be less than One Foot in Thirty Feet, or of such public Carriage Road than One Foot in Twenty Feet.

XI. And

XI. And whereas the Line of the said intended Railway crosses the several Highways herein-after enumerated, (that is to say,) a Lane or Highway leading from the *Hertfordshire* and *Cambridge* Turnpike Road to *Bishop's Stortford*, passing by the *Parsonage Mill*, the Highway in *Stansted Mountfitchett* leading from *Birchanger* to *Clavering*, the Highway in *Henham* leading from *Elsenham* to *Ugley* twice, the Highway in *Widdington* leading from *Widdington* to *Newport*, the Highway in *Newport* leading from the *Hockerill* and *Cambridge* Turnpike Road to *Debden*; and it is expedient that the said Railway should cross each of the said Highways on a Level; be it therefore enacted, That the said Company may make the said Railway across the said several above-mentioned Highways at the Places mentioned or shown in the Parliamentary Plans of the said Extension Railway on a Level.

Power to cross certain Highways on Level.

XII. And be it enacted, That if the Commissioners or Trustees of any Turnpike Road apprehend Danger to the Passengers on such Road in consequence of Horses being frightened by the Sight of the Engines or Carriages travelling upon the Railway, it shall be lawful for such Commissioners, Trustees, or any Person duly authorized by them, to make Complaint thereof to Two Justices, and thereupon such Justices shall summon the Secretary of the Company to answer such Complaint, and if it shall appear to such Justices that the Complaint is reasonable, then they shall order the Company to commence within a certain Time, and to complete within a certain other Time, to be appointed by such Justices, any Works in the Nature of a Screen near to or adjoining the Side of such Turnpike Road which such Justices may think reasonable, and after Notice of such Order served upon the Company the Company shall proceed to act in Obedience to such Order.

Screen for Turnpike Roads.

XIII. And be it enacted, That if the Company shall neglect to commence such Works within the Time appointed by such Justices in that Behalf they shall forfeit Twenty Pounds for every Day during which they do not so commence, or if, having commenced, they shall not continue from Day to Day duly to execute such Works until the Completion thereof, they shall forfeit Twenty Pounds for every Day during which they do not so proceed in the Execution of such Works; and if the Company shall not complete such Works within the Time in that Behalf appointed by such Justices they shall forfeit Twenty Pounds for every Day during which such Works shall remain uncompleted beyond the Time so appointed for their Completion; and every such Penalty shall be recoverable by the Commissioners or Trustees of such Turnpike Road by Action in any of the Superior Courts.

Penalty on failing to construct such Works.

XIV. And be it enacted, That the said Company shall, at their own Expence, erect and build over the said Railway, in a Field belonging to *William Canning* Esquire, in the Parish of *Henham*, numbered Thirty-seven in the said Plan, One good and sufficient Bridge, of the Width of Twelve Feet, with Parapet Walls or close Railing on each Side of the Height of Five Feet, and proper Approaches upon an Inclination of One Foot in Twenty, securely fenced on each Side,

A Bridge to be constructed over the Railway on the Estate of *William Canning, Esquire.*

[Local.]

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and

and in such a Situation in the said Field as the said *William Canning* shall fix; and that the said Company shall at all Times thereafter, at their Expence, maintain and keep in good Repair the said Bridge, Walls or Railing, and Fencing, for the Use of the said *William Canning*, his Heirs and Assigns, and until such Bridge and the Approaches thereto are completed preserve for the Use of the said *William Canning* a proper and convenient Passage for Horses, Waggon, Carts, and Carriages over the Line of the said intended Railway in the same Field.

The Company to lay down Pipes under the Railway for supplying the Farm-yard of W. Canning, Esquire, with Water.

XV. And be it enacted, That the said Company shall, as soon as conveniently can be after the Commencement of the Works, at their Expence, provide and lay down, in such a Situation as the said *William Canning* shall fix, and thereafter maintain and keep in repair, for the Use of the said *William Canning*, his Heirs and Assigns, a Pipe or Pipes of sufficient Diameter for the Purpose of conveying the Water under the said Railway from a Spring which supplies the Pond on the East Side of the Line in the said Field in said Parish of *Henham*, numbered Thirty-seven, to the West Side of the said Railway, for the Supply of Water to the Farm-yard of the said *William Canning*.

Company not bound to regard Trusts.

XVI. And be it enacted, That the Company shall not be bound to see to the Execution of any Trust, whether express, implied, or constructive, to which any of the Shares may be subject; and the Receipt of the Party in whose Name any such Share shall stand in the Books of the Company shall from Time to Time be a sufficient Discharge to the Company for any Dividend or other Sum of Money payable in respect of such Share, notwithstanding any Trusts to which such Share may then be subject, and whether or not the Company have had Notice of such Trusts; and the Company shall not be bound to see to the Application of the Money paid upon such Receipts.

Power to raise the Sum of 203,466l. 13s. 4d. as additional Capital, by creating 12,208 Quarter Shares, and 12,208 Twelfth Shares.

XVII. And whereas it is expedient that the said Company should be authorized to raise by Contribution among themselves, or by such other Ways or Means as are herein-after mentioned, a further or additional Sum of Money, by way of additional Capital, to enable them to make the said Extension Railway and other Works, and for other the Purposes in the said recited Acts and this Act mentioned; be it therefore enacted, That it shall be lawful for the said Company to raise, by Contribution amongst themselves, or by the Admission of other Persons as Subscribers to the said Undertaking, or in part by each of those Means, a further Sum of Money not exceeding the Sum of Two hundred and three thousand four hundred and sixty-six Pounds Thirteen Shillings and Four-pence, the Sum of One hundred and fifty-two thousand six hundred Pounds, Part whereof has already been subscribed for, and shall be divided into Twelve thousand two hundred and eight Quarter Shares of Twelve Pounds Ten Shillings each, and the Sum of Fifty thousand eight hundred and sixty-six Pounds Thirteen Shillings and Four-pence, the remaining Part thereof, shall be divided into Twelve thousand two hundred and eight Twelfths of Shares, of Four Pounds Three Shillings and Four-pence each:

each: Provided always, that no Part of the said last-mentioned Sum of Fifty-thousand eight hundred and sixty-six Pounds Thirteen Shillings and Four-pence shall be raised without the Consent of a Special General Meeting of the said Company convened for that Purpose:

XVIII. And be it enacted, That the said Shares hereby authorized to be created shall be and the same are hereby respectively vested in the several Persons who have subscribed or shall hereafter subscribe for the same respectively; and the said several Persons, and their respective Executors, Administrators, and Assigns, shall be and they are hereby declared to be Owners and Proprietors of Stock in the said Company to the same Extent, and as beneficially, to all Intents and Purposes whatsoever, as Proprietors of original Shares representing the like Amount of Stock in the said Company, and such Persons shall, in respect of such new Shares, be entitled to all such Rights and Privileges in proportion to the Amount of Stock represented by such Shares, and be subject to all the Powers, Provisions, Matters, and Things given, reserved, or contained in the said recited Acts in regard to the Holders of original Shares in the said Company, except only so far as such Rights and Privileges, Powers, Provisions, Matters, and Things, are restricted, extended, altered, or modified by this Act.

Appropriation of new Shares.

Rights and Interests of Proprietors thereof.

XIX. And be it enacted, That the Directors of the said Company shall have Power, from Time to Time, and at any Time or Times after the passing of this Act, to make, at their Discretion, such Call or Calls of Money from the Proprietors of the said new Shares as the said Directors shall from Time to Time find necessary for the Purposes of the said Company, so that no such Call shall exceed the Sum of Three Pounds Fifteen Shillings upon each such Quarter Share, after Payment shall have been made by the said Proprietors of One Pound Five Shillings upon every such Share, and that no such Call shall exceed Two Pounds Three Shillings and Four-pence upon each such Twelfth of a Share, and so that there shall be an Interval of Three Calendar Months at least between each such Call; and the several Sums of Money so to be called for shall be paid into such Bank, or to such Persons, and subject to the Restrictions herein-before contained, at such Time and Place and in such Manner as the said Directors shall from Time to Time direct and appoint, in the Manner prescribed by the said recited Acts, or some or one of them, in regard to Calls authorized to be made by virtue of the said Acts; and all the Powers, Provisions, Remedies, Penalties, Forfeitures, Matters, and Things created or imposed by the said first-recited Act for compelling the Payment of Calls, and for forfeiting the Shares of such Proprietors as shall be in default, shall extend and be applicable to the said new Shares by this Act authorized to be created, as fully and effectually, to all Intents and Purposes, as if the same had been repeated and re-enacted in this present Act in respect of the said new Shares: Provided always, that no Proprietor or Owner of any Quarter Share hereby authorized to be created shall be in any Case liable to pay any greater Sum in the whole in respect of such Quarter Share than the Sum of Twelve Pounds Ten Shillings, and that no Proprietor of any Twelfth of a Share shall be in any Case liable to pay

Directorsempowered to makeCalls on new Shares.

pay any greater Sum in the whole in respect of such Twelfth of a Share than the Sum of Four Pounds Three Shillings and Four-pence.

Subscriptions for Quarter Shares may be paid within Three Months.

XX. Provided also, and be it enacted, That it shall be lawful for the Proprietors of such Quarter Shares at any Time before the Expiration of Three Calendar Months from the passing of this Act to pay up the whole Amount of Capital represented by such Shares, if they shall think proper so to do.

Interest at 6% per Cent. to be paid on the Money from Time to Time advanced upon the new Shares.

XXI. And be it enacted, That from and after the passing of this Act the Proprietors of the said new Shares hereby authorized to be created, and their Executors, Administrators, and Assigns, shall (but subject and without Prejudice to all Mortgages, Bonds, and other Securities bearing Interest which have been made and issued and which shall be made and issued by the said Company,) be entitled, until the Expiration of Four Years, to be computed from the Time of opening to the Public the said Railway to *Newport*, to receive out of and from the Funds of the said Company, by half-yearly Payments, Interest after the Rate of Six Pounds *per Centum per Annum* on the Sum or Sums which have been or shall hereafter be paid by such Proprietors respectively, their Executors, Administrators, or Assigns, in respect of any such new Shares held by them respectively, such Interest to be computed from the Time or respective Times of the Payment of such Sum or Sums, and the first of such half-yearly Payments to be made at the Expiration of Six Calendar Months from the Day of the passing of this Act, and such Interest shall be received and taken in lieu and instead of any Dividends or other Profits in the said Undertaking to which such Proprietors respectively would otherwise be entitled in respect of such Shares.

Interest to cease after Expiration of Four Years after Railway opened to *Newport*.

XXII. And be it enacted, That at the Expiration of the said Period of Four Years the said Interest shall cease to be payable, and the Proprietors of the said new Shares shall thenceforth participate rateably with the other Proprietors of Shares in proportion to the Amount of the Capital Stock of the said Company represented by such new Shares respectively in the Profits of the said Undertaking, and be entitled to Dividends accordingly: Provided always, that in case any of the said Proprietors of new Shares shall, by Writing under his Hand, left at the principal Office of the said Company in *London*, One Calendar Month at least before the Expiration of the said Period of Four Years, elect to receive Interest after the Rate of Five Pounds *per Centum per Annum* on the Amount of the Sums paid up in respect of such Shares, in lieu of Dividends; it shall be lawful for them so to do, and such last-mentioned Proprietors of new Shares, their Executors, Administrators, and Assigns, shall thenceforth and for ever thereafter be entitled to receive Interest after the Rate of Five Pounds *per Centum per Annum* in lieu of Dividends upon their respective new Shares.

On the Expiration of the Period of Four Years the new Shares to be consolidated.

XXIII. And be it enacted, That immediately upon the Expiration of the said Period of Four Years the said Twelve thousand two hundred and eight Quarter Shares shall be consolidated and converted into Three thousand and fifty-two Shares of Fifty Pounds each,

each, and the said Twelve thousand two hundred and eight Twelfths of Shares shall be consolidated and converted into One thousand and seventeen Shares of Fifty Pounds each, and One Share of Sixteen Pounds Thirteen Shillings and Four-pence; and the said last-mentioned Shares respectively shall be numbered in regular Order, beginning with Number Fourteen thousand four hundred and one, and ending with Number Eighteen thousand four hundred and seventy, in arithmetical Progression, and every such Share shall be registered in the Number to be so applied to the same, and be ever afterwards distinguished thereby.

XXIV. And in order to facilitate the Consolidation and registering of Shares, be it enacted, That after the Expiration of the said Period of Four Years no Proprietor or other Person shall be entitled to receive any Interest, Dividend, or other Benefit in respect of any Quarter Share or Quarter Shares held by him, unless and until the Certificates of the same shall have been brought in to the Secretary in Parcels of Four Quarter Shares each, to be consolidated and registered in manner aforesaid; and no Person shall be entitled to receive any Interest, Dividend, or other Benefit in respect of any Twelfth of a Share held by him unless and until the Certificate of the same shall have been brought in to the Secretary in Parcels of Twelve Shares each, to be consolidated and registered in like Manner, except only as to the Four Twelfths of a Share last brought in, which are to be consolidated and converted into One Share of Sixteen Pounds Thirteen Shillings and Four-pence, and to be registered accordingly.

For facilitating the Consolidation of Shares.

XXV. And be it enacted, That after One Half of the said additional Capital or Sum of Two hundred and three thousand four hundred and sixty-six Pounds Thirteen Shillings and Four-pence shall have been actually paid up it shall be lawful for the said Company, by an Order of any General or Special Meeting of the said Company, to borrow, on the Credit of the said Railway and other Works made and authorized to be made by the said recited Acts and by this Act, and in the Manner prescribed or mentioned in the said first-recited Act, any Sum or Sums of Money not exceeding in Amount One Third of the said additional Capital or Sum of Two hundred and three thousand four hundred and sixty-six Pounds Thirteen Shillings and Four-pence.

Power to borrow Money.

XXVI. And be it enacted, That if, after having borrowed any Part of the Money so hereby authorized to be borrowed, the Company shall pay off the same, it shall be lawful for them again to borrow the Amount so paid off, and so from Time to Time; but such Power of reborrowing shall not be exercised without the Authority of a General Meeting of the Company, unless the Money be so reborrowed in order to pay off the existing Loan.

Reborrowing.

XXVII. And be it enacted, That all subsisting Mortgages heretofore granted under the Authority of the said recited Acts shall have Priority, so far as respects the Tolls and Property comprised in such Mortgages, in the Payment of Principal and Interest respectively, over all Monies to be raised or secured by Mortgage under the Provisions of this Act.

Existing Mortgages to have Priority.

Mortgages
and Bonds.

XXVIII. Provided always, and be it enacted, That every Mortgage, Bond, or other Security for Money, and every Transfer of any Share, Mortgage, Bond, or other Security, to be granted or made by virtue of this Act, shall be by Deed duly stamped, wherein the Consideration for the same shall be truly stated, any thing herein or in the said recited Acts contained to the contrary notwithstanding.

So much of
6 & 7 W. 4.
c. 103. as
requires
Meetings to
be held in
London or
Westminster
repealed.

XXIX. And whereas under the Powers of the first-recited Act all Meetings of the Proprietors of the said Company are directed to be holden in *London* or *Westminster* only, and it would be more convenient to the said Proprietors if such Meetings could be held in other Places; be it therefore enacted, That so much of the said first-recited Act as makes it necessary that Meetings of the said Proprietors should be held in *London* or *Westminster* as aforesaid shall be and the same is hereby repealed.

Meetings of
Proprietors
may be held
at any Place
within Three
Miles of the
Royal Ex-
change.

XXX. And be it enacted, That from and after the passing of this Act any Meeting of the Proprietors of the said Company may be held either in the City of *London* or *Westminster*, or at any other Place or Places within the Distance of Three Miles from the *Royal Exchange* in the said City of *London* which the Directors of the said Company shall in their Discretion from Time to Time name or appoint for that Purpose.

Power of
Company to
insist on Pur-
chase where
Expence of
Bridges, &c.
exceed the
Value.

XXXI. And be it enacted, That if any Land shall be so cut through and divided as to leave on either Side of the Works a Piece of Land of less Extent than Half a Statute Acre, or of less Value than the Expence of making a Bridge, Culvert, or such other Communication between the Land so divided as the Company are under the Provisions of the said recited Acts or this Act compellable to make, and if the Owner of such Lands have not other Lands adjoining such Piece of Land, and require the Company to make such Communication, then the Company may require such Owner to sell to them such Piece of Land; and any Dispute as to the Value of such Piece of Land, or as to what would be the Expence of making such Communication, shall be ascertained by a Jury, as is by the hereinbefore recited Acts provided for Cases of disputed Compensation; and on the Occasion of ascertaining the Value of the Land required to be taken for the Purposes of the Railway or Works, the Jury shall, if required by either Party, ascertain by their Verdict the Value of any such severed Piece of Land, and also what would be the Expence of making such Communication.

Compulsory
Purchase
limited to
Three Years.

XXXII. And be it enacted, That the Powers of the Company for the compulsory Purchase or taking of Lands for the Purposes of this Act shall not be exercised after the Expiration of Three Years from the passing thereof.

Repealing
Provision as
to Plans
accompany-
ing Notice of
Intention to
take Lands.

XXXIII. And whereas by the said first-recited Act it is provided and enacted, that the said Company shall deliver, with such Notice of their Intention to take or use Lands as is therein mentioned, a Plan to a Scale of not less than Four Chains to an Inch, whereon shall

shall be properly delineated the whole Space required by the said Company for the Purposes of the said Railway, its Slopes and Fences, together with a Section of the Lands, and a Statement of the Quantity of Land in each Parcel of the Lands, through which it is intended that the said Railway shall pass : And whereas it is expedient that the said recited Enactment should be repealed, and that such further and other Provision should be made in that Behalf as hereinafter mentioned ; be it therefore enacted, That the said recited Enactment shall be and the same is hereby repealed.

XXXIV. And be it enacted, That together with every Notice to be hereafter given by the said Company of their Intention to take or use any Land for the Purposes of the said recited Acts or of this Act shall be delivered a Plan to a Scale of not less than a Quarter of an Inch to One hundred Feet, whereon shall be properly delineated the whole Space required and intended to be taken or used by the said Company, and a Statement of the Quantity of Land in each Parcel of the Lands, if more than One, which may be so required as aforesaid.

Further Provision as to Plans accompanying Notice of Intention to take Lands.

XXXV. And be it enacted, That in all Cases where the said Company are required by their said recited Acts or this Act to make or execute any specific Works or Things precedent to or consequent upon the Construction of the several Lines of Railway thereby authorized to be made, such specific Works and Things shall be presumed to have been done in compliance with and in satisfaction of the Provisions of the Act or Acts requiring the same as against all Persons or Corporations who shall not have given Notice in Writing to the said Company objecting thereto within Twelve Calendar Months from the Time at which the Railway at the Place or Places giving rise to the Necessity of making and constructing any such specific Works or Things as aforesaid shall have been completed.

Limiting Time for objecting to Works made consequent on the Construction of the Lines.

XXXVI. And be it enacted, That after the Expiration of Five Years from the passing of this Act all the Powers by the said recited Acts or by this Act granted to the said *Northern and Eastern* Railway Company for executing the said Extension Railway, or otherwise in relation thereunto, shall cease to be exercised, except as to so much of the said Extension Railway as shall then be completed.

Railway to be completed in Five Years.

XXXVII. And be it enacted, That the Toll or Charge which the Company may demand for the Use of Carriages for conveying Passengers, Animals (except Horses), or Goods on the said Railway, shall not exceed One Halfpenny *per* Mile for each Passenger or Animal, or for each Ton of Goods or other Articles conveyed therein or thereon ; and the Toll or Charge which the Company may demand for the Use of Engines for propelling such Carriages on the Railway shall not exceed One Penny *per* Mile for each Passenger or Animal, or for each Ton of Goods or other Articles, in addition to the several other Tolls or Sums by the said recited Acts or by this Act authorized to be taken.

Tolls for propelling Power.

XXXVIII. And

Tolls to be charged equally.

XXXVIII. And be it enacted, That all Tolls for the Use of the Railway shall be at all Times charged equally to all Persons, and after the same Rate, whether *per Mile*, or *per Ton per Mile*, or otherwise, in respect of all Passengers, and all Goods, Animals, or Carriages of a like Description, and conveyed or propelled by a like Carriage or Engine, and that all Tolls for Carriages and the Use of locomotive Power shall be at all Times charged equally to all Persons, and after the same Rate, whether *per Mile*, or *per Ton per Mile*, or otherwise, in respect of all Passengers, and of all Goods, Animals, or Carriages of a like Description, and conveyed or propelled by a like Carriage or Engine passing on the same Portion of the Line of Railway under the like Circumstances, and no Reduction or Advance in any such Tolls for the Use of the Railway or for Conveyance by the Company, or for the Use of any locomotive Power to be supplied by them, shall be made either directly or indirectly in favour of or against any particular Company or Person travelling upon or using the same Portion of the Railway.

Expences of the Act.

XXXIX. And be it enacted, That all the Costs, Charges, and Expences of obtaining and passing this Act, and of all Arrangements preparatory thereto, and of making the Surveys, Plans, and Estimates, and all other Costs, Charges, and Expences in any way incident thereto, shall be paid and defrayed by the said *Northern and Eastern* Railway Company out of the Money already raised and received, or out of the first Money to be raised or received by virtue of this Act or of the said recited Acts, or any of them, in preference to any other Payment whatsoever.

Railway to be made under this Act to be subject to Provisions of general Railway Act. 3 & 4 Vict. c. 97. 5 & 6 Vict. c. 55.

XL. And whereas by an Act of Parliament passed in the Fourth Year of the Reign of Her present Majesty, intituled *An Act for regulating Railways*, and by another Act passed in the Sixth Year of the Reign of Her present Majesty, intituled *An Act for the better Regulation of Railways, and for the Conveyance of Troops*, certain Provisions were enacted for the Supervision of Railways, and other Purposes; be it enacted, That the Provisions of the said recited Acts, except such of the same as shall be repealed, or inapplicable to the Railway to be made by virtue of this Act, shall be in force in respect to the said Railway in the same Manner as if such Provisions were repeated and re-enacted in this Act in reference to the same.

Public Act.

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

The SCHEDULE to which this Act refers.

No. on Plan.	Description of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
<i>Parish of Bishops Stortford.</i>				
1	Garden } now Northern Ground, } and Eastern	Late the Bishop of London, and now the Northern and Eastern Railway Company.	Late Joseph Heath and others.	Late Joseph Foster and others, now in hand.
1b	Ditto } Railway Station -			
1c	Ditto - Ditto -	Late Sir George Duckett and others, and now the Northern and Eastern Railway Company.	Late the Cottage Garden Society.	Ditto, now in hand.
1d	Ditto - Ditto -	Late Bishop of London, and now the Northern and Eastern Railway Company.	Ditto - -	Ditto - Ditto.
2	Stable and Fold Yard and Buildings.	Thomas Heskin senior	- - -	In hand.
2a	Dwelling House, Yard, and Garden.	Thomas Heskin senior	- - -	In hand.
5	Little Dells Field -	Late the Trustees of the Charities of Stortford Church, now the Northern and Eastern Railway Company.	Late the Assignees of Thomas Heskin junior.	Late the Assignees of Thomas Heskin junior.
6	Cottage and Garden -	David Goodwin -	- - -	In hand.
9	Three Cottages and Gardens.	Miles Sampford -	- - -	Thomas Brazier and William Bull.
9a	Tenement, Cowhouse, and Outbuildings.	John Chamness and Ann Chamness;	- - -	In hand.
10	Tenement, Yard, and Garden.	Executors of John Serjeant.	- - -	George Martin.
11	Tenement, Yard, and Stable.	Executors of John Serjeant.	- - -	George Hart.
13	Field and Hovel -	Governors of Saint Bartholomew's Hospital.	- - -	Robert Percival.
14	Garden - -	Robert Percival -	- - -	In hand.
15	Garden - -	Joseph Fairman -	- - -	In hand.
16	Buildings and Yard -	Joseph Fairman -	- - -	In hand.
17	Cottage and Yard -	Joseph Fairman -	- - -	John Chamness.
20	Cottage, Yard, and Garden.	David Warner -	- - -	In hand.
21	Dwelling House -	George Seymour -	- - -	Charlotte Hunt.

[Local.]

No. on Plan.	Description of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
22	Dwelling House, Outbuilding, and Yard.	Elizabeth Tyler -	- - -	In hand.
22a	Dwelling House -	Elizabeth Tyler -	- - -	William Weale.
23	Dwelling House, Yard, and Outbuildings.	David Warner -	- - -	Joseph Beverley.
24	Dwelling House -	David Warner -	- - -	George Taylor, and underlet to Henry Banks.
28	Malting Building and Yard.	John Taylor - -	- - -	Joseph Taylor junior.
29	Dwelling House and Offices.	John Taylor - -	- - -	Joseph Taylor junior, sublet to Samuel Fiske.
30	Cottage and Garden -	John Tofts - -	- - -	In hand.
31	Cottage and Yard -	Mary Ann Warner -	- - -	Thomas Edridge.
32	Malting Yard and Premises.	John Baynes - -	- - -	In hand.
34	Stable and Garden -	John Taylor - -	- - -	Joseph Taylor, sublet to Samuel Fiske.
37	Field and Building -	John Baynes - -	- - -	In hand.
45	Field, Rick-yard, and Watercourse.	Bishop of London -	The Rev. Edward Weigall and Cecilia his Wife, subleased to Joseph Fairman.	Joseph Fairman.
47	Field and Pond -	Bishop of London -	Joseph Heath junior	William Robert Hawkes and others.
62	Field and Stack-yard -	Rev. Charles Almeric Belli and William Bird.	William Bird -	John Cater Canning.
63	House, Outbuildings, Yard, Garden, and Road.	Rev. Charles Almeric Belli and the Trustees of the late Ann Phœbe Debary.	John Cater Canning	John Cater Canning.
63a	Corn Mill - -	Rev. Charles Almeric Belli and the Trustees of the late Ann Phœbe Debary.	John Cater Canning	John Cater Canning.
64	Garden and Boat-house.	Rev. Charles Almeric Belli and the Trustees of the late Ann Phœbe Debary.	John Cater Canning	John Cater Canning.
67	Field or Plantation -	William Bird - -	- - -	William Robert Hawkes and others.

Parish of Birchanger.

16	Part of Garden -	Warden and Scholars of New College, Oxford.	Executors of Charles Hippuff.	Samuel Gilbey.
17	Part of Garden -	Warden and Scholars of New College, Oxford.	Executors of Charles Hippuff.	Samuel Watson.
20	Shed - -	Warden and Scholars of New College, Oxford.	Executors of Charles Hippuff.	Samuel Gilbey.
21	Shed - -	Warden and Scholars of New College, Oxford.	Executors of Charles Hippuff.	Samuel Watson.

No. on Plan.	Description of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
31	Cottage, Outbuildings, Garden, Yard, and Land.	Charles John Bythesea Brome.	- - -	Charlotte Ratcliffe.
32	Cottage, Outbuildings, Garden, Yard, and Land.	Charles John Bythesea Brome.	- - -	James Reed.
36	Cottage, Outbuildings, Garden, Yard, and Land.	Charles John Bythesea Brome.	- - -	James Sanders.
55	House, Outbuildings, Garden, Yard, and Land.	Abraham Locking Barnard.	- - -	William Hutley.
56	House, Outbuildings, Garden, Yard, and Land.	Abraham Locking Barnard.	- - -	Charles Gray.
57	House, Outbuildings, Garden, Yard, and Land.	Abraham Locking Barnard.	- - -	James Stock.

Parish of Stansted Mountfitchett.

6	Plantation - - -	Robert Gosling -	- - -	In hand.
7	Toll House, Outbuildings, Garden, Yard, and Land.	Trustees of the Hockerrill or Essex and Hertfordshire Turnpike Road.	- - -	James Reed.
12	Cottage, Outbuilding, and Part of Garden.	Warden and Scholars of New College, Oxford.	The Executors of Charles Hippuff.	Samuel Gilbey.
13	Cottage, Outbuilding, and Part of Garden.	Warden and Scholars of New College, Oxford.	The Executors of Charles Hippuff.	Samuel Watson.
15 a	Cottage and Garden, Outbuilding and Land.	Samuel Tayspill Day	- - -	Joseph Baker.
21	Barn and Outbuildings, Yard and Land.	Ebenezer Fuller Maitland.	- - -	George Newman.
22	House, Outbuilding, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	George Newman, sublet to Benjamin Gray.
23	House, Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	George Newman, sublet to Benjamin Gray.
24	House, Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	George Newman, sublet to George Saunders.
25	Blacksmith's Shop -	Ebenezer Fuller Maitland.	- - -	Unoccupied.
26	House, Workshop, and other Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	John Saunders.
27	Orchard - - -	Ebenezer Fuller Maitland.	- - -	John Saunders.
28	House, Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	Barnaby Patmore.
32	Cottage, Outbuildings, Gardens, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	William Parris, sublet to Solomon Gray.

No. on Plan.	Description of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
33	Malting Premises, and Outbuildings, Yard, Land, and Road.	Ebenezer Fuller Maitland.	- -	William Parris.
34	Rough Ground or Plantations.	Ebenezer Fuller Maitland.	- - -	William Parris.
35	House, Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	Milley Brace.
47	Garden - -	Ebenezer Fuller Maitland.	- - -	William Parris, sublet to Samuel Powel.
48	Garden - -	Ebenezer Fuller Maitland.	- - -	William Parris, sublet to John Sapsed.
49	Garden - -	Ebenezer Fuller Maitland.	- - -	William Parris, sublet to William Sapsed.
50	Garden - -	Ebenezer Fuller Maitland.	- - -	William Parris, sublet to James Griggs.
55	Plantation - -	Ebenezer Fuller Maitland.	- - -	In hand.
57	Plantation - -	Ebenezer Fuller Maitland.	- - -	In hand.
66	Plantation and Land, Site of Road.	Ebenezer Fuller Maitland.	- - -	- - -
74	Orchard and Rickstead, and Stream.	George Rush - -	Rebecca Phillips -	Rebecca Phillips.
75	Garden - -	George Rush - -	Rebecca Phillips -	Rebecca Phillips.
78	Garden and Road to Mill.	George Rush - -	Rebecca Phillips -	Rebecca Phillips.
83	Orchard - -	George Starkins -	- - -	Daniel Wilkinson.
85	Garden - -	Ebenezer Fuller Maitland.	- - -	James Clayden.
86	Cottage, Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	James Clayden.
87	Cottage, Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	William Clayden.
88	Cottage, Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	Joseph Clayden.
89	Cottage, Outbuildings, Garden, Yard, and Land.	Ebenezer Fuller Maitland.	- - -	Benjamin Pigram.
91	Garden - -	Ebenezer Fuller Maitland.	- - -	William Clayden.

• *Parish of Elsenham.*

6	Wood - -	Ebenezer Fuller Maitland.	- - -	In hand.
11	Garden - -	George Rush - -	Rebecca Phillips -	Rebecca Phillips, and sublet to George Little and Benjamin Chapman.
12	Stables and other Outbuildings, Land and Road.	George Rush - -	Rebecca Phillips -	Rebecca Phillips.
13	Garden - -	George Rush - -	Rebecca Phillips -	Rebecca Phillips.
14	Flour Mill, Brewhouse, and other Outbuildings, Yard, and Land.	George Rush - -	Rebecca Phillips -	Rebecca Phillips.

No. on Plan.	Description of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
15	Garden - -	George Rush - -	Rebecca Phillips -	Rebecca Phillips, and sublet to William Little.
16	Dwelling House, Outbuildings, Garden, Yard, and Land, and Road.	George Rush - -	Rebecca Phillips -	Rebecca Phillips.
19	Mill Head - -	George Rush - -	Rebecca Phillips -	Rebecca Phillips.
22	Garden - -	George Rush and Stephen Snow.	- - -	Stephen Snow.
23	Garden - -	George Rush and Thomas Clayden.	- - -	Thomas Clayden.
24	Garden or Orchard -	Rebecca Phillips -	- - -	Thomas Ward.
25	Cottage, Yard, and Land.	Churchwardens, Overseers, and Parishioners of the Parish of Elsenham.	- - -	Thomas Ward junior.
26	Dwelling House, Outbuildings, Garden, Yard, and Land.	Churchwardens, Overseers, and Parishioners of the Parish of Elsenham.	- - -	Thomas Ward senior.
27	Cottage, Outbuildings, Garden, Yard, and Land.	Trustees of John Well's Charity.	- - -	Thomas Powter.
28	Cottage, Outbuildings, Garden, Yard, and Land.	Trustees of John Well's Charity.	- - -	Joshua Ingold.
29	Cottage, Outbuildings, Garden, Yard, and Land.	Trustees of John Well's Charity.	- - -	John Sampford.
30	Cottage, Outbuildings, Garden, Yard, and Land.	Trustees of John Well's Charity.	- - -	Thomas Clayden.
31	House, Barn, Stables, Brewhouse, and other Outbuildings, Garden, Yard, and Land.	George Starkins -	- - -	Daniel Wilkinson.
32	Field or Orchard -	Trustees of John Well's Charity.	- - -	Daniel Wilkinson.
38	Waste Land or Garden	George Rush -	- - -	James Clayden.
39	Garden - -	George Starkins -	- - -	Daniel Wilkinson, sublet to William Powell.
40	Cottage, Outbuildings, Garden, Yard, and Land.	James Orger -	- - -	John Gunson and William Powell.
41	Cottage, Outbuildings, Garden, Yard, and Land.	James Orger -	- - -	James Dickson.
42	Cottage, Outbuildings, Garden, Yard, and Land.	James Orger -	- - -	Charles Pigram.
43	Cottage, Outbuildings, Garden, Yard, and Land.	William Mumford -	- - -	Isaac Mason.

No. on Plan.	Description of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
<i>Parish of Henham.</i>				
2	Field and Ponds -	William Charles Smith	- - -	Joshua Markwell.
3	Garden -	Humphrey Perry -	- - -	Francis Staines.
4	House, Outbuildings, Garden, Yard, and Land.	Humphrey Perry -	- - -	Francis Staines.
12	Orchard -	William Charles Smith	- - -	Joshua Markwell.
13	Farmhouse and Farm Buildings, Stack-yards, other Outbuildings, Yard, and Land.	William Charles Smith	- - -	Joshua Markwell.
14	Field and Shed -	William Charles Smith	- - -	Joshua Markwell.
15	Pond -	William Charles Smith	- - -	Joshua Markwell.
16	Osier Bed -	William Charles Smith	- - -	Joshua Markwell.
37	Field and Pond -	William Canning -	- - -	In hand.
<i>Parish of Widdington.</i>				
3	Wood and private Road.	The Trustees of Sir Francis Vincent.	- - -	In hand.
36	Osier Bed -	Warden and Scholars of New College, Oxford.	Lord Braybrooke -	William Newport.
37	Osier Bed -	Warden and Scholars of New College, Oxford.	Lord Braybrooke -	William Newport.
84	Garden Ground -	Thomas Probert, as Receiver under the Court of Chancery.	- - -	Jonas Bailey.
92	Field and Plantation -	Ann Cranmer -	- - -	Charles Belcham.
94	Orchard and Plantation.	Benjamin Thomas Gursion.	- - -	In hand.
95	Garden -	Ann Cranmer -	- - -	Charles Belcham.
96	Field, Barn, and Roading.	Ann Cranmer -	- - -	Charles Belcham.
97	Field and Hovel -	The Vicar of Newport.	- - -	Benjamin Thomas Gursion, and sublet to Thomas Mascall.
99	Field, Building, and Roading.	Ann Cranmer -	- - -	Charles Belsham.
101	Stack-yard -	Ann Cranmer -	- - -	Charles Belsham.
<i>Parish of Newport.</i>				
8	Garden and Watercourse.	Henry Webb -	Joseph Living -	Joseph Living, sublet to Richard List.
43	Field and Watercourse	William Charles Smith	- - -	Dudley Gayford and others.
77	Garden -	Ann Cranmer -	- - -	Elizabeth Parratt.
77 a	Garden -	Ann Cranmer -	- - -	James Hesler.
78	Garden -	William Charles Smith	- - -	Benjamin Thomas Gursion.
79	Orchard -	Benjamin Thomas Gursion.	- - -	In hand.
82	Occupation Road -	Ann Cranmer -	- - -	Thomas Sapsed and Charles Belsham.
83	Garden -	Ann Cranmer -	- - -	Charles Belsham.

No. on Plan.	Description of Property.	Owner or reputed Owner.	Lessee or reputed Lessee.	Occupier.
88	Garden Ground -	The Executors of Benjamin Thomas Gurson and Mary Gurson.	- - -	Joseph Sale.
89	Garden Ground -	The Executors of Benjamin Thomas Gurson and Mary Gurson.	- - -	Robert Harvey.
90	Garden Ground -	The Executors of Benjamin Thomas Gurson and Mary Gurson.	- - -	John Buck.
91	Garden Ground -	The Executors of Benjamin Thomas Gurson and Mary Gurson.	- - -	Robert Brooks.
93	Garden - -	Ann Cranmer -	- - -	Charles Belsham.
94	Occupation Road and Building.	Ann Cranmer and others.	- - -	Charles Belsham and others.
109	Potatoe Ground -	William Charles Smith	- - -	William Nassau Bell, sublet to William Cook.
112	Orchard - -	Samuel Wakefield -	- - -	Thomas Mascall, sublet to Charles Norman.
113	Cottage, Outbuildings, and Garden.	Samuel Wakefield -	- - -	Thomas Mascall, sublet to Charles Hawkes.
114	Field and Hovel -	Ann Cranmer -	- - -	Elizabeth Parratt.
116	Orchard and Outbuildings.	Sarah Clark -	- - -	In hand.
117	Dwelling House, Yard, and Outbuilding.	Sarah Clark - -	- - -	James Clark.
117 <i>a</i>	Garden - -	Sarah Clark -	- - -	James Clark and Sarah Clark.
118	Cottage, Yard, and Outbuildings.	Sarah Clark - -	- - -	In hand.
119	Dwelling House, Yard, Outbuildings, Shed, and Garden.	William Charles Smith	- - -	Joseph Gayler.
121	The Old Three Tuns Public House, Yard, Garden, and Outbuildings.	William Charles Smith	- - -	Robert Debnam.
123	Garden - -	William Charles Smith	- - -	Christopher Traylen.
124	Cottage, Garden, and Outbuilding.	William Charles Smith	- - -	Christopher Traylen.
125	Cottage, Fore-court, Garden, and Outbuildings.	William Charles Smith	- - -	Joseph Debnam.
126	Cottage, Fore-court, Garden, and Outbuildings.	William Charles Smith	- - -	Richard Harvey.
127	Cottage, Fore-court, Garden, and Outbuildings.	William Charles Smith	- - -	Henry Woolener.
128	Cottage, Fore-court, Garden, and Outbuildings.	William Charles Smith	- - -	George King.
129	Cottage and Garden -	William Charles Smith	- - -	John Searle.

