

2 & 3 Vict.
c. 28.

4 & 5 Vict.
c. 1.

4 & 5 Vict.
c. 39.

7 & 8 Vict.
c. 63.

Pounds, in One thousand six hundred Shares, of Twenty-five Pounds each, every such Share being equivalent to a Fifty Pound Share in respect of Profits and Privileges, and to borrow and take up at Interest, upon the Credit of the said Undertaking, the Sum of Four hundred and sixty thousand Pounds, instead of the Sum of Three hundred and thirty thousand Pounds by the said recited Act of the Fifth Year of His said late Majesty authorized to be borrowed: And whereas another Act was passed in the Second Year of the Reign of Her said present Majesty, intituled *An Act to amend the Acts relating to the London and Southampton Railway Company (thereafter to be called "The London and South-western Railway Company")*, and to make a Branch Railway to the Port of Portsmouth, whereby the Company were required to take and use the Name and Style of "*The London and South-western Railway Company*," and were empowered to raise, by Subscription amongst themselves or otherwise, the further Sum of Three hundred thousand Pounds, in Six thousand Shares of Fifty Pounds each, and to borrow and take up at Interest, upon the Credit of the said Undertaking, the Sum of Five hundred and sixty thousand Pounds, instead of the Sum of Four hundred and sixty thousand Pounds by the said recited Act of the First Year of Her present Majesty authorized to be borrowed; and by the said Act now in recital Powers were granted to the Company as well for constructing the said Branch Railway as for effecting the general Purposes of the Company: And whereas another Act was passed in the Fourth Year of the Reign of Her said present Majesty, intituled *An Act to amend the Acts relating to the London and South-western Railway Company*, whereby the Company were authorized to raise, by Subscription amongst themselves or otherwise, the further Sum of Two hundred and ten thousand Pounds, in Four thousand two hundred Shares of Fifty Pounds each, and to borrow and take up at Interest, upon the Credit of the said Undertaking, the Sum of Six hundred and thirty thousand Pounds, instead of the Sum of Five hundred and sixty thousand Pounds by the said recited Act of the Second Year of Her present Majesty authorized to be borrowed; and by the said Act now in recital further Powers were granted to the Company for effecting the general Purposes of the said Undertaking: And whereas another Act was passed in the Fifth Year of the Reign of Her said present Majesty, intituled *An Act to amend the Acts relating to the London and South-western Railway Company, and to authorize an Agreement between the said Company and certain Inhabitants of Wandsworth and Battersea respecting an alleged Loss in their Supply of Water*, whereby further Powers were granted to the Company for effecting the Purpose last aforesaid: And whereas another Act has been passed during the present Session of Parliament, intituled *An Act to make a Branch Railway from the London and South-western Railway to Salisbury*: And whereas the said Railway and Branch Railway by the said recited Acts of the Fifth Year of His said late Majesty and the First and Second Years of Her said present Majesty authorized to be made have been completed and opened: And whereas the making of an additional Station at *Nine Elms*, in the Parish of *St. Mary Lambeth* in the County of *Surrey*, to abut upon the *Vauxhall* and *Wandsworth* Turnpike Road there, with a Branch Railway thereto, and the Improvement of the Approach to the present *Nine Elms* Station, would be

be a great public Accommodation: And whereas the Company are willing to make and complete the said additional Station and Branch Railway, and to improve the Approach to the said present Station, but are unable to do so without the Authority of Parliament; and it is expedient that Powers should be granted to the Company to enable them to make the said additional Station and Branch Railway and other Works, and for better effecting the Purposes of the said recited Acts: 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, subject to the Provisions herein-after contained, it shall be lawful for the Company to make and maintain a Branch Railway, with all proper Works and Conveniences connected therewith, and in extension of the said *London and South-western* Railway, and the Works and Conveniences thereof, according to the Plans and Sections herein-after mentioned, commencing at and proceeding from the *London and South-western* Railway at or near the *Nine Elms* Station of the said Railway in the said Parish of *Battersea*, passing in or through the several Parishes of *Battersea* and *Saint Mary Lambeth*, or one of them, in the said County of *Surrey*, and terminating at or near the Turnpike Road from *Vauxhall* to *Wandsworth* aforesaid; and for such Purpose, and for the Purpose of making an additional Station, with proper Works and Conveniences connected therewith, at the proposed Termination of the said Branch Railway, to enter upon, take, and use such of the Lands delineated on the said Plans, and referred to in the Books of Reference deposited therewith, and herein-after mentioned, as shall be necessary for making and maintaining the Branch Railway, Station, and Works.

The Company authorized to make Branch Railway and other Works at Nine Elms.

II. And be it enacted, That, subject to the Provisions herein-after contained, it shall be lawful for the Company, for the Purpose of improving the said *Nine Elms* Station, to enter upon, take, and use the triangular Piece of Land situate in the said Parishes of *Saint Mary Lambeth* and *Battersea*, or one of them, which is delineated in the Plan thereof herein-after mentioned, and referred to in the Books of Reference deposited therewith as herein-after mentioned, and is in the same Plans and Books of Reference distinguished by the Number and Letter 1 A.

Power to take the triangular Piece of Land marked 1 A. in the Plans thereof.

III. And be it enacted, That all Provisions, Matters, and Things contained in the said recited Acts or any of them (so far as the same are now unrepealed, and except such of them or such Parts thereof respectively as are by this Act repealed, altered, or otherwise provided for,) shall extend to the several Purposes and Things hereby authorized to be done, as fully and effectually as if the same Provisions, Matters, and Things were repeated and re-enacted in this Act in reference to such Purposes and Things.

Powers of recited Acts extended to this Act.

IV. And whereas the estimated Expence of making the Branch Railway and Works is Twelve thousand five hundred Pounds; be it therefore enacted, That it shall be lawful for the Company to raise, by Contributions amongst themselves, or by the Admission of other Parties

Capital.

Parties as Subscribers to the said Undertaking, or in part by each of those Means, any further Sum of Money not exceeding Twelve thousand five hundred Pounds, the whole to be divided into Two hundred and fifty Shares of Fifty Pounds each, the same Shares to be numbered in regular Order of arithmetical Progression, and every Share always to be distinguished by the Number to be originally applied to the same.

Appropriation of such new Shares, and Rights and Interests of Proprietors in respect thereof.

V. And be it enacted, That the said new Shares hereby authorized to be created shall be respectively vested in the several Corporations and Persons who have subscribed and shall hereafter subscribe for the same respectively, and their respective Successors, Executors, Administrators, and Assigns, to their proper Use and Benefit, proportionably to the Sums by them severally subscribed and to be subscribed; and all Corporations and Persons who have subscribed or shall subscribe for One or more of the said new Shares by this Act authorized to be created, or such Sum or Sums as shall be demanded in lieu thereof, and their respective Successors, Executors, Administrators, and Assigns, shall be and they are hereby declared to be Owners and Proprietors of Stock in the Company, to the same Extent, and as beneficially to all Intents and Purposes whatsoever (except as herein-after is mentioned), as Proprietors of the like Number of the Shares by the said recited Act of the Fifth Year of His said late Majesty authorized to be created, and shall, in respect of the said new Shares by this Act authorized to be created, (except as aforesaid,) be entitled to all such Rights and Privileges, and be under and subject to all the Powers, Provisions, Indemnities, Remedies, Penalties, Clauses, Matters, and Things contained in the said recited Acts, or any of them, so far as the same are now unrepealed, and are not by this Act repealed, altered, or otherwise provided for: Provided always, that no Proprietor of any new Share hereby authorized to be created shall be entitled to any further or greater Dividend thereon than in respect and to the Extent of the Amount which may for the Time being have been paid up on such new Share.

Power to make Calls on new Shares.

VI. And be it enacted, That the Directors of the 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 Subscribers to and Proprietors of the said new Shares by this Act authorized to be created, as the said Directors shall from Time to Time find necessary for the Purposes of the Company, so that no such Call shall exceed the Sum of Fifteen Pounds upon each new Share, and so that there shall be an Interval of Three Calendar Months at least between the Day of Payment of every Two successive Calls.

Notice to be given when Call made.

VII. And be it enacted, That the several Sums of Money so to be called for shall be paid into such Banks 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, of which Time and Place Twenty-one Days Notice at least shall be previously given by Advertisement, under the Hand of the Secretary of the Company, inserted in Two or more of the

daily *London* Newspapers, and in One or more Newspaper or Newspapers usually circulated in each of the Counties of *Surrey*, *Southampton*, and *Wilts*; and all the Powers, Provisions, Remedies, Penalties, Forfeitures, Matters, and Things created or imposed by the said recited Act of the First Year of Her said present Majesty, and the said recited Act of the Fifth Year of His said late Majesty (as altered and amended by the said first-mentioned Act), for compelling the Payment of Calls, and for forfeiting the Shares of such Proprietors as shall be in default, and for Payment of Subscriptions in advance, in case the Directors shall think proper to accept the same, 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 Act in respect of the said new Shares hereby authorized to be created: Provided always, that no Proprietor or Owner of any new Share hereby authorized to be created shall in any Case be liable to pay any greater Sum in the whole in respect of any such new Share than the Sum of Fifty Pounds.

VIII. And be it enacted, That it shall be lawful for the Company, when and so soon as One Half of the total Amount of the Capital of the Company so as aforesaid authorized to be raised by Subscription shall have been actually raised and paid up, by an Order of any General or Special General Meeting of the Company, from Time to Time to borrow and take up at Interest any further or additional Sum of Money, not exceeding (besides and exclusive of the Sums of Money already authorized to be raised as aforesaid, and besides and exclusive of any Sum or Sums which the Company may be authorized to raise by the passing of any other Act or Acts in this present Session of Parliament,) the Sum of Four thousand one hundred and fifty Pounds, on the Credit of the said Undertaking, as to them shall seem proper, and thereupon to secure the Repayment thereof, with Interest, to such Persons as shall be found willing to lend the same, by such Mortgages, Assignments, or Bonds as are mentioned and described in the said recited Act of the First Year of Her present Majesty.

Power to borrow extended to 4,150*l.* beyond Monies already authorized to be borrowed.

IX. And be it enacted, That all the Powers, Authorities, Provisions, Directions, Remedies, Regulations, Matters, and Things in the said recited Acts contained relating to or in anywise affecting the borrowing of Money, and the Augmentation of Capital Stock instead of borrowing, or by the Conversion of Money borrowed into Capital Stock, and relating to or in anywise affecting Mortgages and Assignments, and Transfers of Mortgages and Assignments, and Mortgagees and Assignees, and Transferees of Mortgages and Assignments, shall extend and be applicable to the said additional Sum of Four thousand one hundred and fifty Pounds hereby authorized to be raised as aforesaid, in the same Manner as the same do extend and are applicable by the said recited Acts to the said Sum of Six hundred and thirty thousand Pounds authorized to be raised as aforesaid.

Provisions of former Acts relative to borrowing of Money to extend to this Act.

X. And whereas it is expedient that the Company should be authorized to borrow on Bond all or any of the Sums which by the said recited Acts or this Act, or any Act or Acts passing in the present

Power to borrow on Bond the Money au-

thorized to
be raised on
Mortgage.

Session of Parliament, the Company may be authorized to borrow on Mortgage; be it therefore enacted, That it shall be lawful for the Company, or the Directors thereof, after an Order shall have been made for that Purpose by any General or Special General Meeting, and they are hereby authorized and empowered, to borrow and take up at Interest, from any Persons or Corporations who shall be willing to lend the same, the whole or any Part of the Sums which by the said recited Acts or this Act, or any Act or Acts passing in the present Session of Parliament, the Company may be authorized to borrow on Mortgage, as to them shall seem meet and convenient, at such Rate of Interest as may be agreed upon, and to secure the Repayment thereof, with Interest, by Bonds under the Common Seal of the Company, payable at such Times as the Company and the Persons or Corporations lending the Money may mutually agree upon; and every Bond to be given as aforesaid for securing any Sum of Money to be borrowed as aforesaid may be according to the Form in the Schedule (A.) to this Act annexed, or to the like Effect.

Bonds to be
entered.

XI. And be it enacted, That an Entry or Memorial of every such Bond, containing the Number and Date thereof, and the Name of the Person or Corporation, with his or their proper Addition, to whom the same shall have been made or given, and of the Sum thereby secured, together with the Rate of Interest to be paid thereon, shall, within Fourteen Days next after the Date thereof, be entered in a Book to be kept by the Secretary of the Company, which Book shall and may be perused at all reasonable Times by any of the Proprietors or Creditors of the Company, or other Persons interested therein, without Fee or Reward.

Transfers of
Bonds to be
stamped.

XII. And be it enacted, That every Person or Corporation being the Obligee or Obligees in any such Bond, his or their Executors, Administrators, Successors, and Assigns, lawfully and of right may from Time to Time transfer the same, and the Principal Money thereby secured and remaining unpaid, and all Interest due and to accrue thereon, to any Person or Corporation whatsoever; and every such Transfer shall be by Deed duly stamped, and may be according to the Form in the Schedule (B.) to this Act annexed.

Transfers to
be entered.

XIII. And be it enacted, That every such Transfer shall, within Fourteen Days after the Date thereof if executed in *England*, or otherwise within Fourteen Days after the Arrival thereof in *England* if executed elsewhere, be produced to the Secretary of the Company, who shall cause an Entry or Memorial thereof to be made in the same Manner as of the original Bond, and also, if required, indorse a Certificate of such Entry on such Transfer, for which Entry and Certificate the said Secretary shall be paid such Sum as the Company shall appoint, not exceeding Two Shillings and Sixpence; and after every such Entry made, every Transfer shall entitle such Assignee, his Executors, Administrators, and Assigns, to the full Benefit thereof, and to sue the Company for Payment thereof in his or their own Name or Names; and it shall not be in the Power of any Person or Corporation who shall have made such Transfer to make void or
release

release any Bond so by him or them transferred, or any Sum of Money then due or thereby secured, or any Part thereof.

XIV. And be it enacted, That the respective Parties to whom any Mortgages or Bonds have heretofore been made or given by the said Company shall be entitled one with the other to their respective Proportions of the said Rates, Tolls, Sums, and Premises, and of all future Calls on Shares, according to the respective Sums in such Mortgages or Bonds mentioned to be secured, without any Preference by reason of any Priority of Date of such Mortgage or Bond, or on any other Account whatsoever.

Present
Mortgagees
and Bond-
holders to
have no
Priority.

XV. And be it enacted, That all the Powers, Authorities, Provisions, Directions, Remedies, Regulations, Matters, and Things in the said recited Acts contained relating to or in anywise affecting Mortgages and Transfers of Mortgages, and Mortgagees and Transferees of Mortgages, shall (except so far as the same are amended, altered, or otherwise provided for by this Act) extend and be applicable to Bonds and Transfers of Bonds and to Bondholders.

Provisions of
recited Acts
relating to
Mortgages
to extend to
Bonds.

XVI. And be it enacted, That it shall be lawful for the Company, if authorized by a Resolution carried by a Majority of at least Three Fifths of the Votes of the Proprietors present in Person or by Proxy, and not declining to vote, at any Special General Meeting of the Company, from Time to Time to direct that all or any of the Shares for the Time being existing in the Capital of the Company, (created by or under the Powers of the said recited Acts or this Act, or any other Act or Acts passing in this present Session of Parliament,) the whole Money subscribed in respect of which shall for the Time being have been paid, shall be converted into the like Amount of transferable Capital Stock; and also to direct that all or any of the Sums which, under the Powers contained in the said recited Acts or this Act, or any other Act or Acts passing in the present Session of Parliament, shall have been borrowed by the Company on Mortgage or Bond, and shall for the Time being remain due and owing, shall, with the Consent of the Persons entitled thereto, be converted into transferable Capital Stock; and also to direct that, instead of borrowing all or any of the Sums which, under the Powers of the said recited Acts or this Act, or any other Act or Acts passing in the present Session of Parliament, the Company may for the Time being be authorized to borrow, such Sums, or any Part thereof, shall be raised by the Creation of transferable Capital Stock, not exceeding in Amount the Sums the Company may for the Time being be so authorized to borrow as aforesaid; and also to direct at what Times, and under and subject to what Terms and Conditions, any such Shares or Sums shall be so converted into transferable Capital Stock, or any such Sums shall be raised by the Creation of transferable Capital Stock as aforesaid: Provided nevertheless, that no Shares created by the said recited Act of the Second Year of Her present Majesty, in respect of which, under the Provisions of the same Act, Interest is payable in lieu of Dividends or other Profits, shall be so converted into transferable Capital Stock as aforesaid, unless with the Consent of the Persons entitled thereto respectively.

Power to
convert
Shares or
Sums bor-
rowed into
transferable
Stock.

XVII. And

Proprietors
of transfer-
able Stock
may transfer
the same.

XVII. And be it enacted, That after every such Conversion into or Creation of transferable Capital Stock shall have taken place, all the Provisions contained in the said recited Acts and this Act, and any other Act or Acts passing in this present Session of Parliament, which require or imply that the Capital Stock of the Company shall be divided into Shares of any fixed Amount, and distinguished by Numbers in arithmetical Progression, shall, as to the transferable Capital Stock in respect of which such Conversion or Creation shall for the Time being have taken place, cease and be of no Effect; and the several Proprietors of such transferable Capital Stock may thenceforth transfer their respective Shares or Interests therein, or any Parts of such Shares or Interests, in the Form herein-after mentioned, and in the same Manner, and subject to the same Regulations and Provisions, as or according to which the Proprietors of Shares in the Company may now, under the said recited Acts and this Act, transfer the Shares held by them respectively, except so far as such Regulations and Provisions relate to the Division into Shares of a fixed Amount, or the Distinction thereof by Numbers in arithmetical Progression as aforesaid; and the Company shall, on Demand, cause an Entry to be made in some Book, to be kept for that Purpose, of every such Transfer.

Register
Book to be
kept of
transferable
Stock.

XVIII. And be it enacted, That the Company shall, from Time to Time after every such Conversion or Creation of transferable Capital Stock as aforesaid, cause the Names of the several Parties interested in the said transferable Capital Stock, with the Amount of the Interest therein possessed by them respectively, to be entered in a Book to be kept for the Purpose, and to be called "The Register Book of Proprietors of the transferable Capital Stock" of the Company, which Book shall be accessible at all reasonable Times to the several Proprietors of the Company.

Form of
Transfer of
Stock.

XIX. And be it enacted, That the Transfer of Sums in the said transferable Capital Stock shall be by Deed duly stamped, and may be according to the Form in the Schedule (C.) to this Act annexed, or to the like Effect.

Proprietors
of transfer-
able Stock
to be entitled
to Dividends,
&c., in pro-
portion to
their Inter-
est.

XX. And be it enacted, That the several Proprietors of the said transferable Capital Stock shall be entitled to participate in the Dividends and Profits of the Company according to the Amount of their respective Shares or Interests in such transferable Capital Stock; and such respective Shares and Interests shall, in proportion to the Amount thereof appearing in the Books of the Company as belonging to such Proprietors, confer on them respectively the same Rights, Privileges, and Advantages, for the Purpose of voting at Meetings of the Company, Qualification for the Office of Director, and for all other Purposes, as are conferred by the present Fifty Pounds Shares in the Capital of the Company (except the said Shares in respect of which Interest is payable in lieu of Dividends as aforesaid) on the respective Proprietors thereof, every Fifty Pounds of such transferable Capital Stock being taken for all Purposes to be equivalent to One of such Shares of Fifty Pounds, and so in proportion for any greater Amount, but so that none of such Rights, Privileges, or Advantages, except the
Participation

Participation in the Dividends and Profits of the Company, shall be conferred by any aliquot Part of Fifty Pounds of such transferable Capital Stock, and generally that all the Provisions, Matters, and Things in the said recited Acts and in this Act, and in any Act or Acts passing in this present Session of Parliament, respectively, contained with reference to Shares in the Capital of the Company (except the said Shares in respect of which Interest is payable in lieu of Dividends as aforesaid), and to the Proprietors of such Shares, and to the Rights, Privileges, Powers, Interests, Duties, and Liabilities of such Proprietors, shall (so far as the same are in their Nature applicable thereto, and except so far as the same are by this Act repealed, altered, or otherwise provided for,) be applicable to the Parts or Proportions of Fifty Pounds each of the transferable Capital Stock hereby authorized to be raised, and to the Proprietors thereof respectively, and to the Rights, Privileges, Powers, Interests, Duties, and Liabilities of such Proprietors.

XXI. 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. Compulsory Purchase limited for Three Years.

XXII. And be it enacted, That before any such Powers shall be put in force the whole of the additional Capital of Twelve thousand five hundred Pounds hereby authorized to be raised shall be subscribed under Contract, binding the Parties thereto, their Heirs, Executors, and Administrators, for the Payment of the several Sums by them respectively subscribed; and a Certificate under the Hands of Two Justices, certifying that the whole of the said Sum has been so subscribed, shall be sufficient Evidence thereof; and on the Application of the Company, and the Production of such Evidence as such Justices shall think proper and sufficient, such Justices shall grant such Certificate accordingly. Capital to be subscribed before Powers for Purchase of Land exercised.

XXIII. And be it enacted, That in any Case in which the Company shall have purchased or acquired, under the Powers of the said recited Acts or this Act, any House or Land within any Town, it shall be lawful for the Company absolutely to sell and dispose of all or any Part of such House or Land to such Person and in such Manner as the Company shall think proper, without being required previously to offer to sell the same to the Persons whose Lands adjoin thereto. As to Sale of Lands within a Town.

XXIV. And whereas Plans and Sections of the said Branch Railway, showing the Line and Levels thereof, and also a Book of Reference, and also Plans of the said triangular Piece of Land authorized to be taken as aforesaid, with a Book of Reference thereto, such Books of Reference respectively containing the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of the Lands through which the same Branch Railway is intended to pass, and of the said triangular Piece of Land, have been deposited with the Clerk of the Peace of the said County of *Surrey*; be it enacted, That all Persons interested may at all seasonable Times inspect such Plans, Sections, and Books of Reference, and may require to be Deposited Plans and Books of Reference to be open for Inspection.

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furnished by such Clerk of the Peace with Extracts therefrom or Copies thereof; and such Clerk of the Peace shall give Access to such Documents, and, if required, furnish Copies thereof, or Extracts therefrom, and certify 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 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.

Errors and Omissions to be corrected.

XXV. 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 hereto, 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 Matter shall have been mis-stated or erroneously described; and such Certificate shall be deposited with the said Clerk of the Peace, and Copies or Extracts thereof with the Clerks of the several Parishes in which the Lands affected thereby shall be situate, and such Certificate, and such Extracts or Copies respectively, shall be kept by such Clerk 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 Branch Railway and Works in accordance with such Certificate.

Copies of Plans, &c. to be Evidence.

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

XXVII. And be it enacted, That the Company in making the said Branch Railway 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 the Limits of Deviation shown upon the said Plans, nor to any greater Extent in passing through a Town than Ten Yards, or elsewhere to a greater Extent than One hundred Yards from the said Line; nor shall such Deviation extend into the Lands or Property of any Person whose Name is not mentioned in the said Books 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 hereinbefore provided for in Cases of unintentional Errors in the said Books of Reference.

XXVIII. And

XXVIII. And be it enacted, That in making the said Branch Railway it shall not be lawful for the said Company to deviate from the Levels of the said Branch Railway as referred to the common Datum Line described on the Sections so deposited as aforesaid, and as marked on the same, to any Extent exceeding in any Place Five Feet, or in passing through Towns Two Feet, without the Consent of the Owners, Lessees, and Occupiers of the Land in, through, or over which such Deviation is intended to be made; or in case any Street or public Carriage Road shall be affected by such Deviation, then the same shall not be made without the Consent of the Trustees or Commissioners, or, if there be no such Trustees or Commissioners, without the Consent of Two or more Justices of the Peace in Petty Sessions assembled for that Purpose, and acting for the District in which such Street or public Carriage Road may be situate, or without the Consent of the Commissioners for any public Sewers, and that no Increase in the Inclination or Gradients of the said Branch Railway as denoted by the said Sections shall be made in any Place to an Extent exceeding the Rate of Three Feet *per* Mile: Provided always, that Notice of every Petty Sessions to be holden for the Purpose of obtaining such Consent as aforesaid shall, Fourteen Days previous to the holding of such Petty Sessions, be given in some Newspaper circulating in the County, and also affixed upon the Church Door of the Parish in which such Deviation or Alteration is intended to be made, or, if there be no Church, some other Place to which Notices are usually affixed: And provided also, that, for the Purpose of consenting to any such Deviation from the said Sections as aforesaid, the Word "Owners" shall be deemed and taken to mean such Persons as are by the said recited Acts and this Act capacitated to agree for the Sale of and to convey Land for the Purposes of this Act; and the Consent of such Persons, with or without the Consent of any other Persons interested as Owners in the said Lands, shall be deemed and taken to be sufficient for such Purposes.

Limiting Deviation from Datum Line described in the Section, &c.

XXIX. And be it enacted, That it shall not be lawful to diminish the Radius of any Curve as described on the Plans deposited with the said Clerk of the Peace, unless such Radius exceed One Mile, nor to diminish it in any such Case so that it shall become less than One Mile, nor to diminish any greater Radius by more than a Quarter of a Mile unless where it exceeds Two Miles, or by more than Half a Mile unless where it exceeds Three Miles, on the said Plans.

Limiting Alteration of Curves.

XXX. 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-three, or any Ground on or before that Day inclosed or set apart and used as a Garden, Orchard, Nursery Ground, Yard, Paddock, Plantation, planted Walk, or Avenue to a House.

Houses and inclosed Grounds not to be taken, unless specified in the Schedule.

XXXI. And

Alteration of
Water and
Gas Pipes,
&c.

XXXI. And be it enacted, That it shall be lawful for the Company, for the Purpose of constructing the Branch Railway, Station, and Works by this Act authorized to be made, to raise, sink, or otherwise alter the Position of any of the Watercourses, Water Pipes, or Gas Pipes belonging to any of the Houses adjoining or near to the said Branch Railway and Works, and also the Mains and other Pipes laid down by any Company or Society who may furnish the Inhabitants of such Houses or Places with Water or Gas, and also to remove all other Obstructions to such Construction, so as the same respectively be done with as little Detriment and Inconvenience to the said Company, Society, or Inhabitants as the Circumstances will admit, and be done under the Superintendence of the several Commissioners or Trustees or Persons having Control of the Pavements, Sewers, Roads, Streets, Highways, Lanes, and other public Passages and Places within the Parish or District where such Mains, Pipes, or Obstructions shall be situate, or of their Surveyor; but it shall not be lawful for the Company to alter the Position of any Pipes so as to lay the same contrary to the Regulations of any Act of Parliament relating thereto.

Penalty for
obstructing
Supply of
Gas or
Water.

XXXII. And be it enacted, That if by any such Operations as aforesaid the Company shall interrupt the Supply of any Water or Gas they shall forfeit Five Pounds for every Day that such Supply shall be so interrupted; and such Penalty shall be appropriated to the Benefit of the Poor of the Parish in which such Obstruction shall occur, and in such Manner as the Overseers of the Poor of the Parish shall direct.

Company
not to take
any Part of
Wandsworth
Turnpike
Road.

XXXIII. And be it enacted, That it shall not be lawful for the said Company to enter upon, take, or use any Part of the said Turnpike Road leading from *Vauxhall* to *Wandsworth*, any thing contained herein, or in the said Plans and Books of Reference hereby referred to, to the contrary notwithstanding.

Company to
set apart a
proper Space
for Carriages,
&c. resorting
to the said
Station.

XXXIV. And be it enacted, That, in order that the general Traffic along the said Turnpike Road may not be unduly impeded or interfered with by Carriages and Persons resorting to the said Railway, the said Company shall, before opening to the Public any Station which may be formed upon any Part of the Lands which they are hereby authorized to purchase, set apart such a Portion of the said Lands, for the Purpose of forming a convenient Station, Approach, and Standing Place for all such Carriages and Persons, as, in the Judgment of the principal Engineer of the said Company for the Time being, and of the Surveyor of the said Turnpike Roads, or, in the Event of their Difference, of Her Majesty's Inspector General of Railways for the Time being, shall be sufficient and convenient for such Purposes, and shall from Time to Time keep the same properly gravelled or paved, and otherwise in a proper State of Repair; and such Station or Standing Place, with the Approaches thereto from the said Turnpike Road, shall always be kept gravelled or paved and in proper Repair by the said Company, to the Satisfaction of the Surveyor for the Time being of the Trustees of the said Roads; and in case the said Company shall not at all Times make and do all such Repairs, and Notice thereof

thereof shall be given to the said Company by or on behalf of the said Trustees of the said *Surrey* and *Sussex* Roads, and the said Company shall not for the Space of Four Days after the Service of such Notice commence such Repair, or shall not proceed continuously therein with all reasonable Expedition, to the Satisfaction of the Trustees of the said Roads, it shall be lawful for them the said Trustees to repair and make good the same; and all the Costs, Charges, and Expences incurred by the said Trustees and their Surveyor on account thereof shall be paid, on Demand, by the said Company, or on Failure of such Payment for Twenty-one Days next after such Demand the same shall and may be recovered by the said Trustees from the said Company, with full Costs of Suit, by Action of Debt or Assumpsit in any of Her Majesty's Courts of Record at *Westminster*.

XXXV. And for preventing any Obstruction to the Construction of the said Works, be it enacted, That if any Person wilfully obstruct any Person acting under the Authority of the Company in setting out the Line or Situation of the Works hereby authorized to be done, or pull up or remove any Poles or Stakes driven into the Ground for the Purpose of setting out the same, or deface or destroy any Marks made for the same Purpose, he shall forfeit Five Pounds for every such Offence.

Penalty for obstructing Construction of Branch Railway.

XXXVI. And be it enacted, That during the Execution of any Contract made with the Company the Works in course of being done under such Contract, and all the Materials of every Description brought upon or near such Works for the Purpose of being used in the Execution of such Contract, shall, in all Indictments or other criminal Proceedings instituted by them for the Purpose of protecting the same, be held to be the Property of the Company.

Materials to vest in the Company for Purposes of Prosecution.

XXXVII. And be it enacted, That after the Expiration of Seven Years from the passing of this Act all the Powers hereby granted to the Company for making and executing the said Branch Railway and Works, or otherwise in relation thereto, shall cease to be exercised, except as to so much of the same Works as shall then be completed.

Powers hereby granted to cease after Seven Years.

XXXVIII. And be it enacted, That the Company may, subject to the Provisions in the said recited Acts contained, lawfully demand and receive, in respect of the said Branch Railway, for and in respect of all Articles, Matters, and Things conveyed upon the same Branch Railway, or any Part thereof respectively, and in respect of Passengers, Beasts, Cattle, and Animals conveyed in Carriages, and for Carriages, conveyed on the same Branch Railway, or any Part thereof respectively, and for and in respect of locomotive Engines or other Power supplied by the Company, and for the Conveyance upon the same Branch Railway, or any Part thereof respectively, in Waggons or Carriages belonging to the Company, of any Passengers, Cattle or other Animals, Goods, Wares, Merchandize, Articles, Matters, and Things, such Amount of Rates, Tolls, or other Charges as by the said recited Acts the Company are authorized to demand and receive in respect of all or any Part of the Main Line of the *London and South-western* Railway, or the Works connected therewith, or any Part thereof.

Company to take same Tolls as on Main Line.

[*Local.*]

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XXXIX. And

Tolls to be charged equally.

XXXIX. And whereas Doubts have been entertained how far, under the Powers of the herein-before recited Acts, the said *London and South-western* Railway Company may charge different Rates of Tolls in respect of Passengers, or in respect of Animals, Goods, Wares, Merchandize, Articles, Matters, and Things of a like Description, passing on the said Railway under like Circumstances; be it therefore enacted, That, notwithstanding any thing in the said recited Acts contained, all Tolls for the Use of the said 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 Animals, Goods, Wares, Merchandize, Articles, Matters, or Things, or Carriages of a like Description, and conveyed or propelled by a like Carriage or Engine; and that all Tolls for Carriage, 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 Animals, Goods, Wares, Merchandize, Articles, Matters, or Things, or Carriages of a like Description, and conveyed or propelled by a like Carriage or Engine passing on the same Portion of the said 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.

Provisions of 3 & 4 Vict. c. 97. and 5 & 6 Vict. c. 55. to be applicable to this Railway.

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 inapplicable to the Branch Railway to be made by virtue of this Act, shall be in force in respect to the Branch Railway in the same Manner as if such Provisions were repeated and re-enacted in this Act in reference to the same.

Railway not to be exempt from Provisions of 1 & 2 Vict. c. 98.;

XLI. And be it enacted, That nothing in this Act contained shall be held to exempt the Branch Railway by this Act authorized to be made from the Provisions of an Act passed in the First and Second Years of the Reign of Her present Majesty, intituled *An Act to provide for the Conveyance of the Mails by Railway*.

nor from the Provisions of any general Act.

XLII. Provided always, and be it enacted, That nothing herein contained shall be deemed or construed to exempt the Branch Railway by this Act authorized to be made from the Provisions of any general Act relating to Railways which may pass during the present or any future Session of Parliament.

Saving the Rights of the Commissioners of Sewers.

XLIII. Provided always, and be it enacted, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice or diminish, or alter, abridge, or take away, any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the Limits

Limits extending from *East Moulsey* in the County of *Surrey* to *Ravensborne* in the County of *Kent*, but all the Rights, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been passed.

XLIV. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Interpreta-
tion of Act.

The Word "County" shall include any Riding, Liberty, or other like Division of a County:

The Word "Sheriff" shall include Under Sheriff or other legally competent Deputy; and where any Matter in relation to any Lands is required to be done by any Sheriff or by any Clerk of the Peace, the Expression "the Sheriff" or the Expression "the Clerk of the Peace" shall in such Case be construed to mean the Sheriff or the Clerk of the Peace of the County, City, Liberty, or Place where such Lands shall be situate; and if the Lands in question, being the Property of one and the same Party, be situate not wholly in One County, City, Liberty, or Place, the same Expression shall be construed to mean the Sheriff or Clerk of the Peace of any County, City, Liberty, or Place where any Part of the Lands shall be situate:

The Word "Justice" shall mean Justice of the Peace for the County, City, Liberty, or Place where the Matter requiring the Cognizance of any Justice shall arise, and who shall not be interested in the Matter; and where the Matter shall arise in respect of Lands being the Property of one and the same Party, situate not wholly in One County, City, Liberty, or Place, the same shall mean a Justice acting for the County, City, Liberty, or Place where any Part of such Lands shall be situate, and who shall not be interested in such Matter:

The Expressions "the Branch Railway" and "the Works" shall mean the Branch Railway, Station, and Works by this Act authorized to be made: And

The Expression "the Company" shall mean the *London and South-western Railway Company*.

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

And be it enacted, That the several Provisions of this Act shall be in full force and effect from the first day of January next ensuing the passing of this Act, and as long as the same shall be in force.

And be it enacted, That the several Provisions of this Act shall be in full force and effect from the first day of January next ensuing the passing of this Act, and as long as the same shall be in force.

The SCHEDULES to which the foregoing Act refers.

SCHEDULE (A.)

Form of Bond.

Know all Men by these Presents, That we, "The London and South-western Railway Company," and our Successors, are held and firmly bound to _____ in the Sum of £ _____ to be paid to him or his Attorney, his Executors, Administrators, or Assigns. As witness our Common Seal this _____ Day of _____ in the Year of our Lord _____

Now the Condition of the above-written Bond or Obligation is such, that if the above-named _____ his Executors, Administrators, or Assigns, shall be well and truly paid the full and just Sum of £ _____ this Day advanced and lent by him the said _____ upon the Credit of the said Undertaking, together with the Interest of the said Sum of £ _____ whilst the same shall remain unpaid, after the Rate of £ _____ per Centum per Annum, by quarterly Payments, then this Obligation to be void.

SCHEDULE (B.)

Form of Transfer of Bond.

I *A. B.* of _____ in consideration of the Sum of £ _____ to be paid by *C. D.* of _____ do hereby transfer a certain Bond numbered _____ under the Common Seal of "The London and South-western Railway Company," unto _____ of _____ bearing Date the _____ Day of _____ for securing the Sum of £ _____ with Interest thereon after the Rate of £ _____ per Centum per Annum, and all my Right, Interest, and Property therein, to the said _____ his Executors, Administrators, and Assigns. As witness my Hand and Seal the _____ Day of _____ in the Year of our Lord _____

SCHE-

SCHEDULE (C.)

Form of Transfer of Stock.

I *A. B.* of _____ in consideration of the Sum of £
paid to me by *C. D.* of _____ do hereby transfer to the
said *C. D.* £ _____ transferable Stock of and in the Undertaking
called the "London and South-western Railway," standing in my
Name in the Books of the Company, [*or Part of the Stock standing*
in my Name in the Books of the Company,] to hold unto the said
C. D., his Executors, Administrators, and Assigns, [*or Successors and*
Assigns,] subject to the several Conditions on which I held the same
immediately before the Execution hereof. And I the said *C. D.* do
hereby agree to accept and take the said Stock, subject to the Con-
ditions aforesaid. As witness our Hands and Seals the
Day of _____

SCHEDULE (D.)

PART 1.

Numbers referring to the Plan.	Owners Names.	Lessees Names.	Occupiers Names.	Description of Property.
<i>Parish of Battersea in the County of Surrey.</i>				
1.	Thomas Ponton	James Farren or his Assignees.	Caleb Higgs	Market Garden.
2.	Ditto	-	Charles Francis, Charles Larkin Francis, and Alfred Francis, or John Ewer Friend, George Craven, George Judd, and Robert Menzies.	Garden.
3.	Ditto	-	Charles Francis, Charles Larkin Francis, and Alfred Francis, or Joseph Lovejoy.	Cottage.
4.	Ditto	-	Charles Francis, Charles Larkin Francis, and Alfred Francis.	Meadow.
5.	Ditto	-	Ditto	Roadway and Yard.
5 a.	Ditto	-	Ditto	Occupation Footway.
6.	Ditto	-	Ditto and Thomas Linford.	Cottage.
7.	The Commissioners of the Western Division of the Kent and Surrey Sewers.	-	-	Common Sewer.

Parish of St. Mary Lambeth in the County of Surrey.

1.	The Commissioners of the Western Division of the Kent and Surrey Sewers.	-	-	-	Common Sewer.
2.	Leonard Phillipps	-	-	Leonard Phillipps	Orchard.
3.	Dean and Chapter of Canterbury.	Thomas Cus- tance.	-	Charles Francis, Charles Larkin Francis, and Alfred Francis.	Private Footpath.
4.	Ditto	Ditto	-	Thomas Goodwin	Meadow and Sheds.
5.	Ditto	Ditto	-	Joseph Hook	Meadow and Stable.
6.	Ditto	Ditto	-	Ditto	Yard, Stables, and Sheds.
6 a.	Ditto	Ditto	-	Ditto	Garden.
7.	Ditto	Ditto	-	G— Thomas Kenning, James Bennett, Studwell Bennett, William Baldwin, James Pepinith, Charles Hinton, Thomas Jackman, Joseph Nash, James Dowell, George Jay.	Garden, House, and Workshops.

Numbers referring to the Plan.	Owners Names.	Lessees Names.	Occupiers Names.	Description of Property.
8.	The Commissioners of the Western Division of the Kent and Surrey Sewers.	- - -	- - -	Common Sewer.
9.	Dean and Chapter of Canterbury.	Thomas Cus- tance.	James Thomas, George Lupton, and William Sawyer.	House, Shops, &c.
10.	Ditto - -	Ditto -	John Sizmur, Joseph Roberts, John F— Stalder.	House and Shops.

PART 2.

Parish of Battersea in the County of Surrey.

1 a.	Thomas Ponton -	- - -	Charles Francis, Charles Larkin Francis, and Alfred Francis.	Part of Yard and Roadway (being the Ground intended to be taken by the Company).
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