



ANNO SEXTO & SEPTIMO

GULIELMI IV. REGIS.

Cap. cxxxiii.

An Act for building a Foot-bridge over the River *Thames* from *Hungerford Market* in the Parish of *Saint Martin in the Fields* in the County of *Middlesex* to the opposite Shore in the Parish of *Lambeth* in the County of *Surrey*, and for making suitable Approaches thereto.

[13th August 1836.]

WHEREAS the building and constructing of a Bridge for Foot Passengers over the River *Thames* from *Hungerford Market* in the Parish of *Saint Martin in the Fields* in the County of *Middlesex* to the opposite Shore in the Parish of *Lambeth* in the County of *Surrey*, with convenient Approaches thereto, would be a great public Advantage: And whereas the several Persons herein-after named are willing, at their own Costs and Charges, to carry into execution the said Undertaking, but the same cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King'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 *George Ainslie, William Allen, George F. Barlow, Edward Noble, Richard Bell, John Burley, William Burley, Coles Child, Charles William Christie, George Thomas Clarke, William Cory, Sir Alexander Crichton, George Easton, George Fennell, Thomas George Fynmore, Benjamin Goodman, Charlotte Goodricke, Richard Grant, John Gronous, Michael Gummow, Richard Gunter, Thomas Halgood,*

Proprietors
incorporated.

[Local.]

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Thomas Hall, Thomas Harrison, William Hawes, Benjamin Hawes, Thomas Hawes, M. Hawker, Edwin Howell, William Henly Hyett, William James, Benjamin Lancaster, John Ballam Langdon, Phillips London, James Lupton, Robert Marshall, James Charles Matthews, Phillip Charles Moore, W. A. Noble and Company, John H. Parkinson, Daniel Pring, R. A. Reynolds, James Rhodes, John M. Rose, George Rudell, John Sinclair, Daniel Sutton the younger, Luke Sykes, Mary Ann Thompson Arthur Varnham, George Vaughan, Leonard Vohman, George Frederick Walker, George Wilson, Robert Wilson, John Wright, Herbert Wyatt, and all other Persons and Corporations who have subscribed or shall hereafter subscribe towards the said Undertaking, and their several and respective Successors, Executors, Administrators, and Assigns, shall be and they hereby are united into a Company for erecting, completing, and maintaining the said Bridge, and making and maintaining Roads and Ways communicating therewith, and other Works by this Act authorized, according to the Provisions and Restrictions herein-after mentioned, and for that Purpose shall be One Body Corporate by the Name and Style of "The Hungerford and Lambeth Suspension Foot-bridge Company," and by that Name shall have perpetual Succession, and shall have a Common Seal, and by that Name shall and may sue and be sued, and also shall have Power and Authority to purchase and hold Lands to them and their Successors and Assigns, for the Use of the said Undertaking, without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain, and shall have and exercise all other Powers and Authorities herein-after given.

Rules for
the Inter-
pretation of
this Act.

II. And be it further enacted, That where in this Act any Word shall be used importing the Singular Number or the Masculine Gender only, the same shall be understood to include several Matters as well as one Matter, several Persons as well as one Person, and Females as well as Males; and where the Word "Lands" shall be used, the same shall be understood to include Tenements and Hereditaments; and where the Word "Corporation" shall be used, the same shall be understood to mean any Body Politic, Corporate, or Collegiate, Civil or Ecclesiastical, Aggregate or Sole; and when the Word "Bridge" is used, the same shall be understood to mean and include the Bridge and also the Approaches thereto; and where the Word "Company" is used the same shall be understood to mean the said *Hungerford and Lambeth* Suspension Foot-bridge Company; unless in any of the Cases aforesaid it be otherwise especially provided, or there be something in the Subject or Context repugnant to such Construction.

Proprietors
to raise
Money
amongst
themselves
for the Un-
dertaking,
not exceed-
ing 80,000*l.*
to be divided
into Shares
of 25*l.* each.

III. And be it further enacted, That it shall be lawful for the said Company to raise amongst themselves any Sum of Money for erecting and maintaining the said Bridge and other Works by this Act authorized, not exceeding in the whole the Sum of Eighty thousand Pounds, the whole to be divided into Three thousand two hundred Shares of Twenty-five Pounds each, and such Three thousand two hundred Shares shall be numbered, beginning with Number One, in arithmetical Progression, and every such Share shall be distinguished by the Number to be applied to the same, and the said Shares shall be and are hereby vested in the several Parties so raising the same,

same, and their several and respective Successors, Executors, Administrators, and Assigns, to their proper Use and Benefit, proportionably to the Sum they shall severally contribute; and all Corporations and Persons, and their several and respective Successors, Executors, Administrators, and Assigns, who shall severally subscribe for One or more Share or Shares, or such Sum or Sums as shall be demanded in lieu thereof, towards the said Undertaking, and other the Purposes of the said Subscription, shall be entitled to, and shall receive, at such Time or Times as shall in manner herein-after provided be directed or appointed, in proportionable Parts, according to the respective Sums so by them respectively paid, the net Profits and Advantages which shall arise or accrue from or by the Rates, Tolls, and other Sums of Money to be received by the said Company, as and when the same shall be divided by the Authority of this Act.

IV. And be it further enacted, That all Money to be raised by the said Company by virtue of this Act shall be laid out and applied, in the first place, in paying and discharging all Costs and Expences incurred in applying for, obtaining, and passing this Act, and all other Expences preparatory or relating thereto, and the Remainder of such Money shall be applied in and towards purchasing Lands, and erecting, making, completing and maintaining the said Bridge and other Works, and in otherwise carrying this Act into execution.

Application
of Money to
be raised.

V. And whereas the probable Expence of making the said Bridge and the other Works hereby authorized will amount to the Sum of Eighty thousand Pounds, and the Sum of Sixty-four thousand Pounds and upwards, or more than Four Parts in Five thereof, has been already subscribed for by several Persons under a Contract binding themselves their Heirs, Executors, Administrators, and Assigns, for Payment of the several Sums by them respectively subscribed for; be it therefore enacted, That the whole of the said Sum of Eighty thousand Pounds shall be subscribed for in like Manner before any of the Powers given by this Act in relation to the compulsory taking of Land for the Purposes of the said Bridge and other Works shall be put in force.

The Whole
of the Ex-
pence to be
subscribed
for before
the Work is
commenced.

VI. Provided always, and be it further enacted, That a Certificate, under the Hand and Seal of any Justice of the Peace for either of the respective Counties of *Middlesex* and *Surrey*, that the whole of the said Sum of Eighty thousand Pounds hath been subscribed as aforesaid, (and which Certificate such Justice is hereby authorized and required to grant on Application made to him by the said Company, and on Production of the Subscription Deed of or relating to the said Company, and due Proof of the Execution thereof,) shall for all Purposes whatsoever be conclusive Evidence that the whole of the said Sum of Eighty thousand Pounds has been subscribed.

Certificate
under the
Hand of a
Justice of
the Peace
to be Evi-
dence that
the whole
Money has
been sub-
scribed.

VII. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered to design and cause to be built, and to complete, maintain, and keep in repair, a Bridge for Foot Passengers from *Hungerford Market* in the Parish of *Saint Martin in the Fields* in the County of *Middlesex*, over and across the said

Company
empowered
to build
the Bridge.

said River *Thames*, to the opposite Shore in the Parish of *Lambeth* aforesaid, with convenient Roads and Approaches to the said Bridge at the Southern End thereof, according to the Plan deposited with the Clerk of the Parliaments and with the Town Clerk of the City of *London*, and of such Materials as the said Company shall think proper, and for the Purpose aforesaid to dig and make proper Foundations in the said River, and on the Lands on each Side thereof, and make Dams in the said River, and cut and level the Banks thereof, and cut, remove, take, and carry away all Beds of Gravel, Sand, Mud, or any other Impediment whatsoever, and make, do, and execute all and every other Erections, Arches, Works, and Things necessary or convenient for building, maintaining, and repairing the said Bridge, and making proper Roads and Approaches thereto, as aforesaid; the Works in the said River and connected therewith to be performed to the Satisfaction of the Clerk of the Works of the *Thames* Navigation for the Time being.

Power to the
Company to
make Roads.

VIII. And be it further enacted, That it shall be lawful for the said Company to make or cause to be made One or more proper and commodious Road or Roads from the South End of the said intended Bridge to communicate with a certain Street or Road in the said Parish of *Lambeth* called or known by the Name of the *Belvidere Road*; and for the Purpose of making such Road or Roads it shall be lawful for the said Company, and their Agents and Workmen, to enter into and upon Lands or Hereditaments of or belonging to any Persons or Corporations through which the said intended Roads are to pass, and to set out such Parts thereof as they shall think proper for the said Roads, or any of them.

No Works to
be erected in
the River,
except for
constructing
Piers, with-
out Consent
of Corpora-
tion of Lon-
don.

IX. Provided always, and be it further enacted, That nothing in this Act contained shall extend to authorize the said Company to erect any Works within the Water or Bed of the said River *Thames*, except such as shall be necessary for constructing the proposed Piers of the said intended Bridge, without the Consent in Writing of the Mayor, Aldermen, and Commons of the City of *London*, in Common Council assembled, first had and obtained for that Purpose, and that the Plan of the Cofferdams for the said Piers shall be first approved by the said Mayor, Aldermen, and Commons, in Common Council assembled, before the same shall be carried into execution.

Plans and
Books of
Reference to
remain in
Custody of
Clerks of the
Peace.

X. And whereas Maps or Plans describing the said Bridge, and the proposed Road or Approach thereto, and the Lands upon or through which the said Bridge and the Works connected therewith are intended to be erected or made, together with Books of Reference thereto, containing Lists of the Names of the Owners, Lessees, and Occupiers, or reputed Owners, Lessees, and Occupiers of such Lands, have been deposited with the Clerks of the Peace for the Counties of *Middlesex* and *Surrey*; be it therefore enacted, That the said Maps or Plans and Books of Reference, so deposited, shall remain with and be kept by the said Clerks of the Peace respectively, and all Persons interested in any Manner in such Lands shall have Liberty at all reasonable Times to inspect and to make Extracts from or Copies of the said Maps or Plans and Books of Reference respectively, paying to the

the Clerk of the Peace in whose Custody the Map or Plan or Book of Reference respectively so inspected or referred to may be, for every Inspection the Sum of One Shilling, and for Copies of or Extracts from the said Books of Reference after the Rate of Sixpence for every One hundred Words; and the said Maps or Plans and Books of Reference, or true Copies thereof, or of so much thereof respectively as shall relate to any Matter which may be in question, shall be and are hereby declared to be good Evidence in all Courts of Law or elsewhere.

XI. Provided always, and be it further enacted, That it shall be lawful for the said Company to make the said Bridge and Approaches upon or through the Lands delineated on the said Maps or Plans, although such Lands or any of them, or the Situation thereof respectively, may happen to be omitted, mis-stated, or erroneously described in this Act, or in the Schedule hereto, or in the Books of Reference to the said Maps or Plans, if it shall appear to any Two or more Justices of the Peace for the County wherein the Matter in question shall arise (in case of Dispute about the same), and be certified by Writing under their Hands, that such Omission, Mis-statement, or erroneous Description proceeded from Mistake; and the Certificate of such Justices shall be deposited with and remain in the Custody of the respective Clerks of the Peace of the said Counties, as the Case may require.

Unintentional Errors in Act or Plans or Books of Reference not to prevent Execution of Act.

XII. And be it further enacted, That the said Company, in making the said Bridge and Approaches thereto, shall have full Power and Authority to deviate from the Line delineated on the Maps or Plans so deposited with the Clerks of the Peace as herein-before mentioned: Provided always, that no such Deviation shall extend to a greater Distance than Ten Yards from the Line so delineated upon the said Plan, nor shall such Deviation extend into the Lands or Property of any Person whose Name is not mentioned in the said Book of Reference, 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; provided that the Powers hereby given shall not extend to authorize the said Company in making the said Approaches to pull or take down, injure, or damage any Dwelling House or Building, or any Yard or Garden, (except such as are comprised in the Schedule to this Act annexed, or have been omitted by Mistake,) without the Consent in Writing of the Owner or Proprietor thereof.

Company empowered to deviate from Plans to an Extent not exceeding Ten Yards.

XIII. And be it further enacted, That the said Company shall be and are hereby empowered to purchase, take upon Lease, or to agree for any proper Place or Places within Five hundred Yards of the Approach to the said Bridge on either Side thereof, for the Purpose of depositing Stone, Iron, Timber, and other Materials for building and repairing the said Bridge and Approaches, and afterwards to sell the same in such and the like Manner as is herein-after directed with respect to Lands not wanted for the Purposes of this Act.

Power to take Places for Materials, &c.

[*Local.*]

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XIV. And

5,000*l.* to be
invested in
the Names
of Trustees
previous to
Works being
begun.

XIV. And be it further enacted, That before the said Bridge shall be begun to be erected or made the said Company shall and they are hereby required to invest in the Three Pounds *per Centum* Consolidated Bank Annuities, in the Names of *William Hawes* Esquire, *George Vaughan* Esquire, *Matthew Wood* Esquire, Alderman, and Sir *James Shaw* Baronet, Chamberlain, or the Survivor or Survivors of them, the Sum of Five thousand Pounds, which Sum, when so invested, together with all Interest and Dividends to accrue therefrom, and which are hereby directed to be invested from Time to Time as they shall become payable in the said Fund in accumulation with the said Sum of Five thousand Pounds, shall be and continue in Trust for the Purposes herein-after directed concerning the same, and when and as soon as it shall appear to the Satisfaction of the said Trustees for the Time being, or the Majority of them, that the said Bridge and Approaches, and the Works connected therewith, shall be so far erected, built, and made that the said Sum of Money so invested in the Three Pounds *per Centum* Consolidated Bank Annuities as herein-before directed, together with the Accumulations as aforesaid, will be sufficient to finish and complete the said Bridge and Works, then the said Trustees shall and they are hereby authorized and required to transfer the same to the said Company, or as they shall direct, to be applied for that Purpose; and in case the said Company shall not within Seven Years from and after the passing of this Act complete the said Bridge and Works, then the said Sum of Five thousand Pounds, together with the Accumulations before mentioned, shall be applied in removing such Parts of the Bridge and Works as shall or may be then erected and left unfinished in such Manner as they the said Trustees or a Majority of them for the Time being shall order and direct; or in case the said Company shall at any Time after the passing of this Act neglect or omit for the Space of Six Calendar Months in succession to proceed with or make reasonable Progress in erecting, building, and making the said Bridge and Works, it shall and may be lawful for the said Trustees, or the Majority of them, for the Time being, if they shall in their Discretion think proper, forthwith to apply the said Trust Funds and Accumulations in removing such Part or Parts of the said Bridge or Works as shall have been erected, built, and made, and which shall have been so left unfinished, in the same Manner as if the aforesaid Term of Seven Years had actually expired.

Powers to
take Lands,
&c.

XV. And be it further enacted, That for the Purposes and subject to the Provisions and Restrictions of this Act it shall be lawful for the said Company, their Agents and Workmen, and all other Persons by them authorized, and they are hereby empowered, to enter into and upon the Lands of any Person or Corporation whatsoever, and to survey and take Levels of the same or of any Part thereof, and to set out and appropriate for the Purposes of this Act such Parts thereof as they are by this Act empowered to take or use, and in or upon such Lands to dig, cut, and remove, or lay, and also to use, work, and manufacture, any Materials or Things which may be dug or obtained therein, or otherwise, in the Execution of any of the Powers of this Act, and which may be proper or necessary for making, maintaining, altering, or repairing the said Bridge and other Works
by

by this Act authorized, or which may obstruct the making, maintaining, altering, repairing, or using of the same respectively, according to the true Intent and Meaning of this Act, and generally to do and execute all other Matters and Things necessary or convenient for constructing, maintaining, altering, or repairing and using the said Bridge and other Works by this Act authorized, they the said Company, their Agents and Workmen, doing as little Damage as may be in the Execution of the several Powers to them hereby granted, and the said Company making full Satisfaction in manner herein-after mentioned to all Persons and Corporations interested in any Lands which shall be taken, used, or injured, for all Damage to be by them sustained in or by the Execution of all or any of the Powers hereby granted; and this Act shall be sufficient to indemnify the said Company and all other Persons for what they or any of them shall do by virtue of the Powers hereby granted, subject nevertheless to such Provisions and Restrictions as are herein-after contained.

XVI. And be it further enacted, That if any Person shall obstruct or prevent any Person employed by the said Company in setting out the Line of the said Bridge, or engaged in the Construction thereof, or of any Part thereof, he shall forfeit and pay any Sum not exceeding Twenty Pounds for every such Offence.

Penalty on obstructing Persons employed in the Construction of the Bridge.

XVII. And be it further enacted, That it shall be lawful for the said Company to treat and agree for the Purchase of any Lands authorized to be taken and used by them as aforesaid, and of any subsisting Leases, Terms, Estates, Rights, and Interests therein and Charges thereon, or such of them or such Part thereof as the said Company shall think proper.

Power to treat for the Purchase of Lands.

XVIII. And be it further enacted, That after any Lands intended to be taken or used for the Purposes of this Act shall have been set out and ascertained, it shall be lawful for all Corporations, Tenants in Tail or for Life, or for any other partial or qualified Estate or Interest, Husbands, Guardians, Trustees, and Feoffees in Trust for charitable or other Purposes, Committees, Executors, and Administrators, and all Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of all Persons entitled in Reversion, Remainder, or Expectancy after them, if incapacitated, unborn, or not to be found, and for and on behalf of their Wives, Wards, Lunatics, and Idiots respectively, and in the same Manner and to the same Extent as such Wives, Wards, Lunatics, and Idiots respectively could have done by Law under the Powers of this Act in case they had been sole and of full Age and sound Mind, and for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, or other Persons, and to and for all Femes Covert seised, possessed of, or interested in their own Right, or entitled to Dower or other Interest in, and for all other Persons whatsoever, seised or possessed of or interested in any such Lands, to contract for, sell, and convey the same or any Part thereof unto the said Company; and all such Contracts, Sales, and Conveyances shall be made at the Expence of the said Company, and may be made according to the following Form, or as

Persons under legal Disability empowered to sell and convey Lands.

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payable and of right accustomed, in the same Manner as if this Act had not been passed, until such Lands shall have been enfranchised by virtue of the Powers herein-after contained; but inasmuch as the vesting and continuing of such Copyhold or Customary Premises in the said Company as a Body Corporate would, if the same should not be enfranchised, prevent the Lord of such Manor from receiving the same Benefit of Fines and other Services due upon Death, Descent, or Alienation as he would have received in case such Copyhold or Customary Premises had continued to be the Property of Persons in their natural Capacities, the said Company shall pay a reasonable Recompence and Satisfaction for the Loss which may arise to such Lord in respect to such Fines and other Services the Receipt or Enjoyment of which shall be diminished or lost by the vesting or continuing of such Copyhold or Customary Premises in a Body Corporate, and such Recompence and Satisfaction, if not settled by Agreement between the Parties, (and which Agreement all Lords of Manors and other Corporations and Persons by this Act authorized to enfranchise Copyhold or Customary Lands are hereby empowered to enter into,) shall be ascertained and settled by the Verdict of a Jury, if required, in like Manner as the Price of any Lands to be taken in pursuance of this Act is directed to be settled in case of Dispute as to the Value thereof; and in all Cases where the Lord of any Manor whereof any Copyhold or Customary Lands purchased by the said Company for the Purposes of this Act shall be Parcel shall not have contracted to enfranchise the same, and shall have received from the said Company a Recompence or Satisfaction in respect of the Fines, Heriots, and other Services being diminished or lost by the vesting and continuing of such Copyhold or Customary Lands in a Body Corporate, then and in every such Case, if the same Lands or any Part thereof shall not be ultimately required for the Purposes of this Act, and shall be sold and disposed of by the said Company under the Authority to them by this Act given for that Purpose, the Copyhold or Customary Lands which shall be so sold and disposed of by the said Company shall remain in the Hands of the Purchaser thereof, and for ever thereafter continue free and discharged from the Fines and other Services in respect whereof such Recompence and Satisfaction shall have been made as aforesaid.

XX. And be it further enacted, That it shall be lawful for the Lord for the Time being of any Manor whereof any Copyhold or Customary Lands required for the Purposes of this Act are holden or Parcel, and whether a natural Person or a Corporation, and whether seised in his own Right or as a Trustee, and whether he be seised in Tail or for Life or other limited Estate, and in case of a Lady whether she be married or sole, and in case of an Infant, Lunatic, or other incapacitated Person being Lord of such Manor, then for his Guardian, Committee, or Trustee, to contract for and the several Corporations and Persons aforesaid are hereby empowered to contract for the Enfranchisement of and to enfranchise such Copyhold or Customary Lands, by such or the like Form of Conveyance as by this Act is directed or authorized to be used in Cases of the Conveyance of Lands, and in case such Lord or other Corporation or Person hereby capacitated to enfranchise such Lands shall require the same

Lords of Manors under Disability empowered to enfranchise.

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it shall be compulsory on the said Company to purchase the Enfranchisement of such Lands; and the Price to be paid by the said Company for the Purchase of the Enfranchisement of any such Lands shall, in case the Parties differ about the same, be ascertained and settled by the Verdict of a Jury, if required, in like Manner as the Price of any Land to be taken in pursuance of this Act is directed to be settled in case of Dispute as to the Value thereof.

Regulation
for Appor-
tionment of
Rents of
Copyholds.

XXI. And be it further enacted, That the Appointment or Apportionment of the certain Copyhold or Customary Rents issuing out of any Copyhold or Customary Lands of which a Part only shall be taken for any of the Purposes of this Act, in case the same shall not be settled by Agreement between the Parties, shall be ascertained and settled by the Verdict of a Jury, if required, in like Manner as the Price of any Lands to be taken in pursuance of this Act is directed to be settled in case of Dispute as to the Value thereof, and in case such Appointment or Apportionment shall be settled by Agreement between the Parties, such Agreement shall be made with, and shall not be valid without the Consent and Approbation of the Lord of the Manor whereof the same Copyhold or Customary Lands are held or parcel, or of such other Person or Corporation as under this Act shall have Authority to enfranchise such Lands; and the Apportionment of such Copyhold or Customary Rents as aforesaid shall not in any Manner invalidate, prejudice, or destroy the Customs in other respects by or under which the Copyhold or Customary Lands not taken for the Purposes of this Act shall be held, or the Remedies for the Recovery of the Rent for the same after the Apportionment thereof.

Power to
purchase the
Release of
Lands want-
ed from
the Rents
charged
thereon.

XXII. And be it further enacted, That where any Lands purchased or intended to be purchased by the said Company shall be subject, solely, or jointly with other Lands not intended to be purchased, to or with any Rent-service Rent-charge, or Chief Rent, or other Rent, Payment, or Incumbrance, it shall be lawful for the said Company to agree for the Release of the Lands so purchased or intended to be purchased from such Rent, Payment, or Incumbrance, and also (when necessary) for an Apportionment of such Rent, Payment, or Incumbrance for such Sum as shall be agreed upon between the said Company and the Party who under the Provisions of this Act shall agree to sell or apportion the same, and which Agreement may be entered into by all Corporations and other Persons by this Act authorized and empowered to sell or convey Lands; and in case any Difference shall arise respecting the Value of such Rent, Payment, or Incumbrance, or respecting the Apportionment thereof, the same shall be determined by a Jury, if required, in like Manner as the Price of Lands is by this Act directed to be settled in case of Dispute as to the Value thereof; which Jury shall assess and determine the Value of the Rent, Payment, or Incumbrance affecting the Lands purchased or intended to be purchased, and shall also (where necessary) apportion the Rent, Payment, or Incumbrance affecting the Lands jointly subject to such Rent, Payment, or Incumbrance as herein-before mentioned, according to the respective Values of the Lands purchased or intended to be purchased and of the Lands not intended to be purchased by the said Company; and all Contracts,

Conveyances,

Conveyances, and Assurances which shall be made by and between the said Company and any such Party as aforesaid respecting such Release, (and which may be of the like Forms, *mutatis mutandis*, as by this Act are directed to be used in case of Conveyances of Lands,) shall be valid and effectual in the Law, and shall extinguish the Whole or a proportionate Part of such Rent, Payment, or Incumbrance, as the Case may be: Provided always, that when any of the Lands purchased by the said Company shall be released from any Rent, Payment, or Incumbrance affecting the same jointly with other Lands not purchased by the said Company, such last-mentioned Lands shall be charged only with the Remainder of such Rent, Payment, or Incumbrance; and such Apportionment shall not prejudice the Remedies for such Remainder, but the same shall at all Times thereafter remain as effectual as if the Lands not so purchased had been originally charged with that Amount only: Provided also, that when a Part of any Rent, Payment, or Incumbrance shall be released, it shall be lawful for the said Company, on Tender for that Purpose of any Deed or Instrument creating or transferring such Rent, Payment, or Incumbrance, to affix their Common Seal to a Memorandum endorsed on such Deed or Instrument, declaring what Part of the Lands originally subject to such Rent, Payment, or Incumbrance shall have been purchased by virtue of this Act, and what Proportion of the said Rent, Payment, or Incumbrance shall have been released, and also declaring the Amount of the Rent, Payment, or Incumbrance which shall continue payable; and such Memorandum shall be Evidence in all Courts of the Facts therein stated, but shall not exclude any other Evidence of the same Facts.

XXIII. And be it further enacted, That all Persons and Corporations having any Mortgage on any Lands which shall be required to be taken for the Purposes of this Act, (and whether entitled thereto in their own Right or in Trust for any other Person or Corporation, and whether in Possession of such Lands by virtue of such Mortgage or not, and whether such Mortgage shall affect such Lands solely, or jointly with any other Lands which shall not be so required), shall, on Tender of the Principal Money and Interest due on such Mortgage, and the just Costs (if any) then due, together with the Amount of Six Calendar Months Interest on the said Principal Money, by the said Company, immediately convey, assign, and transfer the respective Interests of such Mortgagees in the Lands which shall be so required, to the said Company or to such Person as they shall appoint; and which Conveyance, Assignment, or Transfer may be of the like Form as the Conveyances by this Act directed to be used in Cases of Conveyance of Lands, or as near thereto as the Circumstances of the Case will permit; or in case such Mortgagees shall have Notice in Writing from the said Company that they will pay off the Principal Money and Interest which shall be due on such Mortgage at the End of Six Calendar Months (to be computed from the Day of giving such Notice) or at the End of some shorter Period, then, at the End of Six Calendar Months, or such shorter Period named in such Notice, on the Payment of the Principal Money and Interest so due, together with any just Costs then due, such Mortgagees shall convey, assign, and transfer their respective Interests in the Lands which shall

Mortgagees
to convey to
Company.

shall be so required for the Purpose of this Act, to the said Company, or as they shall direct; and in case any such Mortgagee shall refuse to convey, assign, or transfer as aforesaid on such Tender or Payment, then all Interest on every such Mortgage Debt shall from thenceforth cease and determine: Provided always, that in case any such Mortgagee shall neglect or refuse to convey, assign, or transfer as aforesaid, then, upon Payment of the Principal Monies and Interest and the Costs (if any) due on any such Mortgage as aforesaid into the Bank of *England* at the End of the Period named in such Notice as aforesaid, or in lieu of such Notice and in addition to the said other Monies, of Six Calendar Months Interest in advance, for the Use of such Mortgagee, the Cashier of the said Bank shall give a Receipt for the said Money in like Manner as is by this Act directed in Cases of other Payments into the said Bank, and thereupon, or upon such Conveyance, Assignment, or Transfer by any such Mortgagee as aforesaid, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand of such Mortgagee, and of all Persons in Trust for him, or for whom he shall be Trustee, shall vest in the said Company, and the said Company shall be deemed to be in the actual Possession of the Premises and Estate comprised in such Mortgage, or so much thereof as shall be required for the Purpose of this Act, to all Intents and Purposes whatsoever.

Directing in what Manner Disputes between the Company and certain Mortgagees shall be settled.

XXIV. And be it further enacted, That in all Cases in which any Lands subject to any Mortgage shall be required for the Purposes of this Act, which Lands shall be of less Value than the Principal Monies, Interest, and Costs secured thereon, or in which a Part only of any Lands subject to any Mortgage shall be required for the Purposes of this Act, and such Part shall be of less Value than the Principal Money, Interest, and Costs secured on such Lands, and the Mortgagee thereof shall not consider the remaining Part of such Lands to be a sufficient Security for the Money charged thereon, or shall not be willing to release the Part required for the Purposes of this Act from the Principal or Mortgage Money and all Interest due or to become due thereon, and all Costs, the Value of such Lands, or, as the Case may be, of such Part of the said Lands as shall be so required for the Purposes aforesaid, and also the Compensation (if any) for any Damage done, shall be settled and agreed upon by and between such Mortgagee, whether entitled to such Mortgage absolutely or in Trust for any other Person or Corporation, and the Person or Corporation entitled to the Equity of Redemption of such Lands, whether absolutely or for such Estate as might capacitate him or them to convey for the Purposes of this Act, on the one Part, and the said Company on the other Part, and in case of any Difference between them then such Value and Compensation shall be determined by the Verdict of a Jury in the same Manner as in other Cases of Difference; and the Amount of such Value and Compensation, being so agreed upon and determined as aforesaid, shall be paid to such Mortgagee in satisfaction of his Claim, so far as the same will extend, and such Mortgagee shall thereupon convey, assign, and transfer all his Interest in such mortgaged Lands the Value whereof shall so have been agreed upon or determined as aforesaid; or in case of his neglecting or refusing to convey, assign, or transfer, as hereinbefore

before directed, then the Amount of such Value and Compensation shall be paid into the Bank of *England* to the Crédit of such Mortgagee as by this Act is provided in Cases of like Nature; and such Payment to the Mortgagee or into the Bank as last aforesaid shall be and be accepted in satisfaction of the Claim of such Mortgagee so far as the same will extend, and also in full Discharge and Exoneration of the mortgaged Premises, or such Part thereof as shall be so taken or used, from all Principal and Interest and other Money due or secured thereon, and thereupon such Lands shall become absolutely vested in the said Company, and the said Company shall be deemed to be in the actual Possession thereof to all Intents and Purposes whatsoever: Provided nevertheless, that all Mortgagees shall have the same Powers or Remedies for recovering or compelling Payment of their Mortgage Money, or the Residue thereof, (as the Case may be,) or the Interest thereof respectively, upon and out of the Residue of the mortgaged Lands not required for the Purposes aforesaid, as they would otherwise have had or been entitled to for recovering or compelling Payment thereof upon or out of the whole of the Lands originally comprised in such Mortgage: Provided also, that when a Part only of any Lands subject to any Mortgage shall have been taken for the Purposes of this Act as aforesaid, and the Value of the Lands so taken shall, on the Assignment thereof to the said Company, have been paid to the Mortgagee thereof in part Satisfaction of the Mortgage Debt, a Memorandum of what shall have been so paid shall be endorsed on the Deed creating such Mortgage at the Time of executing such Assignment to the said Company, and shall be signed by such Mortgagee, and a Copy of such Memorandum shall at the same Time, if required, be furnished by the said Company, at their Expence, to the Person so entitled as aforesaid to the Equity of Redemption of the Lands comprised in such Mortgage Deed.

XXV. And be it further enacted, That in all Cases where any Lands purchased or intended to be purchased by the said Company are or shall be subject, jointly with other Lands not intended to be purchased, to or with any Rent, Payment, Mortgage, or Incumbrance whatever, and the Party entitled to such Rent, Payment, Mortgage, or Incumbrance, or by this Act capacitated to sell, release, or apportion the same, or to release the Lands so purchased therefrom, shall consider the remaining Part of the Lands so jointly subject, and the same shall in fact be a sufficient Security for such Rent, Payment, Mortgage, or Incumbrance, and shall therefore be willing to release the Lands so purchased by the said Company therefrom, then and in any such Case it shall be lawful for the Party entitled to, or by this Act capacitated to sell, release, or apportion such Rent, Payment, Mortgage, or Incumbrance, or to release the Lands so purchased or intended to be purchased therefrom, with the Consent of the Owner of the Lands so purchased or intended to be purchased, and also of the Owner of the remaining Lands so jointly subject as aforesaid, and which Owner is hereby declared to include and extend to all Corporations and other Persons by this Act authorized and empowered to sell and convey Lands, to release the Lands so purchased or intended to be purchased as aforesaid from the Rent, Payment, Mortgage, or Incumbrance

[*Local.*]

67 U

brance

Lands subject to Incumbrances may be released on certain Conditions.

brance so affecting the same as aforesaid jointly with other Lands, on condition or in consideration of such other Lands continuing or remaining wholly or exclusively subject to the whole of such Rent, Payment, Mortgage, or Incumbrance; and when any Lands purchased by the said Company shall be so released as last aforesaid, the remaining or other Lands not intended to be purchased, and being so jointly subject as aforesaid, shall thenceforth be and remain wholly and exclusively charged with and subject to the whole of such Rent, Payment, Mortgage, or Incumbrance; and all Remedies for the Recovery thereof against such remaining or other Lands, and the Owners and Occupiers thereof respectively, shall not be prejudiced by reason of such Release as aforesaid, but shall at all Times thereafter remain as effectual as if such remaining or other Lands had been originally exclusively charged with the full Amount of such Rent, Payment, Mortgage, or Incumbrance: Provided always, that when any Land so purchased as aforesaid shall be released as aforesaid, it shall be lawful for the said Company, on Tender for that Purpose of any Deed or Instrument creating or transferring such Rent, Payment, Mortgage, or Incumbrance, to affix their Common Seal to a Memorandum, endorsed on such Deed or Instrument, declaring what Part of the Lands originally subject to such Rent, Payment, Mortgage, or Incumbrance shall have been purchased and released as aforesaid by virtue of this Act, and also declaring that the remaining or other Lands so before jointly subject as aforesaid are thenceforth to remain and be wholly and exclusively charged with and subject to the full Amount of the said Rent, Payment, Mortgage, or Incumbrance, and such Memorandum shall be Evidence in all Courts of the Facts therein stated, but shall not exclude any other Evidence of the same Facts: Provided also, that the several other Powers and Provisions herein-before contained, touching the Release of the Lands required for the Purposes hereof from any Rent, Payment, Incumbrance, or Mortgage charged thereon, affecting the same, either solely or jointly with any other Lands, shall not be prejudiced, altered, or affected by the said Powers and Provisions last herein-before contained, but it shall be lawful for all Parties interested to act, either under the Powers and Provisions last herein-before contained, or the other Powers and Provisions aforesaid, in relation to any such Rent, Payment, Mortgage, or Incumbrance as aforesaid, as they may respectively deem it expedient.

Parties to deliver a Statement of their Estates and Claims within One Calendar Month after Notice.

XXVI. And be it further enacted, That on or before the Expiration of One Calendar Month next after Notice in Writing from the said Company, or their Agent duly authorized, of their Intention to take or use any Lands or any Part thereof for the Purposes of this Act shall have been given to any Person or Corporation seised, possessed, or interested in or authorized by this Act to accept and receive any Satisfaction and Compensation for the Value of the same, or any Estate, Share, or Interest therein or Charge thereon, or for any Injury or Damage sustained on account of the Execution of this Act, such Person or Corporation shall deliver or cause to be delivered at the Office of the said Company a Statement in Writing of the Particulars of the Estate, Share, Interest, or Charge which he or they claim to be entitled to or to be authorized to receive Satisfaction

tion and Compensation for, and of the Injury or Damage sustained by him or them, and of the Amount of the Sum of Money which he or they may expect and be willing to receive in Satisfaction and Compensation for the Value of such Estate, Share, Interest, or Charge, and for such Injury or Damage respectively.

XXVII. And be it further enacted, That all Corporations and other Parties by this Act capacitated to sell and convey any Lands, or to enfranchise Lands of Copyhold or Customary Tenure, or to sell and convey any other Rights or Interests in Lands, and the respective Owners and Occupiers of any Lands through or upon which the Approaches to the said Bridge or other Works hereby authorized are intended to be made, may agree to accept and receive, and may, subject to such Restrictions as in this Act contained as to the Payment thereof, accept and receive Satisfaction for the Value of such Lands, or of the Interest therein by them conveyed, and also Compensation for any Damage occasioned to such Lands by reason of the Execution of any of the Works by this Act authorized, and also by reason of the severing or dividing such Lands, and also for and on account of any Damage, Loss, or Inconvenience which may be sustained by such Corporations or other Parties by reason of the Execution of any of the Powers of this Act, in such gross Sums as shall be agreed upon between the said Owners (including Persons hereby capacitated as aforesaid) and Occupiers respectively and the said Company; and in case the said Company and such Parties respectively shall not agree as to the Amount or Value of such Purchase Money, Compensation, or Satisfaction, the same respectively, or any of them concerning which they do not so agree, shall be ascertained and settled by the Verdict of a Jury, if required, as herein-after is directed.

Satisfaction
to be made
for Lands
taken for
Bridge.

XXVIII. And for settling all Differences which may arise between the said Company and the several Owners and Occupiers of, or Persons or Corporations interested in, any Lands which shall or may be taken, used, damaged, or injuriously affected by the Execution of any of the Powers hereby granted, be it further enacted, That if any Corporation, Trustee, or other Person so interested or entitled and capacitated to sell, agree, or convey as aforesaid, shall not agree with the said Company as to the Amount of such Purchase Money or Satisfaction or other Compensation as aforesaid, or if any of the Parties entitled to receive such Purchase Money or Satisfaction, or other Compensation as aforesaid, shall refuse to accept such Purchase Money or Satisfaction or other Compensation as aforesaid as shall be offered by the said Company, and shall give Notice thereof in Writing to the said Company within Ten Days next after such Offer shall have been made, and the Party giving such Notice shall therein request that the Matter in dispute may be submitted to the Determination of a Jury, or if any of such Parties as aforesaid shall for the Space of Ten Days next after Notice in Writing shall have been given to the Clerk, Agent, or principal Officer of any such Corporation, or to any of such Trustees or Persons respectively, or left at his last or usual Place of Abode, or with the Tenant or Occupier of any Lands required for the Purposes of this Act, neglect or refuse to treat, or shall not agree with the said Company for the Sale and Conveyance

In case the
Parties re-
fuse or are
incapable to
treat, the
Value of
Land and of
Damages to
be settled by
a Jury.

Conveyance of their respective Estates or Interests, or the respective Estates or Interests which they respectively are hereby capacitated to convey therein, or shall by reason of Absence be prevented from treating, or shall by reason of any Impediment or Disability not provided for by this Act be incapable of making such Agreement or Conveyance as shall be necessary or expedient for enabling the said Company to proceed in making the said Bridge and other the Works aforesaid, or shall not disclose and prove the State of the Title to the Premises of which they respectively may be in Possession and claim to be entitled unto or interested in, or in any other Case where Agreement for Compensation for Damages incurred in the Execution of this Act cannot be made, then and in every such Case the said Company shall and they are hereby required from Time to Time to issue a Warrant, either under their Common Seal or under the Hands and Seals of Three at least of the Directors of the said Company, to the Sheriff of the County of *Surrey* or High Bailiff of the City and Liberty of *Westminster*, within whose Jurisdiction the Lands in question shall be situate or the Matters in dispute shall arise, or in case such Sheriff or his Under Sheriff or such Bailiff shall be One of the said Company, or enjoy any Office of Trust or Profit under them, or shall be in anywise interested in the Matter in question, then to any of the Coroners of the said County or Liberty not interested as aforesaid, or if all the Coroners shall be so interested then to some Person then living in the same County or Liberty, and free from personal Disability, who shall have filled the Office of Sheriff, High Bailiff, or Coroner in the said County or Liberty, and not interested as aforesaid (a Person having more recently served either Office being always preferred), commanding such Sheriff, High Bailiff, or Coroner, or other Person to impanel, summon, and return, and the said Sheriff, High Bailiff, Coroner, or other Person is hereby accordingly empowered and required to impanel, summon, and return a Jury of at least Twenty-four sufficient and indifferent Men, qualified according to the Laws of this Realm to be returned for Trials of Issues in His Majesty's Courts of Record at *Westminster*; and the Persons so to be impanelled, summoned, and returned are hereby required to appear before the said Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person at such Time and Place as in such Warrant shall be appointed, and to attend from Day to Day until duly discharged, and out of such Persons so to be impanelled, summoned, and returned a Jury of Twelve Men shall be drawn by the said Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person, or by some Person to be by them respectively appointed, in such Manner as Jurors for Trials of Issues joined in His Majesty's Courts of Record at *Westminster* are by Law directed to be drawn; and in case a sufficient Number of Jurymen shall not appear at the Time and Place so to be appointed as aforesaid, such Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person shall return other honest and indifferent Men of the Standers-by, or of others that can speedily be procured to attend that Service (being so qualified as aforesaid), to make up the said Jury to the Number of Twelve; and all Parties concerned may have their lawful Challenges against any of the said Jurymen, but shall not challenge the Array; and the said Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person is hereby empowered and required, on Request in Writing by either Party, to
summon

summon before him all Persons who shall be thought necessary to be examined as Witnesses touching the Matters in question, and may authorize or order the said Jury, or any Six or more of them, to view the Place or Matter in controversy; and such Jury shall upon their Oaths, or being Quakers or Separatists upon their Affirmations, (which Oaths and Affirmations, as well as the Oaths and Affirmations of all such Persons as shall be called upon to give Evidence, the said Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person is hereby empowered and required to administer,) inquire of and assess and give a Verdict for the Sum of Money so to be paid for the Purchase of such Lands, except for such Interest therein as shall have been of right purchased by the said Company from any other Person or Corporation, and also the Sum of Money to be paid by way of Satisfaction or Compensation, either for the Damages which shall before that Time have been done or sustained as aforesaid, or for the future temporary or perpetual or for any recurring Damages to be so done or sustained as aforesaid, and the Cause or Occasion of which shall have been in part only obviated, removed, or repaired by the said Company, and which cannot or will not be further obviated, removed, or repaired by them, which Satisfaction or Compensation for such Damage or Loss shall be inquired into and assessed separately and distinctly from the Value of the Lands so to be taken or used as aforesaid; and the said Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person shall accordingly give Judgment for such Purchase Money, Satisfaction, or Compensation as shall be assessed by such Jury; which said Verdict, and the Judgment thereon to be pronounced as aforesaid, shall be binding and conclusive to all Intents and Purposes upon all Corporations and Persons whatsoever: Provided always, that in such Inquiry the Person or Corporation claiming Satisfaction or Compensation shall be Plaintiff, and shall have all such Rights and Privileges as Plaintiffs in Actions at Law are entitled unto: Provided also, that not less than Seven Days Notice in Writing of the Time and Place at which such Jury are so required to be returned shall be given by the said Company to the Party with whom any such Controversy shall arise, by leaving such Notice at the Dwelling House of the Persons, or of the Clerk or Agent or principal Officer of the Corporation, or with some Tenant or Occupier of the Premises intended to be valued, or respecting which or any Damage to which any such Question shall arise.

XXIX. And be it further enacted, That the said Juries shall and they are hereby respectively empowered, if thereunto required, to settle what Shares and Proportions of the Purchase Money or Compensation for Damages which shall be assessed as aforesaid shall be allowed to any Tenant or other Person having a particular Estate, Term, or Interest in the Premises, for his Interest therein. Compensation Money to be apportioned.

XXX. And be it further enacted, That the said Verdicts and Judgments, being first signed by the said Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person presiding at the taking of such Verdict and pronouncing of such Judgment respectively, shall be kept by the Clerk of the Peace for the County or Place in which the Matter of Dispute shall have arisen among the Records of the Verdicts to be recorded.

[*Local.*]

67 X

Quarter

Quarter Sessions for such County or Place, and shall be deemed Records to all Intents and Purposes, and the same or true Copies thereof shall be allowed to be good Evidence in all Courts whatsoever, and all Persons shall have Liberty to inspect the same, paying for such Inspection the Sum of One Shilling, and also to take or make Copies thereof, paying for every Copy after the Rate of Sixpence for every One hundred Words.

Penalty
upon Sher-
iffs, &c.,
Juries, or
Witnesses
making de-
fault.

XXXI. And be it further enacted, That if any such Sheriff, or his Under Sheriff, High Bailiff, or any Coroner or other Person hereinbefore authorized and directed to act as aforesaid, shall make default in the Premises, he shall for every such Offence forfeit and pay the Sum of Fifty Pounds; and if any Person so summoned and returned upon any such Jury as aforesaid shall not appear, or appearing shall refuse to be sworn, or being a Quaker or Separatist to make Affirmation, or shall refuse to give his Verdict, or shall in any other Manner wilfully neglect his Duty, contrary to the true Intent of this Act, or if any Person so summoned to give Evidence as aforesaid shall not appear on being paid or tendered a reasonable Sum for his Expences, or appearing shall refuse to be sworn, or being a Quaker or Separatist to make Affirmation or to give Evidence, every Person so offending, having no reasonable Excuse, (to be judged of and determined by the said Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person so presiding as aforesaid,) shall forfeit and pay for every such Offence, for the Benefit of the Party for whom or on whose Account such Jury or Witness shall have been summoned, any Sum not exceeding Ten Pounds; all which said Penalties and Forfeitures shall and may be levied by virtue of a Warrant under the Hand and Seal of any Justice of the Peace for the County or Place in which the said Lands shall be situate or the said Inquisition shall be held, by Distress and Sale of the Goods and Chattels of the Person so offending, rendering to him, on Demand, the Overplus of the Money thereby produced, if any, after such Penalty, and the Charges and Expences of such Distress and Sale, shall have been deducted.

Jurors to be
under the
same Regu-
lations as
those of the
Courts of
Westmin-
ster.

XXXII. And be it further enacted, That every such Jury and Jurymen as aforesaid shall also be subject to the same Regulations, Pains, and Penalties as if such Jury or Jurymen had been returned for the Trial of any Issue joined in any of His Majesty's Courts of Record at *Westminster*, and all Persons who in any Examination to be taken by virtue of this Act upon their Oath, or being Quakers or Separatists upon their Affirmation, shall wilfully and corruptly give false Evidence before any such Jury, Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person, or before any Justice of the Peace acting as such in the Execution of this Act, shall and may be prosecuted for the same, and upon Conviction thereof shall be subject to the Pains and Penalties to which Persons guilty of wilful Perjury shall or may by Law be subject.

Expences of
Jury how to
be paid.

XXXIII. And be it further enacted, That in every Case in which the Verdict of a Jury shall be given for the same or a greater Sum than shall have been previously offered by the said Company for the Purchase of any Lands to be used or taken by them for the Purposes
of

of this Act, or as Compensation or Satisfaction for any Damage or Loss which may happen or arise in the Execution of any of the Powers hereby granted, all the Costs, Charges, and Expences of summoning and impannelling such Jury and Witnesses, and the Expences of the Bond to be given by the Party requiring the Jury to be summoned as herein-after mentioned, and of the Inquisition and Verdict and Judgment thereon, or in anywise consequent or incident to the same, shall be defrayed by the said Company, and such Costs, Charges, and Expences shall be settled and determined by the said Sheriff, Under Sheriff, High Bailiff, Coroner, or other Person so presiding as aforesaid; and in case such Costs, Charges, and Expences shall not be paid to the Party entitled to receive the same within Seven Days after the same shall have been demanded, then the same shall and may be levied and recovered by Distress and Sale of any Goods or Chattels of the said Company, under a Warrant to be issued for that Purpose by any Justice of the Peace for the County or Place where such Inquisition shall be held, not interested in the Matter in question, which Warrant such Justice is hereby authorized and required to issue under his Hand and Seal, on Application made to him for that Purpose by any Party entitled to receive such Costs, Charges, and Expences; but if the Verdict of the Jury shall be given for a less Sum than shall have been previously offered by or on the behalf of the said Company, One Moiety of the said Costs, Charges, and Expences, to be settled and determined as aforesaid, shall be defrayed by the Party with whom the said Company shall have such Controversy or Dispute, and the Remainder shall be defrayed by the said Company; and the former Moiety of such Costs, Charges, and Expences, having been ascertained and settled in manner herein-before mentioned, shall and may be deducted out of the Money adjudged to be paid to such other Party, as so much Money advanced to and for his Use, and the Payment or Tender of the Remainder of the Money so adjudged shall be deemed and taken, to all Intents and Purposes, to be a good Payment or Tender in satisfaction of the Whole thereof: Provided always, that in Cases in which by reason of Absence in Foreign Parts, or from any other Cause or Disability not herein-before provided for, any Person shall have been prevented from treating and agreeing as aforesaid, the whole of such Costs, Charges, and Expences shall be borne and paid by the said Company.

XXXIV. And be it further enacted, That all Parties with whom the said Company shall have any such Dispute, and who shall require a Jury to be summoned as aforesaid, shall, before the said Company shall be obliged to issue their Warrant for the summoning of such Jury, enter into a Bond to the said Company in a Penalty of Two hundred Pounds to prosecute their Complaint, and to bear and pay their Proportion of the Costs and Expences of summoning and returning such Jury and taking such Verdict, and of the summoning and Attendance of Witnesses, in case such Costs and Expences, or any Part thereof, shall fall upon them.

Persons requesting Juries to enter into Bonds to prosecute their Complaints and pay Expences.

XXXV. And be it further enacted, That the said Company shall not be obliged, nor shall any Jury to be summoned by virtue of this Act

Notice of Injury to be given to the

Company
before Com-
plaint.

Act be allowed, without the Consent of the said Company, to receive or take notice of any Complaint to be made by any Party for any Loss or Injury by him sustained or supposed to be sustained in consequence of the Execution of any of the Powers of this Act, unless Notice in Writing by or on the Behalf of the Corporation or Person making such Complaint, stating the Particulars of such Loss or Injury, and the Amount of the Compensation claimed in respect thereof, shall have been given by such Corporation or Person to the said Company Thirty Days before the summoning of such Jury, and within the Space of Two Calendar Months after the Time of such supposed Loss or Injury having been sustained, or after the doing or committing thereof shall have ceased.

Tenants at
Will or for
Years to quit
Lands after
Notice.

XXXVI. And be it further enacted, That all Tenants at Will, Lessees for a Year, Tenants from Year to Year, and other Persons in Possession of any Lands which shall be intended to be taken or used for the Purposes of this Act, and who shall have no greater Interest in the Premises than as Tenants at Will or Lessees for a Year, or as Tenants from Year to Year, shall respectively deliver the Possession of such Premises to the said Company, or to such Person as they shall appoint to take Possession of the same, at the Expiration of Six Calendar Months next after Notice to that Effect shall have been given by the said Company to such respective Tenants or Lessees or Persons in Possession, or left upon the said Premises, or at such other Time after the Expiration of Six Calendar Months as in such Notice they shall be respectively required, whether such Notice be given with reference to the Time of the Commencement of such Tenant's holding or not, and whether such Notice be given before or after the said Premises shall be purchased by the said Company; and in case any such Tenant or Lessee or Person so in Possession as aforesaid shall refuse to deliver such Possession as aforesaid, it shall be lawful for the said Company to issue their Precept, either under their Common Seal or under the Hands and Seals of Three at least of the Directors of the said Company, to the Sheriff or High Bailiff of the County or Liberty in which the Premises shall be situate, to deliver Possession of the said Premises to such Person as shall in such Precept be nominated to receive the same; and the said Sheriff or High Bailiff is hereby required to deliver Possession of the said Premises accordingly, and to levy and satisfy such Costs as shall accrue from the issuing and Execution of such Precept on the Person so refusing to deliver Possession, by Distress and Sale of his Goods and Chattels.

Interests of
such Tenants
may be set-
tled by a
Jury.

XXXVII. Provided always, and be it further enacted, That where any such Tenant or Lessee, who shall be required to deliver the Possession of any Premises so occupied by him before the Expiration of his Term or Interest therein, shall give to the said Company previous Notice in Writing thereof, the said Company shall and they are hereby required to make or Tender to such Tenant or Lessee, before they shall issue their Precept to the Sheriff or High Bailiff to give Possession of the Premises in the Occupation of such Tenant or Lessee, Satisfaction or Compensation for the Value of his unexpired Term or Interest in the said Premises, which Satisfaction or Compensation, in case of Difference, shall be ascertained and determined in

in the same Manner as any other Satisfaction or Compensation for any Lands taken or used by the said Company is by this Act directed to be ascertained or determined.

XXXVIII. Provided also, and be it further enacted, That in all Cases in which any Party shall claim any Satisfaction or Compensation for or in respect of any unexpired Term or Interest which he shall claim to be possessed of or entitled unto in any Lands intended to be taken or used under the Authority of this Act, under or by virtue of any Lease or Agreement for Lease, or Grant thereof, the said Company are hereby authorized to require such Party to produce or shew the Lease or Agreement for Lease, or Grant, in respect of which such Claim to Satisfaction or Compensation shall be made; and if such Lease or Agreement for Lease, or Grant, shall not be produced or shewn within Twenty-one Days after Demand made by the said Company, or any Person by them authorized, the Party claiming such Compensation or Satisfaction shall be considered as holding only from Year to Year.

Persons holding by virtue of Leases to produce the same.

XXXIX. And be it further enacted, That in case any Difference shall arise between the said Company and any of the Owners or Occupiers of the Property to be taken, used, or injured for the Purposes of this Act, as to the Amount or Value of the Damages done by the said Company, their Agents or Workmen, to such Property, in the Execution of any of the Powers of this Act, and such Difference cannot be adjusted and settled between the said Parties, the same shall, in case the Amount of Damages claimed does not exceed the Sum of Twenty Pounds, be ascertained and determined by some Two or more Justices of the Peace for the County, Liberty, or Place in which such Lands shall lie, who, upon Application made to them by both or either of the said Parties, shall examine into the Matter in dispute, and shall determine and settle the Amount of Compensation which shall be payable by the said Company.

Settling Disputes as to Damages to a small Amount.

XL. And be it further enacted, That in case any Party to whom any Money shall be agreed or awarded to be paid for the Purchase of any Lands to be taken or used under or by virtue of the Powers of this Act, or for the Release of any such Lands from any Rent or other Incumbrance charged thereon, or for the Enfranchisement of any such Lands being of Copyhold or Customary Tenure, or for any other Right or Interest to, in, or affecting any such Lands, or otherwise for Compensation or Satisfaction as aforesaid, shall refuse to accept the same, or cannot conveniently be found, or shall be absent from *England*, or shall refuse, neglect, or be unable to make a Title to the Satisfaction of the said Company, for the Purposes of this Act, to the Lands, Right, or Interest for or in respect whereof such Money, Compensation, or Satisfaction shall be agreed or awarded to be paid, or if any Party entitled unto or to convey such Lands, Right, or Interest shall not be known, or cannot conveniently be found, or shall be absent from *England*, or shall refuse or neglect to convey the same, or shall not be shewn to the Satisfaction of the said Company to be such Party, then and in every such Case, where not otherwise provided by this Act, it shall be lawful for the said Company to order the

In case of not making out Titles, &c., the Money to be paid into the Bank.

[Local.]

67 Y

Money

Money so agreed or awarded as aforesaid to be paid into the Bank of *England* in the Name and with the Privy of the Accountant General of the Court of Exchequer, to be placed to his Account to the Credit of the Parties interested in the said Lands, (describing them, so far as the said Company can do,) subject to the Control and Disposition of the said Court, which said Court, on the Application of any Party making claim to such Money, or to any Part thereof, by Petition, is hereby empowered, in a summary Way of proceeding or otherwise, as to such Court shall seem meet, to order the same to be laid out and invested in the Public Funds, and to order Distribution thereof, or Payment of the Dividends thereof, according to the Estate or Interest of the Party making claim thereunto, and to make such other Order in the Premises as to the said Court shall seem proper; and the Cashier of the Bank of *England* who shall receive such Money is hereby required to give to the said Company, or to any Party paying any Money into the Bank of *England* under or pursuant to this Act, a Receipt for such Money, mentioning and specifying therein for what and for whose Use (described as aforesaid) the same is received.

Persons in Possession presumptively entitled.

XLI. Provided always, and be it further enacted, That when any Question shall arise in reference to the Provisions aforesaid, or otherwise upon this Act, touching the Title of any Party to any Lands, or to any Interest in any Lands, or to any Money to be paid into the Bank of *England* in the Name and with the Privy of the Accountant General of the said Court of Exchequer, in pursuance of this Act, for the Purchase of any Lands, or of any Estate, Right, Title, or Interest in any Lands to be taken or used in pursuance of this Act, for the Purposes aforesaid, and for Compensation or Satisfaction as aforesaid, or to any Annuities or Securities to be purchased with any such Money, as herein mentioned, or to the Dividends or Interest of any such Annuities or Securities, the Parties respectively who shall have been in Possession or Receipt of the Rents or Profits of such Lands at the Time of such Purchase, and all Corporations and Persons claiming under such Parties, or under or consistently with the Possession of such Parties, shall be deemed to have been lawfully entitled to such Lands according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court, and the Dividends or Interest of the Annuities or Securities to be purchased with such Money, and also the Capital of such Annuities or Securities, shall be paid, applied, and disposed of accordingly.

Application of Compensation Money amounting to 200l.

XLII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for the Purchase of any Lands to be taken or used by virtue of the Powers of this Act, or for the Release of any such Lands from any Rents or other Incumbrances charged thereon, or for the Enfranchisement of any such Lands being of Copyhold or Customary Tenure, or for any Compensation or Satisfaction under this Act, which any Corporation, Tenant for Life or in Tail, or Feoffee in Trust, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Idiot, Lunatic, Feme Covert, or other Cestuique Trust, or any Person whose Lands are limited in strict or other Settlement, or any Person under any other Disability or Incapacity, or unborn, shall be entitled unto,

unto, interested in, or hereby capacitated to convey, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the Court of Exchequer, to be placed to his Account there *ex parte* "The *Hungerford* and *Lambeth* Suspension Foot-bridge Company," pursuant to the Method prescribed by an Act passed in the First Year of the Reign of His late Majesty King *George* the Fourth, intituled *An Act for the better securing Monies and Effects paid into the Court of Exchequer at Westminster on account of the Suitors of the said Court, and for the Appointment of an Accountant General and Two Masters of the said Court, and for other Purposes*, and the General Orders of the said Court, and without Fee or Reward; and shall when so paid in there remain until the same shall, by Order of the said Court made in a summary Way upon Petition to be presented to the said Court by the Party who would have been entitled to the Rents and Profits of the Lands in respect whereof such Money shall be paid, be applied either in the Purchase or Redemption of the Land Tax, or in or towards the Discharge of any Debt or other Incumbrance affecting such Lands, or affecting other Lands standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes as the said Court of Exchequer shall authorize to be purchased or paid, or such Part thereof as shall be necessary; or until the same shall, upon the like Application, be laid out, by Order of the said Court made in a summary Way, in the Purchase of other Lands, which shall be conveyed, limited, and settled to, for, and upon such and the same Uses, Trusts, Intents, and Purposes and in the same Manner as the Lands which shall be so purchased, taken, or used as aforesaid, or in respect of which such Compensation or Satisfaction shall be paid, stood settled or limited, or such of them as at the Time of making such Conveyances and Settlement shall be existing undetermined or capable of taking effect; and in the meantime and until such Purchase can be made the said Money may, by Order of the said Court upon Application thereto, be invested by the said Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities, or on Government or Real Securities; and in the meantime and until such Annuities or Securities shall be ordered by the said Court to be sold for the Purposes aforesaid, or shall be called in or cancelled, the Dividends or Interest and Annual Produce thereof shall from Time to Time, by Order of the said Court, be paid to the Party who would for the Time being be entitled to the Rents and Profits of such Lands so to be purchased and settled.

1 G. 4. c. 35.

XLIII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid as last herein-before is mentioned shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then the same shall, at the Option of the respective Parties for the Time being entitled to the Rents and Profits of the Lands in respect whereof such Money shall be awarded or agreed to be paid, or of their respective Husbands, Guardians, or Committees, in case of Coverture, Infancy, Idiotcy, Lunacy,

When less than 200*l.* and exceeding 20*l.*

or

or other Incapacity, with the Approbation of the said Company, signified in Writing under the Hands of Three at least of the Directors of the said Company, be paid into the Bank of *England* in the Name and with the Privity of the said Accountant General, and be placed to his Account as last aforesaid, in order to be applied in manner last herein-before directed; or otherwise the same may be paid, at the like Option and with the like Approbation, to Two Trustees, to be nominated by the respective Parties exercising such Option, (such Nomination to be approved of by the said Company, and such Nomination and Approbation to be signified in Writing under the Hands of the nominating Parties and of Three at least of the Directors of the said Company,) and the Money so paid to such Trustees, and the Dividends and Produce so arising thereon and therefrom, shall be by such Trustees applied in like Manner as is last herein-before directed with respect to the Money so to be paid into the Bank of *England* in the Name of the Accountant General of the Court of Exchequer, but without being required to obtain any Order of the said Court touching the Application thereof.

When not
exceeding
20*l*.

XLIV. Provided also, and be it further enacted, That where any Money so agreed or awarded to be paid as last herein-before mentioned shall not exceed the Sum of Twenty Pounds, the same shall be paid to the respective Parties who would for the Time being be entitled to the Rents and Profits of the Lands in respect whereof such Money, Compensation, or Satisfaction shall be paid, for their own Use and Benefit, or in case of Coverture, Infancy, Idiocy, Lunacy, or other Incapacity, then such Money shall be paid, for their Use, to their respective Husbands, Guardians, Committees, or Trustees.

Court of Ex-
chequer may
order rea-
sonable Ex-
pences of
Purchases
and Costs to
be paid by
the Com-
pany.

XLV. And be it further enacted, That where by reason of any Disability or Incapacity of any Person or Corporation entitled to any Lands or Hereditaments to be purchased, taken, or used under the Authority of this Act, or from any other Cause, the Purchase Money for any Lands or Hereditaments, or any Money to be paid by way of Recompence or Compensation for any Damage or Injury done to the same, shall be required to be paid into the Bank of *England*, it shall be lawful for the said Court of Exchequer to order the reasonable Costs, Charges, and Expences attending any such Purchase, taking, or using of Land, or which may be incurred in consequence thereof, and also all the Costs, Charges, and Expences of the Investment of such Purchase or Compensation Money in Government or Real Securities, and of the Re-investment of the same or the Government or Real Securities purchased therewith in the Purchase of other Lands and Hereditaments, together with the necessary Costs, Charges, and Expences of obtaining the proper Orders, and of all other Proceedings for such Purposes, and for the Payment of the Dividends and Interests of the Government or Real Securities upon which such Purchase or Compensation Money may be invested, and for the Payment out of Court of the Principal of such Purchase or Compensation Money, or of the Government or Real Securities aforesaid to be paid by the said Company; and the said Company shall from
Time

Time to Time pay such Sums of Money for the Costs, Charges, and Expences herein-before mentioned as the said Court shall direct.

XLVI. And be it further enacted, That all the Costs, Charges, and Expences, on the Part as well of the Seller as the Purchaser, of all Conveyances and Assurances of any Lands which shall be purchased or taken by the said Company for the Purposes of this Act, and of deducing, evidencing, and verifying such Title as the said Company may require to the said Lands, and of making out and furnishing such Abstract and such attested Copies as the said Company may require, and all Expences whatsoever incident to the Investigation Deduction, and Verification of such Title, and of the Title and Conveyance of such outstanding Terms and Estates as the said Company may require to be called in or conveyed, shall be exclusively borne and paid by the said Company; and the said Company before entering into Possession of the Lands so purchased or taken shall pay the Amount of such Costs, Charges, and Expences, or in case there shall be any Dispute about the same shall obtain such Order as herein-after mentioned, and shall deposit for the Purpose of paying the same, in such Manner as herein-after mentioned, the Amount of the Costs, Charges, and Expences claimed by the Party or Parties from whom the Lands shall be purchased or taken: Provided always, that the said Company shall not be prevented from entering into Possession of the Lands so purchased by reason of the Nonpayment of the said Costs, Charges, and Expences, or by reason of the Order herein-before mentioned not having been obtained, or the Deposit herein mentioned not having been made, unless the Party or Parties from whom such Lands shall have been purchased shall within Seven Days after Notice in Writing for that Purpose shall have been given to them by the said Company deliver a Bill of their said Costs, Charges, and Expences to the said Company.

Expences of Title to be paid by the Company.

XLVII. And be it further enacted, That if the said Company and the Party or Parties aforesaid cannot agree as to the Amount of such Costs, Charges, and Expences, the same shall be ascertained by the said Court of Exchequer, and it shall be lawful for the said Court, on Petition to be presented by the said Company, to order and direct that such Costs, Charges, and Expences shall be referred to One of the Masters of the said Court to be taxed in the usual Manner, and such Order shall be served on the Party or Parties as aforesaid, who shall be at liberty to proceed under the same; and after Taxation thereof it shall be lawful for the said Court to order and direct the Amount of such Costs, Charges, and Expences so taxed, together with the Costs, Charges, and Expences attending the Taxation thereof, or so much of the same as shall be payable by the said Company to the Person or Persons from whom such Lands shall have been purchased or taken, to be paid to the Person or Persons aforesaid: Provided always, that the said Company shall not be at liberty to enter into Possession of the Lands so purchased or taken until an Order shall have been made for the Taxation of the said Costs, Charges, and Expences, and shall have been served on the Party or Parties aforesaid, and the said Company shall have deposited in the Bank of *England*, in the Name and with the Privity of the Accountant General

How such Expences are to be ascertained.

of the said Court of Exchequer, to be placed to his Account there *ex parte* "The *Hungerford* and *Lambeth* Suspension Foot-bridge Company," pursuant to the Method prescribed by the herein-before mentioned Act passed in the First Year of the Reign of His late Majesty King *George* the Fourth, the Amount claimed for such Costs, Charges, and Expences, which Sums shall be applied under the Order of the said Court in Payment of the said Costs, Charges, and Expences: Provided always, that the Expence of determining such Costs, Charges, and Expences as aforesaid, and of obtaining the Order or Orders referring the same to be taxed, shall be paid and borne by the said Company, unless the Sixth of the said Costs, Charges, and Expences shall be disallowed, in which Case the said Expence shall be paid and borne by the Person or Persons from whom the said Lands were purchased or taken, and the Amount thereof may then be paid to the said Company out of the said Sum so deposited by them as aforesaid.

Power to
enter Lands,
&c., on Pay-
ment or
Tender of
Purchase
Money.

XLVIII. And be it further enacted, That upon Payment or legal Tender of such Sums of Money as shall have been agreed upon between the Parties, or awarded by a Jury or Justices, in manner aforesaid, for the Purchase of any Lands, or as a Satisfaction or Compensation for any Loss or Injury as aforesaid to the respective Proprietors of such Lands or other Persons entitled according to the Provisions of this Act to receive such Money or Satisfaction or Compensation respectively, within Two Calendar Months next after the same shall have been so agreed on or awarded, or whenever any of the respective Cases shall happen wherein such Money, Satisfaction, or Compensation is herein-before authorized or directed to be paid into the Bank of *England*, then upon Payment of the same into the Bank of *England* in manner in such Case herein-before authorized or directed, it shall be lawful for the said Company immediately to enter upon such Lands, and thereupon such Lands, and the Fee Simple and Inheritance thereof, together with the yearly Profits thereof, and all the Estate, Use, Trust, and Interest of all Parties therein, shall thenceforth be vested in and become the sole Property of the said Company to and for the Purposes of this Act; and the said Company shall not be bound to see to the Application of any such Purchase Money, Compensation, or Satisfaction, and such Payment or Tender, and such Conveyance as herein-before mentioned, or such Deposit in the Bank of *England* as aforesaid, shall operate to merge all outstanding or other Terms of Years, and to bar and destroy all Dower, and all Estates Tail and other Estates in Reversion and Remainder, and all Rights, Titles, Limitations, and Trusts whatsoever of and in the said Lands, but although Terms shall be merged they shall in Equity afford the same or the like Protection and Priority as if they were assigned as herein-before mentioned: Provided nevertheless, that before such Payment, Tender, or Deposit in the Bank of *England* as aforesaid it shall not be lawful for the said Company, or for any Person acting under their Authority, to dig or cut into or enter upon such Lands for any of the Purposes of this Act, save for the Purpose of ascertaining and setting out the same for the Purposes of this Act, without the previous Consent of the Owners and Occupiers thereof respectively.

XLIX. And

XLIX. And whereas in making and executing the said Bridge and the several other Works by this Act authorized it may be necessary for the said Company, their Agents or Workmen, to enter upon and take temporary Possession of some Parts of the Lands adjoining to the Line of the said Bridge and other Works, for the Purpose of laying or depositing and working thereon any Materials, but inasmuch as a Jury summoned as directed by this Act to assess a Compensation for the Damage and Injury done to such adjoining Lands by the Exercise of the Powers and Authorities by this Act granted cannot, either upon View or from Evidence, form a just Opinion of the permanent Injury which will be sustained by the Owners or Proprietors of such adjoining Lands by the Exercise of the Powers and Authorities aforesaid, till the Works shall have been completed it is expedient that the said Company, their Agents and Workmen, should be empowered to enter upon such adjoining Lands for the Purposes aforesaid, without having previously made such Payment, Tender, or Investment of Money as herein-before mentioned; be it therefore enacted, That notwithstanding any thing in this Act contained it shall be lawful for the said Company, their Agents and Workmen, and they are hereby empowered, to enter upon the Lands of any Person or Corporation whatsoever adjoining or lying near to the said Bridge and other Works by this Act authorized to be made and maintained, or any of them, or any Part thereof respectively, for the Purpose of laying or depositing upon such Lands, or upon any Part thereof respectively, any Materials to be used for the Purposes aforesaid, they the said Company, their Agents and Workmen, doing as little Damage as may be in the Exercise of the several Powers hereby granted to them, and the said Company making Compensation for such temporary Occupation of the said Lands to the Owners or Occupiers thereof; such Compensation, in case the Parties differ about the same, to be settled and recovered in manner herein-before provided in Cases of Disputes as to the Value of Lands through or upon which the said Bridge and other Works are intended to be made, and the Compensation for any Damage sustained by reason of the Execution of any of the Works by this Act authorized: Provided always, that the said Company shall and they are hereby required, within Two Calendar Months after the Expiration of the Period by this Act granted for executing the said Bridge and other Works, to make such Compensation and Satisfaction for the permanent Damage or Injury, if any, which may have been done to the said Lands by the Exercise of any of the Powers and Authorities aforesaid, in the same Manner as in this Act is directed in other Cases of permanent Damage or Loss occasioned by the said Company: Provided also, that before it shall be lawful for the said Company to make such temporary Use as aforesaid of the Lands adjoining or lying near the said Bridge or Works, the said Company shall and they are hereby required to give Ten Days Notice of such their Intention to the Owners or Occupiers of such Lands, and to separate and set apart by sufficient Railings or Fencings so much of such Lands as shall be required to be so used as aforesaid from the other Lands adjoining thereto: Provided always, that it shall not be lawful for the said Company to make such temporary Use of any such Lands as aforesaid lying at a greater Distance than Fifty Yards from

Compensation to be made for temporary Damage.

from the said Bridge, or the Line of the Approaches thereto, without the Leave of the Owner or Occupier thereof in Writing first obtained for that Purpose: Provided also, that it shall not be lawful for the said Company to occupy for any of the Purposes aforesaid any Premises belonging to the *Hungerford Market* Company, without the Consent of such Company signified in Writing under the Hand of the Clerk of the same Company.

Power for
the Hunger-
ford Market
Company to
grant Lease
to Bridge
Company.

L. And be it further enacted, That it shall and may be lawful for the *Hungerford Market* Company and they are hereby authorized and empowered to grant and give under their Common Seal to the said *Hungerford* and *Lambeth* Suspension Foot-bridge Company full Leave and Liberty to build, construct, and place, in, upon, or about the said Market, and the Wharf or River Side of the said Market, such Fixtures, Pier or Piers, Tower or Towers, and such other Works as may be necessary for the effective Construction, Maintenance, and Support of such Bridge and the Northern Approach thereto, with like Liberty from Time to Time, under the Inspection of the said *Hungerford Market* Company or their Surveyor, to rebuild, alter, or improve the same on the same Site or on such other Site or Sites as the same Companies may mutually agree upon, and also to grant, demise, or lease from Time to Time, by Deed or Deeds under their Common Seal, unto the said *Hungerford* and *Lambeth* Suspension Foot-bridge Company, for such Term or Terms, renewable or otherwise, and for such Consideration or Considerations, and subject to such Rents, Fines, Provisoes, Conditions, Covenants, and Stipulations as have been or may be agreed upon and fixed by and between or on the behalf of the said Companies respectively, the Right or Privilege of keeping and maintaining such Pier or Piers, Tower or Towers, and other Works as aforesaid, and also a Right of Way for all Persons using the said Bridge at all Times to pass and repass into, through, and over the said Market, from the said Bridge to the *Strand* in the Parish of *Saint Martin in the Fields* in the said County of *Middlesex*, and from the *Strand* aforesaid to the said Bridge.

Power to
Bridge Com-
pany to ac-
cept Lease.

LI. And be it further enacted, That it shall and may be lawful to and for the said *Hungerford* and *Lambeth* Suspension Foot-bridge Company to accept of and become Parties to such Grant or Grants, Lease or Leases, Deed or Deeds, as aforesaid, and to cause their Common Seal to be affixed thereto, and in and by such Grant or Grants, Lease or Leases, Deed or Deeds, or otherwise, to covenant for the due Payment, Performance, and Observance of all and every such Rents, Fines, Provisoes, Covenants, Conditions, and Stipulations as have been agreed upon or may be agreed upon by and between the said Companies respectively, as or by way of Consideration or Inducement for or to the granting, giving, or demising such Rights, Liberties, and Advantages as aforesaid.

Payments of
Compensa-
tion to the
Hungerford
Market
Company.

LII. And be it further enacted, That notwithstanding any of the Provisions herein-before contained all Sums of Money, whether annual or in gross, which shall become payable to the *Hungerford Market* Company in pursuance of this Act, shall be paid to the Treasurer for the Time being of the same Company, or to any Three of the Directors

tors of the same Company; and the Receipt of such Treasurer or Directors shall be an effectual Discharge for the Monies so paid; and the said Monies (being gross Sums) shall be applied in the Manner directed by the Act establishing the said last-mentioned Company, with respect to Monies arisen under the same Act from Sales thereby directed to be made of Premises not wanted for the Purposes thereof, and (being annual Sums) shall be applied in the Manner in which the Income of the same Company is by the same Act directed to be applied.

LIII. And whereas under and by virtue of the Act incorporating the said *Hungerford Market* Company the said Company are authorized and empowered to receive certain Tolls for or in respect of Passengers and of Baggage landing on or embarking from, or landed on or embarked from the Wharf or Causeway of the said Market: And whereas it is in contemplation that the Northern Pier of the said intended Bridge shall be and constitute a Landing Place for Passengers, instead of or in addition to the said Wharf or Causeway; be it therefore enacted, That it shall and may be lawful for the said *Hungerford Market* Company to levy and receive, for or in respect of each Passenger and all Baggage embarking or disembarking from, or landed at or embarked from or on the said Pier or Landing Place, or any Float attached thereto, Tolls of the same Amount as the *Hungerford Market* Company are authorized to take by the said Act so incorporating the said *Hungerford Market* Company in respect of Passengers embarking or disembarking, and of all Baggage landed at or embarked from the said Wharf or Causeway, with such and the same Rights, Privileges, Powers, Authorities, and Remedies as are now possessed or capable of being exercised by the said *Hungerford Market* Company in respect of the Tolls now payable to them in respect of their said Wharf or Causeway, as if the said Pier was Part and Parcel of the said Wharf: Provided always, that nothing herein contained shall authorize or empower, or be deemed or construed to authorize and empower, the landing, embarking, or disembarking of any Goods, Wares, or Merchandize, or Articles of Trade or Business, at the aforesaid Pier of the said intended Bridge, without the special Consent in Writing of the said Suspension Foot-bridge Company.

Power to the Market Company to take Tolls from Persons landing on the Northern Pier.

LIV. And be it further enacted, That it shall and may be lawful for the said *Hungerford Market* Company, at their own Expence, to appoint, in addition to such Constables and Agents as may be appointed by the said intended Bridge Company under the Powers herein contained, Constables or Agents, to be approved and sworn in by a Justice of the County of *Middlesex*, for the Purpose of keeping and maintaining good Order, and for the good Management and Government, and for the preventing of Nuisances and Obstructions on or in that Part of the said intended Bridge which shall be appropriated or railed off for the Communication from *Hungerford Market* to the Pier or Landing Place aforesaid.

Power to the Market Company to appoint Constables.

LV. And whereas by means of the Purchases which the said Company are empowered or required to make by virtue of this Act they

[*Local.*]

68 A

Enabling the Company to sell Lands not wanted.

may happen to be seised of more Lands than will be necessary for effecting the Purposes of this Act, or of Lands not applicable to the Purposes hereof; be it therefore enacted, That it shall be lawful for the said Company and they are hereby required, within Ten Years after the passing of this Act, to sell, and by any Deed under their Common Seal to convey to the Purchasers thereof, any Part of such superfluous Lands, or any Estates or Interest purchased by the said Company in such Lands or any Part thereof, in such Manner as they shall deem most advantageous, and such Conveyances from the said Company shall be valid and effectual to all Intents and Purposes: Provided always, that the said Company, before they shall dispose of any such superfluous Lands, shall first offer to sell the same to the Person or to the several Persons whose Lands or Premises shall immediately adjoin the Lands so proposed to be sold, such Persons being at the Time when such Lands shall be sold in *England*, and conveniently to be found, and capable of entering into a Contract for the Purchase of such Lands; and such respective Persons, in case they shall be desirous of purchasing the same, shall signify such their Desire and Intention in that Behalf to the said Company within Twenty-one Days after such Offer of Sale shall have been made; and in case such Persons shall decline to avail themselves of such Offer, or shall neglect to signify their Desire and Intention to purchase such Lands for the Space of Twenty-one Days, the Right of Pre-emption of every such Person so declining or neglecting in respect of the Lands included in such Offer of Sale shall cease, and a Declaration pursuant to an Act passed in the Sixth Year of the Reign of His present Majesty, intituled *An Act to repeal an Act of the present Session of Parliament, intituled 'An Act for the more effectual Abolition of Oaths and Affirmations taken and made in various Department of the State, and to substitute Declarations in lieu thereof, and for the more entire Suppression of voluntary and extra-judicial Oaths and Affidavits,' and to make other Provisions for the Abolition of unnecessary Oaths,* made before a Master or Master Extraordinary in the High Court of Chancery, or before any Justice of the Peace for the County or Place where such Lands may be situate, by some Person not interested in such Lands, stating that at the Time when such Lands shall have been sold the Person entitled to such Right of Pre-emption was not in *England*, or was not found, or was not capable of entering into a Contract for the Purchase of such Lands, or that such Offer was made by or on behalf of the said Company, and that such Offer was refused or was not accepted by the Person to whom the same was made within the Space of Twenty-one Days from the Time of making the same, shall in all Courts whatsoever be sufficient Evidence and Proof of the Fact or Facts therein stated; and in case any such Person as last aforesaid shall be desirous of purchasing any such Lands, and he and the said Company shall not agree with respect to the Price thereof, then the Price thereof shall be ascertained by a Jury in the Manner by this Act directed with respect to the disputed Value of Lands to be taken or used by the said Company, and the Expence of hearing and determining such Difference shall be borne and paid in like Manner as in this Act is directed with respect to the disputed Value of Lands to be taken or used by the said Company, *mutatis mutandis*; and the Money produced by the Sale which may be made

5 & 6 W. 4.
c. 62.

made by the said Company of such Lands as aforesaid shall be applied to the Purposes of this Act, and in the meantime and until the said Company shall think proper to make such Sale it shall be lawful for the said Company to let any such superfluous Lands to any Person willing to become the Tenant thereof, in such Manner and upon such Terms as the said Company shall think proper.

LVI. And be it further enacted, That upon Payment of the Money which shall arise from the Sale of any Lands, or of any Interest therein, belonging to the said Company, which shall be sold by the said Company under the Authority of this Act, or upon Payment of any Money under this Act, it shall be lawful for any Three Directors of the said Company, or for the Secretary or Clerk or any Officer appointed by the said Directors for the Purpose, to sign and give a Receipt for the Money so paid; which Receipt shall be a sufficient Discharge to all Persons for the Purchase Money for such Lands or Interests as shall be sold, or for such other Money as in such Receipt shall be expressed to be received, and such Persons shall not afterwards be answerable or accountable for any Loss, Misapplication, or Nonapplication of such Purchase Money or other Money, or of any Part thereof.

Company,
upon Pay-
ment of
Money, to
give Re-
ceipts.

LVII. And be it further enacted, That in all Conveyances to be made by the said Company under or in pursuance of this Act the Word "grant" shall operate as and be construed and adjudged in all Courts of Judicature to be express Covenants to or with the respective Grantees therein named, and the Successors, Heirs, Executors, Administrators, or Assigns of such Grantees, according to the Quality or Nature of such Grantees Interest therein, and the Estate or Interest therein expressed to be thereby conveyed by or from the said Company, for themselves and their Successors, that they the said Company, notwithstanding any Act or Default done by them, were at the Time of the Execution of such Conveyances seised or possessed of the Lands or Premises thereby granted for an indefeasible Estate of Inheritance in Fee Simple, free from all Incumbrances done or occasioned by them, or otherwise for such Estate or Interest as therein expressed to be thereby granted, free from Incumbrances done or occasioned by them, that the Purchaser thereof, his Heirs and Assigns, Successors and Assigns, or Executors, Administrators, and Assigns, (as the Case may be,) shall quietly enjoy the same against the said Company and their Successors, and all claiming under them, and be indemnified and saved harmless by the said Company and their Successors from all Incumbrances committed by the said Company, and also for further Assurance, at the Expence of the Parties requiring the same, of such Lands and Premises by the said Company or their Successors and all claiming under them, unless except and so far as the same Word shall be restrained and limited by express particular Words contained in such Conveyances; and all such Grantees, and their several Successors, Heirs, Executors, Administrators, and Assigns respectively, according to their respective Quality or Nature, and the Estate or Interest expressed to be conveyed, shall and may in all Actions to be brought assign Breach or Breaches thereupon, as they might do in case such Covenants were expressly inserted in such Conveyances.

The Word
"Grant" in
Conveyances
from the
Company to
amount to
certain Co-
venants.

LVIII. And

First and
other Gene-
ral Meetings.

LVIII. And be it further enacted, That the First General Meeting of the said Company shall be held at the *City of London Tavern* in the City of *London*, or at some other convenient Place in the said City or within the City or Liberty of *Westminster*, within Three Calendar Months next after the passing of this Act; and from and after such First General Meeting of the said Company there shall be a half-yearly General Meeting of the said Company in the Month of *February* and the Month of *August* in each and every Year, and also such and so many Special General Meetings of the said Company as the Directors of the said Company shall think proper to convene, or as shall be convened by the Proprietors in manner herein-after provided; of which said General Meetings and Special General Meetings Fourteen Days public Notice at the least shall be given in the Manner herein-after directed; and every such Notice of a Special General Meeting shall specify the Purpose for which any such Special General Meeting is called; and such First General Meeting, and all other General Meetings and Special General Meetings, may be adjourned from Time to Time as shall be found expedient.

Meetings of
Proprietors
may be spe-
cially con-
vened.

LIX. And be it further enacted, That Twenty or more Proprietors of the said Company, each of whom shall then hold at least Ten Shares or upwards in the said Undertaking, upon which all Calls actually previously made shall have been paid and satisfied, may at any Time, by Writing under their Hands, left at the Office of the said Company, or given to at least Three Directors of the said Company, or left at or delivered to some Inmate of their last or usual Places of Abode, require the Directors of the said Company to call a Special General Meeting of the Proprietors of the said Company to be held in *London*, so as such Requisition fully express the Object for which such Special General Meeting is required to be called; and in case of Neglect or Refusal of the said Directors to call such Meeting for the Space of Twenty-one Days next after such Notice given as aforesaid, the same may be called by such Twenty or more Proprietors by giving Fourteen Days Notice thereof in One or more *London Newspaper* or Newspapers; and the said Company are hereby authorized to meet in pursuance of such Notice, and such of the Proprietors thereof as shall be present at such Meeting, personally or by Proxy, shall proceed to the Execution of the Powers by this Act given to the said Company with respect to the Matters so specified in such Notice; and all Acts of the major Part in Votes of the Proprietors of the said Company so present at any such Special General Meeting shall be as valid with respect to the Matters specified in such Notice as if the same had been done at a General Meeting held at the Time herein-before appointed for holding the same.

Business at
Special and
Adjourned
General
Meetings.

LX. And be it further enacted, That no Business shall be transacted at any Special General Meeting other than the Business for which it shall have been called, and no Business shall be transacted at any adjourned General or Special General Meeting other than the Business left unfinished at the Meeting from which such Adjournment took place.

LXI. Pro-

LXI. Provided always, and be it further enacted, That all Notices in this Act directed to be given of any General or Special General Meeting of the Proprietors of the said Company, or of any other Matters, to any of the Proprietors of the said Company, and not herein otherwise provided for, shall be signed by the Chairman or Deputy Chairman of the Directors of the said Company, and shall be given by Advertisement inserted in One or more *London* Newspaper or Newspapers; and such Notices, when so published and given, shall be deemed and considered the same as personal Notices.

Notice of Meetings how to be given.

LXII. And be it further enacted, That at all General and Special General Meetings to be convened by virtue of this Act all Corporations and Persons who shall respectively have duly subscribed for or become the Proprietors of or entitled to Five Shares each or upwards in the said Undertaking, and their respective Successors, Executors, Administrators, and Assigns, shall have and be entitled to a Vote or Votes in respect of such Shares respectively, according to the Scale herein-after mentioned; (that is to say,) every Proprietor holding Five or more Shares and less than Ten Shares shall be entitled to One Vote, and holding Ten or more Shares and less than Twenty Shares to Two Votes, and holding Twenty or more Shares and less than Forty Shares to Three Votes, and holding Forty or more Shares and less than Sixty Shares to Four Votes, and holding Sixty Shares or upwards to Five Votes; provided nevertheless, that no Corporation or Person shall have more than Five Votes in their or his own Right; and such Vote or Votes may be given by such respective Parties, or in their Absence by their respective Proxies constituted under the Seals of such Bodies, or under the Hands of the other Proprietors appointing such Proxies, all such Proxies being Proprietors of Shares in the said Undertaking, and every such Vote by Proxy shall be as good and sufficient to all Intents and Purposes as if the Principal had voted in Person; and every Question, Matter, or Thing which shall be proposed in any General or Special General Meeting of the said Company shall be determined by a Majority of Votes and Proxies then present, and the Determination of such Majority shall bind the Meetings, such Majority to be ascertained by a Show of Hands, or by Ballot, or in such other Manner as shall from Time to Time be provided by the said Company, and in default thereof by any Regulation of the Directors of the said Company, or subject to any such Regulation, or in default thereof by the Chairman at such Meeting; and at every such Meeting the Chairman thereof shall and may not only vote as a Principal and Proxy, but in case of an Equality of Votes shall and may also have a further or the dividing or casting Vote; and the Appointment of every such Proxy may be made according to the Form following, or as near thereto as the Quality, Nature, and Number of the Appointer or Appointers of the Proxy thereby constituted, and other Circumstances, will admit; (that is to say,)

Scale of Votes, and Mode of voting at Meetings.

‘ A. B.	of	One of the Proprietors of	Form of
‘ the <i>Hungerford</i> and <i>Lambeth</i>	Suspension	Foot-bridge Company,	Proxy.
‘ doth hereby appoint C. D.	of	to be the	
‘ Proxy of the said A. B,		to vote or give his Assent	
[Local.]	68 B	‘ to	

‘ to or Dissent from any Business, Matter, or Thing relating to the
 ‘ said Undertaking which shall be proposed at any General or Spe-
 ‘ cial General Meeting of the said Company, or at the General
 ‘ Meeting to be held on the Day of in such
 ‘ Manner as he the said *C. D.* shall think proper. In witness whereof
 ‘ the said *A. B.* hath hereunto set his Hand [*or Common Seal*] the
 ‘ Day of .’

Proxies to
be transmit-
ted to the
Secretary of
the Com-
pany.

LXIII. Provided always, and be it further enacted, That no Per-
 son shall be entitled to vote as the Proxy of any Person or Corpora-
 tion as aforesaid unless the Instrument appointing such Proxy shall
 have been transmitted to the Secretary or Clerk of the said Company
 Seven Days at least before the holding of the Meeting at which such
 Proxy is intended to be used.

The Person
whose Name
stands first
as a joint
Proprietor
with others
to be deem-
ed the Owner
and to vote.

LXIV. And be it further enacted, That whenever Two or more
 Persons shall be jointly possessed of or entitled to any Share in the
 said Undertaking, the Person whose Name shall stand first in the
 Books of the said Company as Proprietor of such Share shall, for
 the Purpose of voting at any General or Special General Meeting
 of the said Company, be deemed the Proprietor of such Share, and
 all such Proprietors shall be entitled to give their Votes in respect
 thereof by the Person whose Name shall so stand first in the Books
 of the said Company as Proprietor of such Share, and whose Vote,
 either in Person or by Proxy, shall on all Occasions be deemed and
 allowed to be the Vote for or in respect of the whole Property in
 such Share, without Proof of the Concurrence of the other Pro-
 prietor or Proprietors of such Share; and all Notices by this Act
 directed to be given to the Proprietors of Shares in the said Under-
 taking shall and may, for or in respect of any such Share so jointly
 held, be given to the Person whose Name shall so stand first in the
 Books of the said Company, or be left with some Inmate of the last
 or usual Place of Abode of such Person, or be inserted in the *London*
Gazette as herein mentioned (as the Case may require); and such
 Notice to such Person shall be deemed sufficient Notice to all the Pro-
 prietors of such Share for all the Purposes for which such Notice is
 intended to be given.

Lunatics and
Minors to
vote by Com-
mittees and
Guardians.

LXV. And be it further enacted, That in case any Proprietor en-
 titled to vote at any such Meeting as aforesaid shall be a Lunatic or
 Idiot or Minor, such Lunatic or Idiot shall or may vote at such
 Meeting by his Committee or any of his Committees, and such re-
 spective Committees may vote in respect of the Interest of such
 Lunatics or Idiots either in Person or by Proxy, and such Minor
 shall and may vote by his Guardian or by any of his Guardians, and
 such respective Guardians may vote in respect of the Interest of such
 Minors either in Person or by Proxy: Provided always, that every
 such Committee or Guardian may also vote in right of his own
 Share, if he have any, as well as in the Character of Committee of
 any Lunatic or Idiot, or of Guardian of any Minor.

Proprietors
in arrear
not to vote.

LXVI. And be it further enacted, That no Proprietor of any
 Share on which any Call shall have been made shall, after the Day
 appointed

appointed for Payment of the same, be allowed to vote either personally or by Proxy at any Meeting of the Proprietors of the said Company, until the Money called for in respect of such Share shall have been fully paid.

LXVII. And be it further enacted, That at the First General Meeting to be held as herein-before is mentioned, or at some Meeting to be held by Adjournment therefrom, Twelve Persons who shall be Proprietors, and respectively possessed in their own Right of Twenty Shares at the least in the said Undertaking, shall be elected Directors to manage the Affairs of the said Company by the Proprietors present at such Meeting either personally or by Proxy, and of the Directors so elected as aforesaid Four shall be competent to act; and the several Persons so to be elected, being neither removed nor disqualified nor resigning, shall continue in Office and be Directors until the half-yearly General Meeting of the said Company which shall be held in the Month of *August* in the Year of our Lord One thousand eight hundred and thirty-seven, and until others shall be elected in their Stead in pursuance of this Act; and the said Company at any General Meeting shall have Power to fix what Remuneration (if any) shall from Time to Time be allowed to the Directors of the said Company: Provided nevertheless, that it shall and may be lawful for the Proprietors at any General Meeting to reduce the Number of Directors for carrying this Undertaking into effect, and to declare which of the Directors to be hereafter appointed shall retire from the Direction, or the Non-necessity of supplying any Vacancy or Vacancies in the Direction which from Death, Retirement, or any other Cause may have arisen: Provided nevertheless, that the Number of Directors shall never be reduced below the Number of Eight.

First General Meeting to choose Directors.

LXVIII. And be it further enacted, That at the General Meeting to be held in the Month of *August* which will be in the Year of our Lord One thousand eight hundred and thirty-seven Three of the Directors who shall have been so elected as aforesaid, to be determined by Ballot among themselves, shall go out of Office and cease to be Directors of the said Company, and an equal Number of Persons who shall be Proprietors, and respectively possessed in their own Right of Twenty Shares each at the least in the said Undertaking, shall be elected by the said Company to be Directors in their Place and Stead; and at the General Meeting to be held in the Month of *August* which will be in the Year of our Lord One thousand eight hundred and thirty-eight Three of the remaining Directors who shall have been so primarily elected as aforesaid (to be determined as aforesaid) shall go out of Office and cease to be Directors of the said Company, and their Places be supplied in like Manner; and at the General Meeting to be held in the Month of *August* which will be in the Year of our Lord One thousand eight hundred and thirty-nine Three of the remaining Directors who shall have been so primarily elected as aforesaid (to be determined as aforesaid) shall go out of Office and cease to be Directors of the said Company, and their Places be supplied in like Manner; and at the General Meeting to be held in the Month of *August* which will be in the Year of our

Directors to go out annually by Rotation.

our Lord One thousand eight hundred and forty the remaining Directors who shall have been so primarily elected as aforesaid shall go out of Office and cease to be Directors of the said Company, and their Places be supplied in like Manner; and at the General Meeting to be held in the Month of *August* in every subsequent Year Three of the Directors who shall have been longest in Office shall go out of Office and cease to be Directors of the said Company, and their Places be supplied in like Manner.

Directors
going out
of Office
re-eligible.

LXIX. Provided always, and be it further enacted, That every Director who shall go out of Office on any annual Day of Election may be immediately or at any future Time re-elected by the said Company a Director of the said Company, and after such Re-election he shall with reference to the going out by Rotation be considered a new Director.

General
Meetings
for choosing
Directors to
consist of
Persons pos-
sessed of
150 Shares.

LXX. Provided also, and be it further enacted, That if at any such General Meeting there shall not within Two Hours from the Time appointed for such Meeting be Fifteen Persons present personally or by Proxy who shall in the whole be entitled to vote in respect of at least One hundred and fifty Shares no Choice of Directors shall be made, nor shall any Business be transacted, but in such Case there shall be another Meeting of the said Company at the same Place at the Expiration of Seven Days from that Time; and if such sufficient Number of Proprietors shall not then attend thereat such Meeting shall stand adjourned to the following Day, and in case such Number of Persons qualified as aforesaid shall not then be present the Directors for the Time being shall continue to act and have the same Powers as they had and were possessed of until new Directors shall be appointed at the General Meeting which shall be held in the Month of *August* of the following Year.

Two of the
Hungerford
Market
Company
Directors to
be Directors
of the Bridge
Company ex
officio.

LXXI. And be it further enacted, That from and after the First Meeting of the said *Hungerford* and *Lambeth* Suspension Foot-bridge Company, as herein provided, such Two of the Directors of the *Hungerford Market* Company for the Time being as may from Time to Time be appointed by any Court of Directors of the *Hungerford Market* Company shall be *ex officio* Directors of the said Suspension Foot-bridge Company, and entitled to attend and vote accordingly, in addition to the Directors herein-before made or authorized to be appointed; and such Two additional Directors shall be possessed of and entitled to the same Powers and Authorities, and to the same Privileges, Immunities, and Protection, as are hereby given and reserved in respect of such other Directors as aforesaid, but such Two additional Directors shall not be disqualified by not being possessed of any Shares or Share in the said Undertaking as herein enacted with respect to the other Directors for the Time being.

For supply-
ing Vacan-
cies in Di-
rection.

LXXII. And be it further enacted, That when and so often as any Director of the said Company shall die, or shall resign, or shall become disqualified or incompetent to act as a Director, or shall cease to be a Director by any other Cause than that of going out of Office

Office by Ballot or Rotation as aforesaid, it shall be lawful for the remaining Directors, if they shall think proper so to do, to elect some other Proprietor duly qualified to be a Director; and every such Proprietor so elected to fill up any such Vacancy shall be a Member of the same Committee, and shall continue in Office as a Director so long only as the Person in whose Place or Stead he may be elected would have been entitled to continue had he lived and remained in Office.

LXXIII. Provided nevertheless, and be it further enacted, That no Person holding any Office or Place of Trust or Profit under the said Company, or being concerned or interested in any Contract with the said Company, shall be capable of being chosen a Director of the said Company, nor shall any Director be capable of accepting any other Office or Place of Trust or Profit under the said Company, or of being concerned or interested in any Contract with the said Company, during the Time he shall be a Director of the said Company; and if any Director of the said Company shall at any Time subsequently to his Election accept or continue to hold any other Office or Place of Trust or Profit under the said Company, or shall either directly or indirectly be concerned in any Contract with the said Company, or shall participate in any Manner in any Work to be done for the said Company, or shall at any Time cease to be a Proprietor of Twenty Shares at the least in the said Undertaking, the Office of such Director shall thereupon become vacant, and he shall thenceforth be disqualified from voting or acting as a Director.

No Person holding Office capable of being a Director.

LXXIV. And be it further enacted, That the Directors for the Time being shall have the general Management, Direction, and Superintendence and Control of the Business and Concerns of the said Company, and the Custody of the Common Seal of the said Company, with Power to use the same on their Behalf, and also the Custody of the Books of Account, and other Books, Deeds, and Papers, and shall have Power to direct the Investment, calling in and laying out, Sale and Disposal of the Stock, Effects, Funds, Monies, and Securities of the Company, and all other the Dealings of the Company, and to call and appoint the Times and Places of holding General or other Meetings of the Proprietors, and to superintend, direct, and control the Correspondence and Mode of keeping the Accounts, and the Ascertainment of Dividends, and the Profits on Shares, and do all other Things necessary or deemed by them proper or expedient for carrying on the Business and Concerns of the Company, and to enforce, perform, and execute all the Powers, Authorities, Privileges, Acts, and Things in relation to the said Company, and to bind the said Company as if the same were done by the whole Corporation, except such as are hereby required to be done at some General or Special General Meeting of the said Company; and the Directors for the Time being shall have Power to frame Rules and Regulations, and prescribe the Orders and Directions for carrying on the Business and Concerns of the said Company, and alter and vary the same from Time to Time as they in their Discretion shall think fit.

The general Duties and Powers of Directors.

Meetings of
Directors.

LXXV. And be it further enacted, That the Directors for the Time being of the said Company shall meet together at the Office of the said Company once at least in every Three Calendar Months, and at such other Times as they shall think proper, and at such other Times as they shall be convened as herein-after mentioned, and each of such Meetings shall be styled "a Court of Directors," but no Meeting of Directors shall be deemed a Court competent to enter and determine upon Business unless at least Four Directors shall be present at the Commencement of the Business, and when a Decision takes place upon the Whole or any Part of the Business; and if on the Day appointed for such Meeting, a sufficient Number of Directors to constitute a Court shall not attend, then and in every such Case the said Meeting shall be adjourned to the next or some subsequent Day by the Directors then present, but if none be present then by the Clerk or Secretary of the said Company, or such other Person as shall attend in his Place; and any Director shall be at liberty to call an extraordinary Meeting of Directors, upon such Notice and in such Manner, and to consist of at least such Number (not being less than Four), as shall from Time to Time be provided by the Orders of the Court of Directors; and it is hereby declared and directed that the First Meeting of the said Court of Directors shall be held on the Second *Tuesday* of the first Month next after the passing of this Act, at the Office of the Company, at Two of the Clock in the Afternoon.

Directors
may enter
into Con-
tracts, and
use the
Common
Seal.

LXXVI. And be it further enacted, That the Court of Directors for the Time being shall have full Power and Authority, on behalf of the said Company, to purchase Lands and Materials, and all other Matters and Things which they shall deem necessary or expedient for the Use of the said Undertaking, and to sell Lands hereby authorized to be sold, and generally to enter into and execute, and also to release, modify, alter, vary, and discharge, any Contract, Agreement, or Engagement, whether under Seal or otherwise, on behalf of the said Company, respecting any Matters in which the said Company may be interested, and to make and execute all Assignments and Conveyances, and all other Acts to which the Corporate Seal is required to be affixed; and the Chairman or Deputy Chairman of the Directors for the Time being of the said Company, and in their Absence the Directors present at any such Court as aforesaid, shall have the Power, in pursuance of the Resolution of a Court of Directors, but not otherwise, to use the Common Seal on behalf of the said Company; and all Contracts in Writing relating to the Affairs of the said Company which shall be signed by any Three of the Directors, in pursuance of the Resolution of a Court of Directors, shall be binding on the said Company and all other Parties thereto, and their respective Successors, Heirs, Executors, and Administrators, and Actions and Suits may be maintained thereon, and Damages and Costs recovered by or against the said Company, or any other Parties thereto, failing in the Execution thereto.

Directors to
direct the
Works, re-
gulate the

LXXVII. And be it further enacted, That the said Directors shall have full Power and Authority to direct and employ the Works and Workmen, and regulate the Traffic upon the said Bridge, and
the

the Amount of the Tolls, Dues, and Sums of Money to be taken and received under the Authority of this Act, and also from Time to Time to appoint and displace the Banker or Bankers, and the Solicitor or Solicitors of the said Company, and also to appoint the Secretary of the said Company, and all such Managers, Officers, Agents, Clerks, Workmen, and Servants as the said Directors shall think proper, and to allow to them respectively, and also to any Director authorized by any General Meeting to hold any Office, Place, or Employment under the Company as aforesaid, such Salaries, Wages, Gratuities, and Recompences as to the said Directors shall seem proper; and shall have Power from Time to Time to delegate to them respectively, by any Instrument in Writing, or otherwise, such Powers and Authorities as the said Directors may deem expedient, and to vary, alter, and revoke such Powers and Authorities, and to grant and delegate others, whensoever and as often as the said Directors think proper; and shall have Power to displace or remove any Secretary, Managers, Officers, Agents, Clerks, Workmen, and Servants, either as Occasion shall require or as the said Directors in their Discretion shall think fit, and also from Time to Time, if deemed expedient, to appoint other Persons to fill Vacancies in their Places and Situations respectively occasioned by such Displacement or Removal as aforesaid, or by Death, Resignation, or otherwise: Provided nevertheless, that it shall not be lawful for the said Directors to fix or order what Remuneration shall be allowed to the Directors of the said Company for their Services as Directors.

Traffic and
Tolls, and
appoint Offi-
cers and
Servants.

LXXVIII. Provided always, and be it further enacted, That the said Directors shall and they are hereby required to take sufficient Security from every Treasurer of the said Company, and from every Receiver, Collector, and other Officer appointed by the said Directors, having the Custody or Control of any Monies received by virtue of this Act, for the faithful Execution of his Office, before he shall enter thereupon.

Security to
be taken
from Officers
receiving
Monies.

LXXIX. And be it further enacted, That it shall be lawful for the said Directors from Time to Time to nominate and appoint out of their own Body One or more Committee or Committees, with such Powers and Authorities as the said Directors shall think proper to delegate or intrust to them (save and except nevertheless the making of Calls for Money upon the Proprietors of the said Undertaking,) and that all Matters and Things which a Court of Directors shall in Writing order and direct to be done by such Committee or Committees shall and may, by virtue of such Orders, be done by such Committee or Committees; and it shall be lawful for the said Directors, by an Order or Resolution of a Court of Directors for that Purpose, to break up and dissolve any such Committee, and to remove or displace any of the Members thereof, and to appoint others in their Place and Stead, or to appoint from Time to Time One or more other Committee or Committees in manner aforesaid, with such and the like or any other Powers or Authorities, when and so often as the said Directors shall think expedient.

Directors
may appoint
Committees.

LXXX. And

Orders and
Proceedings
to be entered
in a Book.

LXXX. And be it further enacted, That the Orders and Proceedings of all Meetings, as well General as Special, of the said Company and of the said Directors, and also of the said Committees, shall be entered in some Book or Books to be provided and kept for that Purpose, and shall be signed by the Chairman of such respective Meetings; and such Orders and Proceedings, when so entered and signed, shall be deemed original Orders and Proceedings, and shall be allowed to be read in Evidence in all Courts, and before all Judges, Justices, and others, and that without Proof of such respective Meetings having been duly convened, or of the Persons making or entering such Orders or Proceedings being Proprietors or Directors, or Members of the Committee, as the Case may be.

Directors to
cause Ac-
counts to
be kept.

LXXXI. And be it further enacted, That the said Directors shall cause a Book or Books to be kept by a Book-keeper who shall be expressly appointed by the said Directors for that Purpose, and who shall enter or cause to be entered in the said Book or Books true and regular Accounts of all Sums of Money received and expended for or on account of the said Undertaking, and of the several Articles, Matters, and Things for which such Sums of Money shall have been disbursed and paid, and such Book or Books shall at all reasonable Times be open to the Inspection of the respective Loan Creditors for Money advanced and lent for the Purposes of this Act, without Fee or Reward, and the said Loan Creditors or any of them may take Copies of or Extracts from the said Book or Books, without paying any thing for the same; and in case the said Book-keeper shall refuse to permit or shall not permit such Loan Creditors or any of them to inspect such Book or Books, or to take such Copies or Extracts as aforesaid, such Book-keeper shall forfeit and pay for every such Offence any Sum of Money not exceeding Five Pounds, to be levied and applied in the same Manner as other Penalties are by this Act directed to be levied and applied.

Chairman
and Deputy
Chairman of
Directors to
be ap-
pointed.

LXXXII. And be it further enacted, That at the first Meeting of Directors which shall be held after the passing of this Act, and at the first Meeting of Directors which shall be held next after the first Appointment of the said Directors under the Provision herein contained, and at the first Meeting of the Directors which shall be held next after the half-yearly Meeting in the Month of *August* in each Year, the Directors present at such Meeting of Directors shall choose out of the Directors of the said Company a Chairman and Deputy Chairman of the said Directors; and the Chairman for the Time being of the said Directors shall have the Custody of the Common Seal of the said Company: Provided always, that when and so often as the Chairman or Deputy Chairman to be chosen by virtue of this Act shall die, or resign, or become disqualified to act, or otherwise cease to be a Director, it shall be lawful for the Directors, in like Manner, at the Meeting to be held next after such Vacancy, to choose some other of the said Directors to be Chairman or Deputy Chairman; and every such Chairman or Deputy Chairman to be chosen as last aforesaid to fill such Vacancy shall continue in such Office so long only as the Person in whose Place or Stead he may be

be so elected would have been entitled under the Provisions of this Act to continue, if such Vacancy had not happened.

LXXXIII. And be it further enacted, That at all Meetings of the said Directors, and at all General and Special General Meetings of the said Company, the Chairman of the said Directors, or in his Absence the Deputy Chairman of the said Directors, or in his Absence any of the Directors of the said Company to be chosen at any such Meeting, or in the Absence of all the Directors from any such General or Special General Meeting, any Proprietor to be chosen at any such Meeting, shall preside as Chairman.

At all Meetings the Chairman or Deputy Chairman of Directors to preside.

LXXXIV. And be it further enacted, That Sir *Alexander Crichton*, *Edward Richard Adams*, *William Allen*, *Thomas Grissell*, *Thomas Harrison*, *William Hawes*, *George Miller*, *James de Reimer*, *James Rhodes*, *Daniel Sutton* the younger, *George Vaughan*, *George Frederick Walker*, and the Survivors and Survivor of them, or such of them as shall continue in Office, shall be the first Directors of the said Company, and shall continue in Office until the First General Meeting of the said Company to be held in pursuance of this Act; and the said Directors herein-before named shall and they are hereby required to fix the Time of such First General Meeting within the Limit herein-before prescribed, and to give Notice thereof in the Manner herein-before prescribed with respect to General Meetings of the said Company; and until such First General Meeting shall be holden, and such Twelve Directors shall have been duly elected as herein-before prescribed, the said Directors herein named shall and lawfully may allot the Shares remaining undisposed of in the said Undertaking to such Persons desirous of taking the same as to the said Directors shall seem fit, and shall and may exercise all the Powers and Authorities by this Act given to the Directors to be elected in manner herein-before prescribed.

First Directors of the Company.

LXXXV. Provided always, and be it further enacted, That it shall not be lawful for the said Directors to appoint any Person who may be appointed the Secretary or Clerk in the Execution of this Act, or the Partner of such Secretary or Clerk, or any Person in the Service or Employ of such Secretary or Clerk or of his Partner, to be the Treasurer for the Purposes of this Act, or to appoint any Person who may be appointed Treasurer, or the Partner of such Treasurer, or any Person in the Service or Employ of such Treasurer or of his Partner, to be the Secretary or Clerk of the said Company for the Purposes of this Act; and if any Person shall accept both the Offices of Secretary or Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of such Secretary or Clerk, or in the Service or Employ of such Secretary or Clerk or of his Partner, shall accept the Office of Treasurer, or shall act as Deputy of the Treasurer, or in any Manner officiate for the Treasurer, or being the Treasurer or the Partner of such Treasurer, or in the Service or Employ of such Treasurer or of his Partner, shall accept the Office of Secretary or Clerk in the Execution of this Act, or shall act as Deputy of such Secretary or Clerk, or in any Manner officiate for such Secretary or Clerk, or if any such Treasurer shall hold any Place of Profit or Trust under the said Company other than that of Treasurer,

No Person to hold the Offices of Secretary or Clerk and Treasurer at the same Time.

every Person so offending shall for every such Offence forfeit and pay the Sum of One hundred Pounds to any Person who shall sue for the same, to be recovered, with full Costs of Suit, by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Westminster*.

Officers to
account.

LXXXVI. And be it further enacted, That every Officer and Person who shall be appointed or employed by virtue of this Act shall from Time to Time, when thereunto required by the said Company, make out and deliver to the said Company, or to such Persons as they shall for that Purpose appoint, a true and perfect Account in Writing under his Hand of all Monies which shall have been by him received by virtue of this Act, and such Account shall state when, how, and to whom, and for what Purpose, the same shall have been disposed of, together with Vouchers and Receipts for such Payments, and every such Officer or Person shall be and he is hereby required to pay all such Monies as upon the Balance of such Account shall appear to be owing from him to the said Company, or to such Persons as the said Company shall appoint to receive the same; and if any such Officer or Person shall refuse or neglect to render such Account, or to produce and deliver up the Vouchers and Receipts relating to the same, or to pay the Balance thereof when thereunto required in manner aforesaid, or shall refuse or neglect to deliver up to the said Company, or to such Persons as they shall appoint, within Twenty-one Days after being thereunto required by the said Company, or by such other Persons as last aforesaid, all Books, Papers, and Writings in his Possession or Power relating to the Execution of this Act, then and in every such Case, Complaint being made thereof by the said Company, or by any Person on their Behalf, to any Justice of the Peace acting within his Jurisdiction, such Justice may and he is hereby required, by Warrant under his Hand and Seal, to cause such Officer or Person to be brought before him, and upon his appearing or not being to be found to hear and determine the Matter of such Complaint in a summary Way, and to settle the said Account, if produced, in such Manner as the said Company might have done; and if upon the Confession of the Officer or Person against whom such Complaint shall be made, or by the Oath of any credible Witness, or by the solemn Affirmation of any Person being a Quaker or Separatist, it shall appear to such Justice that any of the Monies which shall have been collected and received shall be in the Hands of or be owing from such Officer or Person, such Justice may and he is hereby empowered, upon Nonpayment thereof, by Warrant under his Hand and Seal to cause such Money to be levied by Distress and Sale of the Goods and Chattels of such Officer or Person; and if sufficient Goods or Chattels shall not be found to answer and satisfy such Money, and the Charges of taking and making such Distress and of selling the same, or if such Officer or Person shall not appear before such Justice at the Time and Place appointed for that Purpose, or if appearing shall refuse or neglect to make out and deliver to such Justice such Account in Writing as aforesaid, or to produce and deliver to the said Justice the several Vouchers and Receipts relating to such Accounts, or to deliver up such Books, Papers, and Writings as aforesaid, then and in any of the Cases aforesaid

said the said Justice may and he is hereby required, by Warrant under his Hand and Seal, to commit to some Common Gaol or House of Correction within his Jurisdiction such Officer or Person, there to remain without Bail or Mainprize until he shall have made out and delivered such Account, and have delivered up the Vouchers and Receipts, if any, relating thereto, and have delivered up such Books, Papers, and Writings, if any, as aforesaid, and shall have paid all the Money which shall appear to be in the Hands of or owing from him, and the reasonable Charges of such Distress and Sale as shall in that respect have been made, or until he shall have compounded with the said Company for such Money and Charges, and have paid the Composition Money to the said Company, (and which Composition the said Company are hereby empowered to make,) or have given Satisfaction in respect of such Vouchers, Receipts, Books, Papers, and Writings to the said Company: Provided always, that no Person who shall be committed for Want of sufficient Distress only shall be detained in Prison for any longer Space of Time than Six Calendar Months.

LXXXVII. And be it further enacted, That the said Company or the Directors of the said Company shall and they are hereby required to cause a true and particular Account to be kept and to be made up twice in every Year, that is to say, on the Thirty-first Day of *January* and the Thirty-first Day of *July*, of the Money received by or for the Use of the said Company by virtue of this Act, and of the Charges and Expences attending the making, maintaining, and carrying on of the said Undertaking, and of all other the Receipts and Expenditure of the said Company up to those Periods respectively, which Account shall be laid before the half-yearly General Meeting of the said Company herein-before directed to be held in the Months of *February* and *August* respectively, and which Account shall also be produced to any Proprietor who shall require to be allowed to examine or inspect the same at any convenient Time within Seven Days prior to the Day of such half-yearly General Meeting: Provided always, that if the Account so to be laid before any half-yearly General Meeting shall not be considered satisfactory by such Meeting, then and in such Case the said Meeting shall have Power to appoint a Committee of Inspection, to consist of Ten Proprietors, each of whom shall hold at least Twenty Shares in the said Undertaking, who shall examine into such Account, and report thereon to a future Meeting of the said Company to be held for that Purpose by Adjournment or otherwise; and for the Purpose of such Examination the said Directors shall, on Demand, at all convenient Times, cause to be produced to such Committee, or any Five Members thereof, all Books of Accounts, Vouchers, and Documents in the Possession of the said Directors relating to the Affairs of the said Company.

Accounts to
be made up
half-yearly.

LXXXVIII. And be it further enacted, That it shall and may be lawful for the said Company and they are hereby empowered from Time to Time at any half-yearly General Meeting, or at any Special General Meeting to be called for that Purpose, to declare and make a Dividend out of the clear Profits of the said Undertaking, and such Dividend

Dividend to
be declared.

Dividend shall be after the Rate of so much *per* Share upon the several Shares held by the Members of the said Company in the Joint Stock thereof: Provided always, that such Dividends shall not be made oftener than half-yearly, and no Dividend shall be made exceeding the net Amount of clear Profit at the Time being in the Hands of the said Company, nor whereby the Capital of the said Company shall in any Degree be reduced or impaired, nor shall any Dividend be paid in respect of any Share after a Day appointed for Payment of any Sum of Money in respect thereof, until such Call shall have been paid.

Names of
Proprietors
to be entered
in a Book.

LXXXIX. And be it further enacted, That the said Company shall and they are hereby required from Time to Time to cause the Names of the several Corporations, and the Names and Additions and Places of Abode of the several Persons who shall be from Time to Time respectively entitled to Shares in the said Undertaking, with the Number of Shares which they are respectively entitled to hold, and the Amount of the Subscriptions paid thereon, and also the proper Number by which every such Share shall be distinguished, to be fairly and distinctly entered in a Book to be kept by the Secretary of the said Company; and every Proprietor of the said Undertaking (or in the Case of a Corporation their Clerk or Agent duly appointed) may at all convenient Times have recourse to and peruse the same *gratis*, and may demand and have Copies thereof or of any Part thereof, paying to the said Company at and after the Rate of Sixpence for every One hundred Words so to be copied; and if any such Secretary of the said Company shall refuse to permit any such Proprietor or Agent as aforesaid to peruse such Books at all convenient Times, or refuse to make such Copy within a reasonable Period at the Rate aforesaid, he shall for every such Offence forfeit and pay the Sum of Forty Shillings for the Benefit of the said Undertaking.

For ascer-
taining Pro-
prietorship
of Shares in
Cases of
Deaths, &c.,
in order to
the Payment
of Dividends
in respect of
such Shares.

XC. And whereas by the Death of or by other Events happening to Proprietors, or by the Marriage of Female Proprietors of Shares in the said Undertaking, it may be difficult to ascertain to whom such Shares, or the Dividends arising or becoming due upon such Shares, may belong or ought to be paid; be it therefore enacted, That in all Cases when the Right of Property in any Share in the said Undertaking shall pass from any Proprietor thereof to any other Person or Corporation by any other legal Means than by a Transfer or Conveyance thereof duly made and executed as herein-after directed, a Declaration pursuant to the herein-before mentioned Act of the Sixth Year of His present Majesty's Reign shall be made by some credible Person before some Master or Master Extraordinary in Chancery, or any of His Majesty's Justices of the Peace, stating the Manner in which such Share hath passed to such other Person or Corporation, and such Declaration shall be transmitted to the said Company, who shall thereupon enter and register the Name of every such new Proprietor in the Register Book or List of Proprietors of the said Company, and the said Company shall be entitled to receive for each such Entry as is herein-before directed the Sum of Five Shillings and no more; and the said Company shall not be bound to see to the Execution of any Trust, whether express or constructive, to which
any

any such Share or Shares shall be subject or liable; and before such Declaration shall have been transmitted and such Entry made as aforesaid no Person or Corporation to whom any such Share shall have passed as aforesaid shall be entitled to receive any Part of the Profits of the said Undertaking, or to vote or exercise any of the Privileges of a Proprietor in respect of such Share: Provided always, that before any Person who shall claim any Part of the Profits of the said Undertaking in right of Marriage with any Female Proprietor shall be entitled to receive the same, or to vote or to exercise any of the Privileges of a Proprietor in respect of any Share so claimed, a Declaration pursuant to the said Act of the Sixth Year of His present Majesty's Reign, containing a Copy of the Register of such Marriage or other Particulars of the Celebration thereof, and identifying the Wife as the Proprietor of the Share in respect whereof any such Claim shall be made, shall be made by some credible Person before some Master or Master Extraordinary in Chancery, or any of His Majesty's Justices of the Peace, and shall be transmitted to the said Company, who shall file the same, and make an Entry thereof in the Book which shall be kept for the Entry of Transfers or Sales of Shares in the said Undertaking; and before any Person or Corporation who shall claim any of the Profits of the said Undertaking by virtue of any Bequest or Will, or in the Course of Administration, shall be entitled to receive the same, or to vote or to exercise any of the Privileges of a Proprietor in respect of any Share so claimed, the said Will or the Probate thereof, or the Letters of Administration, or an Office Copy of such Will or Letters of Administration, shall be produced and shewn to the said Company.

XCI. And be it further enacted, That the several Parties who have subscribed or who shall hereafter subscribe for or towards the said Undertaking shall and they are hereby required to pay the respective Sums of Money by them respectively subscribed for, or such Parts or Proportions thereof, and at such Times and Places, as shall from Time to Time be called for by the Directors of the said Company under and by virtue of the Powers of this Act; and in case any Party shall refuse or neglect to pay the Money by him so subscribed for, or the Part thereof so called for, at the Time and in the Manner required for that Purpose, it shall be lawful for the said Company to sue for and recover the same in any Court of Law or Equity, together with Interest on such unpaid Sum of Money at the Rate of Five Pounds *per Centum per Annum*, from the Time when the same shall have been directed to be paid by the said Directors as aforesaid.

To compel
Payment of
Subscrip-
tions.

XCII. And be it further enacted, That it shall be lawful for the several Proprietors for the Time being of the said Undertaking, and they are hereby empowered, whether before or after any Call shall have been paid in respect of any Shares held by them respectively, to pay in advance, in case the Directors shall think proper to accept the same, which they are hereby authorized to do, to such Person as the said Directors shall appoint, the respective Sums of Money by them respectively subscribed for, or such Part or Proportion thereof as shall be wanting (over and above the Amount, if any, actually paid in respect of such Shares) to make up the full Sum of Twenty-five

Power to
pay Sub-
scriptions in
advance.

[*Local.*]

68 *E*

Pounds

Pounds in respect of each such Share ; and the said Company shall and they are hereby required to pay Interest, at such Rate not exceeding the Rate of Four Pounds for every One hundred Pounds by the Year, upon the Principal Monies which shall have been so paid in advance, or for so much thereof as shall from Time to Time exceed the amount of the Calls which shall have been made upon the Shares in respect of which such Money shall have been paid in advance as aforesaid, as the Subscriber paying such Sum in advance and the Directors for the Time being of the said Company shall agree upon.

Power of
Directors to
make Calls,
and in case
of Nonpay-
ment thereof
to sell the
Shares.

XCIII. And be it further enacted, That the said Directors shall have Power from Time to Time to make such Calls of Money from the Subscribers to and Proprietors of the said Undertaking, to defray the Expences of and carry on the same, as they from Time to Time shall find necessary, so that the aggregate Amount of Calls made or Principal Money paid for or in respect of any such Shares shall not amount to more than the Sum of Twenty-five Pounds on any such Share, and so that no such Call shall at any One Time exceed the Sum of Two Pounds and Ten Shillings upon each Share which any Person or Corporation shall be possessed of or entitled unto in the said Undertaking, and that the total Amount of such Calls in any One Year shall not exceed Fifteen Pounds upon each Share, and so that an Interval of Two Calendar Months at the least shall always elapse between the Day appointed for Payment of One Call and the Day appointed for Payment of the next succeeding Call, and One Calendar Month's Notice at the least shall be given of every such Call by Advertisement inserted in One or more *London* Newspaper or Newspapers, and all Monies so called for shall be paid to such Persons and in such Manner as in such Notice shall be appointed, and the respective Owners of Shares in the said Undertaking shall pay their rateable Proportion of the Monies to be called for as aforesaid to such Persons and at such Times and Places as shall be appointed as aforesaid ; and if any Owner of any such Share shall not so pay such his rateable Proportion then and in such Case and as often as the same shall happen such Owner shall pay Interest for the same after the Rate of Five Pounds *per Centum per Annum* from the Day appointed for the Payment thereof up to the Time when the same shall be actually paid ; and if any Owner of any such Share shall neglect or refuse so to pay such his rateable Proportion, together with the Interest, if any, which shall accrue for the same, then or at any Time thereafter it shall be lawful for the said Company to sue for and recover the same in any of His Majesty's Courts of Record by Action of Debt or on the Case, or by Bill, Suit, or Information, or the said Directors may and they are hereby authorized to declare the Shares belonging to any Person or Corporation so refusing or neglecting to pay any such Calls, together with Interest in manner last aforesaid, to be forfeited, and to order the same to be sold, subject to the Provisions of this Act : Provided nevertheless, that no Advantage shall be taken of any Forfeiture of any Share in the said Undertaking until Notice in Writing under the Hands of Three Directors or the Secretary or Clerk of the said Company, of such Share having been declared by the Directors forfeited, shall have been

been given or sent by the Post unto or delivered to some Inmate of the last or usual known Place of Abode of the Owner of such Share, or in the Case of a Corporation of the Clerk of such Corporation, nor until the Declaration of Forfeiture of the said Directors shall have been confirmed either at a General or Special General Meeting of the said Company held after the Expiration of Two Calendar Months at the least from the Day on which such Notice of Forfeiture shall have been given as aforesaid; and after such Declaration of Forfeiture shall have been confirmed by such General Meeting or Special General Meeting the said Company, by an Order to be made at the same or any subsequent General Meeting or a Special General Meeting, shall have Power to order the said Directors to dispose of the Shares so forfeited, or any of them, in manner by this Act directed, and the said Directors may in that Case sell and dispose of such Shares at a public Auction or by private Contract, and together or in Lots, or in such other Manner and for such Price as they may think fit; and a Declaration, pursuant to the said Act of the Sixth Year of His present Majesty's Reign, made by some credible Person not interested, before any Justice of the Peace or before any Master or Master Extraordinary in Chancery, stating that such Call had been made by the said Directors, and that such Notice had been given, and that such Default in Payment had been made, in respect of the Share so sold, and that the same Share had been declared to be forfeited, and that such Declaration had been confirmed in manner herein-before mentioned, shall be sufficient Evidence of the Facts therein stated; and the Purchaser of such Share shall not be bound to see to the Application of his Purchase Money, nor shall his Title to such Share be affected by any Irregularity of Proceeding in reference to such Sale, but such Declaration, and the Receipt of the Treasurer or any Three Directors of the said Company for the Price of such Share, shall be sufficient Evidence of the Title thereto for all Purposes whatsoever.

XCIV. And be it further enacted, That in case the Money produced by the Sale of any Share which shall be forfeited by reason of the Nonpayment of any Call as herein authorized shall be more than sufficient to pay all such Arrears of Calls as aforesaid, and legal Interest thereon as aforesaid, and the Expence attending the Sale thereof, or otherwise occasioned by such Forfeiture, the Surplus of such Purchase Money shall, on Demand, be paid to the Party to whom such forfeited Share shall have belonged: Provided always, that it shall not be lawful for the said Company or for the said Directors to sell or transfer more of the Shares of such Defaulter in Payment of Calls than shall be sufficient, as near as may be at the Time of such Sale, to pay the Arrears of Calls due from such Defaulter, and the Interest and Expences attending the same; and from and after Payment of such Arrears, and the Interest and Expences aforesaid, any Share vested in the said Company as aforesaid which shall remain in their Hands unsold shall revert to and again become the Property of the Party to whom such Share shall have belonged immediately before such Forfeiture as aforesaid, in such Manner as if such Calls had been duly paid.

If Purchase Money for forfeited Shares be more than sufficient to pay the Arrears of Calls, &c., Surplus to be paid to the Owners of such Shares.

XCV. And

Proceedings
in Actions
for Calls.

XCV. And be it further enacted, That in any Action to be brought by the said Company against any Proprietor of any Share in the said Undertaking to recover any Money due and payable to the said Company for or by reason of any Call made by virtue of this Act, it shall be sufficient for the said Company to declare and allege that the Defendant, being a Proprietor of a Share or so many Shares (as the Case may be) in the said Undertaking, is indebted to the said Company in such Sum of Money as the Call or Calls in arrear shall amount to for a Call or so many Calls of such Sum or Sums of Money upon a Share or so many Shares belonging to the said Defendant whereby an Action hath accrued to the said Company by virtue of this Act, without setting forth the special Matter; and on the Trial of such Action it shall only be necessary to prove that the Defendant at the Time of making such respective Calls was a Proprietor of such Share or Shares in the said Undertaking as such Action is brought in respect of, or some One such Share, and that such Notice was given as is directed by this Act of such Call or Calls having been made, without proving the Appointment of the Directors who made such Call or Calls, or any other Matter whatsoever; and the said Company shall thereupon be entitled to recover what shall appear due, including Interest, computed as aforesaid, on such Call or Calls, unless it shall happen that the Principal Monies previously paid on any such Share, together with such Call, exceeded the Sum of Twenty-five Pounds on each Share, or that any such Call exceeded Two Pounds and Ten Shillings for each Share, or was made payable before the Expiration of Two Calendar Months from the Day appointed for Payment of the last preceding Call, or that Calls amounting to more than Six in the whole had been made in some One Year; and in order to prove that the Defendant was a Proprietor of such Share or Shares in the said Undertaking, as alleged, the Production of the Books in which the said Company is by this Act directed to enter and keep respectively the Names and Additions of the several Proprietors of Shares in the said Undertaking, with the Number of Shares they are respectively entitled to, and an Account of the Names of the several Corporations, and of the Names and Places of Abode of the several Persons who shall from Time to Time be entitled to Shares in the said Undertaking, shall be *primâ facie* Evidence that such Defendant is a Proprietor, and of the Number and Amount of his Shares therein.

For ascer-
taining the
Proprietor-
ship of
Shares in
case of
Deaths, &c.,
in order to
the making
Calls in re-
spect of such
Shares.

XCVI. And whereas in Cases in which Proprietors of Shares in the said Undertaking shall die, or being Females marry, or become insolvent or bankrupt, or go out of the Kingdom, or shall transfer their Right and Interest therein to other Persons, and no Registers shall have been made of the Transfer thereof with the Secretary or Clerk of the said Company, it may not be in the Power of the said Company to ascertain who are the Proprietors of such Shares, in order to give to them, or to their respective Executors, Administrators, Husbands, Successors, or Assigns, Notice of Calls to be made on such Shares, or to maintain Actions, Suits, or other Proceedings against them, or against their respective Executors, Administrators, Husbands, Successors, or Assigns, for Recovery of the same; be it therefore enacted, That in all Cases where the Right of Property in any Share in the said Undertaking

Undertaking shall pass from the original Proprietor thereof to any other Person or Corporation by any other legal Means than by a Transfer or Conveyance thereof, duly made and executed as herein provided, and such Declaration as is herein-before in that Behalf directed shall have been transmitted to the said Company, then and in any of the Cases aforesaid, after Seven Days Notice in Writing shall have been given under the Hand of Three Directors, or by the Secretary or Clerk of the said Company, to the Person or Corporation stated or claiming in such Declaration to be the then Proprietor of such Share, or delivered to some Inmate of the last or usual known Place of Abode of such Person, or of the Clerk of such Corporation, to pay his or their Proportion of Money to be called for, and such Person or Corporation shall not have paid such his or their Proportion as aforesaid, it shall be lawful for the said Company, at any General Meeting or Special General Meeting after the Expiration of such Notice, to declare every such Share to be forfeited, and in such Case the same shall become forfeited, and shall and may be sold and disposed of in such Manner, on such Evidence of Title, and with such Powers, and with such Indemnity to Purchasers, as in other Cases of Sales of Shares forfeited for the Nonpayment of Calls thereon, or such Shares may, at the Option of the said Company, be consolidated in the general Fund of the said Company; and in case there shall be no such Declaration made as aforesaid then such Notice as is herein-before directed to be given shall be served upon or delivered to some Inmate of the last known Place of Abode of the Executors or Administrators of such Proprietors so dying, or of the Husband of such Female Proprietor so marrying, or of the Assignees or Trustees of such Proprietor so becoming bankrupt or insolvent, or, in the event of the Share having been otherwise disposed of without such Disposition having been registered or entered, then of the last Proprietor appearing in the Books of the said Company to have been possessed of the same; and in case the last or usual Place of Abode of any such Proprietor cannot be ascertained upon Inquiry, or in case the Proprietor of the Share shall be out of the Kingdom, such Notice shall be inserted in the *London Gazette*; and in all such Cases, and after such Notices, on Default being made, the said Shares shall be forfeited, and may be sold, or be consolidated with the general Fund of the said Company in manner aforesaid, and the like Evidence of Title shall be sufficient on any Sale, and the like Indemnity to the Purchaser shall exist, as in other Cases of Sales on account of the Nonpayment of Calls: Provided always, that in the Cases of Proprietors being Abroad the Shares shall not be forfeited until the Expiration of Two Calendar Months after the Day on which such Notice shall have been delivered to some Inmate of their last known or usual Place of Abode in *England*, if any such shall be known, and inserted in the *London Gazette* as aforesaid.

XCVII. And be it further enacted, That all the Shares and Proportions of and in the said Undertaking, or the Joint Stock or Fund of the said Company, shall to all Intents and Purposes be deemed Personal Estate, and be transmissible as such, and shall not be deemed to be of the Nature of Real Property.

Shares to be
deemed Per-
sonal Estate.

**Proprietors
of Shares
may sell the
same.**

XCVIII. And be it further enacted, That it shall be lawful for the several Proprietors of Shares in the said Undertaking, and their respective Executors and Administrators, and Successors, to sell and dispose of any Shares to which they shall be entitled therein, subject to the Rules and Conditions herein mentioned; and the Form of Conveyance of Shares may be in the following Words, or to the like Effect, varying the Names and Descriptions of the contracting Parties as the Case may require; (that is to say),

Form of Conveyance of Shares.

‘ I *A. B.* of _____ in consideration of the Sum of
‘ paid to me by *C. D.* of _____, do hereby assign and
‘ transfer to the said *C. D.* _____ Share [or Shares] numbered
‘ of _____ and in the Undertaking called “The *Hungerford and Lam-*
‘ *beth* Suspension Foot Bridge,” to hold unto the said *C. D.*, his
‘ Executors, Administrators, and Assigns, [or Successors and As-
‘ signs,] 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 Share [or Shares] subject
‘ to the Conditions aforesaid. As witness our Hands and Seals
‘ the _____ Day of _____ .’

And on every such Sale the Deed or Conveyance (being executed by the Seller and Purchaser) shall be kept by the said Company, or by the Secretary or Clerk of the said Company, who shall enter in some Book to be kept for that Purpose a Memorial of such Transfer and Sale, and endorse the Entry of such Memorial on the said Deed of Sale or Transfer, for which Entry and Endorsement the Sum of Seven Shillings and Sixpence, and no more, shall be paid to the said Company; and the said Company or the said Secretary or Clerk is hereby required to make such Entry or Memorial accordingly, and on Demand, to make an Endorsement of such Transfer on the Certificate of each Share so sold, and deliver the same to the Purchaser for his Security, for which Endorsement no more than Two Shillings and Sixpence shall be paid; and such Endorsement, being signed by the said Secretary or Clerk, shall be considered in every respect the same as a new Certificate, and until such Memorial shall have been made and entered as before directed the Seller of such Share shall remain liable for all future Calls, and the Purchaser shall have no Part or Share of the Profits of the said Undertaking nor any Interest in respect of such Share paid to him, nor any Vote in respect thereof as a Proprietor of the said Undertaking.

**After a Call
made no
Share to be
sold until
Call paid.**

XCIX. And be it further enacted, That no Person or Corporation shall sell or transfer any Share which he or they shall possess in the said Undertaking, after any Call shall have been made for any Sum of Money in respect of such Share, unless he or they at the Time of such Sale or Transfer shall have paid the full Sum of Money which shall have been called for in respect of such Share.

**Receipt of
One Proprietor of a Share
a sufficient
Discharge.**

C. And be it further enacted, That the Receipt of the Person or of any One of the Persons in whose Name or Names any Share in the said Undertaking shall stand in the Books of the said Company shall from Time to Time be a sufficient Discharge to the said Company and the Treasurer thereof for any Dividend or other Sum of Money

Money which shall become payable and be paid for or in respect of such Share, notwithstanding any Uses or Trusts upon or to which such Share shall be then settled, conveyed, or assigned, and the said Company shall not be bound to see the Application of the Money mentioned in such Receipt.

CI. And be it further enacted, That in all Cases where Money shall be payable under the Provisions of this Act to any Proprietor who shall be a Minor, Idiot, or Lunatic, the Receipt of the Guardian, if any, or if not of the Parent of such Minor, or of the Committee of such Idiot or Lunatic, shall be a sufficient Discharge to the said Company and their Treasurer for the same.

Receipt of
the Parent or
Guardian of
a Minor a
sufficient
Discharge.

CII. And be it further enacted, That in case the Money hereby authorized to be raised by Subscription, as herein-before mentioned, shall be found insufficient for the Purposes of this Act, it shall be lawful for the said Company, by an Order of any General or Special General Meeting of the said Company, either before or after the said Sum of Eighty thousand Pounds shall have been paid, from Time to Time to borrow and take up at Interest any further or additional Sum of Money, not exceeding the Sum of Twenty-six thousand Pounds, on the Credit of the said Undertaking, as to them shall seem proper; and the said Company and the Directors of the said Company, after an Order made for that Purpose at any General or Special General Meeting of the said Company, are hereby empowered to mortgage, assign, and charge the Property of the said Undertaking, and the Rates, Tolls, and other Sums arising or to arise by virtue of this Act, or any Part thereof, the Costs and Charges of assigning the same to be paid out of such Rates, Tolls, or Sums, (as a Security for any such Sum of Money to be borrowed as aforesaid, with Interest,) to or for the Benefit of the Party, or to his Trustee, who shall advance the same; and a Copy of the Order of any General or Special General Meeting of the said Company, authorizing the borrowing of any such Sum of Money, certified by one Director or the Secretary of the said Company to be a true Copy, shall be sufficient Evidence of the making of such Order for raising such additional Sum of Money, and also of the Money authorized to be raised by Subscription as aforesaid being insufficient for the Purposes of this Act; and all such Mortgages, Assignments, and Charges shall be made under the Common Seal of the said Company, and may be in the Words or to the Effect following, or with such Variation therein as the Circumstances of the Loan may render necessary; (that is to say,)

Proprietors
to raise an
additional
Sum, if ne-
cessary, by
Mortgage.

‘ *Hungerford and Lambeth Suspension Foot Bridge.*

‘ Number

Form of
Mortgage.

‘ BY virtue of an Act passed in the Sixth and Seventh Year of the
‘ Reign of His Majesty King *William* the Fourth, intituled [*here*
‘ *insert the Title of this Act*], we, “The *Hungerford and Lambeth*
‘ *Suspension Foot Bridge Company*,” incorporated by and under the
‘ said Act, in consideration of the Sum of to us paid
‘ by *A. B.* of do assign unto the said *A. B.*, his Exe-
‘ cutors, Administrators, and Assigns, the said Undertaking, and all
‘ and

‘ and singular the Rates, Tolls, and Sums of Money arising by virtue
 ‘ of the said Act, and all the Estate, Right, Title, and Interest of the
 ‘ said Company of, in, and to the same; to hold unto the said *A. B.*,
 ‘ his Executors, Administrators, and Assigns, until the said Sum
 ‘ of together with Interest for the same after the
 ‘ Rate of for every One hundred Pounds for a Year,
 ‘ shall be fully paid and satisfied. Given under our Common Seal
 ‘ this Day of in the Year of our
 ‘ Lord .’

And the respective Parties to whom such Mortgages or Assignments shall be made shall be entitled, one with the other, to their respective Proportions of the said Rates, Tolls, and Sums, and Premises, according to the respective Sums in such Mortgages or Assignments mentioned to be advanced, without any Preference by reason of Priority in the Date of any such Order of Meeting, or Priority in Date of any such Mortgage or Assignment, or on any other Account whatsoever; and an Entry or Memorial of every such Mortgage or Assignment, containing the Number and Date thereof, and the Names of the Parties (with their proper Additions), to whom the same shall have been made, and of the Sums borrowed, together with the Rate of Interest to be paid thereon respectively, shall within Fourteen Days next after the Date thereof be entered in some Book to be kept by the Secretary or Clerk of the said Company, which said Book may be perused at all seasonable Times by any of the Proprietors or Mortgagees of the said Undertaking, or other Persons interested therein, without Fee or Reward; and all Parties to whom any such Mortgages or Assignments shall have been made as aforesaid, or who shall be entitled to the Money due thereon, may from Time to Time transfer their respective Rights or Interests therein to any other Person or Persons; and every Transfer thereof shall be by Deed duly stamped, in which the Consideration Money for such Transfer shall be truly stated; and every such Transfer may be made in the Words or to the Effect following; (that is to say,)

Form of
Transfer of
Mortgage.

‘ I *A. B.* of in consideration of the Sum of
 ‘ to me paid by *C. D.* of do hereby transfer to
 ‘ the said *C. D.*, his Executors, Administrators, and Assigns, a certain
 ‘ Mortgage, Number, made by “*The Hungerford and*
 ‘ *Lambeth* Suspension Foot Bridge Company,” to
 ‘ bearing Date the Day of for securing the
 ‘ Sum of and Interest, and all my Right, Estate, and
 ‘ Interest in and to the Money thereby secured, and in and to the
 ‘ Rates, Tolls, Sums of Money, and Property thereby assigned.
 ‘ Dated this Day of in the Year of our
 ‘ Lord .’

And every such Transfer shall within Fourteen Days next after the Date thereof, if executed in *England*, or otherwise within Ten Days next after the Arrival thereof in *England*, if executed elsewhere, be produced to the Secretary or Clerk of the said Company, who shall cause an Entry or Memorial to be made thereof, in the same Manner as of the original Mortgage or Assignment, for which the said Company shall be paid such Sum as the said Company shall appoint, not exceeding the Sum of Five Shillings; and after such Entry or Memorial

morial made every such Transfer shall entitle such Assignee, or his Executors, Administrators, and Assigns, to the full Benefit thereof and Payment thereon, and it shall not be in the Power of any Person who shall have made such Transfer to make void, release, or discharge the Mortgage so transferred, or any Sum of Money thereon due or thereby secured, or any Part thereof.

CIII. And be it further enacted, That the Interest of the Money which shall be raised by Mortgage, Assignment, or Charge as aforesaid shall be paid half-yearly to the several Parties entitled thereto, and in preference to any Dividends payable by virtue of this Act to the Proprietors of the said Company or any of them; and in case such Interest or any Part thereof shall be unpaid for the Space of Thirty Days next after the same shall have become due and payable as aforesaid, and the same shall not be paid within Fifteen Days next after Demand thereof in Writing shall have been made to the said Company, or left at the Office of the said Company, it shall be lawful for any One or more Justice or Justices of the Peace for either of the said Counties of *Middlesex* or *Surrey* (acting within their respective Jurisdictions, and not being interested in the Matter in question), and they are hereby required, on Request to them made by or on behalf of any Mortgagee whose Interest shall be so in arrear, by an Order under their Hands to appoint some Person to receive the Whole or such Parts of the said Rates, Tolls, or Sums as are liable to pay such Interest so due and unpaid as aforesaid; and the Money so to be received by such Person is hereby declared to be so much Money received by or to the Use of the Person to whom such Interest shall be then due, until the same, together with the Costs and Charges of recovering and receiving the said Rates, Tolls, or Sums, shall be fully paid and satisfied; and after such Interest and Costs shall have been paid and satisfied the Power or Authority of such Receiver for the Purposes aforesaid shall cease and determine, or otherwise the said Interest so due and unpaid as aforesaid may be sued for and recovered from the said Company, with Costs, by Action of Debt in any of His Majesty's Courts of Record at *Westminster*.

Interest of Money borrowed to be paid in preference to Dividends; how to be recovered in default of Payment.

CIV. Provided always, and be it further enacted, That no Person to whom any such Mortgage or Assignment shall be made or transferred as aforesaid shall be deemed a Proprietor of any Share, or shall be capable of acting or voting as such at any Meeting of the said Company, by or on account of his having advanced any Money on such Mortgage or Assignment.

Mortgagee not to be deemed a Proprietor, or entitled to vote as such.

CV. And be it further enacted, That in case the said Company shall raise the Whole or any Part of the Money herein-before authorized to be raised by Mortgage, Assignment, or Charge as aforesaid, and shall afterwards pay off all or any Part of the Principal Sum so raised or borrowed upon Mortgage, Assignment, or Charge as aforesaid, then and in every such Case it shall be lawful for the said Company immediately, and at any Time or Times thereafter, again to raise, in lieu of the Principal Money so paid off by them, such Sum or Sums of Money as they shall from Time to Time have paid off to the Holders of such Mortgages or Assignments, or any of them, or any

In case Mortgages paid off, the Company may raise the like Amount again.

Part thereof, and so from Time to Time as often as the same shall happen, but so nevertheless that the said Company shall not in any event borrow upon Mortgage, Assignment, or Charge as aforesaid in such Manner or to such Extent as that more than the Principal Sum of Twenty-six thousand Pounds in the whole shall be owing at any one Time on Mortgage or Assignment of or as a Charge upon the said Undertaking, over and above the Amount of Calls for the Time being remaining unpaid and still to be called for by the said Company.

Company
may stipulate
Periods for
Repayment
of Mortgage
Money.

CVI. And be it further enacted, That when any Sum of Money shall be borrowed at Interest, pursuant to the Powers in that Behalf contained in this Act, it shall be lawful for the said Company, in case they shall in their Discretion think proper so to do, to fix a Period or Periods for the Repayment of the Principal Sum of Money so to be borrowed, with the Interest thereof, and in such Case the Company shall cause to be inserted in such Mortgage or Assignment the Time or Times which shall be fixed or agreed upon for the Repayment of the Principal Money thereby to be secured; and such Sum of Money, with all Arrears of Interest thereon, shall accordingly be paid at the Time or Times so to be fixed, to the Party who shall upon the Expiration of such Period or Periods be the Holder of and entitled to such Mortgage or Assignment, or his Nominee.

As to paying
off Mort-
gages when
no Period is
stipulated.

CVII. And be it further enacted, That when no Time shall be fixed for the Repayment of any Sum of Money borrowed under the Authority of this Act the Party entitled to any such Mortgage or Assignment may and he is hereby authorized to demand Payment of the Principal Monies thereby secured, with all Arrears of Interest, at or at any Time after the Expiration of Six Calendar Months from the Date of such Mortgage or Assignment, upon giving Six Calendar Months Notice in Writing to the Secretary of the said Company for the Time being: Provided nevertheless, that the said Company may at all Times pay off and discharge all such Mortgages or Assignments in which no Time shall be fixed for the Payment thereof, or any Part of the Money thereby secured, on giving Six Calendar Months Notice in the *London Gazette* and in One or more Newspaper or Newspapers circulated in *London*, and at the Expiration of the said Six Calendar Months all Interest shall cease to be paid on the said Principal Money, unless the said Company shall, on Demand, make default in the Payment of the said Principal Money and Interest then due in pursuance of such Notice.

For securing
Repayment
of Principal
Money bor-
rowed.

CVIII. And be it further enacted, That in case of Nonpayment of any Principal Sum of Money which shall be secured by any such Mortgage or Assignment as aforesaid by virtue of this Act, or of any Part of such Principal Monies, at the Time or Times when the same ought to be paid, and in case the same shall not be paid within Six Calendar Months next after the same shall be so payable as aforesaid, and after Demand thereof in Writing shall have been made to the said Company, it shall be lawful for Two or more Justices of the Peace for either of the Counties of *Middlesex* or *Surrey* (acting within their respective Jurisdictions, and not being interested in the Matter in question)

question) and they are hereby respectively required, on Request to them made on behalf of any Parties entitled to any such Mortgage or Assignment as aforesaid, and to whom any Principal Sums of Money shall be then due thereon and unpaid, amounting in the whole to the Sum of Five thousand Pounds or upwards, by an Order under their Hands to appoint some Person to receive the Whole or such Part of the said Rates, Tolls, or Sums as are liable to pay such Principal Monies so due and unpaid as aforesaid; and the Money so to be received by such Person is hereby declared to be so much Money received by or for the Use of the Persons and Corporations to whom such Principal Money shall be due, and on whose Behalf such Receiver shall have been so appointed, until the same, together with the Costs and Charges of recovering and receiving the Rates, Tolls, or Sums, and all Interest then due thereon, shall be fully satisfied and paid; and after such Principal, Interest, and Costs shall have been paid and satisfied the Power and Authority of such Receiver for the Purposes aforesaid shall cease and determine, or otherwise the said Principal Money so due and unpaid as aforesaid may be sued for and recovered from the said Company, with Costs, by Action of Debt in any of His Majesty's Courts of Record at *Westminster*.

CIX. And be it further enacted, That the said Company may and are hereby authorized (if they shall think fit) to hire or take any Building or Land for the Purpose of making Offices on Building Leases, or as Tenants for a Term of Years, or from Year to Year, and for that Purpose to enter into and execute all such Agreements, Deeds, Covenants, and Instruments as may be necessary, which shall be binding upon the said Company and their Successors.

Power to hire Offices on Lease.

CX. And be it further enacted, That it shall be lawful for the said Company or the said Directors and they are hereby empowered and required from Time to Time to cause such and so many Lamp Irons or Lamp Posts to be put up or affixed in, upon, or along the Sides of the said Bridge, and in, upon, or along the Sides of the Approaches thereof, and also to cause such Number of Lamps, of such Sizes and Sorts, to be provided and affixed, or put up such Lamp Irons and Lamp Posts, as they shall think necessary, for lighting the said Bridge and Roads and every or any Part thereof, and to cause the said Lamps to be lighted as and when they shall think proper.

Power to the Company to fix Lamps.

CXI. And be it further enacted, That it shall be lawful for the said Company or the said Directors from Time to Time to contract and agree with any Company of Proprietors, or with any other Person or Persons, to light the said Bridge and Roads, or any of them, with Gas, Oil, or otherwise, as to the said Company or Directors shall from Time to Time seem proper and expedient, and to provide and set up all Works necessary for such Purposes.

Power to contract for lighting.

CXII. And be it further enacted, That all and every the Pipes or other Conduits to be laid or used for the Conveyance of Gas in, under, through, along, across, or round the said Bridge or Roads, by virtue of this Act, shall be so laid at the greatest practicable Distance, and whenever the Width of the Carriageway will allow thereof

Gas Pipes to be laid Four Feet from Water Pipes, and in a particular Manner

thereof, at the Distance of Six Feet at least from the nearest Part of any Water Pipe already laid down or hereafter to be laid down for the Conveyance of Water in, under, through, along, across, or round any of the said Roads, except in Cases where it shall be unavoidably necessary to lay the Gas Pipes across any of the said Water Pipes, in which Case the said Gas Pipes shall be laid over and above the said Water Pipes at the greatest practicable Distance therefrom, and shall form therewith a Right Angle; and in such Cases the said Gas Pipes so crossing the said Water Pipes shall be at least Nine Feet in Length, so that no Joint of any of the said Gas Pipes shall be nearer to any Parts of the said Water Pipes than Four Feet at least, and in laying down the said Gas Pipes the said Company, or other Company, Contractors, or Persons supplying Gas, shall in no Case join Two or more Pipes together previous to their being laid in the Trench, but shall lay each Pipe as near as may be in its Place in the Trench, and shall in such Trench properly form the Jointing with the other Pipes to be added thereto, with proper and sufficient Materials, and shall also make and keep all such Pipes, and all Pipes connected or communicating therewith, and all the Screws, Joints, Inlets, Apertures, or Openings therein respectively air-tight, and in every respect prevent the said Gas from escaping therefrom and from any Part thereof, upon pain of forfeiting for every Offence the Sum of Five Pounds.

To prevent
Escape of
Gas and
Contamin-
ation, &c., of
Water.

CXIII. And be it further enacted, That whenever the Water in any Water Pipe shall be contaminated or affected by any Gas supplied by the said Company, or any other Company, Contractors, or Persons contracting to light or lighting with Gas the said Bridge and Roads, the said Company, or other Company, Contractors, or Persons, shall forfeit and pay for every such Offence a Sum not exceeding Twenty Pounds, to be sued for and recovered as any Penalty is hereby directed to be sued for and recovered; and in case any such Water shall be contaminated or affected by Gas in any way whatsoever, that then and in every such Case the said Company, or other Company, Contractors, or Persons, supplying the same, shall within Twenty-four Hours next after Notice thereof in Writing, signed by any of the Directors, or by the Treasurer or other Officer for the Time being of and for the Company, or by the Person or Persons to whom such Water Pipe shall belong, to be left at the usual Office or Place of transacting Business of the said Company, or other Company, Contractors, or Persons, cause the most proper and effectual Measures to be taken effectually to stop and prevent Gas from escaping from their Works, Mains, or Pipes, or contaminating or affecting such Water; and in case the said Company, or other Company, Contractors, or Persons, shall not within Twenty-four Hours next after each and every Notice so left as aforesaid effectually stop and prevent Gas from escaping, and wholly and satisfactorily remove the Cause of every such Complaint, and prevent all and every such Contamination whereof Notice shall be given as aforesaid, that then and in every such Case the said Company, or other Company, Contractors, or Persons, shall, on each and every Complaint whereof Notice shall be given as aforesaid, forfeit and pay to the Treasurer for the Time being, or to any One of the Directors for the Time being of the Company, or to the Person or Persons to whom the Pipe containing

containing such Water shall belong, over and above the before mentioned Penalty of Twenty Pounds, to be recovered as aforesaid, the Sum of Ten Pounds for each and every Day during which the Water of the said Company or Persons shall be and remain contaminated, tainted, or affected by the Gas of the said Company, or other Company, Contractors, or Persons; and in default of Payment thereof as aforesaid such Penalty or Penalties shall and may be recovered by Information, to be exhibited on the Oath of One credible Witness, by and in the Name of the Treasurer or other Officer of the Company, or by and in the Name of One or more of the said Company, or of the Person or Persons to whom the Pipe shall belong, at the Option of the Parties prosecuting such Information, against the said Company, or other Company, Contractors, or Persons, before any Justice of the Peace for the County or Place where the Offence shall be committed, with Costs, to be assessed by such Justice, and to be levied by Distress and Sale of the Goods and Chattels of the said Treasurer of the said Company, or of the said other Company, Contractors, or Persons, together with the Charges of such Distress and Sale, by Warrant under the Hand and Seal of such Justice, which Warrant such Justice is hereby empowered to grant; and such Penalty or Penalties, and Costs, when so levied, shall be paid to the Treasurer or to One of the Proprietors for the Time being of the Company, or to the Person or Persons to whom the Water Pipes shall belong.

CXIV. And whereas it may be or become a Question upon such Complaint as aforesaid, whether the Water be contaminated or affected by the Gas of the said Company, or other Company, Contractors, or Persons; be it therefore enacted, That in every such Case it shall and may be lawful to and for the Company or Persons to whom the Pipe containing the Water shall belong to dig to and about and search and examine the Mains, Pipes, Conduits, and Apparatus of the said Company, or other Company, Contractors, or Persons, for the Purpose of ascertaining whether such Contamination proceed or be occasioned by the Gas of the said Company, or other Company, Contractors, or Persons, and if it shall appear that the said Water has been contaminated by any Escape of Gas of the said Company, or other Company, Contractors, or Persons, the Costs and Expences of the said digging, Search, and Examination, and Repair of the Pavement of the said Bridge or Roads which shall be taken up or disturbed, shall be borne and paid by the said Company, or other Company, Contractors, or Persons, which Costs and Expences shall be ascertained and determined, if necessary, by such Justice as aforesaid, and be recovered in like Manner as any Penalty may be recovered by virtue of this Act: Provided always, that if upon such Examination it shall appear that such Contamination has not arisen from any such Escape of Gas from any of the Mains, Pipes, or Conduits of the said Company, or other Company, Contractors, or Persons respectively, then and in such Case the Company or Persons causing such Search to be made shall bear and pay all the Costs and Expences of such Examination, Repair, and Search, and shall also make good to the said Company, or other Company, Contractors, or Persons respectively, any Loss, Injury, or Damage which may be

For ascertaining if the Water be contaminated.

[*Local.*]

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occasioned to the said Mains, Pipes, Conduits, or Apparatus of the said Company, or other Company, Contractors, or Persons, in and by such Search and Examination, and also to the Pavement of the said Bridge or Roads so broken up or disturbed in such Search or Examination, the Amount of such Injury, Loss, or Damage to be ascertained and determined, if necessary, by such Justice, or Justices of the Peace as aforesaid.

For prevent-
ing the
Escape of
Gas.

CXV. And be it further enacted, That whenever any Gas shall be found to escape from any of the Pipes which shall be laid down or set up in pursuance of this Act, the said Company, or any other Company or Companies, or other Person or Persons, contracting to light or lighting with Gas the said Bridge and Roads, shall immediately after Notice given to them or him, by Parol or in Writing, of any such Escape of Gas, from any Inhabitant or Inhabitants, or other Person or Persons whomsoever, cause the most speedy and effectual Measures to be taken to stop and prevent such Gas from escaping; and in case the said Company, or any other Company or Companies, or other Person or Persons, so contracting to light or lighting with Gas, shall not within Twenty-four Hours next after such Notice given effectually stop and prevent any future Escape, and wholly and satisfactorily remove the Cause of Complaint, then and in every such Case the said Company, or the Company or Companies or other Person or Persons as aforesaid, shall for every such Offence forfeit and pay the Sum of Five Pounds for each Day after the Expiration of Twenty-four Hours from the Time of giving any such Notice during which the Gas shall be suffered to escape as aforesaid; which Penalty or Penalties shall from Time to Time be recoverable in a summary Way on the Oath or Affirmation of some credible Witness or Witnesses, by Information to be laid before some Justice or Justices of the Peace for the County in which the same Pipes shall be situate, and shall and may be recovered and levied, with all reasonable Charges, by Distress and Sale of the Goods and Chattels of the Treasurer of the said Company, or of the Goods and Chattels of such Company or Companies, or other Person or Persons, so contracting to light or lighting as aforesaid.

Penalty on
damaging
Gas Pipes,
&c.

CXVI. And be it further enacted, That if any Person shall wilfully or maliciously remove, take away, destroy, damage, or injure any or any Part of any Pipe, Plug, or any other Apparatus, Matter, or Thing belonging to the said Company, or shall wilfully or maliciously waste any of the inflammable Air or Gas supplied by the said Company, every Person so offending in any of the respective Premises shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds, and Three Times the Amount of the Damage done or occasioned by such Conduct, which shall be recovered in like Manner and as Part of the said Penalty.

Penalty for
conveying
Washings
into any
Sewer,
Stream, &c.

CXVII. And be it further enacted, That if the said Company, or any other Company or Companies, or any other Person or Persons whosoever, so contracting to light or lighting with Gas the said Bridge or Roads by virtue of this Act, shall at any Time drain or convey, or cause or suffer to be drained or conveyed, or to run or flow,

flow, any Washings or other waste Liquids, Substances, or Things whatsoever which shall arise or be made in the Prosecution of any Gas Works, into the River *Thames*, or into any River, Brook, or running Stream, Canal, Reservoir, Aqueduct, Feeder, Pond, or Springhead, or into any Drain, Sewer, or Ditch communicating with any of them, or do or cause to be done any Annoyance, Act, or Thing to the Water contained in any of them, whereby the Water contained therein, or any Part thereof, shall or may be soiled, fouled, or corrupted, then and in every such Case the said Company, or any such Company or Companies, or other Person or Persons as aforesaid, shall forfeit and pay for every such Offence the Sum of Two hundred Pounds; and such Penalty or Forfeiture shall and may be sued for and recovered, together with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Complaint, or Information, wherein no Essoign, Protection, Privilege, Wager of Law, nor more than One Imparlance, shall be allowed, and such Penalty shall be paid to the Person or Persons who shall inform or sue for the same: Provided always, that no such Penalty or Forfeiture shall be recoverable unless the same be sued for within Twelve Calendar Months after the Time when such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall have ceased: Provided also, that over and above and in addition to the said Penalty of Two hundred Pounds, and whether such Penalty shall or shall not be sued for or recovered, in case any of the said Washings or other waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, into the said River *Thames*, or into any River, Brook, or running Stream, or any Reservoir, Canal, Aqueduct, Waterway, Feeder, Pond, or Springhead, or into any Drain, Sewer, or Ditch communicating with any of them, or any such Annoyance, Nuisance, Injury, Damage, Act, or Thing shall be done or caused to be done as aforesaid, and Notice thereof in Writing shall have been given by any Person or Persons whomsoever to the said Company or the said Directors or any of them, or to the Company or Companies or any of them, or other Person or Persons as aforesaid, and the said Company or Companies or other Person or Persons shall not within Twenty-four Hours after such Notice given stop and prevent all and every such Washings, waste Liquids, noisome or offensive Liquids, Substances, or Things, from being drained, conducted, or conveyed, or from running or flowing in manner aforesaid, and every such other Annoyance, Nuisance, Injury, Damage, Act, or Thing from being done as aforesaid, then and in every such Case the said Company, or the Company or Companies or other Person or Persons so offending, shall forfeit and pay the Sum of Twenty Pounds for each and every Day such Washings, waste Liquids, or noisome or offensive Liquids, Substances, or Things, shall be so drained, conducted, or conveyed, or caused or suffered to run or flow, in manner aforesaid, or such other Annoyance, Nuisance, Injury or Damage, Act or Thing, shall be so done or caused to be done as aforesaid, and such last-mentioned Penalty shall and may be recovered and levied in like Manner as any other Penalty or Forfeiture is in and by this Act directed to be recovered and levied, and shall be paid to the Informer, or to the Person or Persons who in the
Judgment

Judgment of the Justice or Justices before whom the Conviction shall take place shall have sustained any Annoyance, Injury, or Damage by any such Act so done or committed.

Not to take
up Pavement
without Con-
sent of the
Company or
Directors.

CXVIII. And be it further enacted, That if any Person whosoever shall at any Time hereafter take up, remove, or alter, or cause to be taken up, removed, or altered, any Part of the Pavements, Flags, or other Materials of the Carriageways or Footpaths on the said Roads, or any of them or shall make, or cause to be made any Alterations in any of the Tunnels, Gutters, Soughs, Drains, or other Water-courses therein, without the previous Consent or Authority of the said Company or the said Directors, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds.

Company
may appoint
Patrols and
Watchmen.

CXIX. And be it further enacted, That the said Company may, and they are hereby empowered from Time to Time, if they see Occasion, subject to the Approbation in Writing first had and obtained of any One or more of His Majesty's Justices of the Peace acting for either of the said Counties of *Middlesex* and *Surrey* or for the Liberty of *Westminster*, to appoint such a Number of fit and able-bodied Men as they shall think proper, to be armed and clothed in such Manner as the said Company shall direct and the said Justice or Justices shall approve, to be employed as Watchmen, Guards, or Patrols upon the said Bridge or the Approaches thereof, and to appoint any Person or Persons to be Superintendent or Superintendents thereof, and from Time to Time, with such Consent and Sanction as aforesaid, to remove any of the said Superintendents, Watchmen, Guards, or Patrols, and to appoint others in their Room, and from Time to Time to make such Rules, Orders, and Regulations for the better governing of the Superintendents, Watchmen, Guards, or Patrols, and for the watching and guarding of the said Bridge and Approaches, and keeping the Peace thereon and on every of them, as the said Company shall think proper, and to provide proper Watch-houses, Watchboxes, and Places for the Reception of such Watchmen.

Duties of
Patrols and
Watchmen.

CXX. And be it further enacted, That the Persons who shall be so appointed as aforesaid shall use their best Endeavours to prevent Crimes, Outrages, Misdemeanors, and Disorders on the said Bridge and Roads, or near or adjoining thereto, and to that End they are hereby jointly and severally empowered and required, without any Warrant, to arrest, apprehend, and detain in any Watch-house or convenient Place, (whether provided or appointed by the said Company or otherwise) all Malefactors, Rogues, Vagabonds, and other disorderly and suspicious Persons who shall be found committing any Nuisance, Disorder, or Offence, or loitering or misbehaving, or whom any of the Persons who shall be so appointed as aforesaid shall have just Cause or Reason to suspect of any evil Design, and the Persons so apprehended to convey as soon as conveniently may be before One or more of His Majesty's Justices of the Peace acting for the County or Place wherein such Arrest, Apprehension, or Detention shall take place, or before any One or more of His Majesty's Justices of the Peace for the Counties of *Middlesex* and *Surrey* and the Liberty of *Westminster*, or of any of them, provided the Cause of such Arrest,

Arrest, Apprehension, or Detention shall have arisen, occurred, or taken place upon the said Bridge, to be examined and dealt with according to Law.

CXXI. And be it further enacted, That all Watchmen and Patrols shall be sworn in as Constables before some Justice or Justices of the Peace for the Counties of *Middlesex* and *Surrey*, and the Liberty of *Westminster*, or any of them, who is and are hereby required to swear them in accordingly, and such Watchmen and Patrols shall act as such whilst in the Execution of the Powers of this Act, and they are hereby invested with the like Powers, Privileges, and Protections as any Constable or Constables is or are invested with by Law.

Watchmen,
&c. vested
with Powers
of Con-
stables.

CXXII. And be it further enacted, That the said Company shall and may, as soon as conveniently may be after a Passage shall be made over the said intended Bridge, cause to be erected and set up a Toll Gate or Toll Gates at or upon the said Bridge, and from Time to Time shall and may remove the same Toll Gate or Toll Gates, and erect or set up another Toll Gate or other Toll Gates in lieu thereof, at any Place upon any Part of the said Bridge or Approaches, and shall and may from Time to Time erect, provide, and maintain such Toll Houses and other Conveniences near or adjoining to the said Toll Gate as the said Company shall think proper, and any Tolls or Pontage not exceeding the Tolls or Pontage following may before Passage be demanded and taken at the Toll Gate to be erected as aforesaid, by such Person or Persons as the said Company shall from Time to Time appoint as aforesaid, before any Foot Passenger shall be permitted to pass or return over the said Bridge or through the same Toll Gate; (that is to say,)

Power to
erect Turn-
pike Gates
and to take
Tolls.

For every Foot Passenger or Person on Foot, not accompanied by a Wheelbarrow, Truck, or other Carriage, drawn or propelled by such Foot Passenger, or by any Dog, not exceeding the Sum of One Penny :

Tolls.

For every Foot Passenger or Person on Foot accompanied by a Wheelbarrow, Truck, or other Carriage, drawn or propelled by such Foot Passenger, or by any Dog, not exceeding the Sum of Three-pence.

CXXIII. And be it further enacted, That after the said Bridge shall have been completed the same shall be a public Bridge, and all Persons shall have free Liberty, upon Payment of the Tolls by this Act granted, to pass over the same without any Interruption whatsoever; and the Half of the said Bridge when built next adjoining to the County of *Middlesex* shall be deemed to be in the Liberty of *Westminster* and County of *Middlesex*, and Part of and in the Parish of *Saint Martin in the Fields* in the said Liberty and County, and the other Half of the said Bridge adjoining to the County of *Surrey* shall be deemed to be in the said County of *Surrey*, and Part of and in the Parish of *Lambeth*; but such Bridge shall not be deemed or taken to be a County Bridge, so as to subject the said Counties of *Middlesex* and *Surrey*, or either of them, or any of the Parishes or Places herein-before mentioned, to the repairing or supporting

Bridge to be
public upon
Payment of
Tolls.

Half of the
Bridge to be
deemed to
be in Mid-
dlesex and
Half in
Surrey.

of the same, or any of the Roads herein directed to be made as aforesaid.

Tolls may
be altered.

CXXIV. And be it further enacted, That the said Company shall have full Power from Time to Time, at any Annual or Special General Meeting, to lower or reduce all or any of the said Tolls, but no Reduction of any such Tolls shall be made or take place unless a Majority of the Proprietors present at such General Meeting as herein-before directed, and Five Sixths Parts in Value of the Persons to whom Money may at that Time be owing on the Credit of the Tolls hereby granted, shall assent thereto; and it shall be lawful to and for the said Company in like Manner again to raise the said Tolls to such Sum or Sums as they shall think proper, not exceeding the Sums before mentioned, or oftener if it shall be deemed necessary for the Interest of the said Undertaking.

Tolls to be
charged
equally.

CXXV. Provided always, and be it further enacted, That the Tolls to be taken by virtue of this Act shall at all Times be charged equally, and that no Reduction or Advance in the said Tolls shall either directly or indirectly be made partially or in favour of any particular Person or Company, but every such Reduction or Advance of Tolls shall extend to all Persons whomsoever using the said Bridge, any thing to the contrary thereof in anywise notwithstanding.

Power to
farm Tolls.

CXXVI. And be it further enacted, That it shall be lawful for the said Directors to lease or demise all or any of the said Tolls for any Term of Years not exceeding Three Years at any one Time, for such Rent, payable at such Times and under such Covenants, as they shall think fit, the said Directors taking such sufficient Security from the Person to whom such Tolls shall be leased or demised for Payment of such Rent and Performance of such Covenants as they shall think fit, which Rent shall be applied for the Purposes of this Act.

Company to
put up a
Table of
Tolls.

CXXVII. And be it further enacted, That within One Calendar Month after any Toll Gate shall be erected by virtue of this Act the said Company shall and they are hereby required to put up or cause to be put up, and afterwards to be continued, at every such Toll Gate, a Table painted in distinct and legible Black Letters on a Board with a White Ground, containing a List of all the Tolls payable at every such Gate, distinguishing the several Tolls to be paid by virtue of this Act, and to renew such Boards whenever any of the Letters or Figures thereof shall be worn out, defaced, or obliterated: Provided always, that it shall not be lawful for the said Company to demand or take, or cause to be demanded or taken, any Tolls for or in respect of any Passenger at any Toll Gate, but for and during such Time as the Board so painted as aforesaid shall remain affixed to such Toll Gate.

Persons may
be stopped
on refusing
to pay
Tolls.

CXXVIII. And be it further enacted, That if any Person, subject to the Payment of any of the said Tolls hereby authorized to be taken, shall, after Demand made thereof by any Collector or other Person to be appointed to receive the same, neglect or refuse to pay the same, it shall be lawful for such Collector or Person, by himself
or

or taking such Assistance as he shall think necessary, to stop and prevent the Passage of the Person refusing until full Payment thereof.

CXXIX. And be it further enacted, That in case any Dispute shall happen respecting the demanding or taking or the Payment of Toll, or the Amount of Toll, then and in every such Case such Dispute shall be heard and determined by any Justice or Justices of the Peace for the County in which the Cause of Dispute shall arise, who upon Application made to him or them for that Purpose shall examine the Matter upon Oath of the Parties or other Witness or Witnesses, (which Oath every such Justice or Justices is or are hereby authorized and empowered to administer,) and shall determine the Amount of the Toll due, and other Matters in dispute between the Parties, and may also award such Costs to be paid by either Party to the other as to such Justice or Justices shall seem reasonable; all which Costs, in case the same shall not be forthwith paid, shall and may be levied and recovered by Distress and Sale of the Goods and Chattels of the Person or Persons directed to pay the same, by Warrant under the Hand and Seal or Hands and Seals of such Justice or Justices, (which Warrant every such Justice or Justices is or are hereby empowered to issue,) and the Overplus (if any), after Payment of such Costs of such Distress and Sale, shall be returned, upon Demand, to the Person or Persons whose Goods and Chattels shall have been distrained and sold.

For settling
Disputes
concerning
Tolls.

CXXX. And be it further enacted, That every Toll Collector shall place his Christian and Surname, painted on a Board in legible Characters, in the Front or some other conspicuous Part of the Toll House or Toll Gate immediately on his coming on Duty, each of the Letters of such Names being at least Two Inches in Length and of a Breadth in proportion, and painted in White Letters on a Black Ground, or Black Letters on a White Ground, and shall continue the same so placed during the whole Time he shall be on Duty; and if any such Collector shall not place such Board as aforesaid, and keep the same there during the Time he shall be such Collector as aforesaid, or shall demand a greater or less Toll from any Person than he shall be authorized to do by virtue of the Powers of this Act, or shall refuse to permit or shall in anywise hinder any Person from reading the Inscriptions on the Boards to be affixed and placed as aforesaid, or shall refuse to tell his Name to any Person who shall demand the same, or shall give a false Name or Names, or on the legal Toll being paid or tendered shall unnecessarily detain or wilfully obstruct or hinder any Passenger from passing through the Toll Gate, or shall make use of any scurrilous or abusive Language to any Officer of the said Company, or any Passenger or other Person, then and in every such Case every such Toll Collector shall forfeit and pay for every such Offence any Sum not exceeding Ten Pounds.

For prevent-
ing Toll
Collectors
from taking
undue Tolls,
&c.

CXXXI. And be it further enacted, That if any Collector or other Person authorized or appointed to collect the Tolls on the said intended new Bridge shall permit or suffer any Person to pass over the said Bridge through any Toll Gate at which such Collector or other Person

For prevent-
ing Toll
Collectors
from allow-
ing Persons

to pass
without pay-
ing Tolls.

Person shall be stationed, without paying the Toll payable, or shall be guilty of any other Misconduct in his Office, such Collector or other Person so offending, and being thereof convicted before any Justice or Justices of the Peace of either of the said Counties of *Middlesex* and *Surrey*, shall forfeit any Sum not exceeding Forty Shillings for every such Offence.

Directors
may appoint
Collectors
and tem-
porary Col-
lectors.

CXXXII. And be it further enacted, That when and so often as any Collector or Receiver of the Tolls shall die, or neglect or refuse to perform or become incapable of performing his Duty, or shall abscond or absent himself, it shall be lawful for any Three or more of the said Directors, although not assembled at a Meeting of the said Directors, to discharge such Collector or Receiver so neglecting or refusing to perform, or becoming incapable of performing his Duty, or absconding or absenting himself, and to appoint some other Person or Persons to be a Collector or Receiver of the said Tolls until the then next Meeting of the said Directors in the Stead of such Collector or Receiver who shall so die or be discharged, and such Person or Persons so appointed shall have the like Power and Authority, and be answerable and accountable in the like Manner, in all respects, as the Collector or Receiver who shall so die or be discharged would have had or been subject to; and if any Collector or Receiver of the said Tolls who shall be discharged from his said Office by virtue of this Act, or the Wife or Widow, or any of the Children, Family, or other Representatives of any Collector or Receiver who shall die or be discharged, or any other Person or Persons who may have the Possession of any Toll House or Building, or any Appurtenant thereto, to be erected, set up, or raised by virtue of this Act, shall neglect or refuse to deliver up the Possession thereof for the Space of Twenty-four Hours next after Demand thereof made by Notice in Writing, signed by the Secretary or Clerk of the said Company, for that Purpose given to such Collector or Receiver, or other Person or Persons, or left at any such Toll House, Building, or Premises, then and in any of the said Cases it shall be lawful for any Justice or Justices of the Peace for the County where the same may be situate, by Warrant under his or their Hand and Seal or Hands and Seals, to order a Constable or other Peace Officer, with such Assistance as shall be necessary, to enter such Toll House and Premises in the Day-time, and to remove the Persons who shall be found therein, together with their Goods, out of such House, and to put the Directors or their new-appointed Collector into the Possession thereof.

Toll Houses,
&c. may be
sold.

CXXXIII. And be it further enacted, That it shall be lawful for the said Company to sell and dispose of any Toll House or Toll Houses to be erected by virtue of this Act, and the Ground whereon the same may stand, when they shall be considered by the said Company unnecessary for the Purposes of this Act, in the same Manner and under the same Regulations as herein-before are contained for the Sale of such of the other Lands hereby authorized to be purchased as may not be wanted for the Purposes of this Act.

Directing
the Appli-
cation of the
Tolls.

CXXXIV. And be it further enacted, That the Tolls or any Rents payable in respect of the same which shall be received by virtue of this

this Act shall be applied in manner herein-after mentioned ; (that is to say), in the first place in paying the Expences for the Time being of carrying this Act into execution, and of keeping the said Bridge and Roads in proper Repair, and of lighting and watching the same, as herein-before is mentioned ; and in the next place in paying to the Mortgagees under this Act the Interest to which they shall be respectively entitled in manner herein-before provided ; and the Surplus thereof shall be divided amongst the Proprietors in proportion to the Amount of their respective Shares.

CXXXV. And be it further enacted, That if the said Bridge, or the said Roads, Lamps, Watchboxes, or other Works, to be maintained and repaired by virtue of this Act, or any Part or Parts thereof, shall become and be out of Repair, or if the said Bridge or Roads, or any Part or Parts thereof, shall not continue to be lighted, then the said Directors or any Four of them shall forthwith cause the said Bridge, Roads, Lamps, Watchboxes, and other Works to be repaired, or the said Bridge and Roads to be lighted as herein-before directed ; and in case the said Directors, or any Four or more of them, shall fail within One Week after Notice to their Secretary or Clerk to that Effect to commence such Repairs, or to cause the said Bridge and Roads to be lighted, then it shall be lawful to or for any Person or Persons to prefer or prosecute any Bill or Bills of Indictment against the said Company for such Failure ; and if the said Company shall be found guilty upon the Trial of such Bill or Bills of Indictment, they the said Company shall forfeit and lose, to the Person or Persons who shall have preferred and prosecuted such Bill or Bills of Indictment, the Sum of Twenty Pounds for every such Failure, and shall be subject and liable to commence such Repairs as aforesaid and to cause the said Bridge and Roads to be lighted within Ten Days after such Verdict or Verdicts on such Bill or Bills of Indictment ; and in case of Failure in the Whole or in any Part thereof the said Company shall again become subject and liable to such Bill or Bills of Indictment, and so *toties quoties* until the said Repairs shall be completed, or the said Bridge and Roads shall be lighted, as herein-before directed.

Company
may be in-
dicted for
Want of Re-
pairs of
Bridge, &c.

CXXXVI. And be it further enacted, That if any Person shall wilfully or maliciously damage or injure the said Bridge or any Part thereof, or any Gate, Turnpike, or Toll House belonging thereto, or shall wilfully or maliciously, and without Authority from the said Directors, remove or take away any Works thereunto belonging, or in any way direct or procure the same to be done, or shall be aiding or assisting therein, whereby the said Bridge or the Works thereof may be damaged, any Person so offending shall be judged guilty of Felony ; and every such Person so offending, and being thereof lawfully convicted, shall be subject to the like Punishments and Penalties as in Cases of Felony, and the Court by or before whom such Person shall be tried and convicted shall have Power and Authority to cause such Person to be punished in like Manner as Felons are directed to be punished by the Laws and Statutes of this Realm, or in mitigation of such Punishments such Court may award such Sentence as the Law directs in Cases of Petty Larceny,

For prevent-
ing wilful
Damage to
the Bridge.

[*Local.*]

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CXXXVII. And

Owners of
Vessels
liable for
Damage.

CXXXVII. And be it further enacted, That in case any Damage or Mischief shall be done to the Bridge, or any of the said Works, by any Ship, Lighter, Barge, Boat, Float, Raft, or Vessel, through the wilful Negligence of any Person having the Command of any such Ship, Lighter, Barge, Boat, or other Vessel, or any of the Mariners or Persons employed therein, then and in every such Case the Owner of such Ship, Lighter, Barge, Boat, or other Vessel shall be and is hereby made answerable to the said Company for the Amount or Value of any such Damage or Mischief; and the same, provided it shall not exceed the Sum of Twenty Pounds, if not forthwith paid and satisfied, shall and may be recovered in such Manner as the Penalties and Forfeitures hereby imposed are in and by this Act directed to be recovered.

Masters to
recover from
their Ser-
vants any
Sum paid
for their
Defaults.

CXXXVIII. And be it further enacted, That in case the Owner of any such Ship, Lighter, Barge, Boat, or other Vessel shall be compelled to pay any Penalty or to make Satisfaction for any Damages, by reason of any Neglect or Default done or committed by his Servants or Mariners, or any of them, such Servants or Mariners, and each and every of them, shall be liable to pay such Penalty or Damages (with the Costs thereof) to such Owner; and in case of Nonpayment upon Demand thereof, and Oath made by such Owner of the Payment made by him of such Penalty, Satisfaction, or Damages, and that the same, and the Costs thereof, have not been repaid to him by such Servants or Mariners or any of them, although demanded, (such Oath to be made before any One or more Justice or Justices of the Peace of the County or Place where such Penalty or Satisfaction shall have been recovered,) the Amount thereof, provided the same shall not exceed the Sum of Twenty Pounds, shall be recovered in the same Manner as any Penalty is hereby directed to be recovered.

Penalty on
assaulting
Collectors,
&c.

CXXXIX. And be it further enacted, That in case any Person shall resist or make forcible Opposition against any Person employed in the due Execution of this Act, or shall assault any Surveyor, Engineer, or Agent, or any Collector of Tolls, in the Execution of his Office, or shall forcibly pass over the said Bridge, or the Toll Gates or Bars to be erected by virtue of this Act, without having paid the said Tolls, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Penalty for
Injuries or
Obstruc-
tions to the
Bridge.

CXL. And be it further enacted, That if any Person shall wilfully break, throw down, deface, or damage any of the Watch-houses, Boxes, Benches, or Requisites to be provided by virtue of this Act, or wilfully break, throw down, damage, or destroy any Lamp Posts or Lamps on the said Bridge or Roads, or the Furniture of any of the said Lamps, or throw any of the Oil out of the said Lamps, or extinguish any of the said Lamps when lighted, or if any Person shall occasion any Obstruction, Annoyance, or Hindrance of any Description to Passengers along the said Bridge, he shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds, and shall also make Satisfaction to the said Company or Directors, or to such Person or Persons as they shall appoint to receive the same, or to

to the Party injured, for the Damage so done as aforesaid, which Satisfaction shall be received as Part of and in the same Way as the said Penalty is by this Act authorized to be recovered; and if any such Injury as aforesaid shall be done negligently or by Accident, the Person doing or causing the same shall make Satisfaction to the Party injured, which shall and may be recovered in the same Manner as Penalties are by this Act directed to be recovered.

CXLI. And be it further enacted, That in all Cases wherein Damages or Charges are by this Act directed or authorized to be paid, and the Manner of ascertaining the Amount thereof is not specified or provided for, such Amount, in case of Nonpayment thereof, or of any Dispute respecting the same, shall be ascertained and determined by some Two or more Justices of the Peace for the County, Liberty, or Place wherein such Damages or Charges shall be incurred (such Justices not being interested in the Matters in question); and where by this Act any Damages or Charges are directed to be paid, in addition to any Penalty for any Offence, the Amount of such Damages and Charges, in case of Nonpayment thereof, or of any Dispute respecting the same, shall be settled and determined by the Justices by or before whom any Offender shall be convicted of such Offence; and such Justices respectively are hereby authorized and required, on Nonpayment of the Damages in any of the Cases aforesaid, to levy such Damages and Charges by Distress and Sale of the Offender's Goods and Chattels in manner by this Act directed for the levying of any Penalties or Forfeitures.

Damages and Charges in case of Dispute to be settled by Two Justices.

CXLII. And be it further enacted, That whenever any Money shall by any Justice of the Peace be ordered to be paid in pursuance of this Act, as or by way of Compensation or Satisfaction for any Materials or Costs, or for any Damage or Injury, of any Nature or Kind soever, done or committed by the said Company, or by any Person acting by or under their Authority, and such Money shall not be paid by the said Company to the Party entitled to receive the same within Twenty-one Days after Demand in Writing shall have been made upon the said Company, in pursuance of the Direction or Order made by such Justice, and in which Demand the Order of such Justice shall be stated, then and in such Case the Amount of such Compensation or Satisfaction shall and may be levied and recovered by Distress and Sale of any Goods or Chattels of the said Company, under a Warrant to be issued for that Purpose by such Justice, which Warrant any such Justice is hereby authorized and required to grant under his Hand and Seal, on Application made to him for that Purpose by the Party entitled to recover such Money; and in case any Overplus shall remain, after Payment of such Money, and the Costs and Expences of hearing and determining the Matter in dispute, and also the Costs and Expences of such Distress and Sale, then such Overplus shall be returned, on Demand, to the said Company.

In case of Nonpayment of Compensation for Damages, &c. the same to be levied by Distress of the Goods of the Company.

CXLIII. And be it further enacted, That all Penalties and Forfeitures inflicted or imposed by this Act (the Manner of levying and recovering whereof is not herein otherwise particularly directed) may,

Recovery and Application of Penalties.

may, in case of Nonpayment thereof, be recovered in a summary Way by the Order or Adjudication of some Two or more Justices of the Peace for the said Counties of *Middlesex* or *Surrey*, as the Case may require, on Complaint to them for that Purpose made, and afterwards be levied, as well as the Costs, if any, of such Proceedings on Nonpayment, by Distress and Sale of the Goods and Chattels of the respective Offenders or Persons liable to pay the same, by Warrant under the Hands and Seals of such Justices; and the Overplus, if any, of the Money so raised or recovered, after discharging such Penalty or Forfeiture and the Costs and Expences as aforesaid, shall be returned, on Demand, to the Party whose Goods and Chattels shall be distrained; all which Penalties and Forfeitures, not herein directed to be otherwise applied, shall be paid One Half to the Informer and the Remainder to the said Company, unless such Penalties or Forfeitures shall be incurred by the said Company, in which Case the same shall be paid One Half to the Informer and the Remainder to the Overseers of the Poor of the Parish within which the Offence shall be committed, to be applied by such Overseers for the Benefit of the Poor of such Parish; and in case such Penalties and Forfeitures shall not be forthwith paid it shall be lawful for such Justices and they are hereby required to order the Offender so convicted to be detained in safe Custody until Return can conveniently be made to such Warrant of Distress, unless such Offender shall give sufficient Security, to the Satisfaction of such Justices of the Peace, for his Appearance before such Justices, or before some other Justices of the Peace having Jurisdiction, at such Time as shall be appointed for the Return of such Warrant of Distress, such Time not being more than Three Days from the taking of such Security, and which Security any of the said Justices are hereby empowered to take by way of Recognizance or otherwise; but in case upon the Return of such Warrant it shall appear that no sufficient Distress could be had whereupon to levy the said Penalties or Forfeitures and such Costs and Expences as aforesaid, and the same shall not be forthwith paid, or in case it shall appear to the Satisfaction of such Justices, upon the Confession of the Offender or otherwise, that he hath not sufficient Goods and Chattels whereupon such Penalties, Forfeitures, Costs, and Expences could be levied if a Warrant of Distress should be issued (in which last-mentioned Case such Justices shall not be required to issue such Warrant of Distress), then and in either of such Cases such Justices are hereby required, by Warrants under their Hands and Seals, to commit such Offender to some Common Gaol or House of Correction for the County or Place within their Jurisdiction, there to remain for any Time not exceeding Three Calendar Months, or until such Penalty or Forfeiture shall be sooner paid and satisfied, together with all Costs and Charges attending such Proceedings as aforesaid, to be ascertained by such Justices, or until such Offender shall otherwise be discharged by due Course of Law.

Justices may
proceed by
Summons in
the Recovery
of
Penalties.

CXLIV. And be it further enacted, That in all Cases in which by this Act any Penalty or Forfeiture is made recoverable by Information before any Justice of the Peace, it shall be lawful for the Justice of the Peace before whom any Complaint shall be made for any Offence committed against this Act to summon before him the
Party

Party complained against, and on such Summons to hear and determine the Matter of such Complaint, and on Proof of the Offence to convict the Offender, and to adjudge him to pay the Penalty or Forfeiture incurred, and to proceed in the Recovery of the same, although no Information in Writing or in Print shall have been exhibited before such Justice; and all such Proceedings by Summons without Information in Writing or in Print shall be as valid and effectual to all Intents and Purposes as if an Information in Writing or in Print had been exhibited.

CXLV. And be it further enacted, That it shall be lawful for any Officer or Agent of the said Company, and all such Persons as he shall call to his Assistance, to seize and detain any Person whose Name and Residence shall be unknown to such Officer or Agent, and who shall commit any Offence against this Act, and to convey him before some Justice of the Peace for the County, Liberty, or Place within which such Offence shall be committed, without any other Warrant or Authority than this Act, and such Justice is hereby empowered and required to proceed immediately to the hearing and determining of the Complaint.

For securing
Offenders
whose
Names and
Residences
are un-
known.

CXLVI. And be it further enacted, That all Justices of the Peace before whom any Person shall be informed against or convicted for or in respect of any Offence against this Act may cause the Information (whenever an Information shall be taken in Writing or in Print) and the Conviction respectively to be drawn up according to the following Forms, or any other Forms to the same Effect, as the Case may require; (that is to say,)

Forms of
Information
and Convic-
tion:

‘
to wit. } BE it remembered, That on the Day of
A. B. of informeth me C. D., One of His
Majesty’s Justices of the Peace for the County of that
E. F. of [here describe the Offence, and the Time and Place
when and where committed,] contrary to an Act passed in the Sixth
and Seventh Year of the Reign of His Majesty King William the
Fourth, intituled [here insert the Title of this Act], which hath
imposed a Forfeiture of for the said Offence. Taken
the Day of before me
‘ C. D.’

Information.

‘
to wit. } BE it remembered, That on the Day of
in the Year of our Lord
A. B. is convicted before me C. D., One of His Majesty’s Justices
of the Peace for the County of [here describe the Offence,
and the Time and Place when and where committed,] contrary to an
Act passed in the Sixth and Seventh Year of the Reign of His
Majesty King William the Fourth, intituled [here insert the Title
of this Act]. Given under my Hand and Seal the Day and Year
first above written. C. D.’

Conviction.

CXLVII. And be it further enacted, That in all Cases in which any Justice of the Peace is authorized by this Act to examine any Person, or to take cognizance of or to hear or determine any Matter or Complaint, it shall be lawful for such Justice and he is hereby
[Local.] 68 L required

General
Power to
Justices to
administer
Oaths.

required to administer an Oath to or to receive the Affirmation of any Person before he shall be examined by or before such Justice.

For compelling Witnesses to attend.

CLXVIII. And be it further enacted, That if any Person who shall be summoned as a Witness to attend and give Evidence before any Justice of the Peace touching any Matter or Fact contained or involved in or affecting any Information or Complaint for any Offence committed against this Act, either on the Part of the Prosecutor or on the Part of the Party summoned or accused, shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, having been paid or tendered a reasonable Sum for his Costs and Expences, without a reasonable Excuse for his Refusal or Neglect, or appearing shall refuse to be examined upon Oath, or in the Case of a Quaker or Separatist on Affirmation, to give Evidence before such Justice, then and in either of the said Cases every such Person shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Persons aggrieved may appeal to Quarter Sessions.

CXLIX. And be it further enacted, That the said Company and all other Corporations and Persons who may think themselves aggrieved by any Order, Judgment, or Determination of any Justice of the Peace relating to any Matter or Thing in this Act mentioned or contained, and for which no Power of Appeal is by this Act specifically given, may within Four Calendar Months next after such Order, Judgment, or Determination shall have been made or given appeal to the Justices of the Peace at any General or Quarter Sessions to be held for the County or Place where the alleged Cause of Appeal shall arise, first giving Ten Days Notice in Writing of such Intention to appeal, and of the Grounds and Nature thereof, to the Party against whom such Complaint is intended to be made, or to the said Company, as the Case may be, and forthwith after such Notice, in the Case of an Individual appealing, entering into Recognizance before some Justice of the Peace, with Two sufficient Sureties, conditioned to try such Appeal, and to abide the Order and Award of the said Court thereon, and the said Justices shall in a summary Way either hear and determine the said Complaint at such General or Quarter Sessions, or, if they think proper, may adjourn the Hearing thereof to the following General or Quarter Sessions of the Peace to be held for such County or Place; and the said Justices may, if they see Cause, mitigate any Penalty or Forfeiture, and may order any Money to be returned which shall have been levied in pursuance of such Order or Determination, and may also order any such further Satisfaction to be made to the Party injured as they shall judge reasonable, and may also order such Costs to be paid to the Party aggrieved by the Party aggressing as they shall think reasonable.

Declaring what shall be good Service of Notice on the Company.

CL. And be it further enacted, That in all Cases in which it may be necessary for any Person or Corporation to serve any Summons or Demand, or any Notice, or any Writ, or other Proceeding at Law or in Equity, upon the said Company, personal Service thereof upon the Secretary or Clerk of the said Company, or leaving the same at the Office of the said Company or of such Secretary or Clerk, or delivering the same to some Inmate at such Office of the said Company,

or

or at the last or usual Place of Abode of such Secretary or Clerk, or in case the same respectively shall not be found or known then personal Service thereof upon any other Agent of or Officer employed by the said Company, or any One Director of the said Company, or delivering the same to some Inmate of the last or usual Place of Abode of such Agent or Officer or Director, shall be deemed good and sufficient Service of the same respectively on the said Company.

CLI. And be it further enacted, That in all Cases in which it may be necessary for the said Company to serve any Summons or Demand, or any Notice, or any Writ, or other Proceeding at Law or in Equity, upon any Person or Corporation, under the Provisions of this Act, personal Service thereof respectively upon such Person, or upon some Member, or upon the Clerk or other Officer of such Corporation, or delivering the same to some Inmate of the last or usual Place of Abode of such Person or of such Member, Clerk, or other Officer of such Corporation, or at the Office of such Clerk or other Officer, shall be deemed good and sufficient Service of the same respectively upon such Person or Corporation (as the Case may be), except in Cases in which any other Mode of Service is by this Act particularly directed: Provided always, that every Summons, Demand, or Notice, or other Document requiring Authentication by the said Company, may, except where the same is by this Act otherwise expressly directed, be signed by One Director, or by the Secretary or Clerk of the said Company, and need not be under the Common Seal of the said Company, and may be in Writing or in Print, or partly in Writing and partly in Print.

Declaring
what shall be
good Service
by the Com-
pany.

CLII. And be it further enacted, That in case any Person against whom the said Company shall have any Claim or Demand shall become bankrupt or insolvent, it shall be lawful for any Person who shall from Time to Time in that Behalf be appointed by Writing under the Hands of any Three or more of the Directors of the said Company for the Time being, to act on behalf of the said Company in respect of any such Claim or Demand, and for that Purpose to do all the same Acts, and to have and exercise all the same Powers and Privileges, as to the Establishment or Proof of Debts, voting in the Choice of Assignees, and signing Certificates, and otherwise in respect of or relating to the Claim or Demand of the said Company, as any Person being a Creditor of such Bankrupt or Insolvent, or a Claimant against his Estate, could have or exercise in respect of such Person's Debt or Claim.

How Debts
may be
proved in
Cases of
Bankruptcy.

CLIII. And be it further enacted, That in all Actions, Suits at Law or in Equity, and in all Proceedings under this Act or otherwise against or by or on behalf of the said Company, and in all Arbitrations, References, or other Proceedings in or consequent upon or arising out of any such Actions, Suits, or Proceedings, it shall be lawful for any Three or more of the Directors of the said Company to make, sign, seal, execute, and deliver such general or other Releases as may be or may be deemed necessary for the Purpose of qualifying any Person to give Evidence as a Witness in any such Action, Suit, Arbitration, Reference, or other Proceeding as aforesaid, and also to do any other Act, Matter, or Thing in any such Action,

Directors
empowered
to grant
Releases to
Witnesses.

Action, Suit, Arbitration, Reference, or other Proceeding which any Plaintiff or Defendant may do in any Action, Suit, Arbitration, Reference, or other Proceeding; and every such Release, Act, Matter, and Thing shall be as valid and effectual in all respects, and to all Intents and Purposes whatsoever, as if the same were made under the Seal of the said Company.

Distress not
unlawful for
Want of
Form.

CLIV. And be it further enacted, That where any Distress shall be made for any Money to be levied by virtue of this Act the Distress itself shall not be deemed unlawful, nor shall any Party making the same be deemed a Trespasser, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or other Proceeding relating thereto, nor shall such Party be deemed a Trespasser *ab initio* on account of any Irregularity which shall be afterwards committed by him, but all Persons aggrieved by such Defect or Irregularity may recover full Satisfaction for the special Damage by an Action upon the Case.

Proceedings
not to be
quashed for
Want of
Form.

CLV. And be it further enacted, That no Proceeding to be had or taken in pursuance of this Act shall be quashed or vacated for Want of Form, or be removed by Certiorari or by any other Writ or Proceeding whatsoever into any of His Majesty's Courts of Record at *Westminster* or elsewhere, any Law or Statute to the contrary notwithstanding.

Limitation
of Actions.

CLVI. And be it further enacted, That no Action, Suit, or Information, nor any other Proceeding, of what Nature soever, shall be brought, commenced, or prosecuted against any Person or Corporation for any thing done or omitted to be done in pursuance of this Act, or in the Execution of the Powers or Authorities, or any of the Orders, made, given, or directed in, by, or under this Act, unless Ten Days previous Notice in Writing shall be given by the Party intending to commence and prosecute such Action, Suit, Information, or other Proceeding, to the intended Defendant, nor unless such Action, Suit, Information, or other Proceeding shall be brought or commenced within Six Calendar Months after the Act committed, or in case there shall be a Continuation of Damage then within Three Calendar Months next after the doing or committing such Damage shall have ceased, nor unless such Action, Suit, or Information shall be laid and brought in the County or Place where the Matter in dispute or Cause of Action shall arise; and the Defendant in such Action, Suit, or Information, or other Proceeding, may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the Acts were done or omitted to be done in pursuance of or by the Authority of this Act; and if they shall appear to have been so done or to have been so omitted to be done, or if it shall appear that such Action, Suit, Information, or other Proceeding shall have been brought otherwise than as herein-before directed, then and in every such Case the Jury shall find for the Defendant; upon which Verdict, or if the Plaintiff shall become nonsuited, or shall suffer a Discontinuance of his Action, Suit, Information, or other Proceeding after the Defendant shall have appeared thereto, or if a Verdict shall pass against the Plaintiff therein, or if upon Demurrer or otherwise Judgment shall be given
against

against the Plaintiff, the Defendant shall have his Costs, and shall have such Remedy for recovering the same as Defendants have for recovering Costs of Suit by Law in other Cases.

CLVII. And be it further enacted, That no Plaintiff shall recover in any Action for any Irregularity, Trespass, or other wrongful Proceeding made or committed in the Execution of this Act, if Tender of sufficient Amends shall have been made by or on behalf of the Party who shall have committed such Irregularity, Trespass, or other wrongful Proceeding before such Action brought; and in case no Tender shall have been made it shall be lawful for the Defendant in any such Action, by Leave of the Court where such Action shall depend, at any Time before Issue joined to pay into Court such Sum of Money as he shall think fit, whereupon such Proceedings, Order, and Adjudication shall be had and made in and by such Court as in other Actions where Defendants are allowed to pay Money into Court.

Plaintiff not to recover after Tender of Amends.

CLVIII. And be it further enacted, That none of the Directors of the said Company hereby appointed or hereafter to be appointed under the Authority of this Act shall, by reason or means or on account of his being Party to, or making, signing, or executing, in his Capacity of Director of the said Company, pursuant to this Act, any Contract or other Instrument for or on behalf of the said Company, or otherwise lawfully executing any of the Powers and Authorities given to the said Directors by this Act, be subject or liable to be sued, prosecuted, or impleaded, either collectively or individually, by any Person whomsoever, in any Court of Law or Equity or elsewhere; and that the Bodies, Goods, Chattels, Lands, or Tenements of the said Directors or any of them shall not by reason or on account or in consequence of any such Contract or other Instrument so entered into or made, signed, or executed by them or any of them, as aforesaid, or any other lawful Act which shall be done by them or any of them in the Execution of any of the Powers and Authorities given to them or any of them by this Act, be liable to be arrested, seized, detained, or taken in Execution, but that in every such Case any Person making any Claim or Demand upon the said Company or upon any Directors thereof, under or by virtue of any such Contract or Instrument, or other lawful Act, may sue and implead the said Company in like Manner as if such Contract, Instrument, or other Act had been entered into and executed and done under the Common Seal of the said Company.

Directors not personally answerable for Acts legally done as Directors.

CLIX. And be it further enacted, That the Directors of the said Company, their Heirs, Executors, and Administrators, shall be indemnified and saved harmless from and against all Payments made or Liability incurred, and all Acts, Deeds, Matters, and Things executed, done, or ordered, and all Sums of Money, Losses, Costs, Charges, and Damages which they shall incur in the Execution of the Powers and Authorities hereby granted to them, and they shall be so indemnified out of the Assets for the Time being of the said Company, and if necessary by Calls for that Purpose of the Capital which may remain unpaid, and the Directors for the Time being of the said Company shall apply the then existing Funds, Assets, and Capital of the said Company for the Purposes of such Indemnity and Reimbursement.

For the Indemnity of the Directors.

[Local.]

[68 M]

CLX. And

Provision for
the Deficien-
cies in the
Land Tax.

CLX. And whereas by reason of the Exercise of the Powers by this Act granted there may be Deficiencies in the Assessments of Land Tax in the several Parishes through or in which the Works hereby authorized may pass or be situate; be it therefore enacted, That the said Company shall, from and after they shall become seised and possessed by virtue of this Act of any Lands charged with the Land Tax, and until the Works hereby authorized to be made shall be completed and assessed to such Land Tax (unless the said Company shall think fit to redeem the same under the Powers of the Acts for the Redemption of Land Tax), be subject and liable from Time to Time to pay or make good, to or in aid of the said several Parishes, out of the Monies to arise by virtue of this Act, all such Sums of Money as shall be deficient in the said several Assessments for Land Tax within the said several Parishes by reason or means of taking or using for the Purposes of this Act any Lands liable to such Assignments, according to the Rental at which the same were valued or rated at the Time of the passing of this Act; and the said Company are hereby required to pay all such Deficiencies, on Demand thereof, to the Collector of the said Assessments for such Parishes respectively.

If Land not
contracted
for within
Two Years,
the Power to
take Pro-
perty on
Compulsion
to cease.

CLXI. And be it further enacted, That unless the said Company shall within the Space of Two Years, to be computed from the passing of this Act, agree for or cause to be valued and paid for, as in this Act is mentioned, the Lands which they are by this Act empowered to take or use, or otherwise so much thereof as shall be by them deemed necessary and proper for the Purposes of making the said Bridge or other Works hereby authorized, then and from thenceforth the Powers which are hereby granted for taking or using such Lands shall cease and be utterly void, save so far as the same may be exercised with the Consent in Writing of the Owners or Occupiers of such Lands respectively.

The Com-
pany em-
powered to
purchase
Interests in
Lands the
Purchase
whereof may
have been
omitted by
Mistake.

CLXII. Provided always, and be it further enacted, That if at any Time after the said Company shall have entered upon any Lands which shall be permanently required for the Purposes of this Act any Person or Corporation shall appear to be entitled to any Estate, Right, or Interest in, to, or affecting such Lands, which Estate, Right, or Interest the said Company shall have failed or omitted duly to purchase or to pay Satisfaction or Compensation for, by reason of the said Company not having had express Notice of the Existence thereof, or by reason of any other Accident or Mistake, and such Estate, Right, or Interest shall not have been vested in or barred or extinguished for the Benefit of the said Company by virtue of any of the Provisions herein-before contained, then, notwithstanding such Estate, Right, or Interest, and whether the last-mentioned Period of Two Years shall then have expired or not, the said Company shall remain in the undisturbed Possession of such Lands for the Purposes of this Act, but the said Company shall with all convenient Speed purchase or pay Compensation or Satisfaction for such Estate, Right, or Interest; and the Purchase Money, Compensation, or Satisfaction to be paid for the same shall be agreed on or awarded and paid, and such Estate, Right, or Interest shall be vested in or barred or extinguished for the Benefit of the said Company in like Manner as according to the Provisions herein-before contained the
same

same respectively would have been agreed on or awarded and paid, and vested, barred, or extinguished, in case the said Company had purchased or paid Compensation or Satisfaction for such Estate, Right, or Interest before their Entry upon such Lands, or as near thereto as Circumstances will admit.

CLXIII. And be it further enacted, That in case the said Bridge and Works shall not have been made and completed (unless prevented by inevitable Accident) within the Space of Seven Years, to be computed from the passing of this Act, then from and after the Expiration of the said Term of Seven Years all the Powers, Authorities, and Privileges given by this Act shall cease and determine, save only and except as to so much (if any) of the said Bridge and Works as shall be declared and certified to have been completed within the said Term by the Justices of the Peace for the said Counties of *Middlesex* and *Surrey*, or either of them, assembled at any General or Quarter Sessions of the Peace to be held in and for the said Counties of *Middlesex* and *Surrey*, as the Case may be, at any Time before the Expiration of the said Term of Seven Years, or within Six Calendar Months next after the Expiration thereof, upon the Evidence of Two or more Witnesses upon Oath, or in the Case of Quakers or Separatists Affirmation, to be produced before such Justices for that Purpose.

If Bridge not completed in Seven Years the Powers to cease, except as to such Part, if any, as shall be completed.

CLXIV. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, prejudice, or derogate from the Rights, Interests, Privileges, Franchises, Jurisdictions, or Authorities of the Mayor, Commonalty, and Citizens of the City of *London*, or their Successors, or the Lord Mayor of the said City for the Time being, or to prohibit, defeat, alter, or diminish any Power, Authority, or Jurisdiction which at the Time of passing this Act, the said Mayor, Commonalty, and Citizens, or the said Lord Mayor for the Time being as Conservator of the said River *Thames*, or otherwise, had, did, or might lawfully claim use, or exercise.

Saving the Rights of the Corporation of London.

CLXV. Provided always, and be it further enacted and declared, That nothing in this Act contained shall extend or be deemed or construed to extend to prejudice, diminish, alter, or take away any of the Rights, Powers, or Authorities vested in the Commissioners of Sewers for the County of *Middlesex*, or in the Commissioners of Sewers for the Limits extending from *East Moulsey* in the County of *Surrey* to *Ravensbourne* in the County of *Kent*, but all the Rights, Powers, and Authorities vested in such Commissioners respectively shall be as good, valid, and effectual as if this Act had not been passed.

Saving the Rights of the Commissioners of Sewers for Middlesex or Surrey.

CLXVI. And be it hereby enacted, That nothing in this Act contained shall extend to or affect any Rights, Property, or Privilege of or belonging to the said *Hungerford Market* Company, or be construed to invest the said *Hungerford* and *Lambeth* Suspension Footbridge Company with any Right to use or appropriate the same or any Part thereof, without the Consent of the said *Hungerford Market* Company.

Reservation of Rights of Hungerford Market Company.

CLXVII. Pro-

Saving the Rights of the Watermen's Company. CLXVII. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to take away, prejudice, or in any Manner affect any Right, Privilege, or Franchise which the Company of Master, Wardens, and Commonalty of Watermen and Lightermen of the River *Thames* have or claim to have, or to abridge, alter, diminish, or take away any of the Jurisdic-tions, Powers, or Authorities which the said Company of Master, Wardens, and Commonalty of Watermen and Lightermen of the River *Thames* have or claim to have, but all the Rights, Privileges, Fran-chises, Jurisdications, Powers, and Authorities vested in them shall be as good, valid, and effectual as if this Act had not been passed.

Public Act. CLXVIII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices, and others.

The SCHEDULE to which this Act refers.

Nos. on Plan.	Owners or reputed Owners.	Lessees.	Occupiers.	Description of Property.
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PARISH OF SAINT MARY LAMBETH IN THE COUNTY OF SURREY.

BELVIDERE ROAD.

1.	The Archbishop of Canterbury in right of his See.	Richard Roy and James Martin.	George Smith	Wharf, Dwelling House, and Buildings.
2.	Ditto -	William Mansfield and William Sadler.	Jane Eastwood, Eusebius Coles, Edward English, and George Douglas Alderson.	Lime Wharf, Dwelling House, and Buildings.
3.	Ditto -	Richard Cooper and Charles Fores.	Richard Cooper and Charles Fores.	Wharf, Dwelling House, and Buildings.
4.	Ditto -	Coles Child	Coles Child	Wharf, Dwelling House, and Buildings.

PARISH OF SAINT MARTIN-IN-THE-FIELDS IN THE COUNTY OF MIDDLESEX.

84.	The Hungerford Market Company.	-	The Hungerford Market Company.	Wharf, and the Sites of the Fish and Fruit Markets.
85.	The Hungerford Market Company.	Richard Nathaniel Turk.	Richard Nathaniel Turk.	That Part of the Gallery belonging to the Dolphin Tavern.
86.	The Hungerford Market Company.	Horatio Nathaniel Phillips.	Horatio Nathaniel Phillips.	That Part of the Gallery belonging to the Swan Tavern.
87.	The City of London, Conservators of the River Thames.			