



ANNO SEXTO

GULIELMI IV. REGIS.

Cap. xxxiii.

An Act for making a Railway from the Town of *Belfast* to the City of *Armagh* in the Province of *Ulster* in *Ireland*. [19th *May* 1836.]

WHEREAS the making a Railway, with proper Works and Conveniences connected therewith, for the Carriage of Passengers, Goods, and Merchandize, from *Belfast* to *Armagh* in the Province of *Ulster* in *Ireland*, will prove of great public Advantage, by opening an additional, cheap, certain, and expeditious Communication between the Port of *Belfast* and the City of *Armagh* aforesaid, and will at the same Time facilitate the Means of Transit and Traffic for Passengers, Goods, and Merchandize between those Places and the adjacent Districts, and the several intermediate Towns and Places: 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 Parliament assembled, and by the Authority of the same, That *Andrew Mulholland, John Kane, William Coates, John Charters, John Thomson, James Goddard, John Curell, Hugh Wallace, George Greer, Hugh Montgomery, James Macnamara, James Steen junior, Robert Gunning, Lewis Reford, Henry Steen, John Gillis, John Dunvill, Edward Walkington, Robert Gamble junior, William Steen, Thomas M'Cammon, Sinclair K. Mulholland, David Lindsay, Joseph Gillis, John Young, Randel Curell, Daniel Curell, James Campbell, William Gray, John Read Allen,*
[Local.]

Proprietors
incorporated.

James Boomer, James G. Bell, John E. Sloan, John Crawford, W. J. Campbell Allen, David M'Cance, Alexander Hunter, Clotworthy Dobbin, William Graham, Charles Brownlow, Hugh M'Calmont, Thomas Mackey, James L. M. Scott, John Gausson, John Wallace, William Houldsworth, Percival W. Smith, Thomas Banner, Mary Rayson, R. M'Neille, Thomas Roy, John J. Hamilton, Egbert Dircks, Richard Bright, Rowland Roscow, Thomas Martin, Peter Bancroft, William Mulholland, John Mulholland, Joseph Williamson, R. W. Appleton, Lionel P. Knowles, Thomas Banner, William Verner, N. D. Crommelin, Peter Kirk, Samuel Hanna, William Nevin Wallace, Samuel D. Crommelin, William Wallace, John Barnes, Duncan Campbell Getty, John Hardy, Charles Douglass, William John Hancock, James Bristow, and all other Persons and Bodies Politic and Corporate, 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 making and maintaining the said Railway 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 *Ulster* Railway 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, Tenements, and Hereditaments 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 also have Power again to sell and dispose of the said Lands, Tenements, and Hereditaments in manner by this Act directed.

Company
empowered
to make the
Railway.

II. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered to make and maintain a Railway, with all proper Works and Conveniences connected therewith, for the Passage of Carriages properly constructed, as delineated on the Plans and described in the Books of Reference deposited and to be deposited as herein-after directed with the Clerks of the Peace for the Counties of *Antrim, Down, and Armagh*; that is to say, commencing at or near the Long Bridge of *Belfast* in the Town and Borough of *Belfast*, Parish of *Belfast* otherwise *Shankill*, and passing from, through, or into the several Parishes of *Shankill* aforesaid, *Drumbeg, Derriaghy, Lambeg, Blaris* otherwise *Lisburn, Magheragall, Mageramesk, Moira, Aughalee, Aughagallon, Shankill, Magheralin, Seagoe, Drumcree, Kilmore, Loughgall, Grange,* and *Armagh*, in the several Counties of *Antrim, Down, and Armagh*, and terminating at or near the County Court House in the City of *Armagh*; also to fill up and level a certain Place situate near the said Long Bridge of *Belfast* called *Mays Dock*,

Approaches
in Lisburn.

III. And whereas it would tend to the Benefit and Convenience of the Public if the said Company were empowered to make Approaches to the said Railway in the Town of *Lisburn*; be it therefore enacted, That it shall be lawful for the said Railway Company to make Approaches to the Line of Railway in the Town of *Lisburn* from

from the main Street through *Jackson's Lane* or *Antrim Lane*, and for that Purpose to widen the same Lanes or either of them,

IV. And be it further enacted, That it shall be lawful for the said Company and they are hereby authorized, in the Name of the said Company or of such Person or Persons as they shall for that Purpose appoint, to contract and agree with any Person or Persons for making the said Railway or any Part thereof, or any other of the Works hereby authorized to be made or done by the said Company, and that in such Manner and for such Sums, and under such Regulations and Restrictions, as the said Company shall think proper; and all Contracts in Writing for any of the Purposes aforesaid shall be binding on the said Company and all other Parties thereto, 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 of the Parties failing in the Execution thereof.

Company
may con-
tract for the
Works.

V. And be it further enacted, That for the Purposes of this Act the said Company, their Deputies, Contractors, Servants, Agents, Surveyors, and Workmen, and all other Persons by them authorized, shall be and they are hereby empowered to enter into and upon the Lands, Tenements, and Hereditaments of any Person, or Body Politic, Corporate, or Collegiate whatsoever, according to the Provisions and Restrictions of this Act, and to survey and take Levels of the same or 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, as they may deem proper for the Purposes of this Act, and in or upon such Lands, Tenements, or Hereditaments, and in or upon any Lands, Tenements, or Hereditaments adjoining thereto, to bore, dig, cut, embank, and sough, and to remove or lay, and also to use, work, and manufacture, any Earth, Stone, Rubbish, Trees, Gravel, or Sand, or any other 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, repairing, or using the said Railway and other Works by this Act authorized, or which may obstruct the making, maintaining, altering, repairing, or using the same respectively, according to the true Intent and Meaning of this Act; and also, for the Purposes and according to the Provisions and Restrictions of this Act, to make or construct, in, under, upon, across, or over the said Railway or other Works, or in, under, upon, across, or over any Lands, Tenements, or Hereditaments, or any Streets, Hills, Vallies, Roads, Railroads or Tramroads, Rivers, Canals, Brooks, Streams, or other Waters, such Inclined Planes, Tunnels, Embankments, Aqueducts, Bridges, Roads, Ways, Passages, Conduits, Drains, Piers, Arches, Cuttings, and Fences, and also to erect and construct such Houses, Wharfs, Warehouses, Toll Houses, Landing Places, Engines, and other Buildings, Machinery, Apparatus, and other Works and Conveniences as the said Company shall think proper; and also to alter or deepen the Course of any Rivers, Canals, Brooks, Streams, or Watercourses during such Time as may be necessary for constructing Tunnels, Bridges, or Passages

Power to
take Lands,
&c.

over or under the same; and also to divert and alter the Course of any Roads or Ways, in order the more conveniently to carry the same over the said Railway; and also from Time to Time to alter, repair, or discontinue the before-mentioned Works or any of them, and to substitute others in their Stead; and generally to do and execute all other Matters and Things necessary or convenient for constructing, maintaining, altering, or repairing and using the said Railway and other Works by this Act authorized; they the said Company, their Deputies, Contractors, Servants, Agents, Surveyors, 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 Bodies Corporate interested in any Lands, Tenements, or Hereditaments which shall be taken, used, or injured, for all Damages 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 herein-after mentioned and contained.

Openings
into Tunnel
not to be
made in
public
Highways.

VI. And be it further enacted, That in case it shall be found requisite to form Shafts, Pits, Eyes, or Openings to or from any Tunnel to be made for the Purposes of this Act, it shall be lawful for the said Company to sink and construct such Shafts, Pits, Eyes, or Openings in such Places as the said Company shall think necessary, but such Shafts, Pits, Eyes, or Openings shall not be sunk or constructed in any public Highway.

Ledge of
Railway
when
crossing
public
Highways.

VII. Provided always, and be it further enacted, That where the said Railway shall cross any public Highway other than a Turnpike Road the Ledge or Flanch of such Railway for the Purpose of guiding the Wheels of the Carriages thereupon shall not rise above nor sink below the Level of such Road more than One Inch.

Railway not
to cross
Turnpike
Roads on a
Level.

VIII. And be it further enacted, That where the said Railway shall cross any Turnpike Road, either such Turnpike Road shall be carried over the said Railway or the said Railway shall be carried over the said Turnpike Road, at the Expence of the said Company, by means of a Bridge, where not otherwise provided for by this Act, of such Construction as is herein-after mentioned.

Regulating
the Width
and Height
of Bridges
for carrying
Railway
over public
Roads.

IX. Provided also, and be it further enacted, That where any Bridge shall be erected by the said Company for the Purpose of carrying the said Railway over or across any Turnpike Road or public Highway, the Span of the Arch of such Bridge shall be formed, and shall at all Times be and be continued, of such Width as to leave a clear and open Space under every such Arch of not less than Fifteen Feet, and of a Height from the Surface of such Turnpike Road or public Highway to the Centre of such Arch of not less than Sixteen Feet, and the Descent under any such Bridge shall not exceed One Foot in Thirty Feet where such Bridge shall be carried over or across any Turnpike Road, nor One Foot in
Twenty

Twenty Feet where such Bridge shall be carried over or across any public Carriage Highway, nor One Foot in Thirteen Feet where such Bridge shall be carried over or across any other Highway.

X. And be it further enacted, That where any Bridge shall be erected for carrying any public Carriage Road over the said Railway, the Road over such Bridge shall be formed and shall at all Times be continued of such Width as to leave a clear and open Space between the Fences of such Road of not less than Fifteen Feet; and the Ascent of every such Bridge for the Purpose of such Road shall not be more than One Foot in Thirty Feet, and with respect to any private Carriage Road not more than One Foot in Twenty Feet; and a good and sufficient Fence shall be made on each Side of every such Bridge, which Fence shall not be less than Four Feet above the Surface of such Bridge.

Regulating
Ascent of
Bridges for
carrying
public
Roads over
Railway.

XI. And be it further enacted, That where the said Railway shall cross any Highway or public Footpath, either such Highway or public Footpath shall be carried over the said Railway or the said Railway shall be carried over the said Highway or public Footpath, at the Expence of the said Company, in case the Grand Jury of the County in which the said Highway or public Footpath shall be situate shall so require it; and in all Cases where the said Railway shall cross any Footpath not on a Level a convenient Ascent or Descent shall be made for such Footpath.

Railway not
to cross
Highways
or Footpaths
on a Level,
if required
not to be so
crossed.

XII. And be it further enacted, That in all Cases wherein the said Railway shall cross any public Highway other than a Turnpike Road on a Level the said Company shall erect and at all Times maintain a good and sufficient Gate on each Side of such public Highway where the said Railway shall communicate therewith; all which Gates shall be constantly kept shut, except during the Times when Carriages passing along the said Railway shall have to cross such public Highway, and then the same shall be opened for the Purpose only of letting such Carriages pass through; and the Driver or Person entrusted with the Care of any Carriage or with any Train of Carriages shall cause every such Gate to be shut as soon as such Carriages shall have passed through, under the Penalty of Forty Shillings for every Default therein.

Where the
Railway
crosses pub-
lic Highways
on a Level
Company to
erect Gates
at each Side.

XIII. And whereas Maps or Plans describing the Line of the said Railway, and the Lands, Tenements, and Hereditaments in, through, under, over, and upon which the same are intended to be carried or made, together with Books of Reference thereto, containing Lists of the Names of the Owners and Occupiers or reputed Owners and Occupiers of such Lands, Tenements, and Hereditaments, have been deposited with the Clerks of the Peace for the Counties of *Antrim*, *Down*, and *Armagh*; 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, Tenements, or Hereditaments shall have Liberty at all reasonable Times to inspect and to

Plans and
Books of
Reference
to remain in
Custody of
Clerks of
Peace, &c.

[Local.]

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make

make Extracts from or Copies of the said Maps or Plans and Books of Reference respectively, paying to the Clerk of the Peace in whose Custody the Map or Plan and Book of Reference 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, certified by the said Clerk of the Peace or his Deputy lawfully appointed, shall be and are hereby declared to be good Evidence in all Courts of Law or elsewhere.

Amended Plans and Books to be deposited with the Clerks of the Peace, and to be open to Inspection.

XIV. And whereas since depositing the said Maps or Plans and Books of Reference certain Alterations of the Line of the said Railway as laid down upon such Maps or Plans have been agreed upon, with the Concurrence of divers of the Owners and Occupiers of the Lands through which such Deviations are to be made; be it therefore enacted, That Maps or Plans describing the Deviations of the said Railway as the same have been agreed to be deviated from and altered, authenticated by the Signature of the Right Honourable the Speaker of the House of Commons, shall, together with Copies of amended Books of Reference for such Deviations, be deposited with the Clerks of the Peace for the respective Counties in which the said Deviations shall be respectively situated, to the end that all Persons may at all seasonable Times have Liberty to inspect the said Maps or Plans and Books of Reference so deposited, and to take Copies thereof or Extracts therefrom, at their Will and Pleasure, paying the Sum of One Shilling for every such Inspection, and for Copies of or Extracts from the said Books of Reference after the Rate of Sixpence for every One hundred Words, and for a Copy of or Extract from the said Maps or Plans the Sum of Two Shillings and Sixpence; and the said Maps or Plans and Books of Reference, or any Copy thereof, or of so much or such Part or Parts thereof as shall relate to any Matter or Thing in question, certified by the said Clerk of the Peace or his Deputy to be a true Copy, and a Certificate to which Effect the said Clerk or his Deputy is required to give accordingly, shall be and is hereby declared to be good Evidence in all Courts of Law or Equity or elsewhere.

Company not to deviate more than 100 Yards from Plan.

XV. And be it further enacted, That the said Company in making the said Railway and other Works by this Act authorized shall not deviate or extend beyond One hundred Yards from the Line delineated on the Maps or Plans so deposited with the Clerks of the Peace as herein-before mentioned, unless with the Consent of the Owners and Occupiers of the Lands through which such Deviation may be made, and also of the Owners and Occupiers of the adjoining Lands to the Extent of One thousand Yards on each Side of such Deviation.

Unintentional Errors in Act, or Plans or Books of

XVI. Provided always, and be it further enacted, That it shall be lawful for the said Company to make the said Railway and other Works upon, in, over, or through the Lands, Tenements, or Hereditaments upon, in, over, or through which such Railway and other Works are delineated.

delineated on the said Maps or Plans, although such Lands, Tenements, or Hereditaments, or any of them, or the Situation thereof respectively, or the Name of the Owners or of the Occupiers thereof respectively, may happen to be omitted, mis-stated, or erroneously described in this Act or in the Schedule thereto, or in the said Books of Reference, if it shall appear to any Two or more Justices of the Peace for the said Counties of *Antrim, Down, and Armagh*, or some One of them, as the Case may require, (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 the said 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.

Reference,
not to pre-
vent Execu-
tion of Act.

XVII. Provided also, and be it further enacted, That nothing herein contained shall authorize the said Company or any other Person to take, injure, or damage, for the Purposes of this Act, any House or other Building which was erected or built on or before the Thirtieth Day of *November* One thousand eight hundred and thirty-five, or any Ground which was then set apart and used as and for a Garden, Orchard, Yard, Park, Paddock, Plantation, planted Walk or Avenue to a House, or any inclosed Ground planted as an Ornament or Shelter to a House, or planted and set apart as a Nursery for Trees, other than and except such as are specified in the Schedule to this Act annexed, without the Consent in Writing of the Owner or Proprietor thereof or other Persons interested therein respectively.

Houses and
Gardens not
to be taken
without
Consent
unless spe-
cified in
Schedule.

XVIII. Provided also, and be it further enacted, That in all Cases wherein in the Exercise of any of the Powers hereby granted any Part of any Carriage or Horse Road, either public or private, shall be found necessary to be cut through, raised, sunk, taken, or so much injured as to be impassable or inconvenient for Passengers or Carriages, or to the Persons entitled to the Use thereof, the said Company shall at their own Expence, before any such Road shall be so cut through, raised, sunk, taken, or injured as aforesaid, cause another good and sufficient temporary Carriage or Horse Road (as the Case may require) to be set out and made instead thereof, as convenient for Passengers and Carriages as the said Road so to be cut through, raised, sunk, taken, or injured as aforesaid, or as near thereto as may be; and where the Road cut through, raised, sunk, or injured shall be a Turnpike Road, the substituted Road, if temporary, shall be set out and made and the principal Road shall be restored within Six Calendar Months after the Commencement of the Operation; and the Railway, where it shall cross such Turnpike Road, shall be constructed and be kept in repair in such a Manner as to prevent so far as may be practicable any Inconvenience or Obstruction to the Passage along such Turnpike Road.

Providing
for Injury
Roads.

XIX. And be it further enacted, That the Lands to be taken or used for the Line of the said Railway shall not exceed Twenty-two Yards in Breadth, except in those Places where a greater Breadth shall be judged necessary for Carriages to wait, load or unload, and to turn

Breadth of
Land to be
taken for
Railway.

or

or pass each other, or for raising Embankments for crossing Valleys or low Grounds, or in Cuttings, or for the Erection and Establishment of Stations, Toll and other Houses, Warehouses, Landing Places, Wharfs, Yards, Engines, Machinery, and other Erections and Buildings, and except at or near to the Commencement and Termination of the said Railway respectively, and except also on Commons, Downs, or Waste Lands, unless with the Consent of the Owners or Proprietors of and Persons interested in any Lands, Tenements, or Hereditaments which the said Company shall be desirous of appropriating for the Purpose of obtaining greater Space for the Purposes of this Act.

If Land not contracted for within Two Years, Power to take Property on Compulsion to cease.

XX. 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, Tenements, and Hereditaments 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 Railway or other Works hereby authorized, (save and except the Sixty Acres of Land which the said Company are by this Act authorized to purchase in addition to the Lands, Tenements, and Hereditaments hereby authorized to be taken or used for making the said Railway and other Works,) then and from thenceforth the Powers which are hereby granted to them for taking or using such Lands, Tenements, or Hereditaments shall cease and be utterly void.

Ground of A. M'Clean to be taken in 18 Months.

XXI. Provided always, and be it further enacted, That nothing in this Act contained shall authorize the said Company, their Successors or Assigns, to enter upon or take or use for the Purposes of this Act any Part of the Property belonging to *Adam M'Clean* or the Representatives of *Henry Joy*, in the Town of *Belfast*, or any Lands or Tenements within the Parliamentary Boundary of the Borough of *Belfast*, after the Expiration of Eighteen Calendar Months from the passing of this Act, except by and with the Consent in Writing of the said *Adam M'Clean*, the said Representatives of *Henry Joy*, and the other Owners of the said Property, Lands, and Tenements respectively, or their respective Heirs or Assigns, first had and obtained.

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

XXII. And be it further enacted, That in case the said Railway 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 Railway and Works as shall be declared and certified to have been completed within the said Term by the Justices of the Peace of the said Counties of *Antrim*, *Down*, and *Armagh*, Town of *Belfast*, and City of *Armagh*, or any One of them, assembled at any General or Quarter Sessions of the Peace to be held in and for the said Counties of *Antrim*, *Down*, and *Armagh*, Town of *Belfast*, and City of *Armagh*,

as

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 Affirmation, to be produced before such Justices for that Purpose.

XXIII. Provided also, and be it further enacted, That if the said Railway or any Part thereof shall at any Time hereafter be abandoned or given up by the said Company, or after the same shall have been completed shall for the Space of Ten Years cease to be used and employed as a Railway, then and in such Case the Lands, Tenements, and Hereditaments so purchased or taken by the said Company for the Purposes of this Act, or otherwise the Part or Parts thereof over which the said Railway or any Part or Portion of such Railway which shall be so abandoned or given up by the said Company shall pass, shall vest in the Owner or Owners of the Land adjoining that which shall be so abandoned or given up in manner following; that is to say, a Moiety thereof in the Owner or Owners of the Land on the one Side, and the Remainder thereof in the Owner or Owners of the Land on the other Side thereof.

If Railway abandoned, the Land to revert to the original Owners.

XXIV. And be it further enacted, That after any Lands, Tenements, or Hereditaments 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 Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, 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 whatsoever, 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, and for and on behalf of their Wives, Wards, Lunatics, and Idiots respectively, and for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femmes Covert, or other Persons, and to and for all Femmes 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, Tenements, or Hereditaments, 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 shall be made according to the following Form, or as near thereto as the Number of the Parties and the Circumstances of the Case will admit; (namely,)

Persons under legal Disability empowered to sell and convey Lands.

‘ I of , in consideration of the
 ‘ Sum of to me, [or, as the Case may be, into
 ‘ the Bank of Ireland in the Name and with the Privity of the
 ‘ Accountant General of the Court of Chancery, *ex parte* “The
 ‘ Ulster Railway Company,”] pursuant to the Act after mentioned,
 ‘ paid by the Ulster Railway Company, established and incorporated
 ‘ [Local.] 11 O ‘ by

Form of Conveyance to the Company.

' by an Act passed in the Year of the Reign
 ' of His Majesty King *William* the Fourth, intituled [*here set forth the*
 ' *Title of this Act*], do hereby grant and alienate to the said Com-
 ' pany, their Successors and Assigns, all [*describing the Premises to*
 ' *be conveyed*], together with all Ways, Rights, and Appurtenances
 ' thereunto belonging, and all such Estate, Right, Title, and Interest
 ' in and to the same and every Part thereof as I am or shall become
 ' seised or possessed of, or am by the said Act capacitated or
 ' empowered to convey; to hold the Premises to the said Company,
 ' their Successors and Assigns for ever, according to the true Intent
 ' and Meaning of the said Act. In witness whereof I have hereunto
 ' set my Hand and Seal the Day of
 ' in the Year of our Lord

And all such Conveyances and Assurances as aforesaid shall be valid
 and effectual in the Law to all Intents and Purposes, and shall operate
 to merge all Terms of Years attendant by express Declaration or by
 Construction of Law on the Estate or Estates, Interest or Interests
 so thereby conveyed or aliened, and to bar and destroy all Estates
 Tail, and all other Estates, Rights, Titles, Remainders, Reversions,
 Limitations, Trusts, and Interests whatsoever vested in the conveying
 Party or Parties.

Waste Lands
 to be con-
 veyed by
 the Lords of
 Manors.

XXV. And be it further enacted, That in all Cases wherein in the
 Execution of the Powers of this Act there shall be Occasion to take
 or use any Common or Waste Land, or any other Lands, Tene-
 ments, or Hereditaments which shall be charged with or be subject
 or liable to the Exercise of any Right or Privilege of Common
 thereupon, whether of Pasture, Turbary, Estover, Piscary, or Ease-
 ment, and whether such Common or Commonable Rights be appen-
 dant, appurtenant, or in gross, and whether the same be created or be
 then subsisting by Grant, Prescription, Custom, or otherwise howso-
 ever, the Conveyance of such Common or Waste Land, or other
 Lands, Tenements, or Hereditaments as aforesaid, by any Body
 Politic, Corporate, or Collegiate, or other Person or Persons having
 such Estate or Interest in the Manor wherein such Common or
 Waste Land shall be situate (or, if the same shall not be the Waste
 of any Manor, then having such Estate or Interest in the Soil of the
 said Lands, Tenements, or Hereditaments) as the Bodies and Per-
 sons who are by this Act enabled to sell other Lands, Tenements,
 and Hereditaments have in such Lands, Tenements, or Heredita-
 ments, shall be a good and sufficient Conveyance to the said Com-
 pany for the Purpose of vesting in them the Fee Simple and
 Inheritance of such Common or Waste Land, or other Lands, Tene-
 ments, or Hereditaments, as fully and effectually as if every Person
 having Right of Common upon such Common or Waste Land, or
 other Lands, Tenements, or Hereditaments, were seised thereof in
 Fee Simple in Possession, and had joined in and executed such Con-
 veyance; and the Compensation to be paid for the Extinguishment
 of any Right of Common upon any such Common or Waste Land as
 aforesaid shall be paid by the said Company to the Churchwardens
 for the Time being of the Parish wherein such Common or Waste
 Land shall be situate, and shall be by such Churchwardens received
 and

and applied for such general or public Purposes within the said Parish as a Vestry thereof, to be convened by such Churchwardens for that Purpose, shall direct; and in all Cases in which any such Commonable or other Rights shall extend over and be exercised or enjoyed out of or upon any other Lands, Tenements, or Hereditaments than such Common or Waste Land, the Compensation for the Relinquishment thereof shall be paid to the Party or Parties having such Estate or Interest as aforesaid in the said Commonable or other Rights, or in any Lands, Tenements, or Hereditaments whereunto the same shall be appendant or appurtenant, or otherwise shall be deposited in the Bank of *Ireland* in manner by this Act directed (as the Case may be): Provided always, that in all Cases in which any such Manor is vested in Freeholders or Inhabitants at large, or in any greater Number of Persons than Four, or where it is not known to what Lord or Lady such Manor belongs, or in what Manor such Common or Waste Lands are situate, the Conveyance by Four at least of the Freeholders whose Lands (whether vested absolutely in them, or for such Estate as would capacitate them to convey such Lands if wanted for the Purposes of this Act) shall entitle such Freeholders to Common Right in or over such Common or Waste Lands or other Lands shall also in like Manner be a good and sufficient Conveyance to the said Company for the Purpose of vesting in them the Fee Simple and Inheritance of such Common or Waste Lands.

XXVI. And be it further enacted, That if in the Execution of any of the Powers of this Act any Land shall be cut through and divided so that what shall be left thereof on both Sides or on either Side of the said Railway shall be less than Half a Statute Acre in Quantity, and if the Owner of any such Land shall not have any other Land adjoining to that which shall be so left on either Side of the said Railway, then and in every such Case, if such Owner shall so require, but not otherwise, the said Company shall also purchase the Land so left on both or on either of the Sides of the said Railway, being less than Half a Statute Acre in Quantity as aforesaid, the Value thereof to be ascertained in the same Manner as is directed concerning any Land to be taken or used for the Purposes of this Act; or in case such Owner as aforesaid shall have any other Land adjoining to that which shall be so left, he or she may require the said Company, at the Expence of such Company, to throw the same into the adjoining Land of such Owner, by removing the Fences and levelling the Sites thereof, and soiling the same in a sufficient and workmanlike Manner.

Where small
Parcels of
Land are
intersected
Company
compellable
to purchase
the Whole.

XXVII. And be it further enacted, That nothing in this Act contained shall extend to give to the said Company any Coal, Ironstone, Limestone, Stone, Slate, Clay, or Minerals under any Lands, Tenements, or Hereditaments purchased by the said Company under the Provisions of this Act, except only so much of such Coal, Ironstone, Limestone, Stone, Slate, Clay, or Minerals as may be necessary to be dug or carried away or used for the Purposes of this Act; but all such Coal, Ironstone, Limestone, Stone, Slate, Clay, or Minerals, not necessary to be so dug, carried away, or used as aforesaid, shall be deemed

Company
not to claim
Mines, &c.
under Land
purchased.

deemed to be excepted out of the Purchase of such Lands, Tenements, and Hereditaments, and may be worked by the respective Owners or Lessees thereof under the said Lands, Tenements, and Hereditaments, or the Railway or other Works of the said Company, as if this Act had not been passed.

Owners of Mines to give Notice to the Company of their Intention to work, and Company to have Liberty to purchase.

XXVIII. Provided always, and be it further enacted, That when and so often as the Proprietor of any Mines of Coal, Ironstone, Limestone, Stone, Slate, Clay, or Minerals lying under the said Railway and Works or any of them, or within the Distance of Fifty Yards from such Railway or Works respectively, shall be desirous of working the same, then and in every such Case such Proprietor shall give Notice in Writing under his Hand of such Intention to the Clerk of the said Company at least One Calendar Month before he shall begin to work such Mines; and upon the Receipt of such Notice it shall be lawful for the said Company to inspect or cause such Mines to be inspected, and to contract and agree with any such Proprietor for the Purchase and to purchase any such Mines the getting and working of which may appear likely to prejudice or damage the said Railway or other Works; and in case the said Company and such Proprietor cannot or do not agree as to the Amount or Value of such Mines, the same shall be ascertained and settled by the Verdict of a Jury, as is herein-after directed with respect to the Lands, Tenements, and Hereditaments which shall or may be taken for the Purposes of this Act: Provided nevertheless, that in case the said Company do not before the Expiration of such One Calendar Month declare their Desire to purchase the said Mines, and proceed to treat with such Proprietor for the same, then it shall be lawful for the Proprietor of such Mines and he is hereby authorized to work and get such Part of the said Mines as lie under the said Railway and other Works, or within the Distance aforesaid, without being liable to the said Company for any Damage that may be done thereby.

If Company purchase Mines, Owners of Mines adjoining on each Side of Railway may make Communication,

XXIX. Provided also, and be it further enacted, That in case the said Company shall purchase any such Mines under the said Railway or within the Distance of Fifty Yards thereof it shall be lawful for the respective Proprietors of the adjoining Mines, such Proprietors being the Proprietors of the Mines on both Sides of the Mines so purchased, to cut and make such and so many Airways, Headways, Gateways, or Water Levels through the Mines, Measures, or Strata so purchased by the said Company as aforesaid as may be requisite to enable such Proprietors to ventilate, drain, work, and get the Mines on each Side of the Mines so purchased as aforesaid, the requisite Number of such Airways, Headways, Gateways, or Water Levels being settled and decided by Two competent Persons, one to be appointed by the said Proprietor and the other by the said Company: Provided always, that no Airway, Headway, Gateway, or Water Level shall be of greater Dimension or Section than Eight Feet wide and Eight Feet high; and the respective Proprietors of such Mines, or other the Persons cutting and making the same, shall allow and pay unto the said Company for all Coal or other Minerals worked or obtained by him or them from and out of such

IO

Airway,

Airway, Headway, Gateway, or Water Level at and after the same Rate or Price at which the said Company shall have purchased and paid for the said Mines.

XXX. And for the better ascertaining whether any such Mines are being worked or got, or about to be worked or gotten, so as to prejudice or damage the said Railway and other Works, or any of them; be it further enacted, That it shall be lawful for the said Company, by themselves, their Deputies, Contractors, Servants, Agents, Surveyors, and Workmen, from Time to Time and at all Times hereafter to enter upon any Lands or Grounds through or near which the said intended Railway and other Works hereby authorized to be made shall pass, wherein any such Mines shall be found, and likewise to enter into and return from any Coal Pits, Works, or other Mines, and for that Purpose to make use of any Gins, Whimsies, Tackling, Ropes, Machines, Apparatus, or Machinery belonging to such Proprietors, and to view, search, measure, latch, and use all other Means for the discovering the Distance of the said intended Railway and other Works from the working Parts of such Mines respectively; and in case it shall appear that any such Mines have been worked or got contrary to the Directions of this Act, it shall be lawful for the said Company, and for their Deputies, Contractors, Servants, Agents, Surveyors, and Workmen, at the Expence, Costs, and Charges of the respective Proprietors of such Mines, to enter into and upon all such Mines, and from Time to Time to use all necessary and reasonable Ways and Means for repairing, supporting, sustaining, securing, and making safe the said Railway and other Works; and such Expences, Costs, and Charges shall be recovered by the said Company in such and the same Manner as the Rates, Tolls, or Sums by this Act granted may be recovered, and shall be paid into the Hands of the Treasurer or Receiver of the said Company, to be applied for the Purposes of this Act.

Method of discovering when Mines are working under the Railway.

XXXI. And be it further enacted, That from and after the passing of this Act no Shaft, Pit, or Quarry shall be dug, sunk, or made in or on the said Railway, nor shall any Ropes, Chains, Connection Rods, or other Matters be fixed over, under, across, near, or by any Part of the said Railway, so as to injure such Railway, or interrupt in any Manner the free Passage upon or along the same.

No Shaft to be sunk on the Railway.

XXXII. And be it further enacted, That all Corporations and other Parties by this Act capacitated to sell and convey any Lands, Tenements, or Hereditaments, and the respective Owners and Occupiers of any Lands, Tenements, or Hereditaments through, under, in, or upon which the said Railway or other Works hereby authorized are intended to be made, may accept and receive Satisfaction for the Value of such Lands, Tenements, and Hereditaments, or of the Interest or Interests therein by them, him, or her conveyed, and also Compensation for any Damage by them, him, or her sustained 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, Tenements, or Hereditaments, and also for and on account of any Damage, Loss, or Inconvenience which may be sustained by such

Satisfaction to be made for Lands taken for Railway.

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, Satisfaction, or Compensation, the same respectively, or either 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.

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

XXXIII. And for settling all Differences which may arise between the said Company and the several Owners and Occupiers of or Persons interested in any Lands, Tenements, or Hereditaments 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 Body Politic, Corporate, or Collegiate, Trustee, or other Person so interested or entitled, and capacitated to sell or agree 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 such Parties shall refuse to accept such Purchase Money or Satisfaction or other Compensation aforesaid as shall be offered by the said Company, and shall give Notice thereof in Writing to the said Company within Twenty-one 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 Twenty-one 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 to his or her known Agent, or left at his or her last or usual Place of Abode, or with the Tenant or Occupier of any Lands, Tenements, or Hereditaments 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 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 as shall be necessary or expedient for enabling the said Company to proceed in making the said Railway and other the Works aforesaid, or shall not disclose and prove the State of the Title to the Premises of which they, he, or she 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 under their Common Seal to the Sheriff of the County in which the Lands, Tenements, and Hereditaments in question shall be situate or the Matter in dispute shall arise; or in case such Sheriff or his Under Sheriff shall be One of the said Company, or enjoy any Office of Trust or Profit under

under them, or shall be in any way interested in the Matter in question, then to any of the Coroners of such Counties not interested as aforesaid; or if all the Coroners shall be so interested then to some Person then living in the County, and free from personal Disability, who shall have filled the Office of Sheriff or Coroner in the said County, and not interested as aforesaid, (a Person having more recently served either Office being always preferred,) commanding such Sheriff or Coroner or other Person to impanel, summon, and return, and the said Sheriff, Coroner, or other Person is hereby accordingly empowered and required to impanel, summon, and return, a Jury of at least Forty-eight 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 *Dublin*; and the Persons so to be impanelled, summoned, and returned are hereby required to appear before the said Sheriff, Under Sheriff, Coroner, or other Person at such Time or Place as in such Warrant shall be directed, 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 Ballot by the said Sheriff, Under Sheriff, Coroner, or other Person, or by some Person or Persons to be by them respectively appointed, in such Manner as Juries for Trials of Issues joined in His Majesty's Courts of Record at *Dublin* 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, 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, Coroner, or other Person is hereby empowered and required to 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 of the Society of Persons called Quakers, or of the Society of Persons called Seceders, upon their solemn Affirmations (which Oaths and solemn Affirmations, as well as the Oaths and solemn Affirmations of all such Persons as shall be called upon to give Evidence, the said Sheriff, Under Sheriff, Coroner, or other Person is hereby empowered and required to administer), inquire of and assess and give a Verdict for the Sum or Sums of Money to be paid for the Purchase of such Lands, Tenements, and Hereditaments, except for such Interest or Interests therein as shall have been of right purchased by the said Company from any other Person or Persons, and also the separate and distinct Sum or Sums 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 which shall have been so done or sustained as aforesaid, and the Cause or Occasion of which shall have been in part only obviated, removed,
or

or repaired by the said Company, and which cannot or will not be further obviated, removed, or repaired by them; and the said Sheriff, Under Sheriff, 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 Bodies and Persons whatsoever: Provided always, 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 or Parties with whom any such Controversy shall arise, by leaving such Notice at the Dwelling House of the Person or 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.

Parties
claiming
Compens-
ation to be
Plaintiffs.

XXXIV. Provided always, and be it further enacted, That in all Inquiries to be made under this Act as to the Value of the Lands taken, or Compensation for Damage done under the Powers of this Act, the Party or Parties claiming Compensation shall be Plaintiffs.

Value of
Land and
Damages to
be ascer-
tained sepa-
rately.

XXXV. Provided also, and be it further enacted, That in ascertaining the Money to be paid for the Purchase of any Lands, Tenements, or Hereditaments to be taken or used for the Purposes of this Act, the Jury shall also ascertain and assess the Compensation and Satisfaction to be made by the said Company for any Damage which shall or may be sustained by any Bodies Politic, Corporate, or Collegiate, or by any Persons being respectively Owners or Occupiers of or interested in such Lands, Tenements, or Hereditaments, for or by reason of the severing or dividing the same from any other Lands, Tenements, or Hereditaments whereof, wherein, or whereto any such Body or Person as aforesaid shall be seised, possessed, interested, or entitled, and also for or on account of any Injury or Loss whatsoever which shall or may accrue to or be sustained by such Body or other Person by reason of the Execution of any of the Powers of this Act, such Damages, Compensation, and Satisfaction to be settled and ascertained separately and distinctly from the Value of the Lands, Tenements, and Hereditaments so to be taken or used as aforesaid.

Compens-
ation Money
to be appor-
tioned.

XXXVI. 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 or her Interest therein.

Verdicts to
be recorded.

XXXVII. And be it further enacted, That the said Verdicts and Judgments, being first signed by the said Sheriff, Under Sheriff, Coroner, other Person presiding at the taking of such Verdict and pronouncing of such Judgment respectively, shall be enrolled in the Court of Chancery in *Ireland*, and shall be deemed Records to all Intents and Purposes; and the same or true Copies thereof shall be allowed
to

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.

XXXVIII. And be it further enacted, That if any such Sheriff, or his Under Sheriff, or any Coroner or other Person herein-before authorized and directed to act in the Stead of such Sheriff, 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 of the Society of Persons called Quakers or Seceders, to make his solemn Affirmation, or to give his Verdict, or shall in any other Manner wilfully neglect his Duty, contrary to the true Intent and Meaning of this Act, or if any Person summoned as a Witness as aforesaid shall not appear, on being paid or tendered a reasonable Sum for his or her Costs and Expences, every Person so offending, having no reasonable Excuse (the Reasonableness of such Excuse to be adjudged of and determined by the said Sheriff, Under Sheriff, Coroner, or other Person), 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 Twenty 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 in which the said Lands, Tenements, or Hereditaments 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 or her the Overplus of the Money thereby produced, after such Penalty, and the Charges and Expences of such Distress and Sale, shall have been deducted.

Penalty
on Sheriffs,
Jurors, or
Witnesses
making
Default.

XXXIX. And be it further enacted, That every such Jury and Juryman as aforesaid shall also be subject to the same Regulations, Pains, and Penalties, and receive the same Remuneration, as if such Jury and Juryman had been returned on the common *Nisi Prius* Panels for the Trial of any Issue joined in any of His Majesty's Courts of Record at *Dublin*; and all Persons who in any Examination to be taken by virtue of this Act upon their Oath, or, being of the Society of Persons called Quakers or Seceders, upon their solemn Affirmation, shall wilfully and corruptly give false Evidence before any such Jury, Sheriff, Under Sheriff, 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 and corrupt Perjury shall or may by Law be subject.

Jurors to be
under the
same Re-
gulations as
those of the
Courts at
Dublin.

XL. 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, Tenements, or Hereditaments to be used or taken by them for the Purposes of this Act, or as Compensation or Satisfaction for any Damage or Loss which may happen or arise in the

Expences of
Jury how to
be paid.

[Local.]

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Execution

Execution of any of the Powers hereby granted, all the Costs, Charges, and Expences of summoning such Jury, and the Expences of Witnesses, and of the Bond to be given by the Parties requiring the Jury to be summoned as herein mentioned, shall be defrayed by the said Company, and such Costs and Expences shall be settled and determined by one of the Masters of the said Court of Chancery; and in case such Costs, Charges, and Expences shall not be paid to the Party or Parties entitled to receive the same within Twenty 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 Counties of *Antrim, Down, and Armagh*, as the Case may happen to be, 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 and Expences; but if the Verdict of the Jury shall be given for a less Sum than shall have been previously offered by the said Company, one Moiety of the said Costs, Charges, and Expences shall be defrayed by the said Company, and the other 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 the other Party or Parties as aforesaid; as so much Money advanced to and for his, her, or their 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 all 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.

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

XLI. 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 Warrants for the summoning of such Jury, enter into a Bond, by themselves or sufficient Sureties, to the Treasurer or Clerk of the said Company, in a Penalty of One 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 of the Attendance of Witnesses, in case any Part of such Costs and Expences shall fall upon them.

Notice of Injury to be given to the Company before Complaint.

XLII. 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 be allowed, to receive or take notice of any Complaint to be made by any Party for any Loss or Injury by them, him, or her sustained or supposed to be sustained in consequence of the Execution of any of the Powers of this Act, unless Notice in Writing, signed by the chief Clerk or Treasurer or other proper Officer of the Corporation, or by the Person making such Complaint, or any Person authorized by

by him, 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 Ten Days before the summoning of such Jury, and within the Space of Six Calendar Months after the Time of such supposed Loss or Injury having been sustained, or the doing or committing thereof shall have ceased.

XLIII. 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 in manner aforesaid, for the Purchase of any Lands, Tenements, or Hereditaments, or as a Satisfaction and Compensation for any Loss or Injury as aforesaid, to the respective Proprietors of such Lands, Tenements, or Hereditaments, or other Persons respectively interested therein, or entitled to receive such Money or Satisfaction or Compensation respectively, after the same shall have been so agreed upon or awarded, or if the Parties so respectively entitled or interested as aforesaid cannot be found, or shall refuse to receive such Money as aforesaid, or shall refuse, neglect, or be unable to make a good Title to or shall refuse to execute the necessary Conveyances of the Premises, or in case such Money shall be liable to be invested in the Purchase of other Lands, Tenements, or Hereditaments, then upon Payment of such Money into the Bank of *Ireland*, as herein-after directed, within Three Calendar Months after the same shall have been so agreed upon or awarded, or after such Tender, Refusal, Neglect, or Disability shall be made or discovered, for the Use of the Party or Parties entitled thereto, it shall be lawful for the said Company immediately to enter upon such Lands, Tenements, and Hereditaments, and then and thereupon such Lands, Tenements, and Hereditaments, 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 such Payment or Tender or Investment shall not only bar all the Right, Title, Interest, Claim, and Demand of all such Persons as aforesaid, and operate to merge all outstanding or other Terms of Years, but also shall bar the Dower of the Wife of every such Person, and all Estates Tail, and other Estates in Reversion and Remainder, or otherwise, of his or her Issue, and of every other Person therein: Provided nevertheless, that before such Payment, Tender, or Deposit in the Bank of *Ireland* as aforesaid, it shall not be lawful for the said Company, or for any Person acting under their Authority, to bore under, dig or cut into, or enter upon such Lands, Tenements, or Hereditaments for any of the Purposes of this Act, without the previous Consent of the Owners and Occupiers thereof respectively.

Power to enter Lands, &c. on Payment or Tender of Purchase Money.

XLIV. And whereas in making and executing the said Railway and the several other Works by this Act authorized it may be necessary for the said Company, their Deputies, Contractors, Servants, Agents, Surveyors, and Workmen, to enter upon and take temporary Possession of some Part or Parts of the Lands adjoining to the Line of the said Railway and other Works, for the Purpose of laying or depositing

Compensation to be made for temporary Damage.

positing thereon the Earth, Clay, and other Materials which shall have been taken out in excavating deep Cuttings, or of manufacturing such Clay into Bricks, or of getting and procuring Earth and Materials from such adjoining Lands for forming Embankments or for making Bricks; 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 mentioned cannot, either upon View or from Evidence, form a just Opinion of the permanent Injury which will be sustained by such Owners or Proprietors by the Exercise of the Powers and Authorities aforesaid until the Works shall have been completed, it is expedient that the said Company, their Deputies, Contractors, Servants, Agents, Surveyors, and Workmen, should be empowered to enter upon such adjoining Lands and Grounds for the Purposes aforesaid, without incurring or being liable to the Penalties imposed by this Act for entering or remaining on the said Lands 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 Deputies, Contractors, Servants, Agents, Surveyors, and Workmen, and they are hereby empowered, to enter upon the Lands of any Person, Body Politic, Corporate, or Collegiate whatsoever, adjoining or lying near to the said Railway 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, depositing, or manufacturing, upon such Lands or on any Part or Parts thereof respectively, any Soil, Gravel, Clay, Sand, Stone, or other Materials which shall have been excavated, dug, or got in making the said Railway or other Works, or any of them, or which may be taken or dug out of or from any Lands adjoining to the Place where the said Works or any of them shall be then carried on, and to dig, cut, get, take, remove, and carry away, out of and from such adjoining Lands or any Part or Parts thereof, any Soil, Gravel, Clay, Sand, Stone, or other Materials which can or may be got or found therein, and which may be requisite or convenient for making the said Railway and other Works or any of them, and to manufacture the same, without incurring or being liable to the Penalties imposed by this Act for entering or remaining on such Lands without having previously made such Payment, Tender, or Investment as herein-before mentioned; they the said Company, their Deputies, Contractors, Servants, Agents, Surveyors, and Workmen, doing as little Damage as may be in the Exercise of the several Powers hereby granted to them, and making such Compensation for such temporary Occupation of the said Lands for the Purposes aforesaid as shall be agreed upon between the respective Parties interested therein and the said Company; and in case the said Company and such respective Parties shall not agree as to the Amount of such Compensation, then the same shall be ascertained and fixed by any Two or more Justices of the Peace for the County or Liberty in which such Lands shall lie, who, upon Application made to them by the said Company, or by any Person on their Behalf, shall examine into the said Matter, and shall determine and settle the Amount of the Compensation which shall be payable by the said Company; and in case of Non-payment

payment of the same for the Space of Seven Days after the same shall have become due, the same shall and may be recovered by the Party or Parties to whom the same shall be due and payable by Distress and Sale of any Goods and Chattels by this Act vested in the said Company, in the same Manner as in this Act is directed with respect to the Recovery of Compensation or Satisfaction for Damage or Injury done by the said Company: Provided always, that the said Company are hereby required, within Three Calendar Months after the Expiration of the Period by this Act granted for executing the said Railway 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 Land by the Exercise of any of the Powers and Authorities aforesaid as may be agreed upon between the said Company and the respective Parties interested in such Lands, or in case such Parties shall not agree about the same, then as shall be awarded by a Jury in the Manner by this Act prescribed with respect to any Lands, Tenements, or Hereditaments to be taken or used for the Purpose of making and maintaining the said Railway and other Works thereby authorized: 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 Railway or Works, the said Company shall and they are hereby required to give Seven 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 the Lands as shall be required to be so used as aforesaid from the other Lands adjoining thereto, and shall also, before entering upon any Lands for such temporary Purposes as aforesaid, if required by the Owner or Occupier thereof, find Two sufficient Sureties, who shall enter into a Bond to such Owner or Occupier in a Penalty of the Amount of Fifty Pounds *per Acre*, conditioned for the Payment of such Compensation as aforesaid, such Sureties to be approved by Two Justices of the Peace for the County, City, or Place where such Lands shall be situate, in case the Parties differ about the same.

XLV. 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, City, 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 Dis-
putes as to
Damages to
a small
Amount.

XLVI. And be it further enacted, That all Tenants at Will, Lessees for a Year or from Year to Year, and other Persons, in Possession of any Lands, Tenements, or Hereditaments, which shall be intended to

Tenants at
Will or for
Years to
quit upon
Notice.

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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 up the Possession of such Premises to the said Company, or to such Person or Persons 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, whether such Notice be given with reference to the Time of the Commencement of such Tenants holding or not, and whether such Notice be given before or after the said Premises shall be purchased by the said Company, or at such other Time after the Expiration of Six Calendar Months as they shall be respectively required; and in case any such Tenant or Lessee, or Person so in Possession as aforesaid, shall refuse to give up such Possession as aforesaid, it shall be lawful for the said Company to issue their Precept to the Sheriff of the County in which the Premises shall be situate to deliver Possession of the said Premises to such Person or Persons as shall in such Precept be nominated to receive the same; and the said Sheriff 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 or Persons so refusing to give Possession, by Distress and Sale of his, her, or their Goods and Chattels.

Interests of such Tenants may be settled by a Jury.

XLVII. Provided also, and be it further enacted, That where any such Tenant or Lessee shall be required to deliver up Possession of any Premises so occupied by him or her before the Expiration of his or her Term or Interest therein, 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 to give Possession of the Premises in the Occupation of such Tenant or Lessee, Satisfaction or Compensation for the Value of his or her unexpired Term or Interest in the said Premises; which Satisfaction or Compensation, in case of Difference, shall be ascertained and determined in the same Manner as any other Satisfaction or Compensation for any Lands, Tenements, or Hereditaments taken or used by the said Company is by this Act directed to be made or determined.

Parties to deliver a Statement of their Estates and Claims within Twenty-one Days after Notice.

XLVIII. And be it further enacted, That on or before the Expiration of Twenty-one Days 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 of, or interested in, or authorized by this Act to accept and receive 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 may claim to be entitled to or to be authorized to receive Satisfaction and Compensation for, and of the Injury or Damage sustained by him or them,

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.

XLIX. Provided always, 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 or she shall claim to be possessed of or entitled unto in any Lands Tenements, or Hereditaments intended to be taken or used under the Authority of this Act, under or by virtue of any Demise, Lease, or Grant thereof, the said Company are hereby authorized to require such Party to produce or show the Lease, Demise, or Grant in respect of which such Claim to Satisfaction or Compensation shall be made, or a full Copy thereof certified by the Person or his Agent under whom the Claim is derived; and if such Lease, Demise, Grant, or Copy shall not be produced or shown to the Solicitor of the said Company within Twenty-one Days after Notice to that Effect given to such Person or left at his usual Place of Residence, the Party claiming such Compensation or Satisfaction shall be considered as holding only from Year to Year.

Persons holding under Leases to produce the same.

L. And be it further enacted, That all Persons having any Mortgage on any Lands, Tenements, or Hereditaments to be taken or used for the Purposes of this Act (not being in Possession thereof by virtue of such Mortgage), shall, on Tender of the Principal Money and Interest due thereon, 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 assign and transfer such mortgaged Premises to the said Company, or to such Person or Persons as they shall appoint; or in case such Mortgagee shall have Notice in Writing from the said Company that they will pay off the Principal Money and Interest which shall be due on the said Mortgage at the End or Expiration of Six Calendar Months (to be computed from the Day of giving such Notice), then, at the End of such Six Calendar Months, on the Payment of the Principal Money and Interest so due, together with any just Costs then due, such Mortgagees shall assign and transfer their respective Interests in the mortgaged Premises to the said Company, or as they shall direct; and in case any such Mortgagee shall refuse to 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 the Sum due on any such Mortgage shall amount to more than the real Value of the Premises to be taken or used for the Purposes of this Act, or otherwise of the Estate or Interest therein mortgaged, and which shall be ascertained in manner herein-before directed, then the said Company shall not be liable to pay to any such Mortgagee more than the real Value of such Premises or Estate or Interest so mortgaged, or than the Residue thereof after such Allowance and Payment thereout to any Lessee or Tenant, as herein-before directed, occupying or holding the Estate or Interest so in Mortgage: Provided also, that in case any such Mortgagee shall neglect or refuse to assign or transfer as aforesaid, then, upon

Mortgagees to convey to Company.

upon Payment of the Principal Money and Interest, and the Costs (if any) due on any such Mortgage as aforesaid, into the Bank of *Ireland*, at or at any Time after the End of Six Calendar Months from the Day of giving such Notice as aforesaid, or in lieu of such Notice, and in addition to the said other Monies, 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 all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand of such Mortgagee, and of all Persons in Trust for him or her, 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, to all Intents and Purposes whatsoever: Provided also, that if the Sum due on any such Mortgage shall exceed the Sum which shall have been ascertained to be the Value of the Premises by the Verdict of a Jury to be summoned as herein-before mentioned, or any such Mortgage shall comprise any other Lands, Tenements, or Hereditaments than those which shall be so taken or used by the said Company, such Mortgagee shall, upon Payment or Tender of the Sum so ascertained to be the Value of the said Lands, Tenements, or Hereditaments as aforesaid, forthwith assign and transfer his or her Interest in such Lands, Tenements, and Hereditaments to the said Company; and in default of such Assignment or Transfer, and on Payment of such Money into the Bank of *Ireland*, for the Use of such Mortgagee, the Cashier of the said Bank shall give such Receipt as herein-before mentioned; and thereupon all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand of such Mortgagee, and of all Persons in Trust for him or her, in the said Lands, Tenements, or Hereditaments the Value whereof, or the Estate or Interest therein mortgaged, shall have been so ascertained and paid into the Bank as aforesaid, shall vest in the said Company, and the said Company shall be deemed to be in the actual Possession of the said Lands, Tenements, and Hereditaments to all Intents and Purposes whatsoever; and such Sums of Money shall be deducted from the Amount of the Money due to such Mortgagee by virtue of such Mortgage.

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

LI. And be it further enacted, That in all Cases in which a Part only of any Lands, Tenements, or Hereditaments subject to any Mortgage shall be required for the Purposes of this Act, and the Mortgagee thereof shall not consider the remaining Part of such Lands, Tenements, or Hereditaments 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 Part of the said Lands, Tenements, or Hereditaments as shall be so required for the Purposes aforesaid, or (as the Case may be) of the Estate or Interest therein mortgaged, and also the Compensation, if any, for any Damage done, shall be settled and agreed upon by and between such Mortgagee and the Person or Persons entitled to the Equity of Redemption of such Lands, Tenements, or Hereditaments, on the one Part, and the said Company on the other Part; and in case of any Difference
between

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 or determined as aforesaid, shall be paid to such Mortgagee in satisfaction of his or her Claim, so far as the same will extend, or in case of his or her neglecting or refusing to assign or transfer as herein-before directed, then into the Bank of *Ireland*, as by this Act is provided; 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 such Part of the mortgaged Premises as shall be so taken or used from all Principal and Interest and other Money due or secured thereon: 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, Tenements, or Hereditaments 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, Tenements, or Hereditaments originally comprised in such Mortgage; any thing herein-before contained to the contrary thereof notwithstanding.

LII. And be it further enacted, That where any Lands purchased or wanted 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 wanted or intended to be purchased from such Rent, Payment, or Incumbrance, and also (where necessary or convenient) for an Apportionment of such Rent, Payment, or Incumbrance, for such Sum of Money in gross 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 Persons and Corporations 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 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 wanted or intended to be purchased, and shall also (where necessary) apportion the Rent, Payment, or Incumbrance affecting the Lands jointly subject to Rent, Payment, or Incumbrance as herein-before mentioned, according to the respective Values of the Lands purchased or wanted or intended to be purchased, and of the Lands not purchased or wanted or intended to be purchased by the said Company; and all Contracts, Conveyances, and Assurances which shall be made by and between or to the said Company and any such Party as aforesaid, respecting such Release, (and which may be of the like Forms or to the like Effect, *mutatis mutandis*, as

Power to purchase the Release of Lands wanted from Rents charged thereon.

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by this Act are directed to be used in the 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 Title to the remaining Rent, or the Remedies for such Remainder, but the same shall at all Times thereafter remain as effectual as if the Lands not so purchased or wanted or intended to be 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 indorsed 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.

Power to Parties to sell Lands for a Rent Charge.

LIII. And be it further enacted, That it shall be lawful for any Person or Persons who shall be seised of, or entitled to dispose in Fee Simple of, or entitled absolutely for his own Benefit to any Term of Years, in any Quarries, Strand, Sea Shore, or Lands authorized to be purchased for the Purposes of this Act, and who shall be willing to sell the same for an annual Rent Charge in lieu of a Sum in gross, to sell and convey his whole Interest in the said Lands or any Part thereof unto the said Company, for and in consideration of an annual Rent Charge payable by the said Company, their Successors and Assigns, to the Person so selling and conveying, and to his Heirs and Assigns, or his Executors, Administrators, and Assigns, as the Case may be; and all such Sales and Conveyances shall be made at the Expence of the said Company, and shall be made according to the following Form, or as near thereto as the Number of the Parties and the Circumstances of the Case will admit; *viz.*

Form of Conveyance.

‘ I of in consideration of the Rent
 ‘ Charge to be paid to me, my Heirs and Assigns, as herein-after
 ‘ mentioned, by the *Ulster* Railway Company, established and in-
 ‘ corporated by an Act of Parliament passed in the
 ‘ Year of the Reign of His present Majesty King *William* the Fourth,
 ‘ intituled *An Act* [*here set forth the Title of the Act*], do hereby
 ‘ convey to the said Company, their Successors and Assigns, all
 ‘ [*describing the Premises to be conveyed*], together with all Ways,
 ‘ Rights, and Appurtenances thereto belonging, and all such Estate,
 ‘ Right, Title, and Interest in and to the same and every Part
 ‘ thereof as I am or shall become seised of or entitled to, to hold the
 ‘ said

' said Premises to the said Company, their Successors and Assigns,
 ' according to the true Intent and Meaning of the said Act, they
 ' the said Company, their Successors and Assigns, yielding and
 ' paying unto me, my Heirs and Assigns, one Annuity or clear
 ' Rent of _____ by equal [quarterly or half-yearly, as the
 ' Case may be agreed on,] Portions, henceforth on the [stating the Days],
 ' clear of all Taxes and Deductions. In witness whereof I have
 ' hereunto set my Hand and Seal the _____ Day of
 ' in the Year of our Lord _____

LIV. And be it further enacted, That all such yearly Rents or Sums
 as shall be agreed on between the said Company and the Parties inter-
 ested in such Lands as aforesaid shall be charged on the Rates arising
 by virtue of this Act, and shall be paid by the said Company as the
 same shall become due and payable; and in case the same shall not
 be paid within Sixty Days after the same shall become due and
 payable, it shall be lawful for the Person to whom such yearly
 Rents or Sums shall be due and owing as aforesaid to sue for and
 recover the same from the said Company, with Costs of Suit, by
 Action of Debt in any of His Majesty's Courts of Record, or other-
 wise to seize and distrain any Engines, Carriages, or any other Goods
 or Effects of the said Company which shall be found upon the said
 Railway, or in or upon the Wharfs, Quays, Warehouses, or other
 Works thereto belonging, Information of such Distress being im-
 mediately given to the said Company by Notice in Writing, and to
 detain the same until Payment of such yearly Rents or Sums then
 due and owing, together with the reasonable Charges attending such
 Distress; and if such Distress shall not be redeemed within Ten
 Days after making the same, and Notice thereof given in Writing as
 aforesaid, then such Engines, Carriages, or other Goods or Effects
 so distrained shall or may be sold or disposed of in such Manner as
 the Law directs in Cases of Distress for Rent.

Such Yearly
Rents to be
charged on
the Rates.

LV. And be it further enacted, That if any Money shall be
 agreed or awarded to be paid for the Purchase of any Lands, Tene-
 ments, or Hereditaments to be taken or used by virtue of the Powers
 of this Act, or for any Compensation or Satisfaction under this Act,
 which any Body Politic, Corporate, or Collegiate, 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, Tenements, or Hereditaments are limited
 in strict or other Settlement, or any Person under any other Dis-
 ability or Incapacity, shall be entitled 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 *Ireland* in the Name
 and with the Privity of the Accountant General of the Court of
 Chancery, to be placed to his Account there *ex parte* "The *Ulster*
Railway Company," pursuant to the Method prescribed by 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

Application
of Compens-
ation Money
when
amounting
to 200*l.*

the said Court made in a summary Way upon Petition to be presented to the said Court by the Party or Parties who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, be applied either in the Purchase or Redemption of the Crown, Chief, or Quit Rent, or in or towards the Discharge of any Debt or other Incumbrance, affecting the said Lands, Tenements, or Hereditaments, or affecting other Lands, Tenements, or Hereditaments standing settled therewith to the same or the like Uses, Trusts, Intents, or Purposes, as the said Court of Chancery 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, Tenements, or Hereditaments, which shall be conveyed, limited, and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Lands, Tenements, or Hereditaments 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 Conveyance 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 Accountant General in his Name in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities, or in 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 or Parties who would for the Time being have been entitled to the Rents and Profits of such Lands, Tenements, or Hereditaments so to be purchased and settled.

Application
of Compensation
Money
when less
than 200*l.*
and not less
than 20*l.*

LVI. Provided always, and be it further enacted, That if any Money agreed or awarded to be paid for any Lands, Tenements, or Hereditaments to be taken or used for the Purposes of this Act, or for Compensation or Satisfaction as aforesaid, in respect of any Lands, Tenements, or Hereditaments, and belonging to any Corporation, or to any Person under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall amount to or exceed the Sum of Twenty Pounds, then the same shall, at the Option of the respective Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so taken or used, or of their respective Husbands, Guardians, or Committees, in case of Coverture, Infancy, Idiocy, Lunacy, or other Incapacity, with the Approbation of the said Company, signified in Writing under their Common Seal, be paid into the Bank of *Ireland* in the Name and with the Privity of the said Accountant General, and be placed to his Account as aforesaid, in order to be applied in manner 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 Persons exercising such Option, (such
Nomination

Nomination to be approved of by the said Company,) and such Nomination and Approbation to be signified in Writing under the Hands or Common Seals of the nominating and approving Parties; 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 herein-before directed with respect to the Money so to be paid into the Bank of *Ireland* in the Name of the Accountant General of the Court of Chancery, but without being required to obtain any Order of the said Court touching the Application thereof.

LVII. Provided also, and be it further enacted; That where any Money so agreed or awarded to be paid as last herein-before mentioned shall be less than the Sum of Twenty Pounds, the same shall be paid to the respective Parties who would for the Time being have been entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so taken or used for the Purposes of this Act, for their own Use and Benefit; or in case of Coverture, Infancy, Idiocy, Lunacy, or other Incapacity, then such Money shall be paid to their respective Husbands, Guardians, Committees, or Trustees, to and for the Use and Benefit of the Parties respectively entitled thereto.

When less than 20/.

LVIII. And be it further enacted, That in case any Party to whom any Money shall be awarded for the Purchase of any Lands, Tenements, or Hereditaments to be taken or used under or by virtue of the Powers of this Act, or for Compensation or Satisfaction as aforesaid, shall refuse to accept the same, or shall refuse, neglect, or be unable to make a Title to the Premises for the Purposes of this Act, or shall be absent from *Ireland*, or shall not be found, or if any Party entitled unto or to convey such Lands, Tenements, or Hereditaments be not known or discovered, or be not shown to the Satisfaction of the said Company, or be absent from *Ireland*, then and in every such Case it shall be lawful for the said Company to order the Money so awarded as aforesaid to be paid into the Bank of *Ireland* in the Name and with the Privity of the Accountant General of the said Court of Chancery, to be placed to his Account *ex parte* "The *Ulster* Railway Company," to the Credit of the Parties interested in the said Lands, Tenements, or Hereditaments, (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, Title, 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 *Ireland* who shall receive such Money is hereby required to give a Receipt for such Money, mentioning and specifying therein for what and for whose Use (described as aforesaid) the same is received, to the said Company, or to any Party or Parties

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

[Local.]

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paying

paying any Money into the Bank of *Ireland* under or pursuant to this Act.

Persons in Possession presumptively entitled.

LIX. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Party or Parties to any Money to be paid into the Bank of *Ireland* in the Name and with the Privity of the Accountant General of the said Court of Chancery, in pursuance of this Act, for the Purchase of any Lands, Tenements, or Hereditaments, or of any Estate, Right, Title, or Interest in any Lands, Tenements, or Hereditaments, to be taken or used in pursuance of this Act, for the Purposes aforesaid, or for Compensation or Satisfaction as aforesaid, or to any Annuities or Securities to be purchased with any such Money as aforesaid, 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, Tenements, or Hereditaments 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, Tenements, or Hereditaments, according to such Possession, and until the contrary shall be shown 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, unless it shall be made to appear to the Satisfaction of the said Court that such Possession was a wrongful Possession, and that some other Party was lawfully entitled to such Lands, or to an immediate Interest therein.

Persons in Possession empowered to convey.

LX. Provided always, and be it further enacted, That the Person or Corporation for the Time being in Possession or in the Receipt of the Rents and Profits of any Lands was and is and shall for the Purposes of this Act be enabled to contract for, sell, and convey the same to the said Company, and to agree for the Amount of any Satisfaction, Recompence, or Compensation for any Damage, Loss, or Inconvenience to be sustained by reason of the Execution of this Act; and every Contract, Sale, Conveyance, or Agreement to be made with or to the said Company by any such Corporation or Person shall be valid and effectual; and in every Case in which the Amount of the Price of any Lands or of any Compensation shall be paid into the Bank of *Ireland*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account to the Credit of the Parties interested in the said Lands, in manner by this Act provided, such Payment, and every Contract or Agreement in pursuance whereof it shall have been made, shall be good to all Intents and Purposes; and the said Company shall not be bound to see to the Application thereof, provided that such Agreement be made *bonâ fide*, and without any Fraud or Collusion between the said Company and the Party contracting.

The Court may order reasonable Expences of

LXI. Provided also, and be it further enacted, That where, by reason of any Disability or Incapacity of any Party entitled to any Lands, Tenements, or Hereditaments to be taken or used, or in respect of which

which any Compensation or Satisfaction shall be payable under the Authority of this Act, the Purchase Money for the same shall be required to be paid into the Bank of *Ireland*, it shall be lawful for the said Court to order the reasonable Costs, Charges, and Expences of or which may be incurred in consequence of all such Purchases, and of the Reinvestment of the Purchase Money in Land, together with the necessary Costs, Charges, and Expences of obtaining the proper Orders for such Purposes, or so much of such Costs, Charges, and Expences as the said Court shall deem reasonable, to be paid by the said Company out of the Monies to be received by virtue of this Act; and the said Company shall from Time to Time pay such Sums of Money for such Costs, Charges, and Expences as the said Court shall direct.

Purchases to be paid by the Company.

LXII. And whereas by means of the Purchases which the said Company are empowered or are required to make by virtue of this Act they may happen to be seised of more Lands, Tenements, or Hereditaments than will be necessary for effecting the Purposes of this Act, or of Lands, Tenements, or Hereditaments 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 from the passing of this Act, to sell, and by any Deed under their Common Seal to convey, any Part of such Lands, Tenements, or Hereditaments, or any Estate or Interest purchased by the said Company in such Lands, Tenements, or Hereditaments, or any Part thereof, either together or in Parcels, by public Auction or by private Contract, as they shall deem most advantageous; and such Conveyances from the said Company shall be valid and effectual, any thing in this Act contained, or any other Law, Statute, or Custom, to the contrary notwithstanding: Provided always, that the said Company before they shall dispose of any such Lands, Tenements, or Hereditaments shall first offer to sell the same to the Person or Persons, successively and in such Order as the said Company shall deem meet, whose Lands or Premises shall immediately adjoin the Lands, Tenements, or Hereditaments so proposed to be sold; and such respective Persons, in case they shall be desirous of purchasing the same (Preference in Pre-emption of such respective Persons, if more than One, being according to the Order of making such Offers), 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, Tenements, or Hereditaments for the Space of Twenty-one Days, a Declaration made in the Manner and Form prescribed in and by an Act passed in the last Session of Parliament for the more effectual Abolition of Oaths, and to substitute Declarations in lieu thereof, before a Master or Master Extraordinary in the High Court of Chancery, or before any Justice of the Peace for the said Counties of *Antrim*, *Down*, and *Armagh*, as the Case may be, by some Person not interested in the same Lands, Tenements, or Hereditaments, stating 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 or Persons to whom the same was made, within the Space of Twenty-one Days from the Time of making

Enabling the Company to sell Lands not wanted.

making the same, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made and was refused or was not accepted or agreed to within the Time aforesaid (as the Case may be) by the Person or Persons to whom such Offer was made; and in case such Person or Persons shall be desirous of purchasing the same, and he, she, or they, 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 Premises to be taken or used by the said Company in pursuance thereof; 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 Premises to be taken or used by the said Company, *mutatis mutandis*; and the Money produced by the Sale which may be made by the said Company of such Lands, Tenements, and Hereditaments as aforesaid shall be applied to the Purposes of this Act.

Treasurer
upon Pay-
ment of Mo-
ney to give
Receipts.

LXIII. And be it further enacted, That upon Payment of the Money which shall arise from the Sale of any Lands, Tenements, or Hereditaments authorized by this Act to be sold by the said Company, or upon Payment of any Money under this Act, it shall be lawful for the Treasurer for the Time being to the said Company to sign and give Receipts for the Money so paid, which Receipts, countersigned by the Clerk or by Two or more of the Directors of the said Company, shall be sufficient Discharges to all Persons for the Purchase Money for such Lands, Tenements, or Hereditaments, or Interests, as shall be sold, or for so much thereof and for such Sums of Money as in such Receipts respectively 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 Monies, or of any Part thereof.

Empowering
Company to
purchase
Sixty Acres
of Land for
Wharfs, &c.

LXIV. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered to contract with any Person, or any Body Politic, Corporate, or Collegiate, (who shall be willing to sell the same,) for the Purchase of any Lands, Tenements, or Hereditaments, not exceeding in the Whole Sixty Statute Acres, in addition to the Lands, Tenements, and Hereditaments herein-before authorized to be taken and used, in such Places as shall be deemed eligible for the Purpose of making and providing Stations, Yards, Wharfs, waiting, loading, and unloading Places, Warehouses, and other Buildings and Conveniences for receiving, depositing, loading, or keeping any Cattle, or any Goods, Articles, Matters, or Things, conveyed or intended to be conveyed upon the said Railway; or for making convenient Roads or Ways thereto, or for any other Purposes whatsoever connected with the Undertaking by this Act authorized, which the said Company shall judge requisite; and it shall be lawful for all Bodies Politic, Corporate, and Collegiate, and all other Persons whatsoever, including especially such or the like Corporations and Persons as are herein-before capacitated to sell and convey other Lands, Tenements, and Hereditaments for the Purposes of this Act, to sell or grant and convey to the said Company and their Successors any Lands, Tenements, or Hereditaments
whatsoever,

whatsoever, for the Purposes herein-before mentioned, or any of them, in the same Manner as is herein-before directed concerning the Lands, Tenements, and Hereditaments to be taken or used for the Purpose of making the said Railway and other Works by this Act authorized.

LXV. And be it further enacted, That it shall be lawful for the said Company from Time to Time to sell and dispose of such additional Lands, Tenements, and Hereditaments as they are herein-before empowered to purchase and shall have actually purchased for Stations, Yards, Wharfs, waiting, loading, and unloading Places, Warehouses, and other Buildings and Conveniences, or such Parts of such Lands, Tenements, or Hereditaments as the said Company shall think proper, and either together or in Parcels, by public Auction or by private Contract, as they shall think expedient, and again from Time to Time to contract for the Purchase of any other Lands, Tenements, or Hereditaments which the said Company shall deem more eligible for the Purposes aforesaid, and afterwards to sell and dispose of the same as aforesaid, so that the total Number or Quantity of Acres to be purchased and held by the said Company for any of such Purposes shall not exceed at any one Time the Quantity or Number of Acres for those Purposes expressly specified or allowed in or by this Act.

Power for the Company to sell Lands, &c. not required for Yards, Warehouses, &c., and afterwards to purchase other Lands, and to sell again within prescribed Limit.

LXVI. And whereas the said Company are enabled to purchase Sixty Statute Acres of Land, by virtue of this Act, for the Purpose of providing Stations, Yards, Wharfs, waiting, loading, and unloading Places, Warehouses, and other Buildings and Conveniences, in addition to the Lands, Tenements, and Hereditaments authorized to be used or taken for making the said Railway and other Works, and all Persons whomsoever are empowered to sell such Quantity or Number of Acres to the said Company: And whereas it is expedient to restrain the said Company from selling any such Lands so purchased from Corporations or from Persons being under legal Disability or Incapacity, and again purchasing other Lands from the same or from any other Corporation or Persons being under legal Disability or Incapacity, in lieu and stead of the Lands so sold; be it therefore enacted, That it shall not be lawful for the said Company to purchase from any Body, Politic, Corporate, or Collegiate, Trustee or Feoffee in Trust for charitable or any other Purposes, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for or on behalf of any Infant, Lunatic, Idiot, Feme Covert, or Cestuique Trust, or from any Tenant for Life or in Tail, or Person to whom or for whose Benefit Lands are limited in strict Settlement, or other Person, being under legal Disability or Incapacity, more than such Sixty Statute Acres; and in case the said Company shall afterwards sell the Whole or any Part of such Sixty Statute Acres so purchased, it shall not be lawful for the said Company to purchase of or from the same, or of or from any other Body Politic, Corporate, or Collegiate, Trustee or Feoffee in Trust for charitable or any other Purposes, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for any Infant, Lunatic, Idiot, Feme Covert, Cestuique Trust, or Tenant for Life or in Tail, or Person to whom or for

Restraining the Company from purchasing more than Sixty Acres of Land from incapacitated Persons.

[Local.]

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whose

whose Benefit Lands are limited in strict Settlement, or other Person, being under legal Disability or Incapacity, nor for the same nor for any other Body Politic, Corporate, or Collegiate, Trustee or Feoffee in Trust for charitable or any other Purpose, Executor, Administrator, Husband, Guardian, Committee, or other Trustee for any Infant, Lunatic, Idiot, Feme Covert, Cestuique Trust, or Tenant for Life or in Tail, or Person to whom or for whose Benefit Lands are limited in strict Settlement, or other Person, being under legal Disability or Incapacity, to sell to the said Company any other Lands in lieu or instead of such Sixty Statute Acres of Land or any Part thereof so sold or disposed of by the said Company.

The Word
"grant" in
Conveyances
from the
Company to
amount to
certain
Covenants.

LXVII. 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, 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, Tenements, and Hereditaments 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 or Purchasers thereof, his, her, or their 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 of such Lands, Tenements, Hereditaments, and Premises by the said Company or their Successors, and all claiming under them, unless except and so far as the same 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 the 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.

Whole of
Expence to
be sub-
scribed for
before the
Work is
commenced.

LXVIII. And whereas the probable Expence of making the said Railway and the other Works hereby authorized will amount to the Sum of Five hundred and thirty-nine thousand four hundred and forty-seven Pounds Nineteen Shillings and Two-pence, and the Sum of Four hundred and thirty-two thousand Pounds, being more than Four Fifths thereof, has been already subscribed for by several Persons, under a Contract binding themselves, their Heirs, Executors, Administrators, and Assigns, for the Payment of the several Sums by them
respectively

respectively subscribed for; be it therefore enacted, That the whole of the said Sum of Five hundred and thirty-nine thousand four hundred and forty-seven Pounds Nineteen Shillings and Two-pence shall be subscribed for in like Manner before any of the Powers given by this Act shall be put in force.

LXIX. Provided always, and be it further enacted, That a Certificate under the Hand and Seal of any Justice of the Peace for any of the respective Counties of *Antrim, Down, or Armagh*, that the whole of the Sum of Six hundred thousand Pounds herein-after authorized to be raised 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 the Production of the Subscription Deed of or relating to the said Company, shall for all Purposes whatsoever be conclusive Evidence that the whole of the said Sum of Six hundred thousand Pounds has been subscribed.

Certificate under the Hand of a Justice to be sufficient Proof that the whole Sum has been subscribed.

LXX. And be it further enacted, That it shall be lawful for the said Company to raise amongst themselves any Sum or Sums of Money for making and maintaining the said Railway and other Works by this Act authorized, not exceeding in the Whole the Sum of Six hundred thousand Pounds, the Whole to be divided into Twelve thousand Shares of Fifty Pounds each, and such Twelve thousand 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, 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 Bodies Politic, Corporate, and Collegiate, and all 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 receive, at such Time or Times as the said Company shall at any General or Special General Meeting, to be convened for that Purpose in such Manner as Meetings on other Occasions are by this Act directed to be convened, or as the Directors of the said Company to be appointed as herein-after mentioned shall, after an Order for that Purpose shall have been made by the said Company, direct and appoint, 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.

Proprietors to raise Money amongst themselves for the Undertaking, not exceeding 600,000*l.*, to be divided into Shares of 50*l.* each.

LXXI. And be it further enacted, That all the Shares and Portions of and in the said Undertaking, or the Joint Stock or Fund of the said Company, shall 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 Personal Estate.

LXIII. Pro-

Penalty on
fraudulent
Transfer of
Shares.

LXXII. Provided always, and be it further enacted, That if any Body Corporate or Person, their, his, or her respective Successors, Executors, Administrators, or Assigns, who shall have subscribed for or become entitled to any Number of Shares in the said Undertaking, shall fraudulently or collusively assign or transfer any such Shares to any other Person or Persons, in Trust for them, him, or her, for the Purpose of obtaining a greater Number of Votes at any General or Special General Meeting of the said Company than they, he, or she would have had or have been entitled to by virtue of this Act if the same had remained standing in their, his, or her own Names or Name in the Book of the said Company, every such Body or Person, being convicted of the same on the Oaths or Affirmations of Two or more credible Witnesses, before any Two or more Justices of the Peace for the said Counties of *Antrim, Down, and Armagh*, or any of them, not being interested in the Matter in question, shall forfeit and pay to the Use of the said Company the Sum of Five Pounds for each and every Share so assigned and transferred as aforesaid.

The Person
whose Name
stands first
as a Joint
Proprietor
with others
to be deemed
the Owner,
and to vote.

LXXIII. And be it further enacted, That whenever several Persons shall be jointly possessed of or entitled to any Share or Shares in the said Undertaking, the Person whose Name shall stand first in the Books of the said Company as Proprietor of such Share or Shares shall for the Purposes of this Act be deemed the Proprietor of such Share or Shares, 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 or Shares, and whose Vote shall, either in Person or by Proxy, on all Occasions be deemed and allowed to be the Vote for or in respect of the whole Property in such Share or Shares, without Proof of the Concurrence of the other Proprietor or Proprietors of such Share or Shares; and all Notices by this Act directed to be given to the Proprietors of Shares in the said Undertaking 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 at the last or usual Place of Abode of such Person, or be inserted in the *Dublin Gazette*, as herein mentioned, (as the Case may require,) and such Notice to such Person shall be deemed sufficient Notice to all the Proprietors of such Share or Shares for all the Purposes for which such Notice is intended to be given.

Lunatics and
Minors to
vote by
Committees
and Guar-
dians.

LXXIV. And be it further enacted, That in case any Proprietor entitled to vote at any such Meeting as aforesaid shall be a Lunatic or Minor, such Lunatic shall or may vote at such Meeting by his or her Committee or by any of such Committee, if more than One, and such Minor shall and may vote by his or her Guardian or by any of such Guardians, if more than One.

Names of
Proprietors
to be en-
tered, and
Certificates
of their
Shares to be
delivered to
them.

LXXV. And be it further enacted, That the said Company shall and they are hereby required, at some General Meeting, to cause the Names of the several Bodies Corporate, and the Names and Additions of the several Persons who shall then be 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

and also the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book to be kept by the Clerk of the said Company, and after such Entry made to cause their Common Seal to be affixed thereto; and the said Company shall from Time to Time cause a Certificate or Ticket, with the Common Seal of the said Company affixed thereto, to be delivered to every such Proprietor, on Demand, specifying the Share or Shares to which they, he, or she are, or is entitled in the said Undertaking, such Proprietor paying to the Clerk to the said Company the Sum of Two Shillings and Sixpence, and no more, for every such Certificate or Ticket; and such Certificate or Ticket shall be admitted in all Courts whatsoever as *prima facie* Evidence of the Title of such respective Proprietors, their Successors, Executors, Administrators, or Assigns, to the Share or Shares therein specified; but the Want of such Certificate or Ticket shall not hinder or prevent the Proprietor of any of the said Shares from selling or disposing thereof; and such Certificate or Ticket may be in the Words or to the Effect following; (that is to say,)

The *Ulster* Railway Company.

Number

Form of Certificate.

THESE are to certify, That *A. B.* of _____ is the Proprietor of the Share Number _____ of the *Ulster* Railway Company, subject to the Rules, Regulations, and Orders of the said Company. Given under the Common Seal of the said Company the _____ Day of _____ in the Year _____ of our Lord _____

LXXVI. And be it further enacted, That if any such Certificate or Ticket as aforesaid shall be worn out or damaged, then, upon the same being produced at some Meeting of the Directors of the said Company, such Certificate or Ticket may be cancelled and destroyed, and another similar Certificate or Ticket be given to the Party in whom the Property of such Certificate or Ticket, and of the Shares therein mentioned, shall be at the Time vested; or in case such Certificate or Ticket shall be burnt or totally destroyed, or lost, then, upon due Proof thereof, a similar Certificate or Ticket shall be given to the Party who was the Proprietor of or entitled to the Certificate or Ticket so lost, burnt, or destroyed; and a due Entry of the Substitute or Duplicate of each such Certificate or Ticket shall be made by the Clerk of the said Company in manner herein directed, the said Clerk receiving for every such Certificate or Ticket which shall so be given or exchanged the Sum of Two Shillings and Sixpence and no more.

For granting new Certificates when old ones are destroyed or worn out.

LXXVII. 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 from Time to Time, by an Order of any General or Special General Meeting of the said Company, to borrow and take up at Interest any further or additional Sum, not exceeding in the Whole the Sum of Two hundred thousand Pounds, on the Credit of the said Undertaking; and the said Company, or the Directors of the said Company, after an Order shall have been made

Proprietors may raise an additional Sum, if necessary, by Mortgage.

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 Money to be borrowed as aforesaid, with Interest, to or for the Benefit of the Party or Parties, or to his, her, or their Trustee or Trustees, who shall advance the same; and all which Mortgages, Assignments, and Charges shall be made under the Common Seal of the said Company 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,)

Form of
Mortgage.

‘ *Ulster* Railway Company.

‘ Number

‘ BY virtue of an Act passed in the Year of the Reign of
‘ King *William* the Fourth, intituled [*here set forth the Title of this*
‘ *Act*], we, the *Ulster* Railway Company, incorporated by and under
‘ the said Act, in consideration of the Sum of
‘ to us in hand paid by *A. B.*, do assign unto the said *A. B.*, his
‘ Executors, Administrators, and Assigns, the said Undertaking,
‘ and all 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 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 of the Date of any such Order of Meeting, or Priority in Date of such Mortgage or Assignment, or on any other Account whatsoever; and an Entry or Memorial of such respective Mortgages or Assignments, containing the Numbers and Dates 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 Clerk of the said Company, which said Book may be perused at all reasonable Times by any of the Proprietors or Creditors of the said Undertaking, or other Persons interested therein, without Fee or Reward; and all Parties to whom any such Mortgage or Assignment 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 and Interests therein to any other Person or Persons; and every Transfer thereof shall be by Deed in Writing, duly stamped, in the Words or to the Effect following; (that is to say,)

‘ *I A. B.*

I A. B. of _____ in consideration of the Form of
 Sum of _____ paid by C. D. of _____ Transfer of
 do hereby transfer a certain Mortgage, Number _____ Mortgage.
 made by the *Ulster Railway 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 to the said _____ his Executors, Adminis-
 trators; and Assigns. Dated this _____ Day of _____ in
 the Year of our Lord _____

And every such Transfer shall, within Twenty Days after the
 Date thereof if executed in *Ireland*, or otherwise within Twenty
 Days next after the Arrival thereof in *Ireland* if executed elsewhere,
 be produced to the 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 Clerk shall be
 paid the Sum of Two Shillings and Sixpence; and after such Entry
 or Memorial made every Transfer shall entitle such Assignee, or his
 or her 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 Money
 thereon due or thereby secured, or any Part thereof.

LXXVIII. And be it further enacted, That the Interest of the Interest of
 Money which shall be raised by Mortgage, Assignment, or Charge as Money bor-
 aforesaid, shall be paid half-yearly to the several Parties entitled rowed to be
 thereto, and in preference to any Dividends payable by virtue of paid in pre-
 this Act to the Proprietors of the said Company or any of them; ference to
 and in case such Interest or any Part thereof shall be unpaid by Dividends.
 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 Thirty 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 Two or more Justices of
 the Peace acting for the said Counties of *Antrim, Down, and Armagh*,
 or any of them, not being interested in the Matter in question, and
 they are hereby respectively 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 Part 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 or Per-
 sons to whom such Interest shall be then due, until the same,
 together with the Costs and Charges of recovering and receiving
 the Rates, Tolls, or Sums, shall be fully satisfied and paid; and after
 such Interests 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 Interest so due and
 unpaid as aforesaid may be sued for and recovered, with Costs, by
 an

an Action of Debt in any of His Majesty's Courts of Record at *Dublin*.

Power to
increase the
Capital
Stock by
raising
Amount by
Shares.

LXXIX. And be it further enacted, That in case the said Company, at any Special Meeting to be called as in this Act is directed, instead of borrowing such further or additional Sum as aforesaid by way of Mortgage, or continuing the same on Mortgage, shall think it advisable to raise such further or additional Sum, or any Part thereof, by way of Augmentation of their Capital Stock, or shall deem it expedient to borrow or continue at Interest only a Part of the said further or additional Sum by way of Mortgage, and to raise the Remainder thereof, or Part of the Remainder thereof, by way of Augmentation of their Capital Stock, then and in either of the said Cases it shall be lawful for the said Company, by the issuing of new Shares, to augment the Capital Stock of the said Company by any further Sum or Sums of Money, so as the same, together with any Sum of Money that may be borrowed and continuing at Interest by way of Mortgage as aforesaid, shall not exceed such further and additional Sum of Two hundred thousand Pounds hereby authorized to be raised as aforesaid; and all such further and additional Capital Stock, not exceeding such additional or further Sum as aforesaid, as shall be so raised, shall be considered as Part of the general Capital Stock of the said Company, and be under and subject to the same Provisions, Regulations, Directions, and Management, in all respects and to all Intents and Purposes, as if the same had been Part of the original Capital Stock of the said Company, except as to the Times of making Calls for the said additional Capital Stock and the Amount of such Calls, which Times and the Amount of such Calls respectively shall from Time to Time be appointed by the said Company: Provided always, that all the Regulations, Provisions, and Authorities herein contained in relation to the Calls for the Capital Stock of the said Company, and to the Recovery thereof or of any Arrears thereof, and to the Forfeiture of any Sums advanced by reason of any Neglect or Refusal to comply with such Calls, shall be applicable to the Calls for the said further and additional Sum hereby authorized to be raised or subscribed as aforesaid, or such Part thereof as shall be required to be raised by way of additional Capital Stock as aforesaid, and to the Refusal or Neglect to comply with such last-mentioned Calls.

Power to
borrow
Money of
Exchequer
Loan Bill
Commission-
ers and give
Security.

LXXX. And be it further enacted, That it shall be lawful for the said Company at any Time, or from Time to Time, to borrow of the Commissioners for carrying into execution an Act passed in the First and Second Years of the Reign of His present Majesty, intituled *An Act to amend several Acts for authorizing the Issue of Exchequer Bills and the Advance of Money for carrying on Public Works and Fisheries, and Employment of the Poor, and to authorize a further Issue of Exchequer Bills for the Purposes of the said Acts*, or from the Commissioners appointed by an Act passed in the First and Second Years of His said Majesty, intituled *An Act for the Extension and Promotion of Public Works in Ireland*, any Sum or Sums of Money, and by Deed under the Common Seal and at the Costs of the said Company to assign and assure to the Secretary for

the Time being of the Commissioners who may advance the same, and as they shall direct, free from all Incumbrances, the said Undertaking, and all the Works and Property of the said Company, and all Rates, Tolls, Profits, and Receipts accruing and thereafter to accrue to or for the Use of the said Company, under or by virtue of the Authority of this Act or otherwise, for securing to the said Commissioners the Repayment of the Amount of the Exchequer Bills to be so borrowed as aforesaid.

LXXXI. And be it further enacted, That every Security to be given to the said Commissioners as aforesaid shall not be affected by any Informality in any Meeting or Proceeding of the said Company or the said Directors, and shall have Priority over all other Mortgages, Charges, and Securities whatsoever created or to be created by the said Company under the Authority of this Act.

Security to Commissioners to have Priority.

LXXXII. Provided always, and be it further enacted, That no Person to whom any such Mortgage or Assignment thereof shall be made or transferred 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, for or on account of his or her having advanced any Money on such Mortgage or Assignment thereof.

Creditors not to vote.

LXXXIII. And be it further enacted, That in case the Company shall raise the Whole or any Part of the said Sum of Two hundred thousand Pounds by Mortgage, Assignment, or Charge as aforesaid, and shall afterwards be required, or shall be desirous to pay off or shall have paid off all or any Part of the Principal Sum so secured upon Mortgage, Assignment, or Charge as aforesaid, then and in every such Case it shall be lawful for the said Company, immediately or at any Time or Times thereafter, again to raise, in lieu of the Principal Money so paid off or to be paid off by them, such Sum or Sums of Money as they shall from Time to Time have paid off or be required or be desirous to pay off, or any 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 Sum of Two hundred 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.

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

LXXXIV. 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 for the Repayment of the Principal Sum of Money so to be borrowed, with the Interest thereof; and in such Case the said Company shall cause to be inserted in such Mortgage or Assignment the Time 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 so to be fixed to the Party who shall upon the Expiration of

Directors empowered to stipulate Periods for Redemption of Money borrowed on Security of Rates.

[Local.]

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such

such Period be the Holder of and entitled to such Mortgage or Assignment, or his Nominee.

Holders of
Mortgages
may demand
Payment
after Twelve
Months.

LXXXV. And be it further enacted, That where 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 the Expiration or at any Time after the Expiration of Twelve Calendar Months from the Date of such Mortgage or Assignment, upon giving Six Calendar Months Notice in Writing to the Secretary or Clerk 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 *Dublin Gazette*, and in One or more Newspapers circulated in the Counties of *Antrim, Down, and Armagh*, 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 thereof in pursuance of such Notice.

Application
of Money to
be raised.

LXXXVI. And be it further enacted, That all the 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, Tenements, and Hereditaments, and making and maintaining the said Railway and other Works, and in otherwise carrying this Act into execution.

First and
other General
Meetings.

LXXXVII. And be it further enacted, That the said Company shall meet together at some convenient Place within Six Calendar Months next after the passing of this Act between the Hours of Ten of the Clock and Eleven of the Clock in the Forenoon, such Time and Place to be fixed by the Directors of the said Company herein-after appointed, and shall then and there proceed in the Execution of this Act; and from and after such First General Meeting of the said Company there shall be a General Meeting of the said Company on the Second *Thursday* in the Month of *September* in each and every Year, or within the Space of Ten Days next thereafter; and all 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 First and all other General Meetings and Special General Meetings Fourteen Days public Notice at the least shall be given by Advertisement in some One or more Newspaper or Newspapers usually circulated in the Counties of *Antrim, Down, and Armagh* respectively, and every such Notice of a Special General Meeting shall specify the Purpose for which any such Special General Meeting is called,) may be held at such Time and Place

Place as shall be appointed by the Directors of the said Company, and may be adjourned from Time to Time, and from Place to Place, as shall be deemed expedient.

LXXXVIII. And be it further enacted, That Thirty or more Proprietors of the said Company, holding in the aggregate One thousand 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 their last or usual Place of Abode, require the Directors of the said Company to call a Special General Meeting of the Proprietors of the said Company, 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 Fourteen Days next after such Notice given as aforesaid, the same may be called by such Thirty or more Proprietors, by giving Twenty-one Days Notice thereof in some Newspaper usually circulated in the Counties of *Antrim, Down, and Armagh*; and the said Company are hereby authorized to meet in pursuance of such Notice, and such of the Proprietors thereof as shall be present 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, met together 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.

Meetings of Proprietors may be specially convened.

LXXXIX. And be it further enacted, That at all General and Special General Meetings to be convened by virtue of this Act all Bodies Corporate and Persons who shall have duly subscribed for or become entitled to any Share or Shares in the said Undertaking, and their respective Successors, Executors, Administrators, and Assigns, shall have a Vote for every Five Shares, but no One Proprietor to have more than Twenty Votes, although possessed of more than One hundred Shares; and such Vote or Votes may be given by such respective Parties, or 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 Five Shares at the least 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 the Majority of Votes and Proxies then present; 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 the decisive 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

Directing how Subscribers shall vote.

thereby constituted, and other Circumstances, will admit; (that is to say,)

Form of
Proxy.

' *A. B.* of One of the Proprietors
' of "The *Ulster* Railway Company," doth hereby appoint *C. D.*
' of
' to be the Proxy of the said *A. B.*, to vote, or give his Assent
' to or Dissent from any Business, Matter, or Thing relating to
' the said Undertaking, which shall be proposed at any General
' or Special General Meeting of the said Company, in such Manner
' as he the said *C. D.* shall think proper. In witness whereof the
' said *A. B.* hath hereunto set his [*or her*] Hand [*or Common*
' Seal] the Day of

Proprietors
resident
within Ten
Miles not to
vote by
Proxy.

XC. Provided always, and be it further enacted, That no Person shall be entitled to vote as the Proxy of any Proprietor or Shareholder (other than a Corporation) whose usual Place of Residence is within Ten Miles of the Place of Meeting.

First Gene-
ral Meeting
to choose
Directors.

XCI. 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, Twenty-one Persons, who shall be Proprietors and respectively possessed in their own Right of Twenty Shares 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, Seven at least of which Directors so qualified shall be Proprietors residing in or within Six Miles of *Belfast*, and Three at least shall be Proprietors residing in or within Three Miles of the City of *Armagh*, and Three at least shall be Proprietors residing in or within Three Miles of *Lurgan*, and Three at least shall be Proprietors residing in or within Three Miles of *Lisburn*; and of the Directors so elected as aforesaid Five 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 Yearly General Meeting of the said Company which shall be held in the Month of *September* 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, or any of them, or any Committee of the said Directors which may be appointed as herein-after mentioned.

General
Meeting to
appoint
Treasurer
and Clerk.

XCII. And be it further enacted, That the said Company shall at some of their General Meetings elect a Treasurer and One or more Person or Persons as Clerk or Clerks for transacting the Business of the said Company; and it shall be lawful for the said Company, at any subsequent General Meeting or Special General Meeting, from Time to Time to remove and displace any such Treasurer, Clerk or Clerks, or any Persons who shall be thereafter elected and appointed to their respective Offices, and elect in manner aforesaid any other Person to act as Treasurer, or other Person or Persons to act as Clerk
or

or Clerks of the said Company, in room of such of the said Officers as shall die or resign or be removed from their respective Offices; and it shall be lawful for the said Company to allow such Salaries or other Emoluments to the said Officers or any of them as they shall from Time to Time think proper and appoint: Provided always, that the Directors of the said Company shall and they are hereby required to take sufficient Security from every Person who shall be appointed Treasurer of the said Company, and from every Receiver, Collector, or Officer who shall have the Custody or Control of any Money received by virtue of this Act, for the faithful Execution of his Office, before he shall enter thereupon.

XCIH. Provided also, and be it further enacted, That it shall not be lawful for the said Company to appoint any Person who may be appointed their Clerk in the Execution of this Act, or the Partner of such Clerk, or any Clerk or other Person in the Service or Employ of such 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 Clerk or other Person in the Service or Employ of such Treasurer or of his Partner, to be the Clerk of the said Company for the Purposes of this Act; and if any Person shall accept both the Offices of Clerk and Treasurer for the Purposes of this Act, or if any Person being the Partner of such Clerk, or the Clerk or other Person in the Service or Employ of such 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 any Clerk or other Person in the Service or Employ of such Treasurer or of his Partner, shall accept the Office of Clerk in the Execution of this Act, or shall act as Deputy of such Clerk, or in any Manner officiate for such Clerk, or if any such Treasurer shall hold any Place of Profit or Trust under the said Company other than that of Treasurer, 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, in any of His Majesty's Courts of Record at *Dublin*, by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, nor more than One Imparlance, shall be allowed.

Clerk not to be Treasurer, and vice versa.

XCIV. Provided always, and be it further enacted, That the said Company shall at their said First General Meeting appoint Two or more Persons to be Auditors of the said Company, One of whom shall be resident in or within Five Miles of the Town of *Belfast*, and One other of whom shall be resident in or within Five Miles of the City of *Armagh*; and it shall be lawful for the said Company at any subsequent General Meeting or Special General Meeting from Time to Time to remove and displace the said Officers or any of them, or any Persons who shall be thereafter elected and appointed to their respective Offices, and elect in manner aforesaid any other Person or Persons to act as Auditors or Auditor of the said Company in room of such of the said Officers as shall die or resign or be removed from their respective Offices; and it shall be lawful for the said Company to

Appointment of Auditors.

[Local.]

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allow

allow such Salaries or other Emoluments to the said Officers or any of them as they shall from Time to Time think proper and appoint.

Disqualifica-
tion of Au-
ditor.

XCV. Provided always, and be it further enacted, That no Person holding any other Office, Place, or Employment under the said Company shall be elected to the Office of Auditor.

General
Meetings
may make
Bye Laws.

XCVI. And be it further enacted, That the said Company shall have full Power and Authority from Time to Time to make such Bye Laws, Orders, and Rules as to them shall seem right and proper for the good Government of the Officers and Servants of the said Company, and for regulating the Proceedings and reimbursing the Expences of the said Directors, and for the Management of the said Undertaking in all respects whatsoever, and from Time to Time to alter or repeal such Bye Laws, Orders, and Rules, or any of them, and to make others, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons offending against the same, as to the said Company shall seem meet, not exceeding the Sum of Five Pounds for any One Offence, such Fines and Forfeitures to be levied and recovered as any Penalty may by this Act be levied and recovered; which said Bye Laws, Orders, and Rules, being reduced into Writing under the Common Seal of the said Company, shall be printed and published; and such of the said Bye Laws and Orders as shall subject any Person not being a Proprietor to any Fine or Penalty, so printed and published as aforesaid, or painted on Boards, shall be hung up and affixed and continued on the Front or other conspicuous Part of the several Toll Houses to be erected on the said Railway and other Buildings or Places at which any Rates, Tolls, or other Sums shall be collected or paid under the Authority of this Act, and shall from Time to Time be renewed as often as the same or any Part thereof shall be obliterated or destroyed; and such Bye Laws, Orders, and Rules shall be binding upon and be observed by all Parties, and shall be sufficient in all Courts of Law or Equity to justify all Persons who shall act under the same, provided that such Bye Laws, Orders, or Rules be not repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *Ireland*, or to any Directions in this Act contained; and all such Bye Laws, Orders, and Rules shall be subject to Appeal in manner herein-after mentioned.

General
Meetings to
examine
Accounts.

XCVII. And be it further enacted, That it shall be competent to any General Meeting or Special General Meeting to call for and examine the Accounts of the said Company and of the Directors, and of the Treasurers, Receivers or Collectors of the Rates, Tolls, and other Sums by this Act granted, and of the other Officers of the said Company.

First Direc-
tors of the
Company.

XCVIII. And be it further enacted, That *John M'Neile, James Goddard, Andrew Mulholland, John Kane, John Barnes, George Greer, Duncan Campbell Getty, John Thomson, John Charters, John Curell, Charles Douglas, John Hardy, William John Hancock, Edward Walkington, Thomas M'Cammon, Samuel Graeme Fenton, William Gray, John Young, Robert Grimshaw, William Graham, Lewis Reford*, and the Survivors and Survivor of them, or such of them as shall continue to act,

act, 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 they 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 Twenty-one Directors shall have been duly elected, as herein-before prescribed, the said Directors herein named, or the Survivors or Survivor of them, or such of them as shall continue to act, shall and lawfully may allot the Shares remaining undisposed of in the said Undertaking as to the said Directors shall seem fit, and shall and may exercise all other Powers and Authorities which are by this Act given to or which may be exercised by the Directors who may be elected in pursuance hereof at the First or any subsequent Annual General Meeting of the said Company.

XCIX. And be it further enacted, That at the General Meeting to be held in the Month of *September* which will be in the Year of our Lord One thousand eight hundred and thirty-seven Seven of the Directors who shall have been so elected as aforesaid (to be determined by Lot among themselves) shall go out of Office and cease to be Directors of the said Company, and Seven Persons 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 *September* which will be in the Year of our Lord One thousand eight hundred and thirty-eight Seven other of the 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 a General Meeting to be held in the Month of *September* which will be in the Year of our Lord One thousand eight hundred and thirty-nine the remaining Seven of the 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 *September* in every subsequent Year Seven 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 to go out annually by Rotation.

C. Provided always, and be it further enacted, That every Director who shall, by Ballot or Rotation, 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.

Directors going out of Office re-eligible.

CI. Provided nevertheless, and be it further enacted, That no Person holding any Office, Place, or Employment, or being concerned or interested in any Contract under the said Company; shall be capable of being chosen, or, being so chosen, of continuing a Director of the said Company.

No Person holding Office capable of being a Director.

CII. And

For supply-
ing Vacan-
cies in the
Direction.

CII. And be it further enacted, That when and so often as any Director elected by virtue of this Act 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 by Ballot or Rotation as aforesaid, it shall be lawful for the remaining Directors to elect some other Proprietor duly qualified to be a Director; and every such Proprietor so elected to fill up any such Vacancy shall continue in Office 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.

Business at
Special and
Adjourned
General
Meetings.

CIII. 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.

General
Meetings
for choosing
Directors
to consist of
not less than
40 Persons
possessing at
least 200
Votes.

CIV. Provided always, and be it further enacted; That if at any such General Meeting there shall not be Forty Persons present, personally or by Proxy, who shall be entitled to at least Two hundred Votes in the aggregate, within Two Hours from the Time appointed for such Meeting, 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 Seventh Day next following, and so from Time to Time as often as the same shall happen, until at some Adjournment of such General Meeting there shall be a sufficient Number of Proprietors present, when, and not before, the Meeting shall proceed to Business, and the Directors for the Time being shall continue to act and have the same Power as they had and were possessed of until new Directors shall be appointed as aforesaid.

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

CV. And be it further enacted, That the Directors present at the First Meeting of Directors which shall be held next after the First Appointment of the said Directors, and at the First Meeting of the Directors which shall be held next after the Annual Meeting in the Month of *September* in each Year, or at the First Meeting held next after the Election of the said Seven Directors in the Place of the like Number of Directors hereby required to go out of Office by Ballot or Rotation as aforesaid, or the Majority of 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: 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

Office so long only as the Person in whose Place or Stead he may be so elected would have been entitled under the Provisions of this Act to continue if such Vacancy had not happened.

CVI. And be it further enacted, That 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, any Proprietor to be chosen at such Meeting, shall preside as Chairman. At Meetings of the Company, Chairman or Deputy Chairman of Directors to preside.

CVII. Provided always, and be it further enacted, That if any Person who shall be elected a Director of the said Company, or Chairman or Deputy Chairman of the said Directors, shall at any Time subsequently to his Election accept or continue to hold any other Office, or any Place of Trust or Profit under the said Company, or shall either directly or indirectly be concerned in any Contract for any Article to be used or consumed by the said Company, or shall offer to take and succeed in taking, 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 in the said Undertaking, every such Person shall thereby become disqualified from voting or acting at any succeeding Meeting of such Directors, and his Office shall thereupon become vacant. Directors, or Chairman or Deputy Chairman of Directors, contracting for Works, &c. after Election, disqualified.

CVIII. And be it further enacted, That the Directors for the Time being of the said Company shall have the Custody of the Common Seal of the said Company, with Power to use the same on their Behalf, and shall have full Authority to meet and adjourn, from Time to Time and from Place to Place, as they the said Directors may deem proper, and also at any Time to call Special General Meetings of the said Company for any Purpose they may think proper, and to appoint the Times and Places of holding General or Special General Meetings of the said Company; and all Questions, Matters, and Things which shall be discussed or considered at any Meeting of the Directors shall be finally determined by the Majority of Votes then present, and there shall be Five Directors at the least present to constitute a Meeting; and no Director, although possessed of many Shares in the said Undertaking, shall have more than One Vote at any such Meeting, except the Chairman of such Meeting, who, in case of an equal Division, shall always have an additional or casting Vote as such Chairman; and such Directors shall have full Power and Authority to do all Acts whatsoever which the said Company are by this Act authorized to do (except as hereinafter mentioned) for the Management and Direction of the Affairs of the said Company, and for that Purpose to purchase Lands, Tenements, and Hereditaments, and Engines and Materials, for the Use of the said Undertaking, and to sell Lands, Tenements, and Hereditaments hereby authorized to be sold, and to make Contracts or Bargains in respect of or relating to the said Undertaking, and to employ and direct the Works and Workmen, and to superintend the Affairs of the said Company after the Completion of the said Rail- Powers and Duties of Directors.

[Local.] 12 A way,

way, and to appoint or displace the Officers and Servants of the said Company (except the Treasurer and Clerk or Clerks or Auditors, herein-before directed to be appointed by a General Meeting of the said Company), and to allow to them such Salaries, Gratuities, or Remunerations as to the said Directors shall seem proper, and upon the Death, Resignation, or Removal of any of the said Officers or Servants from Time to Time to appoint others in their respective Places; and the said Directors may require and take such Security to the said Company from any Officer or other Person, for the faithful Execution of his Duty, as they may think proper; and the said Directors shall keep a regular Minute and Entry of their Proceedings at every Meeting of the said Directors, and from Time to Time make Report thereof to the General Meetings and (if required) to the Special General Meetings of the said Company, and shall obey their Orders and Directions; and the said Directors shall also keep full and true Accounts of all Monies disbursed and Payments made by the said Directors, and by all Persons employed by or under them, and of all Money which they shall receive on behalf of or in respect of such Undertaking from any Collector of the Rates, Tolls, or Sums by this Act granted, or from any other Officer or Person employed in or having any Concern, Dealing, or Transaction with the said Undertaking, or from any other Person, on any Account, for the Use of the said Company; and shall regularly enter into some Book or Books, to be from Time to Time provided at the Expence of the said Company for that Purpose, Notes, Minutes, or Copies, as the Case shall require, of such Appointment, Contract, Bargain, Receipt, and Disbursement, and of other their Orders and Proceedings, and which Book or Books shall be deposited with and kept under the Care and Direction of the said Directors: Provided always, 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.

Contracts to
be signed by
Three
Directors.

CIX. And be it further enacted, That all Contracts and Agreements in Writing relating to the Affairs of the said Company, which shall be signed by any Three of the Directors and countersigned by the Clerk of the said Company, shall be binding on the said Company and all other Parties thereto, 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 of the other Parties thereto, failing in the Execution thereof.

Directors
may appoint
Committees
with Power
to make Con-
tracts, &c.

CX. And be it further enacted, That it shall be lawful for the said Directors to nominate and appoint out of their own Body a Committee or Committees, who shall have full Power and Authority to enter into and make any Contracts or Agreements on behalf of the said Company, and to hire and employ any Agents, Surveyors, Workmen, or Servants in or about the said Undertaking, and to do, execute, or perform all other Matters and Things whatsoever in or about the said Undertaking which the said Directors themselves are herein-before authorized to do, or such of them as the said Directors shall think proper to intrust to the Care and Management of such re-
spective

spective Committees (save and except nevertheless the making of Calls for Money upon the Proprietors of the said Undertaking); and it shall be lawful for the said Directors, by an Order or Resolution for that Purpose, to break up and dissolve any such Committees, or to remove and displace any of the Members thereof respectively, and to appoint others in their Place and Stead, when and as often as such Directors shall think proper; and such respective Committees shall have full Power and Authority to meet from Time to Time, and to adjourn from Place to Place, as they shall think proper, and as Occasion shall require, for effecting the Purposes aforesaid; and all Powers and Authorities hereby vested or which shall by the said Directors be confided to any such Committee, within the Intent and Meaning of this Act, shall and may be exercised by the major Part of the Members present at the respective Meetings of such Committee, the whole Number present not being less than Five; and at all Meetings of the said Committees One of the Members present shall be appointed Chairman, who, in case of an equal Division of Votes upon any Subject entertained by the said Committee, shall have an additional or casting Vote.

CXI. 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, Agreement, 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, 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.

CXII. And be it further enacted, That the Directors, 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 Indemnity of the Directors.

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.

Officers to
account.

CXIII. 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, or by the said Directors, or by the said Auditors or any of them, make out and deliver to the said Directors or to the said Company, or to the said Auditors or One of them, or to such Persons as they shall respectively for that Purpose appoint, a true and perfect Account, in Writing under his or her Hand, of all Monies which shall have been by him or her received by virtue of this Act; and such Account shall state 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 and is hereby required to pay all such Monies as upon the Balance of such Account shall appear to be owing from him or her to the Treasurer of the said Company, or to such Persons as the said Directors or the said Company shall respectively 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 Directors or to the said Company, or to such Persons as they respectively shall appoint, within Three Days after being thereunto required by the said Directors or by the said Company, or by such other Persons as last aforesaid, all Books, Papers, and Writings in his or her Possession or Power relating to the Execution of this Act, then and in every such Case, Complaint being made thereof by the said Directors or by the said Company, or by any other Person on their Behalf, to any Justice of the Peace for the Counties of *Antrim, Down, or Armagh*, or the Town of *Belfast* or City of *Armagh*; 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 or her 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 Directors or 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 or Affirmation of any credible Witness, 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 Non-payment 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 no Goods or Chattels shall be found sufficient to answer and satisfy the said Monies, 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

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 either of the Cases aforesaid the said Justice may and he is hereby required, by Warrant under his Hand and Seal, to commit such Officer or Person to some Gaol or House of Correction of the said Counties of *Antrim, Down, or Armagh, Town of Belfast* or City of *Armagh*, (as the Case may require,) there to remain without Bail or Mainprize until he or she 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 or her, and the reasonable Charges of such Distress and Sale as shall in that respect have been made, or until he or she shall have compounded with the said Directors or with the said Company for such Money and Charges, and have paid the Composition Money to the said Directors or to the said Company (and which Composition the said Directors and the said Company are hereby respectively empowered to make), or have given Satisfaction in respect of such Vouchers, Receipts, Books, Papers, and Writings to the said Directors or 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 Three Calendar Months.

CXIV. 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, 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 being Directors, as the Case may be.

Orders and Proceedings to be entered in a Book.

CXV. 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 Proprietors of the said Company, and of the respective Creditors for Money advanced and lent for the Purposes of this Act, without Fee or Reward; and the said Proprietors and Creditors as aforesaid may take Copies of or Extracts from the said Book or Books or any Part thereof without paying any thing for the same; and in case the said Book-keeper shall refuse to

Directors to cause Accounts to be kept.

permit or shall not permit such Proprietors and 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.

Notice of Meetings how to be given.

CXVI. 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 Adjournment thereof respectively, or 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, or by the Proprietor who shall be elected Chairman of any such Meeting, or by the Clerk of the said Company, and shall be given by Advertisement inserted in some One or more Newspaper or Newspapers usually printed or circulated in the Counties of *Antrim, Down, and Armagh*; and such Notices, when so published and given, shall be deemed and considered the same as personal Notices.

Clerk of the Company to enter and keep a List of Proprietors.

CXXVII. And be it further enacted, That the Clerk of the said Company shall, in some proper Book to be provided by the said Company for that Purpose, enter and keep a true Account of the Places of Abode of the several Proprietors of the said Undertaking, and of the several Corporations and Persons who shall from Time to Time become Proprietors thereof or be entitled to any Share therein; and every Proprietor of the said Undertaking (or in the Case of a Corporate Body by the Clerk or Agent of such Body Corporate duly appointed) may at all convenient Times have recourse to and peruse such Book *gratis*, and may demand and have Copies thereof or of any Part thereof, paying at and after the Rate of Sixpence for every One hundred Words so copied; and if the Clerk of the said Company hereby incorporated shall refuse to permit any such Proprietor, or Clerk or Agent of such Body Corporate as aforesaid, to peruse such Book at all convenient Times, or refuse to make such Copy within a reasonable Period, on being paid as aforesaid, he shall for every such Offence forfeit and pay the Sum of Five Pounds for the Benefit of the said Undertaking.

Directors may appoint temporary Treasurer or Clerk.

CXVIII. And be it further enacted, That in case any Treasurer or Clerk of the said Company shall die, or shall be removed from or shall quit the Service of the said Company, it shall be lawful for the said Company, at any of their General or Special General Meetings, or for the Directors of the said Company, to appoint some other fit and proper Person to execute such Office, in the Place of such Person who shall so die or be removed from or quit the Service of the said Company; and in case any such new Appointment shall be made by the said Directors, the same shall only continue until the next Annual General Meeting of the said Company, when the Appointment of every such Person to such Office shall either be confirmed, or such other fit Person be appointed to succeed to such Office, as such Meeting shall think proper.

CXIX. And

CXIX. And be it further enacted, That the several Parties who have subscribed or shall hereafter subscribe for or towards the said Undertaking shall and they are hereby required to pay the Sums of Money by them respectively subscribed for, or such Parts or Proportions thereof 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, at such Times and at such Places, and to such Person as shall be directed by the said Directors; and in case any Party shall refuse or neglect to pay as aforesaid the Money by him so subscribed for, or the Part thereof so called for, 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 Six Pounds *per Centum per Annum*, from the Time when the same was directed to be paid as aforesaid up to the Day of actual Payment thereof.

To compel Payment of Subscriptions.

CXX. 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 made 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 Fifty 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 Five 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 to pay Subscription in advance;

Interest to be paid on the Amount in advance.

CXXI. 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 no such Call shall exceed the Sum of Five Pounds upon each Share which any Person shall be possessed of or entitled unto in the said Undertaking; and such Calls shall not be made but at the Distance of Three Calendar Months at the least from each other; and Twenty-one Days Notice at the least shall be given of all such Calls, by Advertisement in some Newspaper usually circulated in the Counties of *Antrim, Down, and Armagh* aforesaid; and all Monies so called for shall be paid to such Persons and in such Manner as the said Directors shall from Time to Time direct and appoint, for the Use of the said Undertaking; and the respective Owners of Shares in the said Undertaking shall pay their

Directors empowered to make Calls.

If Calls are not paid Interest to be charged.

If Calls and Interest are not paid in Three Months they may be sued for or the Shares declared to be forfeited and sold.

No Advantage to be taken of Forfeiture of Shares without Notice.

their rateable Proportion of the Monies to be called for as aforesaid to such Persons and at such Times and Places as the said Directors shall from Time to Time direct and appoint; and if any Owner of any such Share shall not so pay such his or her rateable Proportion, then and in such Case, and so often as the same shall happen, such Owner shall pay Interest for the same after the Rate of Six 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 or her rateable Proportion, together with Interest, if any, which shall accrue for the same, for the Space of Three Calendar Months after the Day appointed for the Payment thereof, then it shall be lawful for the said Company or for the said Directors 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, wherein no Essoign, Wager, or Protection of Law, or more than One Imparlance, shall be allowed; or the said Company or the said Directors may and they are hereby authorized to declare the Shares belonging to any Person so refusing or neglecting to pay any such Calls, together with Interest, in manner last aforesaid, to be forfeited, and 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 Hand of the Clerk or Treasurer of the said Company, of such Share having been declared by the Directors forfeited, shall have been given, or sent by the Post unto or left at the last known usual Place of Abode of the Owner or Owners of such Share, nor until the Declaration of Forfeiture of the said Directors shall have been confirmed, either at a General Meeting of the said Company, or at some Special General Meeting of the said Company to be called for that Purpose, and to be respectively held after the Expiration of Two Calendar Months at the least from the Day on which such Notice of Forfeiture shall have been given or sent as aforesaid; and after such Forfeiture shall have been confirmed by such General Meeting or Special General Meeting, the said Company, by an Order to be made at a General Meeting or Special General Meeting, shall have Power to direct the said Directors to dispose of the Shares so forfeited.

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

CXXII. 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, the Surplus of such Purchase Money shall, on Demand, be paid to the Party or Parties to whom such forfeited Share shall have belonged: Provided also, 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 due from such Defaulter for or on account of such Calls, and the Interest and Expences attending the same; and from and after Payment of such

such Arrears, and the Interest and Expences aforesaid, any Share or Shares 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 or Parties to whom such Share or Shares shall have belonged immediately before such Forfeiture as aforesaid, in such Manner as if such Calls had been duly paid.

CXXIII. And be it further enacted, That in any Action to be brought by the said Directors against any Proprietor of any Share in the said Undertaking, to recover any Money due and payable to the said Company or to the said Directors for or by reason of any Call made by virtue of this Act, it shall be sufficient for the said Company or the said Directors to declare and allege that the respective Defendants, being Proprietors of so many Shares in the said Undertaking, are indebted to the said Company or to the said Directors in such Sum or Sums of Money as the Call or Calls in arrear shall amount to for so many Calls of such Sums of Money upon so many Shares belonging to the said respective Defendants, whereby an Action hath accrued to the said Company or to the said Directors, 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 Defendants at the Time of making such respective Calls were Proprietors of some Share or Shares in the said Undertaking, and that such Calls were in fact made, and that such Notice thereof was given as is directed by this Act, without proving the Appointment of the Directors who made such Calls, or any other Matter whatsoever; and the said Company or the said Directors, Plaintiffs therein, shall thereupon be entitled to recover what shall appear due, including Interest, computed as aforesaid, on such Calls, unless it shall appear that any such Call exceeded Five Pounds for every Share of Fifty Pounds, or was made within the Distance of Three Calendar Months from the last preceding Call, or without Notice given in any Newspaper as aforesaid; and in order to prove that the respective Defendants were Proprietors of some Share or Shares in the said Undertaking, as alleged, the Production of the Book in which the Clerk of the said Company is by this Act directed to enter and keep the Names and Addition of the several Proprietors of Shares in the said Undertaking, with the Number of Shares they are respectively entitled to hold, and of the Places of Abode of the several Proprietors of the said Undertaking, and of the several Persons and Corporations who shall from Time to Time become Proprietors thereof, or be entitled to any Share therein, shall be *prima facie* Evidence that such Defendants are Proprietors, and of the Number and Amount of their Shares therein.

Proceedings
in Actions
for Calls.

CXXIV. And whereas in Cases in which Proprietors of Shares in the said Undertaking shall die, 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 Clerk of the said Company, it may not be in the Power of any Officer acting for the said Company to ascertain who is the Proprietor of such Shares, in order to give to them, or to their respective Executors, Administrators, Successors, or As-

For ascer-
taining the
Proprietor-
ship of
Shares in
certain
Cases.

[Local.]

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signs,

signs, Notice of Calls to be made on such Share, or to maintain any Action, Suit, or other Proceeding against them, or against their respective Executors, Administrators, Successors, or Assigns, for the Recovery of the same; be it therefore enacted, That in all the Cases aforesaid, where the Right of Property in any Share in the said Undertaking shall pass from the original Proprietor thereof to any other Person or Body Corporate, by any other legal Means than by a Transfer or Conveyance thereof in the Form and Manner herein specified or herein otherwise provided, a Declaration in manner aforesaid shall be made by some credible Person before any of His Majesty's Justices of the Peace, or before any Master or Master Extraordinary in the High Court of Chancery, stating the Manner in which such Share hath passed to such other Persons or Body Corporate; and such Declaration shall be delivered to and be left with the Clerk of the said Company, to the Intent that he may preserve the same, and enter and register the Name of every such other Person, or the Description of every such other Body Corporate, to whom the Right of Property in such Share shall have so passed, in the Register Book or List of Proprietors of the said Undertaking; and in all or any of the said Cases, after Twenty-one Days Notice in Writing shall have been given by the said Directors, under the Hand of the Clerk or Treasurer of the said Company, to the Person or Corporation stated or claiming in such Declaration to be the then Proprietor or Proprietors of such Share, or left at the last or usual Place of Abode of such Person, or at the Office of such Corporation, to pay his, her, or their Proportion of Money to be called for, and such Person or Corporation shall not have paid such his, her, 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 as the said Company at any General or Special General Meeting shall direct, or otherwise become 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 be left at the last Place of Abode of the Executors or Administrators of such Proprietor so dying, or of the Assignees or Trustees of such Proprietor so becoming bankrupt or insolvent, or, in the event of the Share or Shares being disposed of as aforesaid, 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 Enquiry, such Notice shall be inserted in the *Dublin Gazette*; and in case any Proprietor shall go out of the Kingdom, such Notice shall be inserted in the *Dublin Gazette* as aforesaid; and in all such Cases, and after such Notices, on Default being made, the said Shares shall be forfeited in manner aforesaid, except only that in the Cases of Proprietors being Abroad the Shares shall not be forfeited until the Expiration of Six Calendar Months after the Day on which such Notice shall have been left at their last or usual Place of Abode in *Ireland*, and inserted in the *Dublin Gazette* as aforesaid.

CXXV. And

CXXV. And be it further enacted, That no Proprietor of any Share on which any Call made shall be unpaid shall at any Meeting of the Proprietors of the said Company be allowed to vote, either personally or by Proxy, until the Money called for in respect of such Share shall have been fully paid.

Proprietors in arrear not to vote.

CXXVI. And be it further enacted, That it shall be lawful for the several Proprietors of Shares in the said Undertaking, and their respective Executors, 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 shall be in Writing, by Deed duly stamped, and 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,)

Shares may be sold.

‘ 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 _____ Share [*or Shares, as the Case may*
 ‘ *be*], numbered _____ of and in the Undertaking called “The
 ‘ *Ulster Railway*,” to hold unto the said _____ his Executors,
 ‘ Administrators, and Assigns [*or Successors and Assigns*], subject to
 ‘ the several Conditions on which I held the same immediately before
 ‘ the Execution hereof; and I the said _____ do hereby agree
 ‘ to accept and take the said Share [*or Shares*] subject to the Con-
 ‘ ditions aforesaid. As witness our Hands and Seals the _____ Day
 ‘ of _____

Form of Conveyance.

And in every such Sale the Deed or Conveyance (being executed by the Seller and Purchaser of such Share or Shares) shall be kept by the Clerk of the said Company, and who shall enter in some Book to be kept for that Purpose a Memorial of such Transfer and Sale, and indorse the Entry of such Memorial on the said Deed of Sale or Transfer, for which no more than Two Shillings and Sixpence shall be paid to the said Clerk; and the said Clerk is hereby required to make such Entry or Memorial accordingly, and, on Demand, to make an Indorsement of such Transfer on the Back of the Certificate of each Share so sold, and deliver the same to the Purchaser for his or her Security, for which Indorsement no more than Two Shillings and Sixpence shall be paid; and such Indorsement, being signed by the said Clerk, shall be considered in every respect the same as a new Certificate; and after such Deed of Transfer shall have been made and entered as before directed, the Seller of every such Share or Shares shall thenceforth be released from all Liability in respect of the Share thereby transferred, any thing in this Act contained to the contrary notwithstanding; and until such Memorial shall have been made and entered as before directed such 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 or her, nor any Vote in respect thereof as a Proprietor of the said Undertaking.

CXXVII. And be it further enacted, That it shall be lawful for the said Company and they are hereby authorized to close the Books kept for

Power to close Transfer Books at certain Periods.

for entering Memorials of Transfer of Shares for a Period not exceeding Ten Days before the Yearly General Meeting of the said Company, and to fix a Day for that Purpose, during which Time the said Company shall not be bound to take notice of any Transfer which shall not have been registered previously to the Day fixed for closing the Books, but all such Transfers shall, as between the Parties claiming under the same and the said Company, but not otherwise, be considered as made subsequently to such Yearly General Meeting: Provided always, that Seven Days Notice at least of the Day on which the Transfer Books shall be closed shall be given in One or more public Newspapers published or circulated in the Counties of *Antrim, Down, and Armagh.*

After a Call, no Share to be sold until Call shall be paid.

CXXVIII. And be it further enacted, That no Person shall sell or transfer any Share which he or she shall possess in the said Undertaking, after any Call shall have been made by the said Directors for any Sum of Money in respect of such Share, unless he or she 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 each Share so to be sold or transferred.

Accounts to be made up half-yearly.

CXXIX. 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 made up and balanced Twice in every Year, that is to say, on the last Day of *February* and the last Day of *August* in every Year, of the Money received by the said Company, or by the Directors or Treasurer of the said Company, or otherwise, 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 the said Undertaking, and of all other the Receipts and Expenditure of the said Company or the said Directors up to that Period; and it shall be lawful for the said Company, and they are hereby empowered, from Time to Time at a Special General Meeting or Special General Meetings to be called for that Purpose, to declare and make a Dividend or Dividends out of the clear Profits of the said Undertaking, if a Majority of the Proprietors present at such Meeting or Meetings shall think proper so to do, and such Dividend or Dividends 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 that no Dividends shall be made exceeding the Net Amount of clear Profit at the Time being in the Hands of the said Company or of the Directors or Treasurer thereof, 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 Call of Money in respect thereof, until such Call shall have been paid.

For ascertaining Proprietorship of Shares in case of Mar-

CXXX. And whereas by the Death of, or by other after-mentioned 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 the Dividends arising or becoming due upon such Shares

Shares ought to be paid or may belong; be it therefore enacted, 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 be entitled to vote in respect of any Share, a Declaration in manner aforesaid, in Writing, 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 may be made, shall be made by some credible Person before some Master or Master Extraordinary in the High Court of Chancery, or any of His Majesty's Justices of the Peace, and shall be transmitted to the Clerk of 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 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 be entitled to vote in respect of any Share, the said Will, or the Probate thereof, or the Letters of Administration, shall be produced and shewn to the said Clerk, or a Copy of so much of such Will or of such Letters of Administration as shall relate to the Share of the Testator or Intestate (as the Case may require) shall be made by the Executor or Executors of the said Will, or the Administrator or Administrators of the Intestate, before some Master or Master Extraordinary in the High Court of Chancery, or any of His Majesty's Justices of the Peace as aforesaid, and, together with an official Extract of the Act of Court on the Grant of Probate of such Will, or in case of Intestacy of the Letters of Administration, shall also be transmitted to the said Clerk, who shall file and enter the same as herein-before directed; and in all Cases other than as herein-before mentioned, when the Right of Property in any Share in the said Undertaking shall pass from any Proprietor thereof to any other Person, by any other legal Means than by a Transfer and Conveyance thereof duly made and executed as herein-before directed, a Declaration in Writing shall be made by some credible Person, before some Master or Master Extraordinary in the High Court of Chancery, or any of His Majesty's Justices of the Peace as aforesaid, stating the Manner in which such Share hath been passed to such other Person; and such Declaration shall be transmitted to the Clerk of 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 Clerk shall be entitled to receive for each such Entry as is herein-before directed the Sum of Two Shillings and Sixpence 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 Share aforesaid shall be subject or liable.

CXXXI. 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 or Shares 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, or to the Directors or Treasurer for the Time being of

Receipt of
One Pro-
prietor of a
Share suffi-
cient.

[Local.]

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the

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

Receipt of a Parent or Guardian of a Minor sufficient.

CXXXII. 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, the Receipt of the Guardian, if any, or if not of the Parent of such Minor, shall be a sufficient Discharge to the said Company and their Treasurer for the same.

Tonnage Rates allowed to be taken.

CXXXIII. And be it further enacted, That it shall be lawful for the said Company to demand, receive, and recover, to and for the Use and Benefit of the said Company, for the Tonnage of all Articles, Matters, and Things which shall be conveyed upon or along the said Railway, any Rates or Tolls not exceeding the following; (that is to say,)

Rates.

For all Dung, Compost, and all Sorts of Manure, Lime, and Limestone, and Salt for the Purpose of Manure, and all undressed Materials for the Repair of public Roads or Highways, the Sum of One Penny *per Ton per Mile*:

For all Coals, Coke, Culm, Charcoal, Cinders, building, pitching, and paving Stones, dressed Bricks, Tiles, Slates, Clay, Sand, Ironstone, Iron Ore, Pig, Bar, Rod, Hoop, Sheet, and all other similar Descriptions of Wrought Iron and Castings, not manufactured into Utensils or other Articles of Merchandize, the Sum of Three Halfpence *per Ton per Mile*:

For all Sugar, Salt, Grain, Corn, Flour, Dye Woods, Earthenware, Timber, Staves, and Deals, Metals (except Iron), Nails, Anvils, Vices, and Chains, the Sum of Two-pence *per Ton per Mile*:

For all Cotton and other Wools, Hides, Drugs, manufactured Goods, and all other Wares, Merchandize, Articles, Matters, or Things, the Sum of Three-pence *per Ton per Mile*.

Power to take Tolls for conveying Passengers, &c.

CXXXIV. And be it further enacted, That it shall be lawful for the said Company to demand, receive, and recover, to and for the Use and Benefit of the said Company, for or in respect of Passengers, Beasts, Cattle, and Animals conveyed in Carriages upon the said Railway, any Toll not exceeding the following; (that is to say,)

For every Person conveyed in or upon any Carriage the Sum of Two-pence *per Mile*:

For every Horse, Mule, Ass, or other Beast of Draught or Burthen, and for every Ox, Cow, Bull, or Neat Cattle, conveyed in or upon any such Carriage, the Sum of Three Halfpence *per Mile*:

For every Calf or Pig conveyed in or upon any such Carriage, the Sum of One Halfpenny *per Mile*:

For every Sheep, Lamb, or other small Animal conveyed in or upon any such Carriage, the Sum of One Farthing *per Mile*:

For every Carriage of whatever Description, not being a Carriage adapted and used for travelling on a Railway, and not weighing
more

more than One Ton, carried or conveyed on a Truck or Platform, the Sum of Four-pence *per* Mile :
 For every Two-wheeled Carriage of whatever Description, not being a Carriage adapted and used for travelling on a Railway, and not weighing more than Half a Ton, carried or conveyed on a Truck or Platform, the Sum of Two-pence *per* Mile.

CXXXV. Provided always, and be it further enacted, That in all Cases where any of the before-mentioned Articles, Matters, Persons, or Things shall be conveyed on the said Railway for a less Distance than Six Miles, the said Company are hereby empowered to demand and receive the afore-mentioned Rates, Tolls, and Charges for Conveyance, as the Case may be, for Six Miles, exclusive of a reasonable Charge for the Expence of loading and unloading such Articles, Matters, and Things, in Cases where the loading and unloading shall be done by the said Company, and which Charge the said Company are hereby authorized to make.

Regulating
the Charge
for short
Distances.

CXXXVI. And be it further enacted, That in all Cases in which there shall be a Fraction of a Ton a Proportion of the said Tonnage Rate may be demanded and taken for such Fraction according to the Number of Quarters of a Ton contained therein, and where there shall be a Fraction of a Quarter of a Ton such Fraction shall be considered a full Quarter of a Ton ; and in all Cases in which there shall be a Fraction of a Mile in the Distance which any Carriage shall pass upon the said Railway, the Rates of Tonnage which shall be demanded and taken shall be after the Rate of the Number of Quarters of a Mile which the said Carriage shall have passed, and when there shall be a Fraction of a Quarter of a Mile such Fraction shall be considered as a full Quarter of a Mile ; and in order to ascertain and calculate with greater Precision and Facility the Distance for which such Rates or Tolls or Sums shall be demanded and taken upon the said Railway, the said Company shall cause the said Railway to be measured, and Stones or other conspicuous Marks, with proper Inscriptions thereon, to be set up and maintained at the Distance of One Quarter of a Mile from each other.

Regulations
as to frac-
tional Parts
of a Ton or
a Mile.

CXXXVII. And be it further enacted, That it shall be lawful for the said Company and they are hereby empowered to provide locomotive or stationary Engines or other Power for the drawing or propelling of any Articles, Matters, or Things, Persons, Cattle, or Animals, upon the said Railway, and also along and upon any Railway communicating therewith, and to receive, demand, and recover such Sums of Money for the Use of such Engines or other Power as the said Company shall think proper, in addition to the several other Rates, Tolls, or Sums by this Act authorized to be taken.

Company to
provide
locomotive
or other
propelling
Power.

CXXXVIII. And be it further enacted, That it shall be lawful for the said Company from Time to Time to make such Orders for ascertaining and fixing the Sum to be charged or taken by the said Company for the Carriage as and for Tonnage Rate, as also the additional Sum to be charged or taken for the Carriage of Parcels (not exceeding Five hundred

Company
may fix the
Prices of
small
Parcels.

hundred Pounds Weight each Parcel) upon the said Railway, or upon any Part thereof, and from Time to Time to repeal or vary the same as to them shall seem proper: Provided always, that the Provisions herein-before contained shall not extend to Goods, Articles, Matters, or Things sent in large aggregate Quantities, though made up of separate and distinct Parcels, such as Bags of Sugar, Coffee, Meal, and the like, but only to single and individual Parcels unconnected with other Parcels of a like Nature that may be sent at the same Time.

Company empowered to levy Rates for Wharfs, &c.

CXXXIX. And be it further enacted, That it shall be lawful for the said Company and they are hereby authorized and empowered to levy, for the Use and Occupation of any Wharfs, Yards, Messuages, Warehouses, and other Buildings and Conveniences of the said Company, such Dues, Rents, or Sums of Money as may from Time to Time be agreed upon between the Persons using or occupying the same and the said Company.

Goods not to be removed till Wharfage paid.

CXL. Provided always, and be it further enacted, That in no Case shall any Person or Persons whosoever remove or take away any Goods, Wares, Merchandize, or other Things for which any Money for Wharfage or Warehouse Room shall have become due as aforesaid from any Wharf, Quay, or Warehouse, without the Consent of the Owner or Owners of such Wharf, Quay, or Warehouse, or the Person chiefly intrusted with the Care thereof, without Payment of such Rate or Sum for Wharfage and Warehouse Room as shall be due for the same under the Provisions of this Act.

Power to reduce the Rates, Tolls, &c.

CXLI. And be it further enacted, That it shall be lawful for the said Company, from Time to Time, as they shall think fit, to reduce all or any of the Rates, Tolls, or Sums by this Act authorized to be taken, and afterwards from Time to Time again to raise the same or any of them, so that the same respectively shall not at any Time exceed the Amount by this Act authorized.

Rates to be charged equally.

CXLII. Provided always, and be it further enacted, That the aforesaid Rates and Tolls to be taken by virtue of this Act shall at all Times be charged equally and after the same Rate *per Ton per Mile* throughout the whole of the said Railway in respect of the same Description of Articles, Matters, or Things, and that no Reduction or Advance in the said Rates and Tolls shall either directly or indirectly be made partially or in favour of or against any particular Person or Company, or be confined to any particular Part of the said Railway, but that every such Reduction or Advance of Rates and Tolls upon any particular Kind or Description of Articles, Matters, or Things shall extend to and take place throughout the Whole and every Part of the said Railway upon and in respect of the same Description of Articles, Matters, and Things so reduced or advanced, and shall extend to all Persons whomsoever using the same, or carrying the same Description of Articles, Matters, and Things thereon; any thing to the contrary thereof in anywise notwithstanding.

CXLIII. And

CXLIII. And be it further enacted, That it shall be lawful for the said Company at any of their Meetings, by Writing under their Common Seal, from Time to Time to let to farm the Rates, Tolls, and Sums hereby payable, or any Part thereof, upon the Whole or any Part of the said Railway, unto any Body or Bodies Corporate, or Person or Persons, for any Term which the said Company shall think proper, not exceeding Seven Years from the Commencement of any such Lease, and to commence in Possession upon or within Three Calendar Months next after granting the same; and every such Lease shall be valid and effectual, and the respective Lessees thereof, and also such Persons as such Lessees shall appoint to collect and receive the Rates, Tolls, or Sums so let, shall, during the Continuance of any such Lease, be deemed Collectors of the Rates, Tolls, or Sums so let, but for the proper Use of the Lessees, and shall have the same Power and Authority for collecting and recovering the same as if they had been appointed for that Purpose by the said Company: Provided that public Notice of the Intention to let the said Rates, Tolls, or Sums, or the Part thereof intended to be let, shall be given in Writing by the said Directors, or by the Clerk of the said Company, by Advertisement published in some Newspaper circulated within the said Counties of *Antrim, Down, and Armagh*, at least Fourteen Days prior to the Meeting at which it may be intended or proposed that the said Rates, Tolls, and Sums, or any Part thereof, shall be let as aforesaid.

Company empowered to lease the Rates and Duties.

CXLIV. And be it further enacted, That in case any of the Rates, Tolls, or Sums granted by this Act shall be demised or let to farm to any Person in any Manner whatsoever, and the Lessee or Lessees or Farmer or Farmers thereof shall neglect or refuse to perform the Terms and Conditions on which the same shall be so demised or let, or any of them, or in case all or any Part of any Rent agreed to be paid by any such Lessee or Lessees, or Farmer or Farmers, shall be in arrear or unpaid for the Space of Seven Days next after any of the Days on which the same ought to be paid, pursuant to the Lease, Agreement, or Contract for demising or letting the same Rates, Tolls, or Sums, or in case any temporary or other Collector of any of the said Rates, Tolls, or Sums shall be discharged from his Office by virtue of this Act, or shall die, abscond, or absent himself, and any such Collector who shall be so discharged, or the Wife, Widow, or any of the Children or Family or any Representative of any such Collector who shall die, abscond, or absent himself, or be discharged, or any other Person being in Possession thereof, shall refuse to deliver up or shall not deliver up Possession of any Toll House, Office, Weighing Machine, or other Building, with the Appurtenances thereto respectively belonging, to be erected or provided under the Powers of this Act, for or within the Space of Seven Days after Demand thereof made in Writing, given or left at such Toll House, Office, Weighing Machine, or Building, or at any of such Toll Houses, Offices, Weighing Machines, or Buildings which shall be or have been in the Possession or Occupation of such Collector or Person, such Demand in Writing to be signed by any Two or more of the Directors (although not assembled at a Meeting), or by the Clerk or Treasurer for the Time

Power of Re-entry in case of Non-performance of Conditions of Leases of Rates.

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being of the said Company, or in case any such Lease, Agreement, or Contract shall in any Manner become void or voidable, then and in any of the said Cases it shall be lawful for any Two or more Justices of the Peace of the said Counties of *Antrim, Down, and Armagh, Town of Belfast and City of Armagh*, within their respective Jurisdictions, upon Application made by the said Directors, or by the Treasurer or Clerk for the Time being of the said Company, by Warrant under the Hands and Seals of such Justices respectively, to order any Constable or other Peace Officer, with such Assistance as shall be necessary, to enter upon and take Possession of every or any such Toll House, Office, Weighing Machine, or other Building, with the Appurtenances thereunto belonging, and to remove and put such Lessee or Lessees or Farmer or Farmers, or other Person or Persons who shall be found therein, together with his, her, or their Goods, from and out of the same and the Possession thereof, and from the Collection of such Rates, Tolls, and Sums, and to put the said Company, or their Agent, or their new Lessee or Lessees, Farmer or Farmers, or Collector or Collectors, into the Possession thereof; and thereupon it shall be lawful for the said Company or for the said Directors to vacate and determine the Lease, Contract, or Agreement (if any) which was previously subsisting, and the same shall accordingly be utterly void to all Intents and Purposes (save as to the Covenants and Agreements for Payment of the Rent or Rents thereby reserved, or other unperformed or broken Obligations, Covenants, or Agreements on the Lessee's Part); and it shall be lawful for the said Company or for the said Directors, in every such Case, either during such Proceedings or on the Termination thereof, again to demise or let to farm the said Rates, Tolls, and Sums to any other Person or Persons, or cause them to be collected in such and the same Manner as if no former Demise, Contract, or Agreement had been made relative thereto.

A List of the Rates, Tolls, &c. painted on Boards to be affixed in conspicuous Places.

CXLV. And be it further enacted, That the said Company shall cause to be painted on Boards, and to be affixed, and continued, and renewed as often as the same shall be obliterated or defaced, to or upon every Toll House or Building at which any of the Tolls, Rates, or Sums by this Act authorized shall be collected or received, in some conspicuous Place, in large and legible Characters, an Account or List of the several Rates, Tolls, and Sums which the said Company shall from Time to Time direct and appoint to be taken, and which shall be payable by virtue of this Act; and in case any Owner or Master of or other Person having or assisting in the Charge of any Carriage passing upon the said Railway, or any Collector of the Rates, Tolls, or Sums aforesaid, shall, after and whilst such Account or List shall be affixed as aforesaid, demand or take more than the Amount therein specified, such Owner, Master, Collector, or other Person as aforesaid shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Tolls, Rates, &c. only payable whilst the Boards so remain.

CXLVI. Provided always, and be it further enacted, That it shall not be lawful for the said Company to demand or take any Rates, Tolls, or Sums for or in respect of any Article, Matter, or Thing, or any Carriage, Passenger, or Cattle, except during the Time that the Board

Board on which such Rates, Tolls, or Sums shall be so painted as aforesaid shall remain affixed to such Toll House or Building at which such Rates, Tolls, or Sums shall be received as aforesaid, and Three Days after the same shall have been wilfully pulled down, defaced, or destroyed.

CXLVII. And be it further enacted, That if any Person shall wilfully pull down, deface, or destroy any Board whereon any Rules, Orders, Bye Laws, Rates, Tolls, or Sums shall have been painted according to the Directions of this Act, or any Stone or Mark set up to denote Distances on the said Railway, or shall concur or aid therein, he or she shall on Conviction forfeit and pay a Sum not exceeding Five Pounds for every Offence.

Penalty on
Persons
defacing
the Boards.

CXLVIII. And be it further enacted, That any Collector of the Rates, Tolls, or Sums by this Act granted shall and he is hereby required to place his Christian and Surname, painted on a Board in legible Characters, in the Front or on some other conspicuous Part of the Toll House or other Building whereat he shall be on Duty, immediately on his coming on Duty, each of the Letters of such Names to be at least Two Inches in Height, and of a Breadth in proportion, and painted either in White Letters on a Black Ground or in Black Letters on a White Ground, and shall continue the same so placed during the whole Time he shall be upon Duty; and if any Collector of the said Rates, Tolls, or Sums shall not place such Board as aforesaid, and keep the same thereon during the Term he shall be on Duty as aforesaid, or shall demand or take a greater or less Rate, Toll, or Sum from any Person than he shall be authorized to do by virtue of the Powers of this Act, or of the Orders and Resolutions of the said Company made in pursuance thereof, or shall demand or take a Rate, Toll, or Sum from any Person who shall be exempt from the Payment thereof, and claim such Exemption, or shall refuse to permit or shall not permit any Person to read or shall in anywise hinder any Person from reading the Inscriptions on the Board to be affixed and placed as aforesaid, or shall refuse to tell his Christian or Surname to any Person who shall demand the same, and who shall have paid the legal Rates, Tolls, or Sums, or shall in answer to such Demand give a false Name or Names, or, upon the legal Rate, Toll, or Sum being paid or tendered, shall unnecessarily detain or wilfully obstruct or hinder any Carriage or any Person from passing upon the said Railway, or shall make use of any scurrilous or abusive Language to any Officer or Servant of the said Company, or to any Passenger upon the said Railway, then and in every such Case every such Collector shall forfeit and pay any Sum not exceeding Ten Pounds for every such Offence.

For prevent-
ing Toll
Collectors
misbehav-
ing.

CXLIX. And be it further enacted, That the Rates of Tonnage, Tolls, and other Sums hereby authorized to be taken shall be paid to such Persons, at such Places upon or near the said Railway, and in such Manner and under such Regulations as the said Company or as the said Directors shall, by Notice to be annexed to the Account or List of Rates, Tolls, or Sums, direct or appoint; and in case of Refusal or Neglect, on Demand, to pay such Rates, Tolls, or Sums as may have accrued

Recovery
of Rates, &c.

accrued due, unto the respective Persons appointed to receive the same as aforesaid, the said Company may, in case such Rates, Tolls, or Sums shall amount to or exceed the Sum of Twenty Pounds, sue for and recover the same by an Action of Debt or upon the Case in any of His Majesty's Courts of Record; or the Person or Persons to whom such Rates, Tolls, or Sums ought to have been paid may, and he and they is and are hereby empowered, whether such Rates or Tolls shall amount to the Sum of Twenty Pounds or not, to seize the Goods, Articles, and other Things for or in respect whereof any such Rates, Tolls, or Sums ought to be or to have been paid, or any Part thereof, and the Carriage laden therewith, and detain the same until such Payment shall be made, together with all reasonable Charges for such Seizure and Detention; and if such Goods, Articles, and Things shall not be redeemed within Fourteen Days next after the taking thereof, the same shall be appraised and sold as the Law directs in Cases of Distress for Rents: Provided always, that in case such Rates, Tolls, or Sums so due as aforesaid shall not amount to the Sum of Twenty Pounds, it shall not be lawful for the said Company to sue for the same by Action of Debt or on the Case, but the same shall and may be recovered by Distress and Sale only as herein-before mentioned.

For settling
Disputes
about the
Amount of
Rates.

CL. And be it further enacted, That if any Dispute shall arise concerning the Amount of the Rates, Tolls, or Sums due to the said Company, or concerning the Charges occasioned by any Distress to be taken by virtue of this Act, it shall be lawful for the Collector or Person distraining to detain such Distress, or, as the Case may require, the Proceeds of the Sale thereof, until the Amount of the Rates, Tolls, or Sums due, as the Case may require, and the Amount of the Charges of seizing, distraining, keeping, or selling such Distress, shall be ascertained by some Justice of the Peace for the said Counties of *Antrim, Down, and Armagh, Town of Belfast or City of Armagh*, who, upon Application made to him for that Purpose, shall examine the said Matter upon Oath or Affirmation of the Parties or other Witnesses, and determine the Amount of the Rates, Tolls, or Sums due (as the Case may be) of the said Charges; and it shall be lawful for such Justice to assess and award such Costs to be paid by either of the said Parties to the other of them as he shall think reasonable; and in case of Nonpayment thereof on Demand, such Costs shall be levied by Distress and Sale of the Goods and Chattels of the Party directed to pay the same, by Warrant under the Hand and Seal of such Justice.

Owners of
Carriages to
give Account
of Lading.

CLI. And be it further enacted, That the respective Owners or Persons having the Care of Carriages passing upon the said Railway shall give an exact and true Account, in Writing signed by them, to the Collectors of the Rates, Tolls, or Sums at the Places where they shall attend for that Purpose, of the Quantity of Goods and other Things as aforesaid which shall be in the Carriages so belonging to them or under their Care, and from whence such Carriages are brought, and where the same are intended to be unloaded or left; and if the Goods or other Things contained in any such Carriage shall be liable to the Payment of different Rates, Tolls, or Sums, then

then such Owners or other Persons shall specify the respective Quantities liable to each or any of the said Rates, Tolls, or Sums; and in case any such Owner or other Persons as aforesaid shall neglect or refuse to give and deliver such Account, or to produce his Bill of Lading to any Collector demanding the same, or shall give a false Account, or shall deliver any Part of his Lading or Goods at any other Place than is mentioned in such Account, with an Intent to avoid the Payment of any of the said Rates, Tolls, and Sums, and shall be thereof convicted before any Justice of the Peace for the said Counties of *Antrim, Down, and Armagh, Town of Belfast, and City of Armagh*, every Person so offending shall for every such Offence forfeit and pay to the said Company any Sum not exceeding Forty Shillings for every Ton of Goods, or for any Parcel not exceeding Five hundred Pounds Weight, and so in proportion for any less Quantity than One Ton or Five hundred Pounds Weight, as the Case may be, which shall be in such Carriage of which such Account shall be so neglected or refused to be given, or concerning which such Bill of Lading shall not be produced as aforesaid, or of which a false Account shall have been given, or which shall be fraudulently delivered out as aforesaid, as the Case shall happen, over and above the Rate, Toll, or Sum to which such Goods or Things may be liable.

CLII. And for better ascertaining the Weight of Goods and other Things to be charged with the Payment of Tonnage Rates or Tolls aforesaid, be it further enacted, That as respects all such Goods and other Things as aforesaid, except Stone and Timber, One hundred and twelve Pounds Weight shall be deemed One Hundred Weight, and Twenty such Hundred Weight shall be deemed One Ton; and as respects Stone and Timber, Twelve Cubic Feet of Stone, Forty Cubic Feet of Oak, Mahogany, Beech, and Ash, and Fifty Cubic Feet of all other Timber, shall be deemed One Ton Weight; any Usage to the contrary notwithstanding.

Weight of
Goods as-
certained.

CLIII. And be it further enacted, That if any Difference shall arise between any Collector of the said Rates, Tolls, or Sums, or any other Officer or Servant of the said Company, and any Owner of or Person having the Charge of any Carriage passing upon the said Railway, or any Goods, Articles, or other Things in or on such Carriage, or respecting the Goods, Articles, or other Things in such Carriage, or the Rates, Tolls, or Sums due in respect thereof, it shall be lawful for such Collector or other Officer as aforesaid to detain such Carriage, and to weigh, measure, and gauge, or cause to be weighed, measured, and gauged, such Carriage, and all such Goods, Articles, and other Things as shall be therein or thereon; and in case the same shall, upon such weighing, measuring, and gauging, appear to be of greater Weight or Quantity, or of different Quality, than it shall be stated in the Account given thereof as aforesaid, then the Person giving in such Account shall pay, and the Owner of such Carriage and the respective Owners of such Goods and other Things shall also, at the Option of the said Company, be liable to pay, the Costs and Charges of such weighing, measuring, and gauging; all which Costs and Charges, upon Refusal or Neglect of Payment

If any Dif-
ferences
concerning
Weight,
Collector
may weigh
or measure
Carriage.

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thereof

thereof, on Demand, shall and may be recovered and levied, by and in such Ways and Manner as the said Rates, Tolls, and Sums are in this Act authorized to be recovered and levied; but if such Goods, Articles, or other Things shall appear to be of the same Quantity and Quality, or of less Weight or Quantity, than shall be stated in such Account, then the said Company shall pay the Costs and Charges of such weighing, measuring, or gauging, and shall also pay to such Owner or Person having Charge of such Carriage, and to the respective Owners of such Goods, Articles, or other Things, such Damage as shall appear to any Justice of the Peace for the Counties of *Antrim, Down, or Armagh, Town of Belfast or City of Armagh, or any of them, on the Oath or Affirmation (as the Case may require) of any credible Witness, to have arisen from or by such Detention; but in case it shall at any Time be made appear to such Justice, upon the Complaint of the said Company, and upon the like Oath or Affirmation, that such Detention, and weighing, measuring, or gauging, was without reasonable Ground or Belief, or that it was vexatious on the Part of such Collector or other Officer as aforesaid, then such Collector or other Person as aforesaid shall himself pay the Costs and Expences of such weighing, measuring, and gauging, and shall also pay to such Owner or Person, or to the respective Owners of such Goods, Articles, or other Things as aforesaid, such Damage as shall appear to such Justice to have arisen from such Detention; and in default of immediate Payment thereof by the said Company, or by such Collector or other Officer as aforesaid (as the Case may be), the same may be recovered by Distress and Sale of the Goods of the said Company, or of the said Collector or other Officer as aforesaid, (as the Case may be,) by Warrant under the Hand and Seal of such Justice, rendering the Overplus (if any), upon Demand, after deducting the Costs of such Distress and Sale, to the said Company, or to the said Collector or other Officer as aforesaid (as the Case may require).*

Owners to
put their
Names, &c.
on the Out-
side of their
Carriages.

CLIV. And be it further enacted, That the respective Owners of Carriages passing upon the said Railway shall cause their Names and Places of Abode, and the Numbers, Weights, and Gauges of their respective Carriages, to be entered with the Clerk or other Officer of the said Company appointed for that Purpose, and shall, also cause such Names, Places of Abode, Numbers, Weights, and Gauges to be painted and continued in large White Capital Letters and Figures on a Black Ground, One Inch in Height at the least, and of a proportionate Breadth, on some conspicuous Part of the Outside of every such Carriage, so as to be always open to View, and shall permit every such Waggon or other Carriage to be weighed, measured, and gauged, at the Expence of the said Company, whenever it shall be required by the said Company, or by any Person by them appointed for that Purpose; and every Owner of or other Person having the Care of any Carriage or who shall conduct the same upon the said Railway without having such Waggon or other Carriage previously weighed, measured, and gauged, or without having such Name, Place of Abode, Number, Weight, and Gauge marked thereon respectively as herein-before directed, or who shall

shall alter, erase, deface, or hide such Name, Place of Abode, Number, Weight, or Gauge, or any of them, or any Part thereof, or shall fix thereon any false Name, Place of Abode, Number, Weight, or Gauge, or shall refuse or permit any such Carriage to be weighed, measured, or gauged, shall forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings for every such Offence.

CLVI. And be it further enacted, That the respective Owners of Carriages passing upon the said Railway shall be and they are hereby respectively made answerable for any Trespass, Damage, or Mischief which may be done by their Carriages, or by any of the Servants or other Persons belonging to or employed by them, to the said Railway or other Works made by virtue of this Act, either by loading or unloading such Carriages, or by any Means whatsoever; and every such Owner shall, for every such Trespass, Damage, or Mischief, upon Conviction of any such Servant or other Person before some Justice of the Peace, either by the Confession of the Party offending or upon the Oath or Affirmation of some credible Witness, pay to the said Company, or to the Person injured, the Damages to be ascertained by such Justice, so that the same do not exceed the Sum of Twenty Pounds; and also shall, over and above such Damages, forfeit and pay to the Informer any Sum not exceeding Forty Shillings, and all Costs, Charges, and Expences attending such Conviction; all which Damages, Penalties, Costs, Charges, and Expences shall be levied by Distress and Sale of the Goods and Chattels of the Owner or Owners of such Waggon or other Carriage, by Warrant under the Hand and Seal of such Justice; and the Overplus (if any) of the Proceeds of such Sale, after Deduction of such Damages, Penalties, and Costs, together with the Costs and Charges of such Distress and Sale, shall be returned, upon Demand, to the Owner or Owners of such Goods and Chattels; but if the Value in amount of such Trespass, Damages, or Mischief shall exceed the Sum of Twenty Pounds, the Owner or Owners of such Carriage, and his or their Executors or Administrators, may be sued and prosecuted for the same in any of His Majesty's Courts of Record; and if a Verdict or Judgment shall be given against him, her, or them, either upon Proof made, or by Default, or upon Demurrer, the Plaintiff in any such Case shall recover his Damages sustained as aforesaid, with full Costs of Suit.

Owners of Carriages to be accountable for Damage done by their Servants.

CLVI. Provided always, and be it further enacted, That in case any Owner of any Carriage passing upon the said Railway shall be compelled to pay any Penalty or to make any Satisfaction for any Damage by reason of any wilful Act, Neglect, or Default of any of his or her Servants, every such Servant shall be liable to pay such Penalty or Satisfaction for Damages, or both (as the Case may be), with the Costs attending the same, to such Owner; and in case of Nonpayment thereof on Demand, and Oath or Affirmation made by such Owner of the Payment by him or her of such Penalty and Satisfaction, or either of them (as the Case may be), and that the same have not or hath not been repaid to him or her by such Servants, although demanded, (such Oath or Affirmation being made before some

Owners to recover from their Servants any Money paid for their Neglect, &c.

some Justice of the Peace for the County or Place in which such Penalty or Damages was or were incurred,) such Penalty and Satisfaction, or either of them, (as the Case may be,) and the Costs aforesaid, shall be levied by Warrant under the Hand and Seal of such Justice, by Distress and Sale of the Goods and Chattels of such Servant, together with all Costs and Charges attending such Distress and Sale; and the said Penalty and Satisfaction, or either of them, (as the Case may be,) and Costs and Charges as aforesaid, when recovered, shall be paid to such Owner in discharge of such Penalty and Satisfaction, or either of them, and the Costs, so by him or her paid for the wilful Neglect or Default of such Servant as aforesaid; and in case no sufficient Distress can be had such Justice shall and is hereby required to commit such Servant to some Gaol or House of Correction for the said County or other Place, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months.

Penalty on Persons obstructing the Course of the Railway.

CLVII. And be it further enacted, That if any Person shall throw or place, or wilfully scatter or drop, any Gravel, Stone, Rubbish, or other Matter or Thing upon any Part of the said Railway, or shall extinguish any Light or Lamp set up on or near the said Railway or other Works, unless by Authority of the said Company, or shall wilfully obstruct or prevent any Person in the Execution of this Act, or shall do any Act, Matter, or Thing to obstruct the free Passage of the said Railway or any Part thereof, he, and every Person directly or indirectly aiding therein, shall forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds for every such Offence.

Penalty on destroying the Works.

CLVIII. And be it further enacted, That if any Person shall wilfully, and to the Detriment of the said Undertaking or of the said Company, injure, break, throw down, destroy, steal, or feloniously take away any Part of the said Railway or other Works erected or made by virtue of this Act, or any Part of the Materials of any such Works, every Person, being lawfully convicted of any such Offence, shall be subject and liable to the Pains and Penalties to which Persons shall be liable in Cases of Simple Larceny.

Penalty on obstructing Persons employed in Construction of the Railway.

CLIX. And be it further enacted, That if any Person shall obstruct or prevent any Person employed by the said Company in the setting out of the Line of the said Railway, or engaged in the Construction thereof or of any Part thereof, or shall pull up or remove any Stakes that may have been driven into the Ground for the Purpose of setting out the Line of the said Railway, he shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Directors to regulate the Passage on the Railway.

CLX. And be it further enacted, That it shall be lawful for the said Directors from Time to Time to make such Orders and Regulations as they shall think proper for or relating to Carriages passing upon the said Railway, and for or relating to the Mode or Means by which and the Speed at which such Carriages shall from Time to Time be moved or propelled, and the Times of their Departure and Arrival, and also for the Loading thereof respectively, and also for the

the Delivery of Goods and other Articles, Matters, and Things which shall be conveyed in or upon such Carriages, and generally for passing upon, using, or working the said Railway and other Works by this Act authorized, or in anywise relating thereto respectively; and all such Orders and Regulations shall be submitted to Two or more Justices of the Peace for the said Counties of *Antrim, Down, and Armagh*, or One of them, and when ratified by such Justices shall be binding upon and be conformed to by the said Company, and by all Owners of and Persons having the Care or Conduct of such Carriages, and by all Persons using or working the said Railway and other Works, upon pain of forfeiting and paying a Sum not exceeding Five Pounds for every Default.

CLXI. And whereas it is expedient, for the further Security of Property, and the better Conduct of the Business on the said Railway, after the same or any Part thereof shall be completed, that Punishment beyond that which is now by Law provided shall be inflicted upon any Person in the Service of the said Company who may be found in a State of Drunkenness on any Part of the said Railway, or in any of the Stations, Warehouses, or other Works connected therewith; be it therefore enacted, That if any Person in the Service for the Time being of the said Company shall be found on any Part of the said Railway, or within any of the Stations, Warehouses, or other Premises connected therewith, to be in a State of Drunkenness, every such Person shall for every such Offence forfeit and pay a Sum not exceeding Five Pounds nor less than Ten Shillings, to be recovered and applied in like Manner as Penalties imposed by this Act are directed to be recovered and applied.

Punishment of Persons in the Service of the Company for Drunkenness.

CLXII. And be it further enacted, That if the Loading of any Carriage using the said Railway shall be suffered to extend more than Thirty Inches over and beyond the Flanch or Lip of each or any Wheel of such Carriage, or if any Carriage, or any Goods, Articles, Matters, or Things, shall be placed or be suffered to remain on any Part of the said Railway or other Works, so as to obstruct the Passage or working thereof, and the Person having the Care of such Carriage, Goods, Articles, Matters, or Things shall not immediately upon Request made remove the same, then and in every such Case, and without Prejudice to any other Provision in this Act contained, such Person shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds for every Hour during which such Obstruction shall continue after the making of such Request; and so in proportion for any less Period than an Hour; and it shall be lawful for any Agent or Officer of the said Company to cause any such Carriage, Goods, Articles, Matters, or Things to be unloaded, if necessary, and to be removed in such Manner as shall be proper for preventing, terminating, or removing such Obstruction, and to detain such Carriage, Goods, Articles, Matters, or Things, or any Part thereof, until the Expences occasioned by such Unloading, Removal, or Detention shall be paid; and the said Company shall not nor shall any Agent or Officer of the said Company be liable or accountable for any Damage or Loss occasioned by any such Unloading, Removal, or Detention, or for any Delay occasioned thereby, nor in

Penalty for obstructing Railway, by leaving Carriages, &c.

[Local.]

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any

any other way relating thereto, except for wilful Damage done to any Carriage, Goods, Articles, Matters, or Things so unloaded, removed, or detained; nor shall they or he be liable for the safe Custody of any such Carriage, or any Goods, Articles, Matters, or Things which shall be so detained, unless the same shall be wrongfully detained by the said Company, or by the said Agent or Officer, and then only for so long a Time as the same shall be so detained.

Company to
erect Gates
for the Pro-
tection of
adjoining
Lands.

'CLXIII. And be it further enacted, That the said Company shall at their own Expence, after any Part of the said Railway shall have been laid out and formed, forthwith make and erect and from Time to Time maintain such and so many convenient Gates in, upon, or adjoining the said Railway, and such and so many Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages over, under, or by the Side of or leading to or upon the said Railway, of such Dimensions and in such Manner as Two or more Justices of the Peace for the said Counties of *Antrim, Down, and Armagh* shall from Time to Time judge necessary and appoint (in case there shall be any Dispute about the same), for the Use of the Owners or Occupiers of the respective Lands through which such Railway shall be made, and for the commodious Use and Occupation of the Lands on either Side of the said Railway, or for protecting the said Lands from Trespass, or the Cattle or other Property of the Owners or Occupiers thereof from straying or escaping thereout, by reason of such Railway, or any other Matter or Thing to be done in pursuance of this Act; and all such Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages so to be made as aforesaid shall from Time to Time and at all Times thereafter be maintained in sufficient Repair and Condition by the said Company; and for the Purpose of enabling the said Company to make and erect such Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages, and from Time to Time to maintain the same, the said Company, their Deputies, Contractors, Agents, Surveyors, and Workmen, are hereby authorized and empowered to enter into and upon all Lands adjoining the said Railway, and to load and carry the Materials for making or repairing such Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages, in Carts and other Carriages, across or along such Lands, in such Manner as to do as little Damage as may be to the same; and in case the said Company shall refuse or neglect to make or erect or to maintain such Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages as herein-before directed, or any of them, for the Space of Twenty-one Days next after the Time to be appointed for those Purposes respectively by such Justices, it shall be lawful for the respective Owners or Occupiers of the said Lands who shall find themselves aggrieved by such Neglect or Refusal to make and erect, or, as the Case may require, to maintain and repair such Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages as the said Justices shall have before directed or appointed to be made and erected as aforesaid, so that in making, erecting, repairing, or maintaining such Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages as aforesaid the said Railway, or any of the Works by this Act authorized to be made or constructed by the said Company,

Company, shall not be obstructed for any longer Space of Time or be used in any other Manner than shall be unavoidably necessary; and all the reasonable Costs and Charges thereof, to be settled and allowed by the said Justices, shall be repaid to the respective Owners or Occupiers of the said Lands, who shall have so made and erected, repaired, and maintained such Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages as aforesaid, by the said Company, within the Space of Twenty-one Days next after the same shall have been so settled and allowed, and an Account and Demand in Writing shall have been delivered to and made from the said Company; and in default of Payment of the said Costs and Charges within the Time aforesaid the said Justices are hereby required, by Warrants under their Hands and Seals, to levy the said Costs and Charges by Distress and Sale of any of the Goods and Chattels of the said Company, for the Use of the Party or Parties to whom such Costs and Charges shall have been allowed, rendering to the said Company the Overplus (if any), on Demand, after deducting the reasonable Charges of making such Distress and Sale, to be settled by the said Justices; and the said Owners or Occupiers, upon Refusal or Neglect by the said Company to pay the said Costs and Charges as aforesaid, shall and may also have such and the like Remedy against them for the Recovery thereof by Action at Law, to be commenced and prosecuted in such a Manner as in other Cases is by this Act directed: Provided always, that no such Gate, Bridge, Arch, Hollow, Culvert, Fence, Ditch, Drain, or Passage shall be required to be erected or made, or shall be erected or made, over or under the said Railway or any Part thereof, at or in any Place or any Manner at or in which the same would, if so made or erected, prevent or obstruct the work or using the said Railway.

CLXIV. Provided always, and be it further enacted, That in every Case in which the Owner of any Lands or other Person by this Act capacitated to convey shall in their Arrangements with the said Company have received or agreed to receive Compensation for Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, or Passages, instead of the same being erected or formed by the said Company, for the Purpose of facilitating the Passage to or from either Side of the Lands severed or divided by the said Railway, it shall not be lawful for such Owners, or those claiming under them, to pass and they shall for ever be prevented from passing or crossing the said Railway from one Part to the other Part of their Lands so severed and divided, otherwise than by a Bridge, Arch, or Culvert, to be erected at the Charge of such Owners.

Compensation in lieu of Gates, Bridges, &c.

CLXV. And be it further enacted, That if any of the Owners or Occupiers of any Lands through which the said Railway shall be made shall at any Time apprehend that any of the Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, or Passages which the said Justices shall have so directed or appointed to be made or erected by the said Company are insufficient either in Number or Situation for the commodious Use or Occupation of the respective Lands through which the said Railway shall pass, it shall be lawful for any such Owner or Occupier, with the Consent of the

Owners of Lands empowered to erect Gates, &c. in case of Insufficiency of those erected by the Company, said

said Company, upon Request made to them, or in case of their Refusal for the Space of Twenty-one Days next after such Request, then with the Consent of the said Justices, to make and erect, at the Costs and Charges of such Owners or Occupiers, any other Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, or Passages, of the same or like Construction or Form with those made and erected by the said Company, in or upon or near to the said Railway, in such Places as shall be found and adjudged most convenient for the better Use, Cultivation, Improvement, or Occupation of such Lands; and such Gates, Bridges, Arches, Hollows, Culverts, Fences, Ditches, Drains, and Passages shall thenceforth be repaired and maintained by and at the Expence of the respective Owners or Occupiers for the Time being of the respective Lands the respective Owners or Occupiers of which shall have made or erected the same, so that the Passage to or upon the said Railway be not prevented or obstructed thereby for any longer Space of Time or in any other Manner than shall be unavoidably necessary.

For fencing
off Railway
through pri-
vate Lands.

CLXVI. And be it further enacted, That the said Company shall and they are hereby required, at their own Expence, after any Land shall have been taken for the Use of the said Railway and other Works, to separate the same and to keep the same constantly separated from the Lands adjoining to such Railway and other Works, with good and sufficient Posts, Rails, Hedges, Ditches, Mounds, or other Fences, and shall make and maintain all necessary Gates and Stiles in all such Fences to be made as aforesaid (all such Gates being made to open towards such Lands, and not towards the said Railway); and in every such Case the Powers, Provisions, Directions, and Regulations herein-before contained with respect to the Gates and other Works aforesaid shall extend and apply to the making and maintaining of such Fences, and the Gates and Stiles in such Fences, as fully and effectually to all Intents, and Purposes as if such Powers, Provisions, Directions, and Regulations were here repeated and enacted with respect to such Fences, Gates, and Stiles.

Owners and
Occupiers of
adjoining
Lands to
pass along
the Railway
without
Payment of
Toll.

CLXVII. Provided always, and be it further enacted, That it shall be lawful for the respective Owners and Occupiers of Lands through which the said Railway shall be made, and their respective Servants and Workmen, (except in Cases in which the said Company shall at their own Expence have made proper and convenient Communications from the Land on the one Side of the said Railway to the Land on the other Side thereof, according to the Provisions of this Act,) at all Times to pass and repass directly over and across such Part of the said Railway as shall be made in or upon their respective Lands, and also along and upon the said Railway, so far only as their own Lands may respectively extend and adjoin such Railway, not damaging or obstructing such Railway or the Passage thereof, without Payment of any Rate or Toll for the same, provided they shall not pass across, along, or upon any other Part of the said Railway: Provided also, that it shall be lawful for the respective Occupiers of any Lands through which the said Railway shall be made, and their Servants, to ride, lead, or drive any Horse, Mule, or Ass, Cow, or any other Neat Cattle, Sheep, Swine, or any other Beast, along and upon the

said Railway, as far only as the Lands in their Occupation extend, for the Purpose only of occupying the same Lands, such Persons not damaging or obstructing the said Railway or the Passage thereof.

CLLVIII. And be it further enacted, That all Persons opening any Gate set up across the said Railway, or any Gate set up at either Side of the said Railway, to communicate with adjoining Lands, shall and they are hereby respectively required, as soon as they, and the Carriages, Cattle, or other Animals or Things under their Care or which they may accompany, shall have passed through the same, to shut and fasten the said Gate; and every Person neglecting so to do shall forfeit and pay any Sum not exceeding Five Pounds for every such Offence.

Gates opening upon the Railway to be shut and fastened after Persons have passed through them.

CLXIX. And be it further enacted, That all Persons shall have free Liberty to pass along and upon and to use and employ the said Railway, with Carriages properly constructed as by this Act directed, upon Payment only of such Rates, Tolls, and Sums as shall be demanded by the said Company, not exceeding the respective Rates, Tolls, or Sums by this Act authorized, and subject to the Rules and Regulations which shall from Time to Time be made by the said Company or by the said Directors, by virtue of the Powers to them respectively by this Act granted.

Railway to be free on Payment of Tonnage.

CLXX. Provided always, and be it further enacted, That if any Person (save and except the said Company, and their Deputies, Contractors, Agents, Servants, and other Persons authorized by them, and by them authorized for the Purposes only of the said Undertaking,) shall ride, lead, or drive, or cause to be ridden, led, or driven, or shall aid or assist in leading or driving, upon such Railway or any Part thereof, any Horse, Mule, or Ass, or shall lead or drive, or cause to be led or driven thereon, or shall aid or assist in leading or driving thereon, any Cow or other Neat Cattle, Sheep, Swine, or any other Beast or Animal, except only in directly crossing the same at Places to be appointed for that Purpose, and except also in passing along the same as aforesaid for the necessary Occupation of the respective Lands through which the said Railway shall pass, every Person so offending shall forfeit and pay any Sum not exceeding Ten Pounds nor less than Forty Shillings for every such Offence.

Railway not to be used as a Passage for Horses or other Cattle.

CLXXI. And whereas it may be attended with very great Danger to the Public if the said Railway should be used by Persons on Foot; be it therefore enacted, That if any Person shall travel or pass upon Foot upon the said Railway, without the Licence and Consent of the said Company (unless for the Purpose of attending any Carriage under his Care, except the respective Owners or Occupiers of Lands through which the said Railway shall pass, and their respective Servants, in passing across or along the same, as herein-before authorized), every Person so offending shall forfeit and pay to the said Company any Sum not exceeding Ten Pounds for every such Offence.

Penalty on Persons on Foot using the Railway.

[Local.]

12 H

CLXXII. And

Carriages
not to be
used unless
constructed
as directed
by the Com-
pany.

CLXXII. And be it further enacted, That no Carriage shall be permitted to pass along the said Railway unless such Carriage shall be constructed agreeably to the Orders and Regulations and shall be approved of by the Engineer of the said Company, which Orders and Regulations shall be fixed on some conspicuous Part of every Toll House or other Building at which Rates, Tolls, or Sums by this Act granted shall be received, except in crossing or passing along the same, as herein authorized, for the Occupation of the respective Lands through which such Railway shall be laid, or in passing any public or private Carriage Road which may happen to cross the said Railway; and if any Person shall pass upon any Part of the said Railway, with any Carriage not constructed in the Manner hereinbefore directed (except as aforesaid), he or she shall forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds for every such Offence.

Weights
allowed to
be carried
on Railway.

CLXXIII. And be it further enacted, That no Carriage shall carry at any One Time upon the said Railway, including the Weight of such Carriage, more than Four Tons, except in any one Piece of Timber, Block, or Stone, Boiler, Cylinder, Bob, or single Piece of Machinery, or other single Article, which shall nevertheless not exceed the Weight of Eight Tons, including the Weight of the Carriage, and for the Tonnage or Carriage of which the said Company are hereby authorized to receive and take such Rates as they may from Time to Time direct or appoint, not exceeding Four-pence *per Ton per Mile*; and no Piece of Timber, Stone, Machinery, or other Article exceeding the Weight of Eight Tons, including the Weight of the said Carriage, shall be carried upon any Part of the said Railway without the special Licence of the said Company or their Agents, and for the Tonnage or Carriage of which the said Company are hereby authorized to demand, receive, and recover such a Sum or Sums as they may deem proper.

Carriages
not to be
used unless
constructed
as directed
by the Com-
pany.

CLXXIV. And be it further enacted, That no Carriage shall pass along or be upon the said Railway or any Part thereof, or the Works connected therewith, (except in directly crossing the same, as herein authorized, for the Occupation of the respective Lands through which such Railway shall be laid, or in passing any public or private Carriage Road which may happen to cross the said Railway,) unless such Carriage shall at all Times, so long as it shall be used or shall be on the said Railway and Works or any Part thereof, remain and be of such Construction and in such State and Condition as the Rules and Regulations of the said Company may at the Time require, (and which Rules and Regulations of the said Company are hereby expressly authorized to make, and wholly or partially alter or revoke, from Time to Time, with Power to make new Rules and Regulations, from Time to Time, in lieu of or in addition to any former Rules and Regulations): Provided always, that all the Rules and Regulations which the said Company may from Time to Time make in regard to such Carriages shall, before they shall have any Effect as Rules and Regulations, be published once in some One Newspaper in the Counties of *Antrim, Down, and Armagh*, and such Publications

Publications as aforesaid shall be deemed and taken to be sufficient for all Purposes, and to be express Notice of all such Rules and Regulations to all Persons and Companies whomsoever; and the Production of a Newspaper of each of the said Counties, containing a Notice purporting to be a Notice of the Rules and Regulations of the said Company, shall for all Purposes be considered sufficient Evidence of the due making and Publication of such Rules and Regulations: Provided also, that if any Dispute shall at any Time and from Time to Time arise between the said Company and the Owner of any such Carriage as to the original Construction, or as to the State or Condition, from Time to Time or at any Time, of any such Carriage, in reference to the then past or existing Rules and Regulations of the said Company, every such Dispute shall from Time to Time, when and as the same may arise, be immediately referred to Three indifferent Persons, one to be appointed by the said Company, and another by the Owner of any such Carriage, and the third to be appointed by the Two so first appointed, previous to their entering on the Business of the Reference, and the Decision in Writing of such Two Arbitrators and their Umpire, or any Two of them, (as the Case may be,) shall be final and conclusive; and if either the said Company or the said Owners shall, for Ten Days after being so required in Writing by the other of them, neglect or refuse to appoint a Referee to act on their or his Behalf, then the Referee of the other Party may alone make a final Decision in Writing; and such Award or Decision shall, upon Proof of the Signatures thereto, be admitted in all Courts, and before all Judges, Justices, and others, as sufficient Evidence for all Purposes whatsoever of all the Facts therein stated; and if any Carriage, not at the Time being in the State and Condition which the Rules and Regulations of the said Company in existence at that Time may require, shall pass or be upon any Part of the said Railway or the Works connected therewith, except as aforesaid, the Owner thereof, or his Servant or any One of his Servants, having for the Time being the Charge of any such Carriage, shall forfeit and pay any Sum not exceeding Ten Pounds nor less than Five Pounds for any such Offence.

CLXXV. And whereas, for the greater Security of Passengers and other Persons travelling upon and using the said Railway, it is expedient that the locomotive and other Engines, and other Description of moving Power, to be from Time to Time used in drawing or propelling Carriages upon or along the said Railway, should be under the Control of the said Company; be it therefore enacted, That no locomotive or other Engine, or other Description of moving Power, shall at any Time be brought upon or used on the said Railway, unless the same shall first have been approved by the said Company; and it shall be lawful for the said Company and they are hereby required, within Fourteen Days after Notice given to them by any Person desirous of bringing any such Engine on the said Railway, to cause their Engineer or other Agent to inspect and examine such Engine at any Place within Five Miles of the said Railway, and to report thereon to the said Company, who shall within Seven Days after such Report, in case such Engine shall be fit and proper to be used on the said

Engines used on the Railway to be approved by the Company.

said Railway, give a Certificate to the Party requiring the same of their Approval of every such Engine; and it shall be lawful for the said Company from Time to Time, upon any Engine used upon the said Railway being out of Repair or unfit to be used upon the said Railway, to order the same to be taken off or to forbid the same to be used upon the said Railway; and in case any Person shall bring or use upon the said Railway any locomotive or other Engine or other Description of moving Power, without having first obtained such Certificate of Approval as aforesaid, or in case, after Notice given by the said Company to remove from or not to use upon the said Railway any such unfit or improper Engine or moving Power as aforesaid, the Person to whom such Engine or moving Power shall belong shall not forthwith remove the same, or shall use any such Engine or moving Power upon the said Railway without having first repaired the same to the Satisfaction of the said Company, and obtained such Certificate of Approval as aforesaid, every such Person shall forfeit and pay any Sum not exceeding Twenty Pounds for every such Offence, and the said Company are hereby authorized to remove any such Engine or moving Power from the said Railway.

Steam Engines to consume their own Smoke.

CLXXVI. And be it further enacted, That the Boiler of every stationary or locomotive Steam Engine to be erected, built, or used by the said Company of Proprietors upon the said Railway shall be constructed upon the Principle of consuming its own Smoke.

Allowing the Owners of adjoining Lands to make Branches to communicate with the Railway in convenient Places.

CLXXVII. And be it further enacted, That it shall be lawful for the respective Owners and Occupiers of Lands, Tenements, or Hereditaments adjoining to the said Railway, and for all other Persons, to lay down, either upon their own Lands or upon the Lands of other Persons, with the Consent of such Persons, any collateral Branches from their respective Lands, Tenements, or Hereditaments, to communicate with the said Railway, and the said Company shall be bound to make, at the Expence of such Owners and Occupiers and other Persons as aforesaid, Openings in the Ledges or Flanches of the said Railway, for effecting such Communication in such Places as may be most convenient for that Purpose, and as may the least interfere with the Passage of the said Railway; and the said Company shall not receive any Rate or Toll or Sum for the passing of any Goods or other Things along such Branch so to be made by any such Owner or Occupier or Person as aforesaid: Provided also, that the said Company shall not be bound to make any such Openings in the Ledges or Flanches of the said Railway, for the Purpose of effecting such Communication, in any Places where they shall have erected, built, made, or set up any Building, Steam Engine, Works, Machinery, or Yard, or in any Places which they shall have appropriated or set apart for any specific Purpose with which Communication would interfere, nor upon any Inclined Plane nor in any Tunnel; and in case any Disagreement or Difference shall arise between any such Owners and Occupiers or other Persons and the said Company, as to the proper Places for making any such Openings in the Ledges or Flanches of the said Railway, for the Purpose of such Communication, then the same shall be left to the Decision of any Two or more Justices of the Peace for the Counties of *Antrim, Down, and Armagh*, whose Determination

mination shall be binding; and such Justices are hereby authorized and empowered to take cognizance of all such References, and to act therein accordingly.

CLXXVIII. Provided always, and be it further enacted, That nothing herein contained shall extend to prevent any Owner of any Lands, Tenements, or Hereditaments adjoining the said Railway from making any Railway, common Road, Watercourse, Bridge, or Culvert to, from, over, or under the said Railway hereby authorized to be made by the said Company, and to use such first-mentioned Railway, common Road, Watercourse, Bridge, or Culvert for the Benefit of himself or herself, and of all other Persons to whom he or she may from Time to Time give Leave, so that such Railway, common Road, Watercourse, Bridge, or Culvert do no Injury to and do not prevent the free Passage upon the Railway hereby authorized to be made by the said Company; and all such Railways, common Roads, Watercourses, Bridges, and Culverts shall be made and erected under the Superintendence of the Engineer of the said Company, and according to Plans and Specifications to be submitted to and approved of by such Engineer previously to the commencing of such Railways, common Roads, Watercourses, Bridges, and Culverts respectively: Provided nevertheless, that in case any Damage or Obstruction shall be thereby done or occur to or in the Railway or Works by this Act authorized to be made by the said Company, the same shall be forthwith repaired or removed (as the Case may be) by and at the Expence of the respective Owners of the Land for whose Benefit any such other Railway, common Road, Watercourse, Bridge, or Culvert may be made; and if the same shall not be forthwith done it shall be lawful for the said Company to repair such Damage or to remove such Obstruction, and to recover the Expences attending the same, in case of Refusal or Neglect to pay the same within Fourteen Days after Demand thereof, by Distress and Sale of the Goods and Chattels of such respective Owners, or by Action of Debt or on the Case in any of His Majesty's Courts of Record at *Dublin*.

Roads may be made across the Railway by the Owners of adjoining Lands.

CLXXIX. And be it further enacted, That the said Company shall and they are hereby required, at their own Expence, to make such Arches, Tunnels, Culverts, Drains, or other Passages over, under, or by the Side of the said Railway, and the Fences on the Sides thereof respectively; of such Breadth, Depth, and Dimensions as shall be sufficient at all Times to convey the Water as clearly from the Lands adjoining or lying near to the said Railway as before making the said Railway, without obstructing or impounding the same Water to the Prejudice of any of the said Lands; and also to make proper watering Places for Cattle, in all Cases where by means of the said Railway the Cattle of any Person occupying Lands adjacent thereto shall be deprived of as easy Access as before to their ancient watering Places, and to supply the same at all Times with Water from such Rivers, Brooks, Streams, or Springs of Water as would have supplied the Cattle of such Person if the said Railway had not been made, or from any other Source or Feeder which can legally be obtained for that Purpose; and it shall be lawful for the

Company to make sufficient Drains &c. to carry Water off adjoining Lands.

[Local.]

12 I

said

said Company and they are hereby required from Time to Time to make such and so many Watercourses and Drains by the Side of and along or under the said Railway, or in, through, over, and across any Lands thereto adjoining, of such Dimensions and in such Manner, or with such proper and convenient Bridges over and Tunnels for the same respectively, as any Two or more Justices of the Peace for the said Counties of *Antrim*, *Down*, and *Armagh*, Town of *Belfast* or City of *Armagh*, as the Case may require, shall from Time to Time judge necessary and appoint, in case there shall be any Dispute about the same, for the Purpose of conveying Water from such Rivers, Brooks, or Springs, or other Sources or Feeders, to the said watering Places respectively; and all such Arches, Tunnels, Culverts, Watercourses, Drains, and other Passages shall from Time to Time be supported, maintained, cleansed, and kept in good and sufficient Repair by the said Company; and if at any Time after Twenty-one Days Notice in Writing shall be given by or on behalf of any Owner or Occupier of Land adjoining or lying near to the said Railway, to the said Company, that the said Arches, Tunnels, Culverts, Drains, Watercourses, or other Passages, or any of them, are not made, or, being made, are not cleansed, maintained, and repaired according to the true Intent and Meaning of this Act, it shall be lawful for any Person to apply for an Order in Writing from any Two or more Justices of the Peace for the said Counties of *Antrim*, *Down*, and *Armagh*, Town of *Belfast* or City of *Armagh*, as the Case may require, from Time to Time as often as there shall be Occasion; and the said Justices are hereby empowered, at their Discretion, to make and grant such Orders as aforesaid, enabling such Persons to make or cleanse and repair such Arches, Tunnels, Culverts, Watercourses, Drains, and other Passages accordingly, and the reasonable Expences thereof (to be ascertained by such Justices) shall be defrayed by the said Company; and in case of Neglect or Refusal to satisfy and defray such Expences for the Space of Twenty-one Days after Demand thereof made upon the said Company, such Expences may be levied and recovered by Distress and Sale of the Goods and Chattels of the said Company, in the same Manner as any other Costs and Charges may by virtue of this Act be levied and recovered upon or from the said Company.

Company to maintain a sufficient Bridge on the Lagan Navigation.

CLXXX. And be it further enacted, That in carrying the said Railway over the *Lagan* Navigation the said Railway Company shall and they are hereby required, at their own Expence, to make and at all Times for ever thereafter to maintain and keep a good and substantial Bridge over the said Navigation and the Towing Path thereof, with proper Approaches; and that such Bridge shall not be of less Dimensions than the Bridge called *Lady's Bridge*, already erected over the said Navigation.

For getting Materials for the Railway.

CLXXXI. And be it further enacted, That it shall and may be lawful for the said Company, or their Surveyor or Surveyors, and for all such Persons as they shall respectively appoint, to search for, cut, dig, gather, and take away any Materials for making or repairing the said Railway and other Works, or for other the Purposes of this Act, out of any common River or Brook, not being within Fifty Yards of any Bridge,

Bridge, Dam, Weir, or Jetty, or out of or from any Waste or Common in any Parish, Townland, or Place in which any Part of such Works may lie, or in any adjoining Parish or Place, and to haul, draw, or carry away any such Materials, when got, over any Common, without paying any thing for the same, and without being deemed a Trespasser or Trespassers, the said Surveyor or Surveyors or other Person or Persons filling up the Pits or Quarries, levelling the Ground, or sloping down the Banks where such Materials shall be so taken, or railing or fencing off such Pits or Quarries, so that the same may not be dangerous to Passengers or Cattle, and paying or tendering for the Damage done by going through and over any inclosed Lands and Grounds for or with such Materials; and also that such Surveyor or Surveyors or other Persons as aforesaid may search for, cut, dig, get, gather, and take away any such Materials as aforesaid, in, off, from, and out of the private Lands, Fields, or Grounds of any Person or Persons where the same may be had or found, (such Lands, Fields, and Grounds not being a Garden, Orchard, Yard, Park or Paddock, or Field inclosed with a Wall made of Lime Mortar, Stone or Brick, at the Height of Five Feet at least, Walk or Walks or Avenue to a House, or any Piece of Ground planted or set apart as a Nursery for Trees, or any Bleach Green,) making or tendering such Satisfaction for such Materials, as well as for the Damages done to the Soil thereby, to the Owners and Occupiers of such Grounds where and from whence the same shall be cut, dug, gotten, gathered, and carried away, or over which the same or any other Materials for repairing the said Works shall be carried, according to their respective Rights and Interests in the said Grounds; and in case of any Difference between the said Trustees, Surveyor or Surveyors, or other Person or Persons employed as aforesaid, and the said Owners or Occupiers or any of them, concerning such Damages, it shall and may be lawful to and for any Two or more Justices of the Peace of the County, City, or Place where such Materials shall be so cut, dug, gotten, gathered, taken, and carried away, on Application made to them for that Purpose, and Seven Days Notice thereof in Writing being given by either Party to the other, or left at their respective Places of Abode, to hear, settle, and determine such Payment and Damages; and the Judgment or Order of the said Justices shall be final and conclusive to all Parties.

CLXXXII. Provided nevertheless, and be it further enacted, That it shall not be lawful for any Surveyor or other Person or Persons acting under the Authority of this Act to dig, get, gather, take, or carry any such Materials as aforesaid out of or from any inclosed Lands or Grounds, until Seven Days Notice in Writing, signed by the Surveyor, shall have been given to the Occupier of the Premises from which such Materials are intended to be taken, or left for such Occupier at his usual Place of Residence, to appear before any Two or more Justices of the Peace acting for the County, City, or Place where such Premises shall lie, to shew Cause why such Materials shall not be had from such Lands or Grounds; and in case such Occupier or his Agent shall attend pursuant to such Notice, but shall not shew sufficient Cause to the contrary, then and in such Case the said Justices shall and may authorize such Surveyor or other Person

Notice to be given to Occupiers of inclosed Lands before Materials are to be taken.

Person or Persons to dig, get, gather, take, and carry away such Materials at such Time or Times as to the said Justices shall seem proper; and if such Occupier shall neglect or refuse to appear, without sufficient Excuse, by himself or his Agent, pursuant to such Notice, the said Justices shall and may make such Order therein as they respectively shall think fit, as fully and effectually, to all Intents and Purposes, as if such Occupier or his Agent had attended.

How Com-
pany are to
recover in
Cases of In-
solveny.

CLXXXIII. And be it further enacted, That in case any Person against whom the said Company may have any Claim or Demand shall become bankrupt or insolvent, the Secretary or Clerk or Treasurer of the said Company for the Time being may do all the same Acts, and have and exercise all the same Powers and Privileges, as to the Establishment or Proof of Debts, voting in Choice of Assignees, signing Certificates, and other Matters and Things 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 his Debt or Claim.

Declaring
what shall
be good
Service of
Notice on
the Com-
pany.

CLXXXIV. And be it further enacted, That in all Cases in which it may be necessary for any Persons or Corporations to serve any Summons or Demand, or any Notice, or any Writ or other Proceeding at Law or in Equity, upon the said Company, Service thereof respectively upon any One of the Directors of the said Company, or left at their last or usual Places of Abode, or upon the Clerk or Treasurer of the said Company, or left at the Office of such Clerk or Treasurer, or at his last or usual Place of Abode, or leaving a Copy or Copies at the principal Office of the said Company, or on any One of the said Directors, or in case the same respectively shall not be found or known, then Service upon any other Agent of or Officer employed by the said Company, or left at his last or usual Place of Abode, shall be deemed good and sufficient Service of the same respectively on the said Company; and in all Cases wherein it may be necessary for the said Company to give any Notice to any Corporation or to any Person whomsoever, under the Provisions or Directions contained in this Act, such Notice shall or may be in Writing or in Print, or partly in Writing or partly in Print, and be signed by any One of the Directors of the said Company, or by the Treasurer of the said Company, or by the Clerk for the Time being of the said Company, without being required to be under the Common Seal of the said Company; and such Notice shall be delivered to such Person, or left at his or her last or usual Place of Abode, or delivered to some Member of such Corporation, or be left at his last or usual Place of Abode, or to some Clerk or other Officer of such Corporation, or be left at the Office of such Clerk or Officer, or at his last or usual Place of Abode, excepting in Cases in which any other Mode of giving such respective Notices is by this Act particularly directed.

For com-
pelling Wit-

CLXXXV. And be it further enacted, That if any Person who shall be summoned as a Witness to attend and give Evidence before any Justice
tice

tice 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 or her Costs and Expences, without a reasonable Excuse for his or her Refusal or Neglect, or appearing shall refuse to be examined upon Oath, or in the Case of a Quaker on solemn 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 Ten Pounds for every such Offence.

nesses to attend.

CLXXXVI. And be it further enacted, That in all Actions, Suits at Law or in Equity, and in all Proceedings under this Act or otherwise, for any Claim or Compensation against or for or on behalf of the said Company, and also in all Prosecutions commenced or instituted 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 Two or more of the Directors of the Company, or for the Clerk of the said Company, for and on behalf 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 exonerating, releasing, and discharging any Person who shall or may be produced as a Witness in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding as aforesaid, from any Claim or Demand which may be necessary to be released by the said Company, so as to qualify such Person to give Evidence as a Witness in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding aforesaid, and also to do, with the Approbation aforesaid, any other Act, Matter, or Thing in any such Action, Suit, Prosecution, Arbitration, Reference, or other Proceeding which any Plaintiff or Defendant may do in any Action, Suit, or Prosecution, 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.

Directors, &c. empowered to grant Releases to Witnesses.

CLXXXVII. And be it further enacted, That when and so often as 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 from 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 vested

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

in the said Company by virtue of this Act; or of the Goods and Chattels of their Treasurer for the Time being, 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 or Parties entitled to receive such Money as or by way of Compensation or Satisfaction for any such Materials, Costs, Damage, or Injury as aforesaid; 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 and in such Case such Overplus shall be returned, on Demand, to the Treasurer of the said Company, for the Use and Benefit of the said Company, or for their Treasurer for the Time being, as the Case may require: Provided always, that it shall be lawful for such Treasurer to retain, out of any Monies which he shall have received or shall receive under or by virtue of this Act, all such Damages, Costs, Charges, and Expences as he shall have sustained or been put unto by virtue of any such Warrant as aforesaid.

Recovery
and Appli-
cation of
Penalties.

CLXXXVIII. And be it further enacted, That all Penalties and Forfeitures inflicted or imposed by this Act, or by virtue of any Bye Law, Rule, or Order made in pursuance thereof, (the Manner of levying and recovering whereof is not herein otherwise particularly directed,) may, in case of Nonpayment thereof, be recovered in a summary Way, by the Order and Adjudication of some Two or more Justices of the Peace for the said Counties of *Antrim*, *Down*, and *Armagh*, Town of *Belfast* or City of *Armagh*, (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 or Parties whose Goods and Chattels shall be distrained; all which Penalties and Forfeitures, not herein directed to be otherwise applied, shall be paid, One Moiety to the Informer, and the Remainder to the Treasurer of the said Company, for the Use and Benefit of the said Company, unless such Penalties or Forfeitures shall be incurred by the said Company, in which Case the same shall be paid, One Moiety to the Informer, and the Remainder to the Churchwardens of the Parish within which the Offence shall be committed, to be applied by such Churchwardens 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 or Offenders shall give sufficient Security to the Satisfaction of such Justices of the Peace for his, her, or their Appearance before such Justices, or before any other Justices of
the

the Peace having Jurisdiction, at such Time as shall be appointed for the Return of such Warrant of Distress (such Time being not more than Eight 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 if 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 Offenders or otherwise, that he, she, or they hath or have not sufficient Goods and Chattels whereupon such Penalties, Forfeitures, Costs, and Expences could be levied if a Warrant of Distress should be issued, such Justices shall not be required to issue such Warrant of Distress, but in such Case it shall be lawful for such Justices, and they are hereby required, by Warrant under their Hands and Seals, to commit such Offender or Offenders to some 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 paid and satisfied, together with all Costs and Charges attending such Proceedings as aforesaid, to be ascertained by such Justices, or until such Offender or Offenders shall otherwise be discharged by due Course of Law.

CLXXXIX. 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; 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 Jus-
tices.

CXC. 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 Justices of the Peace before whom Complaint shall be made for any Offence committed against this Act to summon before him the 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 or her to pay the Penalty or Forfeiture incurred, and to proceed in the Recovery of the same, although no Information in Writing shall have been exhibited before such Justice; and all such Proceedings by Summons, without Information in Writing,

Justices may
proceed by
Summons in
the Re-
covery of
Penalties.

Writing, shall be as valid and effectual to all Intents and Purposes as if an Information in Writing had been exhibited.

Justices to
appoint Spe-
cial Con-
stables to act
within the
Railway.

CXCI. And be it further enacted, That it shall be lawful for Two or more Justices of the Peace acting within their Jurisdiction from Time to Time to appoint such fit and proper Persons as shall be nominated to them by any Three of the Directors of the said Company for that Purpose to be Special Constables within the said Railway and other Works and every or any Part thereof; and every Person so appointed shall make a Declaration in manner aforesaid before the said Justices of the Peace duly to execute the Office of a Constable for the said Premises; and every Person so appointed as aforesaid shall have Power to act as a Constable for the Preservation of the Peace, and for the Security of Persons and Property against Felonies and other unlawful Acts within the Limits of the said Premises, and shall have, use, exercise, and enjoy all such Powers, Authorities, Protections, and Privileges for the apprehending Offenders, as well by Night as by Day, and for doing all Acts, Matters, and Things for the Prevention, Discovery, and Prosecution of Felonies and other Offences, and for the Preservation of the Peace, as Constables duly appointed now have by the Laws and Statutes of this Kingdom; and it shall be lawful for the said Justices, or any Three or more Directors of the said Company, to dismiss or remove any such Constable from his Office of Constable; and upon every such Dismissal or Removal all Powers, Authorities, Protections, and Privileges, by virtue of such Appointment as aforesaid vested in any Person so dismissed or removed, shall wholly cease.

Secretary,
Clerk, &c.
may be Wit-
nesses.

CXCII. And be it further enacted, That no Person shall be deemed incompetent to give Evidence, or be disqualified from giving Testimony or Evidence, in any Action, Suit, Prosecution, or other legal Proceedings to be brought or had in any Court of Law or Equity, or before any Justice of the Peace, under or by virtue of this Act, by reason of being a Collector of such Tolls, Secretary, Clerk, Engineer, or other Officer or Servant of the said Company, nor shall such Testimony or Evidence for any of the Reasons aforesaid be rejected or liable to be questioned or set aside.

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

CXCIII. 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 who shall commit any Offence against this Act, and to convey him or her before some Justice for the County 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.

Forms of
Information
and Con-
viction.

CXCIV. 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
(wherever

(wherever 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,)

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

‘ to wit. } BE it remembered, That on the Day of Form of Conviction.
 ‘ 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 Year of the
 ‘ Reign of King *William* the Fourth, intituled [here set forth the
 ‘ Title of this Act]. Given under my Hand and Seal the Day and
 ‘ Year first above written.’

CXCV. 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 shall and may recover full Satisfaction for the special Damage in an Action upon the Case. Distress not unlawful for Want of Form.

CXCVI. And be it further enacted, That all Corporations and Persons who may think themselves aggrieved by any Order or Judgment made or given in pursuance of any Bye Law, Rule, or Order of the said Company or of the said Directors, and also 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 Division of the County 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 or Parties against whom such Complaint is intended to be made, or to the said Company, as the Case may be, and forthwith after such [Local.] 12 L Notice Persons aggrieved may appeal to Quarter Sessions.

Notice entering into Recognizance before some Justice of the Peace, with Two sufficient Sureties, conditioned to try such Appeal, and 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 Bye Law, Rule, 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.

Authen-
ticated Bye
Laws to be
Evidence.

CXCVII. And be it further enacted, That in all Cases of Prosecution for Offences against the Bye Laws, Rules, or Orders of the said Company or of the said Directors, the Production of a written or printed Paper purporting to be the Bye Laws, Rules, or Orders of the said Company or of the said Directors, and authenticated by having the Common Seal of the Company affixed thereto, shall be Evidence of the Existence of such Bye Laws, Rules, or Orders; and it shall be sufficient to prove that a Board painted according to the Directions of this Act, purporting to be a Copy of such Bye Laws, Rules, or Orders, hath been affixed and published in manner by this Act directed, and in case of its being afterwards displaced or damaged hath been replaced by another such Board as soon as conveniently might be, unless Proof shall be adduced by the Defendant that such Board is not a Copy of such Bye Laws, Rules, or Orders, or hath not been duly affixed and generally continued in manner by this Act directed,

Proceedings
not to be
quashed for
Want of
Form.

CXCVIII. 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, in any of His Majesty's Courts of Record at *Dublin* or elsewhere, any Law or Statute to the contrary notwithstanding.

Limitation
of Actions.

CXCIX. 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 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 Twenty Days previous Notice in Writing shall be given by the Party or Parties intending to commence and prosecute such Action, Suit, Information, or other Proceeding, to the intended Defendant or Defendants, nor unless such Actions, Suit, Information, or other Proceeding shall be brought or commenced within Six Calendar Months next after the Fact committed, or in case there shall be a Continuation of Damages then within Six 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 or Defendants in such Action, Suit, 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 it shall appear to have been so done; or 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 or Defendants; upon which Verdict, or if the Plaintiff or Plaintiffs shall become nonsuited, or shall suffer a Discontinuance of his, her, or their Action, Suit, Information, or other Proceeding after the Defendant or Defendants shall have appeared thereto, or if a Verdict shall pass against the Plaintiff or Plaintiffs therein, or if, upon Demurrer or otherwise, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have his, her, or their Costs, and shall have such Remedy for recovering the same as Defendants have for recovering Costs of Suit by Law in any other Cases.

CC. 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 or Parties 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 or Defendants 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 or Sums of Money as he, she, or they 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.

CCI. And be it further enacted, That in all Cases in which any Justice or Justices of the Peace is or are authorized by this Act to examine any Person or Persons, or to take cognizance of or to hear or determine any Matter or Complaint, it shall be lawful for such Justice or Justices and he and they is and are hereby required to administer an Oath to or to receive the Affirmation of any Person or Persons before he, she, or they shall be examined by or before such Justice.

General Power to Justices to administer Oaths.

CCII. 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, Collegiate, Civil or Ecclesiastical, Aggregate or Sole; and where the Word "Railway"

Rules for the Interpretation of this Act.

“ Railway ” is used, the same shall be understood to include the Branch Railways, Yards, Stations, Wharfs, and other Works hereby authorized to be made; unless in any of the Cases aforesaid it be otherwise specially provided, or there be something in the Subject or Context repugnant to such Construction.

Public Act.

CCIII. 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 the foregoing Act refers.

COUNTY OF ANTRIM.

Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
<i>Parish of Shankill, Townland of Townparks, and Borough of Belfast.</i>				
Marquis of Donegal.	Sir Stephen May	-	-	Building Ground.
Ditto	Sir Stephen May and Edward May.	-	James M'Auley	Road to Brick Yard.
Ditto	Ditto	-	Ditto	Building Ground.
Ditto	Trail Kennedy, or John Wallace.	Thomas Cunningham, Patrick M'Auley.	Ditto	House and Yard.
Ditto	Ditto	Thomas Cunningham.	Thomas Cunningham.	Building Ground or Yard.
Ditto	John M'Connell	Patrick M'Auley	Patrick M'Auley	Brick Field.
Ditto	John H. Houston	John Murphy	John Murphy	Ditto.
Ditto	Frederick Joy, Representative of Henry Joy.	John Murphy	John Murphy	Building Ground or Brick Field.
Ditto	Ditto	Ditto	Ditto	Ditto.
Ditto	Brian Cooney	John M'Auley	John Small	House and Yard.
Ditto	Ditto	Ditto	Unoccupied	Building Ground or Brick Yard.
Ditto	Ditto	Ditto	John Bonar	House.
Ditto	Ditto	Ditto	Ditto	Stable.
Ditto	Ditto	-	Widow Cooney	House.
Ditto	Ditto	-	Ditto	Ditto.
Ditto	Ditto	-	Ditto	Stable.
Ditto	Ditto	John Reilly	John Reilly	Brick Yard or Building Ground.
Ditto	John Gaffikin	-	John Gaffikin	Building Ground.
Ditto	Representatives of Henry Joy.	-	Representatives of Henry Joy.	Ditto.
Ditto	Ditto	-	Ditto	Ditto.
Ditto	Ditto	-	Ditto	Ditto.
Ditto	Adam M'Clean	-	Adam M'Clean	Ditto.
Ditto	Ditto	-	-	Continuation Adelaide Place or Pathway.
Ditto	Ditto	-	Adam M'Clean	Building Ground.
Ditto	Ditto	-	Ditto	Ditto.
Ditto	Representatives of Henry Joy.	-	Representatives of Henry Joy.	Ditto.
Ditto	Durham	Messrs. Boyd & Co.	Messrs. Boyd & Co.	Garden or Lawn, or Building Ground.

[Local.]

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Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
<i>Parish of Shankill, Townland of Malone Lower.</i>				
Marquis of Donegal.	Representatives of Henry Joy.	- -	Representatives of Henry Joy.	Building Ground.
Ditto	Henry Ledwich	- -	Henry Ledwich	Planting.
Ditto	- -	- -	- -	Pathway to Town-parks.
Ditto	- -	- -	- -	Ditto.
Ditto	Alexander Roney	William Bell	William Bell	Garden and Orchard.
Ditto	Alexander Wilson	Robert Murray	Robert Murray	House and Garden.
Ditto	Ditto	Robert Cunningham.	Hugh Spence	Ditto.
Ditto	Ditto	Ditto	James Kilbraith	Ditto.
<i>Parish of Shankill, Townland of Malone Upper.</i>				
Marquis of Donegal.	Arthur Hammill	Robert Herron	Robert Herron	Garden.
Ditto	Ditto	Patrick Sprightley	Patrick Sprightley	Ditto.
Ditto	Ditto	- -	Arthur Hammill	Cow House or Office House.
<i>Parish of Drumbeg, Townland of Ballyfinaghy.</i>				
Ditto	Reverend A. H. Macartney.	Robert Dennison	Robert Dennison	Garden.
Ditto	Ditto	Ditto	Ditto	Ditto.
Ditto	Ditto	Ditto	Ditto	Dwelling and Office Houses.
Ditto	Alexander Hunter	John Charley	John Roberts	Garden.
Ditto	Wallace Legge	Matthew Coates	Matthew Coates	Orchard and Garden.
Ditto	Ditto	William Woods	William Woods	Ditto.
Ditto	Henderson Black	- -	Henderson Black	Demesne and Plantings.
<i>Parish of Shankill, Townland of Dunmurry.</i>				
Ditto	Representatives of the late John M'Cance.	James Coleman	James Coleman	M'Cance's Avenue.
Ditto	Ditto	Ditto	Ditto	Planting.
<i>Parish of Drumbeg, Townland of Dunmurry.</i>				
Ditto	— Service	- - -	— Service	Planting.
Ditto	Alexander Hunter	- - -	Alexander Hunter	Plantings.
Ditto	Ditto	- - -	Miss Jane Hunter	Garden and Planting.
Ditto	Ditto	- - -	Miss Hunter	Garden and Orchard.
Ditto	John Service	Margaret Hunter	George Hill	House and Garden.
Ditto	— Montgomery	— Hunter	James Castles	Ditto.
Ditto	Ditto	Ditto	John Gowdy	Ditto.
Ditto	Ditto	Ditto	John Johnston	Ditto.
Ditto	Ditto	Ditto	James Dennis	Ditto.
Ditto	Ditto	Ditto	William Hall	Ditto.
Ditto	The Ecclesiastical Board.	- - -	- - -	National School House.
Ditto	Rev. Henry Montgomery.	- - -	Rev. Henry Montgomery.	Stable.
Ditto	Ditto	- - -	Ditto	Ditto.
Ditto	The Ecclesiastical Board.	- - -	Rev. Henry Montgomery.	Avenue, Lawn, and Plantings.

Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
Marquis of Donegal.	John Johnson	Mrs. Isabella Carmichael.	Mrs. Isabella Carmichael.	House, Garden, and Orchard.
Ditto	Ditto	Ditto	James Carlisle	House.
Ditto	Ditto	Ditto	James Lappin	Ditto.
Ditto	Ditto	Ditto	Nancy Haven	House and Yard.
Ditto	Ditto	Ditto	Neil Magalpin	House.
Ditto	Ditto	Mrs. Isabella Carmichael and John Collins.	John Collins	Garden.
<i>Parish of Derriaghy, Townland of Kilmakee.</i>				
Marquis of Hertford.	William Charley	-	William Charley	Outhouse and Planting.
Ditto	John M'Master	-	John M'Master	Garden.
Ditto	-	-	Thomas Gordon	Avenue or Road to House.
<i>Parish of Derriaghy, Townland of Derriaghy.</i>				
Ditto	Thomas Warren	-	William M'Coubry	House and Garden.
Ditto	Ditto	-	Mary Wolfenden	Ditto.
Ditto	Ditto	-	Ditto	Bye Road to House.
<i>Parish of Lambeg, Townland of Lambeg North.</i>				
Ditto	Henry Bell	-	Henry Bell	Ozier Planting.
Ditto	Alexander Williamson.	-	John Ireland	House and Garden.
Ditto	Ditto	-	Bernard Campbell	Ditto.
Ditto	Ditto	-	Edward M'Gurk	Ditto.
Ditto	Ditto	-	Alexander Williamson.	Orchard and Garden.
Ditto	James Richardson	-	James Richardson	Ozier Planting.
<i>Parish of Derriaghy, Townland of Magheralave.</i>				
Ditto	Ditto	-	James Richardson	Planting, Avenue, and House.
Ditto	Jas. N. Richardson & Sons.	-	Jas. N. Richardson & Sons.	Plantings and Bleach Green.
Ditto	Ditto	-	William Ranton	House and Garden.
<i>Parish of Lambeg, Townland of Lambeg South.</i>				
Ditto	Rev. Mr. Bradshaw	-	Rev. Mr. Bradshaw	Plantings, Garden, Orchard, and Bye Road.
<i>Parish of Blaris, Townland of Lisnagarvy.</i>				
Ditto	The Committee of the Infant School.	-	-	Garden.
Ditto	-	-	-	Bye Road.
Ditto	-	-	Miss Joyce	Garden.
Ditto	-	-	John M'Cumisky	Ditto.
Ditto	-	-	Archy Black	Garden and House.
Ditto	-	-	Henry Mulholland	Garden.
Ditto	Colonel Hogshaw	-	John Rodgers	Ditto.

Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
Marquis of Hertford.	The Governor of the County Antrim Infirmary.	-	-	Garden.
Ditto	-	-	John Keenan	Ditto.
Ditto	-	-	-	Basin Lane leading to Townparks.
Ditto	Society of Friends	-	Society of Friends	Avenue to School House.
Ditto	Ditto	-	John Rea	House and Garden.

*Antrim Lane.**Parish of Blaris, Townland of Toonah or Lisnagarvey.*

Ditto	John Wheeler	-	John Wheeler	Garden.
Ditto	John Davis	-	Charles Morgan	Ditto.
Ditto	Mrs. Howey	-	Matthew Harvey	Ditto.
Ditto	-	-	Ditto	House.
Ditto	-	-	Matthew King	Ditto.
Ditto	-	-	William Gilmore	Ditto.
Ditto	-	-	Charles Morgan	Ditto.
Ditto	-	-	James Cahoon	Ditto.
Ditto	-	-	Joseph M'Millen	Ditto.
Ditto	William Murphy	-	William Murphy	House and Garden.
Ditto	George Hanson	-	George Hanson	Ditto.
Ditto	Widow Proctor	-	John Tutor	Ditto.
Ditto	-	-	John Johnston	Ditto.
Ditto	-	-	Not known	House.
Ditto	-	-	Hugh Mulholland	Ditto and Garden.
Ditto	-	-	Ditto	Ditto.
Ditto	-	-	John Hamilton	Ditto.
Ditto	-	-	Robert Campbell	House.
Ditto	-	-	Alexr. Larmour	Ditto.
Ditto	-	-	Alexander Tutor	Ditto.
Ditto	Henry Hair	-	John M'Comb	Ditto.
Ditto	Ditto	-	Thomas Graham	Ditto.
Ditto	William Clay	-	Robert Curry	Ditto.
Ditto	Ditto	-	Robert M'Crea	Ditto.

Parish of Blaris, Townland of Lisnagarvey or Toonagh.

Ditto	John M'Namara	-	William Wilson	House.
Ditto	Ditto	-	Widow Welch	Ditto.
Ditto	Ditto	-	Mrs. M'Cullough	Ditto.
Ditto	Ditto	-	Joseph Moore	Ditto.
Ditto	Ditto	-	Mrs. Gowdy	Ditto.
Ditto	John Gowdy	-	John Gowdy	Ditto.
Ditto	Ditto	-	Tenant unknown	House.

Parish of Blaris, Townland of Toonagh.

Ditto	-	-	Eliza Patton	Garden.
Ditto	-	-	William Flaherty	Ditto.
Ditto	-	-	-	Baxter's or Pump Lane, leading to Townparks.
Ditto	-	-	-	Jonas Lane, leading to Townparks.
Ditto	-	-	-	Priests Lane.
Ditto	-	-	Francis Turner	House and Garden.

Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
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Parish of Blaris, Townland of Knochmore.

Marquis of Hertford	-	-	Robert Graham	House and Garden.
Ditto	Richard Dawson	-	Richard Dawson	Ditto.
Ditto	John Orr	-	John Orr	Garden.
Ditto	-	-	-	Road to Parks.
Ditto	-	-	-	Ditto.
Ditto	James M'Mullin	-	James M'Mullin	House and Garden.

Parish of Magheramisk, Townland of Trimmisery.

Ditto	Thomas Green	-	Thomas Green	Avenue.
Ditto	Ditto	-	John M'Keown	Garden.
Ditto	Edward Bell	-	George Woods	Ditto.
Ditto	Isabella Gray	-	Isabella Gray	Orchard and Garden.
Ditto	Ditto	-	William Taggart	House and Garden.
Ditto	Robert Dunlop	-	Robert Dunlop	Plantings.

Parish of Magheramisk, Townland of Magheramisk.

Ditto	John Douglas	-	John Douglas	Orchard and Garden.
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Parish of Aughalee, Townland of Poobles.

Ditto	George M'Kinley	-	George M'Kinley	Orchard.
Ditto	Ditto	-	Ditto	Avenue or Road to Houses.
Ditto	Sarah M'Kinley	-	Sarah M'Kinley	Orchard and Garden.

COUNTY OF DOWN.

Parish of Moira and Townland of Drumblane.

Mr Robert Bateson.	Mark Berry	-	Mark Berry	Orchard and Avenue.
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Townland of Tullyloob.

Ditto	-	-	Thomas Brown	Road.
Ditto	-	-	James M'Mury	Ditto.
Ditto	-	-	John Neisbitt	Ditto.
Ditto	-	-	Thomas Neil	Ditto.
Ditto	-	-	William Leviston	Ditto.

Parish of Magheralin, Townland of Kilmore.

Ditto	John Uprichard	-	John Uprichard	Orchard.
Lord Clanwilliam.	George Langtry	Ruth Cousins	Ruth Cousins	Garden.
Ditto	Ditto	-	Robert Gracey	Ditto.

COUNTY OF ARMAGH.

Parish of Shankill, Townland of Tullyronelly.

Charles Brownlow.	Robert Cousins	-	Robert Cousins	Garden.
Ditto	Ditto	-	James Cousins	Ditto.
Ditto	Ditto	-	John Cousins	Ditto.
Ditto	-	-	-	Road to Corn Mill and House.

[Local.]

Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
<i>Parish of Magheralin, Townland of Donegray.</i>				
Charles Brownlow.	William Robinson	- -	William Robinson	House, Byre, and Pig House.
Ditto	William Cousins	- -	William Cousins	Garden and Houses.
<i>Parish of Shankill, Townland of Corne Kinnigar.</i>				
Ditto	John Wilson	- -	John Wilson	Road.
<i>Parish of Shankill, Townland of Lurgantarry.</i>				
Ditto	Henry M'Clatchy	- -	Henry M'Clatchy	Garden.
Ditto	John M'Conville	- -	John M'Gibbon	Ditto.
Ditto	David Askin	- -	Peter Carr	Ditto.
<i>Parish of Shankill, Townland of Derry.</i>				
Ditto	George Greer	- -	Edward Forsythe	Ditto.
Ditto	Ditto	- -	Watson Nolan	Ditto.
Ditto	Ditto	- -	James Quinn	Ditto.
Ditto	- -	- -	- -	Road.
Ditto	- -	- -	- -	Ditto.
Ditto	- -	Parish and Townland of Shankill	- -	Crosses a Road to Townparks and One House.
<i>Parish of Shankill, Townland of Tagnavan.</i>				
Ditto	— Warren	- -	Thomas Warren	Road.
<i>Parish of Seagoe, Townland of Tarsan.</i>				
Lord Mandeville.	Henry M'Ginnis	- -	Henry M'Ginnis	House and Garden.
Ditto	Mary Blac	- -	Mary Blac	Ditto.
Ditto	William Galaway	- -	William Galaway	Ditto.
Ditto	- -	- -	- -	Road.
<i>Parish of Seagoe, Townland of Kearnan.</i>				
Mr. Moore	William M'Kee	- -	William M'Kee	House and Garden.
Lord Mandeville.	Widow Ramsey	- -	Widow Ramsey	Garden.
Ditto	- -	- -	Hugh M'Iroy	Ditto.
<i>Parish of Seagoe, Townland of Seagoe.</i>				
Rev. Archdeacon Saurin.	Bishop's Land		Rev. — Saurin	Plantings and Walk to Church.
Ditto	John Walker	- -	John Walker	Road to House.
<i>Parish of Drumcree, Townland of Corcrair.</i>				
Lord Mandeville.	Mr. Wakefield	William, Matthew, and John-Lamb.	John Lamb	Houses and Garden.
Ditto	Ditto	Ditto	James M'Gurk	House.
Ditto	Ditto	Patrick Conway	Patrick Conway	House and Garden.
Ditto	Ditto	Joshua Jinkin and William Martin.	William Martin	Houses and Garden.

Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
Lord Mandeville.	Mr. Wakefield	Joshua Jinkin and William Martin.	James Donnelly	House and Garden
Ditto	Ditto	Ditto	John Nugent	Ditto.
Ditto	Ditto	Ditto	John Fox	Ditto.
Ditto	Ditto	James Halagan and Thomas Sinnaman.	James Totten	Ditto.
Ditto	Ditto	William Devlin and Matthew M'Veigh.	Matthew M'Veigh	Ditto.
Ditto	Ditto	Henry Atkins	William White	Garden.
Ditto	Ditto	Ditto	Edward Patton	Ditto.
Ditto	Ditto	Ditto	Henry Neisbitt	Ditto.
Ditto	Ditto	Ditto	James Hughes	Ditto.
Ditto	Ditto	Ditto	Edward Patton	Ditto.
Ditto	Ditto	Ditto	John Kelter	Ditto.
Ditto	Mary Bullar	James Hart and John M'Cann.	John M'Cann	Ditto.
Ditto	-	-	-	Avenue or Road.
Ditto	Thomas Dawson	-	Patrick Welch	House and Garden.
	Ditto	-	Patrick Faloon	Ditto.

Parish of Drumcree, Townland of Clownagh.

Colonel Obbins	Dr. Robinson	-	Dr. Robinson	Garden.
Lord Mandeville.	-	-	-	Road.

Parish of Drumcree, Townland of Kilmoriarty.

Mr. Matthews	Benjamin Wolsey	-	Benjamin Wolsey	Orchard.
Ditto	-	-	Ditto	Road.

Parish of Drumcree, Townland of Druminasoo.

Mrs. Cope	Widow of John Duck.	-	Widow John Duck	Orchard.
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Parish of Kilmore, Townland of Ballintaggart.

Miss Richardson.	-	-	-	Road.
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Parish of Kilmore, Townland of Bottlehill.

Reverend Edward Chichester.	William Courten	-	William Courten	Road.
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Parish of Kilmore, Townland of Clanroot.

Lord Dunganon.	-	-	Daniel Chapman and James Donaldson	Road.
Ditto	Thomas Hewitt	-	Thomas Hewitt	Orchard.
Ditto	Ditto	-	Joseph Ruddell	Garden.

Parish of Kilmore, Townland of Drumard (Jones).

Mr. or Misses Bacon, or Mr. Joyce, or the Primate of Ar-magh.	Robert Troughton	-	Robert Troughton	Orchard.
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Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
<i>Parish of Kilmore, Townland of Anabo.</i>				
Mr. or Misses Bacon, or Mr. Joyce, or the Primate of Armagh.	-	-	Joshua William, Matthew and Joseph Pearson.	Avenue or Road.
<i>Parish of Kilmore, Townland of Creenagh.</i>				
Mrs. Cope	Widow William-son.	-	Widow William-son.	Orchard.
Ditto	Gabriel William-son.	-	Gabriel William-son.	Ditto.
Ditto	John Ross	-	John Ross	Ditto.
Ditto	Ditto	-	Ditto	Avenue or Road.
Ditto	-	-	Ann Kelly	House and Garden.
<i>Parish of Loughgall, Townland of Ballytyrone.</i>				
Ditto	David Glass	-	David Glass	Orchard and Road.
Ditto	William Long	-	William Long	Orchard.
Ditto	-	-	Thomas Proctor	Avenue or Road.
<i>Parish of Armagh, Townland of Ardrea.</i>				
Ditto	John Drennan	-	John Drennan	Orchard.
Ditto	George Allen	-	George Allen	Ditto.
<i>Parish of Armagh, Townland of Ballybrannan.</i>				
Lord Charlemont.	Thomas Fox	-	Thomas Fox	Orchard and Road.
Ditto	George Bowland	-	George Bowland	Orchard and House.
Ditto	Ditto	-	James Henry	House.
Ditto	Thomas Courtenay	-	Thomas Courtenay	Orchard.
Ditto	-	-	-	Parish Road.
Ditto	John Kelter	-	John Kelter	Orchard.
<i>Parish of Armagh, Townland of Drumanmore.</i>				
Sir Thomas Mullineux.	-	-	William Reilly	Road.
Ditto	William Reilly	-	Ditto	Garden.
Ditto	Simon Reilly	-	Simon Reilly	Orchard.
Ditto	-	-	James Magill and Robert Humphery.	Avenue or Road.
<i>Parish of Armagh, Townland of Corporation.</i>				
Captain Algeo Franc. Robinson	Mrs. Lyle	-	Mr. Rodgers Mrs. Lyle	Road. Houses and Tenements, County Court House Yard.
Rev. Mr. George	Edward Madden	-	Edward Madden	House.
Ditto	-	-	James Dunn	Garden.
Ditto	-	-	Peter M'Kenna	Ditto.
Ditto	Edward Warmel	-	William Ludley	Ditto.
Ditto	-	-	Thomas Dowras	Ditto.
Ditto	-	-	William Ewings	House and Garden.
Ditto	-	-	Samuel Dunn	Garden.
Ditto	-	-	John Woods	House.
Ditto	Ditto	-	Andrew Johnston	Ditto.
Ditto	James Warmel	-	James Warmel	Ditto.

Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
Mrs. Lyle	-	-	George Cochrane	House.
Ditto	John Williams	-	John Williams	Ditto.
Ditto	James Vogan	-	James Vogan	Ditto.
Ditto	John Graham	-	John Graham	Ditto.
John M'Cullough	Patrick Corvan	-	Patrick Corvan	Ditto.
Ditto	Widow Michael M'Bride.	-	Widow Michael M'Bride.	Ditto.
Rev. Mr. George	-	-	Bernard Conner	Garden.
Ditto	-	-	Henry Moore	Ditto.
Ditto	-	-	James Park	Ditto.

COUNTY OF ANTRIM.

*Jackson's Lane.**Parish of Blaris.*

Marquis of Hertford.	James Hogg	-	James Hogg	House.
Ditto	Ditto	-	Francis Fox	Ditto.
Ditto	Ditto	-	Daniel O'Neill	Ditto.
Ditto	Ditto	-	William Flannagan	Ditto.
Ditto	Ditto	-	James Hogg	Entrance Yard.
Ditto	Ditto	-	William Lynas	House.
Ditto	Ditto	-	Sarah M'Connell	Ditto.
Ditto	Ditto	-	James Hogg	Passage to Stables.
Ditto	Ditto	-	Ditto	Barn House.
Ditto	Ditto	-	Daniel Lynas	House.
Ditto	Ditto	-	William Smith	Ditto.
Ditto	Ditto	-	John Killen	Ditto.
Ditto	Ditto	-	John Johnson	Ditto.
Ditto	Ditto	-	Joshua Pelan	Ditto.
Ditto	Ditto	-	Catherine Haire	Ditto.
Ditto	Ditto	-	John Blaney	Ditto.
Ditto	Ditto	-	James Hogg	Garden.
Ditto	Ditto	-	Doctor Thomson	Ditto.
Ditto	-	-	Richard Pelan	House.
Ditto	-	-	David M'Cance	Ditto.
Ditto	-	-	Hugh Lynn	Ditto.
Ditto	-	-	Mary Fulton	Ditto.
Ditto	-	-	James Hogg	Entrance.
Ditto	-	-	Hugh Kelly	House.
Ditto	-	-	William Dillon	Garden.

Parish of Blaris, Townland of Knockmore.

Ditto	James Fairly	-	James Fairly	House and Garden and Road.
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Parish of Blaris, Townland of Lissie.

Ditto	Anthony M'Garry	-	Anthony M'Garry	Orchard and Garden.
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Parish of Magheragall, Townland of Drumsill.

Ditto	Thomas Anderson	-	Thomas Anderson	Orchard and Garden.
Ditto	John Anderson	-	James M'Agherty	House, Garden, and Pig House.

[Local.]

[12 O]

Owner.	Lessee.	Sub-Lessee.	Occupier.	Description of Property.
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Parish of Magheragall, Townland of Moyrusk.

Marquis of Hertford.	-	-	John Anderson and Jacob Morrow.	Road to House.
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Parish of Magheramisk, Townland of Ballymalargy.

Ditto	-	-	Nathaniel Hall	Ditto.
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Parish of Magheragall, Townland of Ballymalargy.

Ditto	-	-	Henry Magee	House and Garden.
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Parish of Magheramisk, Townland of Ballymalargy.

Ditto	William Hill	-	John Hamilton	Ditto.
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Parish of Magheramisk, Townland of Derrynisk.

Ditto	Arthur Davis	-	Arthur Davis	Road to House.
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