



ANNO QUADRAGESIMO SECUNDO

GEORGI II. REGIS.

Cap. 101.

An Act for making and maintaining, and for watching, lighting, and watering a Road from the *West India Docks*, in the *Isle of Dogs*, to communicate with a Street called *Church Lane* or *Church Street, Whitechapel*; and for making and maintaining a Branch of Road therefrom, to communicate with *Queen Street*, in the Parish of *Saint Anne*, all in the County of *Middlesex*; for opening, widening, and improving certain Streets and Passages therein mentioned, and for more effectually amending and keeping in Repair, a Road from *Ratcliffe Highway* through *Cannon Street*, in the County of *Middlesex*, into the Road leading into the County of *Essex*, and also from the West End of *Brook Street* into *Cable Street*, and from *Upper Shadwell Street* into the *Back Lane*, in the said County of *Middlesex*. [22 June 1802.]

39 Geo. 3.

WHEREAS an Act was passed in the Thirty-ninth Year of the
 Reign of His present Majesty, intituled *An Act for rendering
 more commodious and for better regulating the Port of London* :
 And whereas it was by the said Act enacted, that certain Wet Docks and
 Warehouses should be made in the *Isle of Dogs*, for the Accommodation
 of Commerce, and the Advantage of the Public Revenue : And whereas
 the said Docks and Warehouses are in such a State of Forwardness that
West India Produce may probably be accommodated therein in the Course
 of the present Year : And whereas the making and maintaining of a com-
 modious Communication between the said Docks and the City of *London*,
 will be of very great Advantage to the Trade and Commerce of the said
 City, and will tend to increase the Utility of the said Docks, and be of
 great public Benefit and Convenience : And whereas the present Road
 or Way, leading from the said Docks into *Alie Street*, and from thence
 into *Whitechapel High Street*, in the said County, and *Aldgate High Street*,
 in the said City, is inconvenient, narrow, and out of Repair, and can-
 not be effectually amended, repaired, widened, improved, and kept in
 Repair by the ordinary Course of Law : May it therefore please Your
 Majesty that it may be enacted ; and be it enacted by the King's most
 Excellent Majesty, by and with the Advice and Consent of the Lords
 Spiritual and Temporal, and Commons, in this present Parliament as-
 sembled, and by the Authority of the same, That *Charles Hampden
 Turner, John Shuttleworth, John Craven, William Sims, Thomas Bird,
 Christopher Richardson, Charles Rich, Samuel Jackson, Henry Wright, Da-
 niel Stevens, and Benjamin Severn*, and their Successors, to be elected in
 Manner herein-after mentioned, together with the Chairman and Deputy
 Chairman of the *West India Dock Company* for the Time being, and their
 Successors, from Time to Time, shall be, and they are hereby appointed
 Trustees for putting this Act in Execution ; and that all and every the
 Powers, Authorities, Directions, Matters, and Things by this Act given
 to, or directed to be done and executed by or before the said Trustees,
 may be done and executed by or before any Three or more of them, (ex-
 cept only where some other Number shall be appointed by this Act) ;
 and all Matters and Things so done and executed shall be of the same
 Force and Effect in all Respects whatsoever, as if the said Matters and
 Things were and had been done by all the Trustees appointed or to be
 appointed under or by virtue of this Act ; and that the said Trustees, or
 such Person or Persons as they shall from Time to Time appoint for that
 Purpose ; shall and may, and they are hereby fully authorized and em-
 powered to make, repair, widen, improve, and maintain and keep in
 Repair, a convenient Road or Carriage Way, to be called *The Com-
 mercial Road*, in a direct Line, or as near as may be, from the North
 West Corner of the said Docks, through, along, and over a certain
 Field, into, along, and across *Penny Fields*, through certain Yards and
 Gardens into, along, and across *Gun Lane*, to, along, and over certain
 other Fields, to and along *Three Colt Street*, into, along, and through the
 North Side or Part of *Limehouse Church Yard*, and from thence to, along,
 and over the Bridge across the new Cut from the River *Lee*, and from
 thence, crossing the East End of *Rose Lane*, into, through, across, and
 over certain Fields and Garden Grounds to *White Horse Street* and
 through and across *White Horse Street* into *White Horse Lane*, and along
 the said Land, and the Sides thereof, to, over, and across the North End of
Stepney

Trustees.

Stepney Causeway, and from thence along or near to the said Lane called *White Horse Lane*, and the Sides thereof, through, across, and over certain Fields and Garden Grounds to and on the South Side of a certain House called *The Half Way House*, situate in *White Horse Lane* aforesaid, and from thence across certain Rope Walks, to and along the said Lane called *White Horse Lane*, and the Sides thereof, through, across, and over certain Fields and Grounds to, over, and across the *Cannon Street Road*, commonly called *The New Road*, into another Part of *White Horse Lane* aforesaid, and along the said Lane, and the Sides thereof, to meet and join the present paved Carriage Way, in a certain Street called *Church Lane* or *Church Street*, all which Line of Road is situate and being in the several Parishes of *Saint Dunstan Stebonheath* otherwise *Stepney*, *Saint Anne* (commonly called *Saint Anne Limehouse*), *Saint George in the East*, and *Saint Mary Matfellow* otherwise *Whitechapel*, all in the County of *Middlesex*, as is more particularly mentioned and set forth in the Schedule hereunto annexed, or as near to the said Line of Road as the said Trustees for the Time being shall think most convenient; and also to open and make, or to open, widen, and improve, and to maintain and keep in Repair a Branch of Road from and out of the said Road, between *Limehouse Bridge* and *White Horse Street* aforesaid, to, over, and across *Rose Lane*, through, across, and over a certain Field into *Queen Street*, in the said Parish of *Saint Anne* (commonly called *Saint Anne Limehouse*), and *Saint Dunstan Stebonheath* otherwise *Stepney* aforesaid; and also to cause the said Road and Branch of Road to be watched, lighted, and watered in Manner herein-after mentioned; and also to open, widen, and improve and render more commodious the Streets, Ways, and Passages, from the End of the said Road, along and through a Part of *Church Lane* or *Church Street* aforesaid to *Goodman's Stile*, and by removing thereof, through the same, to, along, and through *Little Alie Street* and *Great Alie Street*, and from and out of *Great Alie Street* aforesaid, up, along, and through a certain Street called *Somerset Street*, into *Whitechapel High Street*, in the said Parish of *Saint Mary Matfellow* otherwise *Whitechapel*, in the said County of *Middlesex*, and *Aldgate High Street*, in the Parish of *Saint Botolph without Aldgate*, in the said City of *London*, as more particularly appears by the Schedule annexed hereto, in such Manner as they the said Trustees shall think most convenient.

Streets to be widened.

II. Provided always, and be it further enacted, That no Person shall be capable of being elected, or of acting as a Trustee in the Execution of this Act, whilst he holds any Place of Profit under this Act, nor in any particular Case wherein he shall be in that Instance personally interested, otherwise than as a Creditor, nor unless he shall, at the Time of acting, be seized or possessed in his own Right, or in the Right of his Wife, and be in the actual Possession or Receipt of the Rents and Profits, of Lands, Tenements, or Hereditaments, situate in the said County or City, of the clear yearly Value of Fifty Pounds above Reprizes, (or shall be Heir Apparent of some Person having such Estate of the clear yearly Value of One hundred Pounds), or be possessed of or entitled to a Personal Estate to the Amount or Value of One thousand Pounds, nor unless he shall at the Time of acting be a Subscriber to the Amount of Five hundred Pounds at the least, for and towards the Purposes of this Act, or shall in his own Right, or in the Right of his Wife, be possessed of and

Qualification of Trustees.

and entitled unto the Sum of Five hundred Pounds at least, secured on the Monies raised or to be raised by virtue of this Act, and in the actual Receipt of the Interest and Dividends thereof, nor (except in administering the Oath or Affirmation following) until he (not being such Heir Apparent) shall have taken and subscribed the Oath or Affirmation hereafter mentioned, before any Five or more of the Trustees appointed or to be appointed in pursuance of this Act, who are hereby authorized and empowered to administer the same; that is to say,

Oath.

‘ I Do swear, [*or, being one of the People called Quakers, do solemnly affirm*], That I am truly and *bonâ fide* in my own Right, [*or, in Right of my Wife, as the Case may be*] in the actual Possession or Enjoyment and Receipt of the Rents and Profits of Lands, Tenements, or Hereditaments, situate in the County of *Middlesex*, [*or, City of London, as the Case may be*] of the clear yearly Value of Fifty Pounds above Reprizes, [*or, I am possessed of, or, entitled to a Personal Estate of the Value of One thousand Pounds, as the Case may be*], and that I am a Subscriber to the full Amount of Five hundred Pounds, for and towards the Purposes of an Act passed in the Forty-second Year of the Reign of His Majesty King *George the Third*, intituled [*here set forth the Title of this Act*] [*or, that I am truly and bonâ fide in my own Right, or, in the Right of my Wife, as the Case may be, possessed of and entitled to the full Sum of Five hundred Pounds secured on the Monies raised and to be raised by virtue of an Act, &c. as the Case may be.*]

‘ So help me GOD.’

And if any Person, not being so qualified, or (except an Heir Apparent) not having taken the said Oath or Affirmation, shall presume to act in the Trust aforesaid (except in administering the said Oath or Affirmation), every such Person shall, for every such Offence, forfeit the Sum of One hundred Pounds to any Person or Persons who shall sue for the same, to be recovered, with full Costs of Suit, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt or on the Case, or by Bill, Plaint, Suit, or Information, wherein no Essoign, Protection, Privilege, or Wager of Law, nor more than One Imparance shall be allowed; and the Person so prosecuted shall prove that he is so qualified as aforesaid, or otherwise shall pay the said Penalty, upon Proof being given of his having acted as a Trustee in the Execution of this Act.

New Trustees
may be chosen.

III. And be it further enacted, That in case of the Death, Refusal, Neglect, Incapacity, Want of Qualification, Disability to act, or Disqualification of any of the Trustees hereby appointed, or their Successors, to be elected as herein-after mentioned, it shall be lawful for the surviving or remaining Trustees, or any Seven or more of them, within One Month after such Vacancy shall occur, or as soon after as may be convenient, from Time to Time to elect and appoint One other Person to be a Trustee in the Room of every Trustee so dying, or refusing, or being incapable, or unqualified, or becoming disqualified to act as aforesaid, Notice in Writing of the Time and Place of Meeting for every such Election having been given by the Clerk to the said Trustees in Two or more public Newspapers circulated in the said County of *Middlesex*, at the least Fourteen Days before every such Meeting; and that every such new Trustee, so to be elected and appointed as aforesaid, shall be and is hereby empowered to act in the Execution of this Act, to all Intents and Purposes, in as full and ample Man-

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ner as the Trustees herein-before nominated are hereby empowered to act: Provided always, that in every Case the Non-attendance of any Trustee for the Space of Twelve Calendar Months, shall be taken and deemed to be a Refusal to act; and that the selling or parting with his Subscription to or Share in the Monies to be raised by virtue of this Act, or any Part thereof, by any Trustee, so that he shall cease to be possessed of Five hundred Pounds at the least, secured on the Monies to be raised by this Act, shall be taken and deemed to be a Disqualification of such Trustee to all Intents and Purposes whatsoever.

IV. And be it further enacted, That the said Trustees shall meet together at the Sign of the *Britannia* at *Limehouse*, within Fourteen Days next after the Day of passing this Act, or as soon thereafter as conveniently may be, and proceed to the Execution of this Act, and shall then and from Time to Time afterwards adjourn themselves, to meet at such Time and at such Place, upon or near the said Road, as the said Trustees shall think proper; and that the said Trustees shall at all their Meetings defray their own Expences; and that Orders and Determinations of the Trustees in the Execution of this Act shall be made at Meetings to be held in pursuance of this Act, and not otherwise (except as herein-after mentioned); and that no Order or Determination shall be made unless the major Part of the Trustees present shall concur therein; and that all such Trustees as are Justices of the Peace may act as Justices in the Execution of this Act, notwithstanding their being Trustees (except only in such Cases where they shall be personally interested, or as are herein-after excepted); and that in all Cases where the said Trustees, or any Justice or Justices of the Peace, is or are authorized to examine any Person or Persons on Oath, it shall be lawful for such Trustees or Justice or Justices to administer such Oath: Provided always, that no Order made by Three or more Trustees shall be revoked or altered unless Seven Trustees shall be present, and the major Part of them shall concur in such Order.

Meetings and Orders of Trustees.

V. And be it further enacted, That if after any Adjournment of the said Trustees, it shall at any Time be thought necessary that an earlier Day of Meeting should be appointed than the Day appointed by such Adjournment, in that Case the Clerk to the said Trustees, upon receiving an Order in Writing, signed by Three or more of the acting Trustees, although not assembled at any Meeting, mentioning the Time, Place, and Purpose of such Meeting, shall forthwith give Notice thereof, and of the Time and Place which shall be mentioned in the Order of the said Trustees (such Time not being less than Ten Days after such Notice), and such earlier Meeting shall and may be held accordingly; and all the Proceedings of the Trustees at all such Meetings shall be as valid and effectual as they would have been in case such Meetings had been held in pursuance of Adjournments.

Meetings on Emergencies.

VI. And be it further enacted, That the said Trustees may sue and be sued in the Name of their Clerk or Treasurer; and that no Action or Prosecution to be brought or commenced by or against the said Trustees, or any of them, by virtue of this Act, in the Name of their Clerk or Treasurer, shall be abated or discontinued by the Death or Removal of such Clerk or Treasurer, or by the Act of such Clerk or Treasurer, without the Consent of the said Trustees, or any Seven or more of them; but the Clerk or Treasurer for the Time being to the said Trustees shall al-

Trustees may sue and be sued in the Name of their Clerk.

ways be deemed the Plaintiff or Defendant in such Action, as the Case shall be: Provided always, that every such Clerk or Treasurer, in whose Name any Action or Suit shall be commenced, prosecuted, or defended, in pursuance of this Act, shall always be reimbursed and paid, out of the Monies to be raised by virtue of this Act, all such Costs and Charges as by the Event of any such Proceedings he shall be put unto or become chargeable with by reason of his being so made Plaintiff or Defendant therein, and also the Costs and Charges of prosecuting any Indictment or Indictments, or other Proceedings whatsoever, which shall or may be commenced or prosecuted against any Person or Persons whomsoever, by the Order of the said Trustees.

Trustees may
appoint Of-
ficers.

VII. And be it further enacted, That the said Trustees shall and may, and they are hereby empowered, from Time to Time, to appoint a Clerk or Clerks, Treasurer or Treasurers, and also a Surveyor or Surveyors of the said Road and Branch of Road, and also a Gate Keeper or Gate Keepers, or Toll Gatherer or Toll Gatherers, at the several Toll Bars or Toll Gates to be erected in pursuance or by virtue of this Act, and also such other Officer or Officers as they shall think necessary to employ in the Execution of this Act, and shall and may take such Securities for the due Execution of the respective Offices of the said Clerk, Treasurer, Surveyor, Gate Keepers, Toll Gatherers, and other Officers, to be appointed and employed, as they the said Trustees shall think fit, and shall and may, from Time to Time, remove such Clerks, Treasurers, Surveyors, Gate Keepers, Toll Gatherers, and other Officers, or any of them, and appoint others in their Stead; and also shall and may, out of the Monies to be raised by virtue of this Act, allow such Clerks, Treasurers, Surveyors, Gate Keepers, Toll Gatherers, and other Officers, and such other Person or Persons as shall be assisting in or about the Execution of this Act, such Salaries or Allowances as to them the said Trustees shall seem reasonable: Provided always, that no Person shall be capable of holding any Place of Profit under this Act, who shall sell any Wine, Cyder, Ale, or Spirituous Liquors by Retail.

How Toll
Gatherers
may be occa-
sionally re-
moved.

VIII. And be it further enacted, That when and as often as any Collector or Receiver of the Tolls shall neglect, or be incapable of performing his Duty, or shall abscond or absent himself, any Three or more of the said Trustees, though not assembled at a Meeting of the said Trustees appointed by virtue of this Act, shall and may lawfully discharge such Collector or Receiver so neglecting, or being incapable of performing his Duty, or absconding or absenting himself; and in such Case, and also in case any Collector or Receiver shall die, such Trustees shall and may nominate and appoint a proper Person to be Collector or Receiver of the said Tolls, to continue until the then next Meeting of the respective Trustees, in the Stead of such Collector or Receiver as shall die or be discharged; and such Person, so nominated and appointed, shall have the like Power and Authority, and be answerable and accountable in the same Manner, in all Respects, as the Person who shall so die or be discharged would have had, or would have been subject to; and that if any Collector or Receiver of the said Tolls, who shall be discharged from his Office by virtue of this Act, or the Wife, or Widow, or any of the Children, Family, or other Representative or Representatives of any Collector or Receiver who shall die or be discharged, or any other Person shall refuse to deliver up the Possession of any Toll House or Building erected on the

the said Road, for the Space of Seven Days after Demand thereof made, and Notice in Writing given for that Purpose by any Three or more of the Trustees, although not assembled at a Meeting, or by their Clerk or Clerks, or Treasurer or Treasurers, for the Time being, then and in any of the said Cases it shall and may be lawful for any Justice or Justices of the Peace for the County or Place, by Warrant under his or their Hand and Seal, or Hands and Seals, to order any Constable or other Peace Officer, with such Assistance as shall be necessary, to enter such House or Building in the Day Time, and to remove the Person or Persons who shall be found therein, together with his, her, or their Goods, out of the same, and to put the said Trustees, or any Three or more of them, or such new appointed Collector or Receiver, into the Possession thereof.

IX. And be it further enacted, That all such Officers and other Persons, so to be from Time to Time appointed by the said Trustees, and the respective Executors and Administrators of such Officers, shall from Time to Time, within Seven Days after Notice in Writing signed by the Clerk or Treasurer to the said Trustees (pursuant to an Order of the said Trustees made at a Meeting held by virtue of this Act) to them respectively given, or left at their usual Place of Abode for that Purpose, deliver to such Trustees, or to such Person or Persons as they shall for that Purpose appoint, a true and perfect Account in Writing, under their respective Hands, of all Monies which shall have been by them respectively received, collected, or had, and how, and to whom, and for what Purpose the same, and every Part thereof, hath been disposed of, together with proper Vouchers and Receipts for such Payments, and shall verify such Accounts upon Oath; and such Officers and Persons shall, and they are hereby respectively required to pay all such Monies as upon the Balance of such Account or Accounts shall appear to be in their Hands, to such Person or Persons as the said Trustees shall appoint to receive the same; and if any of the said Officers or Persons shall refuse or neglect to render and give such Accounts as aforesaid, or to produce and deliver up the Vouchers and Receipts relating to the same, or to verify the Articles thereof on Oath (which Oath, the said Trustees, or any Three or more of them, are hereby authorized and empowered to administer), or to pay the Balance remaining in their Hands, when thereunto required in Manner aforesaid, or if any such Officers or Persons shall refuse or neglect to deliver up to the said Trustees, or to such Person or Persons as they, or any Three or more of them, shall appoint, within Seven Days after such Notice given as aforesaid, all Books, Accounts, Papers, and Writings, in their Custody or Power, in anywise relating to the Execution of this Act, or to the said Road, and Complaint shall be made of such Neglect or Refusal to any Justice of the Peace for the County, Borough, City, or Place, where the Officer or Officers, Person or Persons, so neglecting or refusing, shall be or reside, by or on Behalf of the said Trustees, such Justice may, and he is hereby authorized and required, by a Warrant or Warrants under his Hand and Seal, to cause such Officer or Officers, Person or Persons, to be brought before him, and upon his or their appearing or not appearing (except for some reasonable Excuse), to hear and determine the Matter of such Complaint in a summary Way; and if upon the Confession of the Officer or Officers, Person or Persons, against whom any such Complaint shall be made, or by the Oath or Oaths of any credible Witness or Witnesses, it shall appear to such Justice that any of the Monies which shall have been

Officers shall
duly account.

been so collected or received shall be or remain in the Hands of such Officer or Officers, Person or Persons, such Justice may, and he is hereby authorized and required, upon Non-payment thereof, by a Warrant or Warrants 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 Officers, Person or Persons respectively; and if no Goods and Chattels shall be found sufficient to answer and satisfy the said Money, and the Charges of levying the same, or if such Officer or Officers, Person or Persons, shall not appear before the said Justice at the Time and Place by him appointed for that Purpose, or if such Officer or Person appearing shall refuse or neglect to give and deliver to the said Justice an Account or Accounts of the Receipts and Payments as aforesaid, or to verify the Truth of such Account or Accounts, or of the Articles thereof, upon Oath as aforesaid, then and in any of the Cases aforesaid, the said Justice may and he is hereby authorized and required, by Warrant or Warrants under his Hand and Seal, to commit such Officer or Officers, Person or Persons, to the Common Gaol or House of Correction of the County, City, Borough, or Place where he or they shall be or reside, there to remain, without Bail or Mainprize, until he or they shall have delivered in and settled his or their Accounts, and have verified the same on Oath, and shall have delivered up the Vouchers and Receipts relating thereto, and shall have paid the Money which shall appear to be in his or their Hands respectively, and the reasonable Charges of such Distress and Sale as shall in that Respect have been made, or until he or they shall have compounded with the said Trustees for the same, and paid the Sum compounded for to the said Trustees, or to such Person or Persons as they shall appoint to receive the same (which Composition the said Trustees are hereby empowered to make), or until he or they shall deliver up such Books, Accounts, Papers, and Writings as aforesaid, or shall have given Satisfaction in respect thereof to the said Trustees: Provided always, that no Person shall be committed for Want of sufficient Distress for any longer Space of Time than Six Calendar Months.

Subscribers
shall pay
their Sub-
scriptions.

X. And be it further enacted, That the several and respective Persons who have subscribed, or may hereafter subscribe, any Sum or Sums of Money for and towards making and repairing the said Road and Branch of Road shall, and they are hereby required to pay the Sum or Sums so subscribed, or such Parts or Proportions thereof, and within such Time and Times, and to such Person or Persons as the said Trustees shall, by any Writing under their Hands, authorize to receive the same, so as the said Trustees shall not call at any one Time for any greater Instalment than Twenty-five Pounds on every One hundred Pounds of such Subscriptions, nor shall make any such Call at a less Distance than the Space of Two Calendar Months after the Call immediately preceding; and if any Person or Persons shall, after Twenty Days previous Notice in Writing, under the Hand of the Treasurer or Clerk of the said Road, for that Purpose to him, her, or them given, or left at his, her, or their Dwelling House or usual Place of Abode, refuse or neglect to make Payment of the respective Sums by him, her, or them so subscribed, or agreed to be subscribed, or such Part or Parts thereof as may be required in such Notice, it shall be lawful for the said Trustees to bring, or cause to be brought, any Action of Debt or on the Case, Bill, Complaint, or Suit, against any Person or Persons so refusing or neglecting as aforesaid, his, her,

her, or their Heirs, Executors, or Administrators, in any of His Majesty's Courts of Record at *Westminster*, wherein no Essoign, Protection, Privilege, or Wager of Law, nor more than One Imparlance shall be allowed; and on Proof of such Person or Persons having so subscribed, or agreed to subscribe, and of such Notice being given as aforesaid, the respective Sums so subscribed or agreed to be subscribed, or so much thereof as shall be required to be paid in such Notice, shall be recovered, with full Costs of Suit.

XI. And whereas, in order to make and complete the said Road and Branch of Road, it will be necessary to purchase a great Number of Houses and other valuable Premises, lying in and on the Line of the said intended Road and Branch of Road, and which are more particularly mentioned in the Schedule to this Act annexed, the Purchase Money for which Houses and Premises will amount to a large Sum of Money; and for the purchasing of the said Houses and Premises, in order to carry the Purposes of this Act into Effect, several Persons have subscribed and paid, or undertaken to pay divers large Sums of Money; therefore, in Consideration of the Risk run by the said Subscribers, in advancing the several Sums so subscribed by them for the Purposes aforesaid, be it further enacted, That until the said intended Road and Branch of Road hereby authorized and directed to be made, repaired, widened, improved, and maintained, shall be fully made and completed, the said Trustees shall, and they are hereby empowered and directed to pay Interest after the Rate of Five Pounds *per Centum per Annum* upon all such Principal Sum and Sums of Money as shall have been actually subscribed, or may hereafter be subscribed and paid, or undertaken to be paid, for the Purposes aforesaid, at any Time or Times within Three Calendar Months after the passing of this Act; which Interest shall commence and be computed from the Time or respective Times of Payment of such Principal Monies, or of the Instalments thereof respectively; and from and after the Time when the said Road and Branch of Road shall be fully made and completed, the said Trustees shall and may, and they are hereby empowered and directed to pay such further Interest or Dividends, not exceeding in the Whole the Rate of Ten Pounds *per Centum per Annum* upon all Principal Sum and Sums of Money which have been or may be so subscribed and paid, or undertaken to be paid as aforesaid, as shall be, from Time to Time, resolved and determined by a Majority of the said Trustees at a Meeting to be held for that Purpose: Provided always, that the said further Interest or Dividends shall not be paid or payable on or for any Principal Sum or Sums of Money beyond the Amount of Fifty thousand Pounds in the Whole; nor on or for any Sum or Sums of Money, other than such Sum and Sums as shall have been or shall be actually subscribed and paid, or undertaken to be paid, within the Time aforesaid; nor on or for any Sum or Sums of Money whatever, which shall at any Time be secured by Mortgage of the Tolls under this Act, in Manner herein-after mentioned.

What Interest or Dividends shall be payable to the original Subscribers.

XII. And be it further enacted, That out of the Monies already subscribed in Manner aforesaid, or which may hereafter be subscribed, and already received or to be received by virtue of this Act, or out of the first Monies that shall be raised by virtue of this Act, the said Trustees shall pay and discharge all the Expences and Costs relative to procuring and

Application of Money

[*Loc. & Per.*]

19 P

passing

passing this Act, in Preference to any other Payment whatsoever; and that the Treasurer to the said Road shall thenceforth, being first ordered and empowered by the said Trustees, Once in every Year discharge the Interest or Payments upon all Securities which shall be made by virtue of this Act, if the same shall be demanded, in Preference to all other Payments; and that the Remainder of all and every Sum and Sums of Money whatsoever, which shall and may from Time to Time, be raised or received from the Tolls herein-after mentioned, or otherwise howsoever, by virtue of this Act, shall be applied in putting this Act in Execution, and in repaying the Principal Monies by or by virtue of this Act charged or borrowed, and to or for no other Use or Purpose whatsoever.

Trustees em-
powered to
make Survey.

XIII. And be it further enacted, That it shall and may be lawful for the said Trustees, their Servants or Agents, being first by them thereto authorized and empowered, from and immediately after the passing of this Act, and from Time to Time, and at all Times until the said Road and Branch of Road shall be completed, to enter upon any Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments whatsoever, for the Purpose of surveying, taking a Level of, and marking out the Ground and Premises intended to be made use of for the Purpose of making, widening, and improving the said Road, Branch of Road, Streets, and Passages respectively herein-before mentioned, they the said Trustees doing as little Damage as may be, and giving Three Days Notice in Writing, signed by their Clerk, to the Occupier or Occupiers of such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, of the Time of their making such Survey, taking such Level, or marking out such Grounds and Premises, and making Satisfaction for all Damages that shall be done thereby, exceeding the Sum of One Shilling.

Purchasing
Messuages,
etc. for Road,
and for open-
ing Streets.

XIV. And be it further enacted, That the said Road and Branch of Road shall not exceed Seventy Feet in Width, including the Causeways herein-after mentioned; and that for the Purpose of making, widening, and improving the said Road and Branch of Road, or of turning or altering the present Line thereof, and of opening, widening, improving, and rendering more commodious the Streets and Passages herein-before mentioned and described, it shall and may be lawful for the said Trustees, and they are hereby fully authorized and empowered, to treat and agree for the Purchase of all the Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments, situated on or along the Line of the Road and Branch of Road which shall be agreed to be made by the said Trustees in consequence of such Survey as aforesaid, or situated in any of the said Streets, Lanes, and Passages, between the End of the said Carriage Way in *Church Lane* or *Church Street* aforesaid, and *Aldgate High Street*, in the Line herein-before, and in the Schedule hereunto annexed, particularly mentioned and set forth; and also all Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments, situate and being between the present existing old Road or Roads, and the said intended new Road, on the North and South Sides of and contiguous to the said intended Road, the South Side of *Limehouse Church Yard*, between *Three Colt Street* and *Church Lane*, or such and so many of the same Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments, as they the said Trustees shall deem necessary or expedient to be purchased; and also to treat and agree for the Loss or
I Damage

Damage which the Owners of and Persons interested in any such Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments, shall or may any way sustain or be put unto by the making, opening, widening, improving, turning, or altering any Part or Parts of the said Road, or by the opening, widening, and improving, turning, or altering any Part or Parts of the said old Road or Roads, or by the opening, widening, and improving of the Streets and Passages aforesaid, or any Part thereof; and upon Payment of such Sum or Sums of Money as shall be agreed upon for such Purchase or Purchases, or as a Satisfaction for such Loss or Damage, or as shall be adjudged or assessed in the Manner herein-after mentioned and directed, it shall and may be lawful for the said Trustees to cause all such Houses, Erections, and Buildings whatsoever, or such or so many, or so much thereof as they shall deem necessary, to be taken down, and the Ground whereon such Houses, Erections, and Buildings now stand, and the other Grounds, Lands, and Hereditaments so to be purchased, or any Part or Parts thereof, to be laid into the said Road or Branch of Road, Streets, and Passages respectively; and also to remove, or cause to be removed, all Stiles, Bars, Gates, or other Obstructions, to the free Passage in, through, over, and along the said Road and Branch of Road, Streets, and Passages respectively, which now are standing and being in the Line of the said Road or Branch of Road, Streets, and Passages herein-before respectively described, or any of them, making due Satisfaction to such Person or Persons as shall or may be entitled to any Benefit, Profit, or Advantage from the said Stiles, Bars, and Gates, or any of them, for all such Loss or Damage as may accrue by Removal of the same, in Manner herein-after mentioned and directed.

XV. And be it further enacted, That it shall and may be lawful for the said Trustees to divert, turn, or alter the Course or Direction of the present Line of the said Road, along *Rose Lane* and *White Horse Lane* aforesaid, or of any Part or Parts thereof, and to make a new and convenient Carriage Road, through or over any Waste Ground, without making any Satisfaction for the same; and that it shall and may be lawful for any Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, and all Feoffees in Trust, Executors, Administrators, Guardians, Committees, or other Trustees whatsoever, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of any Infants, Wards, Femmes Covert, Cestuique Trusts, Lunatics, Idiots, or other incapacitated Persons, and to and for all Femmes Covert, and to and for all and every Person and Persons whomsoever, who are or shall be seised or possessed of, or interested in any such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, to contract and agree with the said Trustees for the Satisfaction to be made for all or any such Loss and Damage as aforesaid, or sell to them all or any of such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, and to convey the same, as Occasion shall be or require; and all Contracts, Agreements, Sales, and Conveyances, which shall be so made, shall be valid and effectual to all Intents and Purposes whatsoever, any Law, Statute, Usage, Custom, or any other Matter or Thing to the contrary thereof notwithstanding; and all such Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Feoffees in Trust, Executors, Administrators, Guardians, Trustees, Committees, Femmes Covert, and all and every other Person

Corporations
and Trustees
may contract.

and

and Persons, shall be, and are hereby indemnified, for what they shall do by virtue or in pursuance of this Act.

How Damages to be assessed in case of Disagreement.

XVI. And be it further enacted, That if any Owners, Proprietors, Occupiers, Bodies Politic, Corporate, or Collegiate, Ecclesiastical or Civil, Corporations Aggregate or Sole, Trustees, Femes Covert, or any other Person or Persons interested in any Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, which shall be thought necessary by the said Trustees under this Act to be purchased or employed for the Purposes of this Act, upon Notice in Writing under the Hands of the said Trustees for the Time being to him, her, or them given, or left at the respective Dwelling Houses or Places of Abode of such Person or Persons, or of the Head Officer or Officers of such Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, or at the House of the Tenant in Possession of such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, shall, by the Space of Ten Days after such Notice so given or left as aforesaid, neglect or refuse to treat, or shall not agree in the Premises, or by Reason of Absence shall be prevented from treating, then, and in every or any such Case, the Sheriff of the said County of *Middlesex*, or his Under Sheriff, or in case such Sheriff or Under Sheriff shall be anyways interested in the Matter in question, then some One of the Coroners of the said County, not interested therein, shall, upon the Warrant of the said Trustees, in Manner herein-after mentioned, and he and they is and are hereby required and authorized to cause it to be enquired into and ascertained by and upon the Oaths of a Jury of Twelve indifferent Men of the County of *Middlesex* (which Oaths the said Sheriff, Under Sheriff, or Coroner, is and are hereby empowered and required to administer), what Damages will be sustained by, and what Recompence and Satisfaction shall be made to such Owners, Occupiers, or other Person or Persons interested, for or on account of the taking of such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, for the Purposes of this Act, or of turning any Part or Parts of the said Road or Branch of Road into, over, or through the same Lands or Tenements, Houses, Buildings, Grounds, or Hereditaments, and in order thereto the said Sheriff, Under Sheriff, or Coroner, is and are hereby empowered and required, from Time to Time, as Occasion shall require, to summon and call before the said Jury, and examine upon Oath, all and every Person or Persons whomsoever, who shall be thought necessary and proper to be examined as a Witness or Witnesses touching or concerning the Premises, (which Oath the said Sheriff, Under Sheriff, or Coroner, is and are hereby empowered to administer), and such Sheriff, Under Sheriff, or Coroner respectively, shall also order and cause the said Jury to view the Places in question, if there be Occasion, and use all other lawful Ways and Means, as well for his and their own as for the Jury's better Information in the Premises, as the said Sheriff, Under Sheriff, or Coroner, shall think fit; and after the said Jury shall have enquired of, ascertained, and settled such Damage, Recompence, and Satisfaction, the said Sheriff, Under Sheriff, or Coroner, shall thereupon order the Sum or Sums of Money so assessed by the said Jury to be paid by the said Trustees to the said Owners or Occupiers of or other Persons interested in the said Lands, Grounds, Tenements, Houses, Buildings, or Hereditaments, according to such Verdict or Inquisition of the said Jury; which said Verdict or Inquisition, and

and Order so had and made, shall be final, binding, and conclusive, to all Intents and Purposes, against all Parties and Persons whomsoever claiming any Estate in Fee Simple or Fee Tail, for Life or Lives, in Possession, Reversion, Remainder, or otherwise, their Heirs, Successors, Executors, and Administrators, Infants, Issue unborn, Females Covert, Persons beyond the Seas, and under any other Disability whatsoever, Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Ecclesiastical or Civil, as well as all other Persons whomsoever; and for the summoning and returning of such Jury or Juries, the said Trustees are hereby empowered to issue their Warrant or Warrants to the said Sheriff, Under Sheriff, or Coroner, thereby commanding and requiring such Sheriff, Under Sheriff, or Coroner, to impanel, summon, and return, at some Place within the Tower Hamlets, in the said County, a Jury of Twenty-four honest and indifferent Men qualified according to Law to be returned for Trials of Issues in His Majesty's Courts of Record at *Westminster*, to appear before the said Sheriff, Under Sheriff, or Coroner, at such Time and Place as in such Warrant shall be appointed; and Eight Days Notice at the least, in Writing under the Hands of the said Trustees, is hereby required to be given to such Owners, Proprietors, Occupiers, Corporations, Trustees, or any other Person or Persons interested in any such Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, or to be left at the respective Dwelling Houses or Places of Abode of such Person or Persons, or of the Head Officer or Officers of such Corporations, or at the House of the Tenant in Possession of such Lands, Grounds, Tenements, Houses, Buildings, or Hereditaments, of the Time and Place of the said Jury being so impanelled, summoned, and returned; and the said Sheriff, Under Sheriff, or Coroner, is and are hereby required to impanel, summon, and return such Number accordingly, and out of the Persons so impanelled, summoned and returned, or out of such of them as shall appear upon such Summons, the said Sheriff, Under Sheriff, or Coroner shall swear or cause to be sworn Twelve, who shall be the Jury for the Purposes aforesaid; and in Default of a sufficient Number of Jurymen, the said Sheriff, Under Sheriff, or Coroner, shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured to attend that Service (being qualified as last aforesaid), to the Number of Twelve; and it shall be lawful for all Persons concerned, by themselves, their Counsel and Solicitors, to attend and be heard, and to adduce Evidence before the said Sheriff, Under Sheriff, or Coroner respectively; and such Persons shall also have their lawful Challenges against any of the said Jurymen when they come to be sworn, but shall not challenge the Array: And the said Trustees shall have Power, from Time to Time, to impose any reasonable Fine or Fines on such Sheriff, Under Sheriff, or Coroner, his or their Bailiffs or Agents making Default in the Premises, and on any of the Persons who shall be summoned and returned on such Jury, and shall not appear, or who shall refuse to be sworn on the said Jury, or being so sworn shall refuse to give or shall not give their Verdict, or shall in any other Manner wilfully neglect their Duty therein, contrary to the true Intent and Meaning of this Act, and on any of the Persons who being required to give Evidence before the said Jury, touching the Premises, shall refuse or neglect to appear, or shall not alledge a sufficient Excuse for not appearing, or appearing shall refuse to be sworn and give Evidence; provided that any such Fine shall not exceed the Sum of Ten Pounds upon

[*Loc. & Per.*]

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any

any such Sheriff, Under Sheriff, or Coroner, nor the Sum of Five Pounds upon any other Person, for any other Offence.

Expences of
Juries how
to be paid.

XVII. And be it further enacted, That in case any Jury or Juries to be summoned and sworn pursuant to the Authority of this Act, shall give in a Verdict or Assessment for more Monies, as a Recompence or Satisfaction for the Right, Interest, or Property of any Person or Persons in any such Lands, Tenements, Messuages, Buildings, Grounds, or Hereditaments, or for any such Damages as aforesaid, than shall have been agreed to be given and offered for the same by the said Trustees before the summoning and returning of such Jury or Juries, then and in such Case the Costs and Expences of summoning and maintaining the Jury and Witnesses for the Purposes aforesaid shall be paid by the said Trustees out of the Monies which shall arise by virtue of this Act, but if any Jury or Juries so summoned and sworn as aforesaid shall give in a Verdict or Assessment for no more, or for less Monies, as such Recompence and Satisfaction as aforesaid, than shall have been agreed to and offered by the said Trustees for the same, before the summoning and returning of the said Jury or Juries, then the Costs and Expences of summoning and maintaining such Jury and Witnesses shall be paid by the Person and Persons with whom the said Trustees shall have had such Controversy or Dispute; which said Costs and Expences, having been settled by the said Sheriff, Under Sheriff, or Coroner, before whom such Verdict shall have been given, (which said Sheriff, Under Sheriff, or Coroner, is and are hereby empowered and required to examine and settle the same), shall and may be deducted out of the Monies so adjudged or assessed, as so much Money advanced to and for the Use of the Person and Persons entitled to such Money so adjudged, and Payment or Tender of the Remainder of such Monies shall be deemed and taken to be a Payment or Tender of the whole Sum or Sums so adjudged or assessed, or otherwise such Costs and Expences may be recovered by such Ways and Means as are herein-after provided for the Recovery of the Penalties, Forfeitures, and Fines by this Act authorized to be imposed.

Costs of Te-
nants for
Life.

XVIII. Provided always, and be it further enacted, That whenever any Lands, Tenements, or Hereditaments shall be purchased by the said Trustees for the Purposes of this Act, in or to which any Person shall be interested or entitled as Tenant for Life, all such Costs, Charges, and Expences as any such Tenant for Life shall and may incur and sustain, or be liable or put unto for or by Reason or Means of the Purchase of such Lands, Tenements, and Hereditaments, or of the summoning and maintaining any Jury or Witnesses to ascertain the Value of the same, or of the investing the Money to arise therefrom, or of receiving the Interest thereof, or in any other Manner howsoever, in consequence of such Purchase, shall be discharged by the said Trustees, out of the Monies which shall arise by virtue of this Act, or shall be paid and satisfied to any such Tenant for Life by the said Trustees out of the said Monies; any thing herein-before contained notwithstanding.

Misnomer,
Omission, or
wrong De-
scription in

XIX. Provided always, and be it further enacted, That if any of the Messuages, Buildings, Grounds, Hereditaments, and Premises mentioned and described in the Schedule hereunto annexed, or any of the

Persons

Persons in whose Possession or Occupation the same, or any Part thereof, are, or is stated or described to be, shall happen to be misnamed, omitted, or inaccurately described, such Misnomer, Omission, or inaccurate Description, shall not prevent or retard the Execution of this Act, but the same Premises, and every Part thereof, shall and may be purchased and sold, or assessed and valued by a Jury, and conveyed, disposed of, and applied for and to the Purposes of this Act, as fully and effectually as if the same was more properly named and described in the same Schedule. the Schedule, not to prevent the Execution of this Act.

XX. And be it further enacted, That every Sum of Money, Rempence, and Satisfaction, which shall be agreed for or assessed as aforesaid, shall be paid out of the Monies which shall arise and be produced by virtue of this Act, to the Parties or Persons respectively entitled thereunto, or to their Agents, except in the Cases herein-after otherwise provided for, and upon Payment thereof, or in case of Refusal to accept the same, then upon leaving the same in the Hands of the Treasurer or Clerk of the said Trustees for the Time being, for the Use of such Parties or Persons, and after Ten Days Notice thereof to such Parties or Persons, or their Agents, all Owners and Occupiers of, and all other Persons or Corporations interested in such Lands, Tenements, Messuages, Buildings, Grounds, or Hereditaments, shall from thenceforth be divested of all Right, Title, Claim, Interest, and Property, of, into, or out of the same, and such Houses, Messuages, Tenements, or Buildings, shall and may be forthwith pulled down, carried away, removed, and disposed of by the said Trustees, and the Scite thereof, and all such Lands, Grounds, and Hereditaments as shall be so purchased, or so much and such Part thereof as the said Trustees shall see fit, shall be laid into and made Part of the said Road or Branch of Road, in such Manner as the said Trustees shall direct, and shall be by them, or by such Person or Persons as they shall appoint, sufficiently fenced and set out for that Purpose, and shall from thenceforth, to all Intents and Purposes whatsoever, become and for ever afterwards be a common Highway and common Highways, and shall be deemed Part of the Road and Branch of Road to be widened, repaired, and improved by virtue of this Act; and that after such new Road and Branch of Road shall be completed, the Lands constituting the old Road or Roads, or any Part thereof, unless leading to some Street or Place to which such new Road or Branch of Road shall not communicate, together with such Parts of the said purchased Premises as shall not be laid into the said new Road, shall be vested in the said Trustees, and they are hereby empowered to sell or exchange, or to let, or demise, or otherwise dispose of, as well the said old Road or Roads as the said other purchased Premises, and to convey and assure the Fee and Inheritance as well of the said old Road or Roads as of the said Premises, or to demise the same from Time to Time to such Person or Persons, and in such Manner as the said Trustees shall direct and appoint, and the Money arising from such Sale, or to arise from Time to Time from any such Demise, shall be applied and disposed of, for the Purposes of this Act; and any Sale or Conveyance to be made of the said old Road or Roads, or of the said other purchased Premises, being executed by the said Trustees, and enrolled with the Clerk of the Peace for the said County of *Middlesex*, shall be good and effectual in the Law to all Intents and Purposes whatsoever. Lands to vest in Trustees.

XXI. Pro-

Occupiers
and Owners
of Premises
adjoining to
old Road,
and extend-
ing to new
Road, to have
Preference of
purchasing.

XXI. Provided always, and be it further enacted, That before the said Trustees shall sell, demise, or otherwise dispose of any Part of the said old Road or Roads, or of any Ground, Houses, Messuages, Tenements, Lands, Premises, or Hereditaments, which shall happen to be between the said old Road or Roads and the Line of the said intended Road, and which shall not be applied by the said Trustees to the Purpose of making the said intended Road, the said Trustees shall first offer to sell to any Person or Persons who shall be the Occupier or Occupiers for any Term longer than Seven Years then to come and unexpired, or in Default of such Tenant, then to the Owner or Owners of any Houses, Lands, Grounds, or Hereditaments, then lying or adjoining to the said old Road or Roads, so much of the said old Road or Roads, or other Premises extending to the said intended Road, as shall be equal in Extent of Front to the Ground or Premises occupied by or belonging to such Occupier or Occupiers, Owner or Owners, at or for such Price as shall be in Proportion to the Price which shall have been given by the said Trustees for the whole of such Piece or Pieces of Ground or Premises respectively, and no more; and in case such Person or Persons shall not thereupon agree, or shall refuse to repurchase the same, any Affidavit to be made and sworn before a Master or Master-Extraordinary in the High Court of Chancery, or before One of His Majesty's Justices of the Peace for the County of *Middlesex* or City of *London*, by some Person or Persons no way interested in the said Premises, stating that such Offer was made by or on Behalf of the said Trustees, and that such Offer was not then and thereupon agreed to, or was refused by the Person or Persons to whom the same Offer was so made, shall in all Courts whatsoever be sufficient Evidence and Proof that such Offer was made by or on Behalf of the said Trustees, and that such Offer was not then and thereupon agreed to, or was refused by the Person or Persons to whom it was made, as the Case may be; and in case such Occupier or Occupiers, Owner or Owners as aforesaid, shall be desirous of purchasing the said Premises, and he, she, or they, and the said Trustees, shall differ and not agree with respect to the Price or Prices thereof, in such Case the Price or Prices thereof shall be ascertained by a Jury in Manner herein-before directed with respect to disputed Value of Premises to be purchased by the said Trustees, in pursuance of this Act; and the Expence of hearing and determining such Difference shall be borne and paid in like Manner as is herein directed with respect to such Purchase made by the said Trustees, *mutatis mutandis*; and that all Money which shall arise by any Sale or Sales, or Demise or Demises, which may be made by the said Trustees of such Premises as aforesaid, shall be applied to the Purposes of this Act, but the Purchaser or Purchasers, Lessee or Lessees thereof, shall not be answerable or accountable for any Misapplication or Non-application of such Money.

Occupiers
shall make a
Carriage
Road Twenty
Feet wide.

XXII. Provided also, and be it further enacted, That in the Event of such Sale being made by the said Trustees to any Person or Persons being the Occupier or Occupiers only of such Messuages, Lands, Grounds, Premises, or Hereditaments, the said Trustees shall make it a Condition of such Purchase, that the said Occupier or Occupiers shall make and set out, and from Time to Time, during his, her, or their Term in the said Premises, keep in Repair a good and sufficient Carriage Road of the Width of Twenty Feet at the least from the Front of the Premises in his Possession,

Possession, now adjoining the said old Road or Roads, into the said intended Road to be made by virtue of this Act; and that the said Carriage Road, so to be made by the said Occupier or Occupiers, shall, at the Expiration of his or their Term, be delivered up by him or them to the Owner or Owners of the said Premises, to be held and enjoyed by the said Owner or Owners jointly with the said Occupier or Occupiers, for the Purpose of Communication with the said intended Road to be made by virtue of this Act; and the said Occupier or Occupiers, so making such Purchase, shall enter into an Agreement with the said Trustees, under a sufficient Penalty, for the making and repairing such Road or Carriage Way accordingly; and in Default of the Performance of such Agreement the said Trustees shall have full Power to make the said Road or Carriage Way, and to recover the Costs and Charges of so doing from the Occupier or Occupiers so making such Agreement as aforesaid.

XXIII. Provided likewise, and be it further enacted, That in the Event of such Sale being made by the said Trustees to any Person or Persons other than such Occupier or Occupiers; or in case no Sale whatever shall be made of the said old Road or Roads, or of the Premises so lying between the same and the said intended new Road; it shall and may be lawful for the said Trustees, and they are hereby empowered and required to set out and make One or more good and sufficient Road or Roads, not exceeding Twenty Feet in Width, from the said intended Road, across the said Premises, to the Houses, Lands, Grounds, or Hereditaments then lying or adjoining to the said old Road or Roads, and to which no such Road or Roads shall have been made and set out, or agreed to be made and set out, by the Occupiers being Purchasers as aforesaid; and also that the said Trustees shall and may direct how the said Road or Roads shall be from Time to Time kept in Repair for the Benefit of the Occupiers and Owners of such Premises so adjoining the said old Road or Roads, during the Continuance of this Act.

Trustees empowered to make a Road in Default of Occupiers.

XXIV. And be it further enacted, That if in any Case the Owner or Owners of any Houses, Messuages, Tenements, Lands, Grounds, or Hereditaments, Part only of which Premises shall at any Time be required by the said Trustees, to be applied to the Purposes of this Act, shall be unwilling to sell or dispose of such Part only of the Houses, Lands, Grounds, or Hereditaments belonging to the said Owner or Owners, as shall be required by the said Trustees, it shall and may be lawful to and for the said Trustees to purchase of and from the said Owner or Owners the Whole of the Houses, Lands, Grounds, or Hereditaments, of the said Owner or Owners, and to apply so much or such Part thereof as they shall see fit to the Purposes of this Act, and to sell or exchange, or let or demise the remaining Part of such Premises, and to apply the Produce thereof to the Purposes of this Act; and that if such Owner or Owners shall not or cannot agree with the said Trustees for the Price to be paid for the Purchase of the Whole of such Lands, Houses, Tenements, Grounds, or Hereditaments, then the Value thereof shall be settled and ascertained by a Jury in such Manner as the Price for any Land to be taken in pursuance of this Act is directed to be settled and ascertained by this Act, and all other Proceedings shall take place respecting the said Premises as are hereinbefore mentioned and directed with respect to Premises, the Value of which shall be ascertained by a Jury in Manner aforesaid.

Purchasing the Whole of Premises from Owners unwilling to sell Part.

[Loc. & Per.]

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XXV. And

Application
of Purchase
Money ex-
ceeding 200l.
when payable
to Corpora-
tions, &c.]

XXV. And be it further enacted, That if any Money shall be agreed or assessed to be paid for any Lands, Tenements, Messuages, Buildings, Grounds, or Hereditaments, purchased, taken, or used by virtue of this Act, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, or not legally entitled absolutely to dispose of the Premises, by the Sale of which such Money shall be produced, shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the Trustees for executing this Act, to the Intent that such Money shall be applied, under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements, or Hereditaments, in the Purchase of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to be paid; affecting the same Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, or affecting other Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments standing settled to the same or the like Uses, Intents, or Purposes; or where such Money shall not be so applied, then the same shall be laid out and invested, under the like Direction and Approbation of the said Court, in the Purchase of other Messuages, Lands, Tenements, or Hereditaments, which shall be conveyed and settled to, for, and upon such and the like Uses, Trusts, Intents, and Purposes, and in the same Manner as the Hereditaments which shall be so purchased, taken, or used as aforesaid, stood settled or limited, or such of them as at the Time of making such Conveyance and Settlement shall be existing undetermined and capable of taking Effect; and in the meantime, and until such Purchase shall be made, the said Money shall, by Order of the Court of Chancery, upon Application thereto, be invested by the said Accountant General, in his Name, in the Purchase of Three Pounds *per Centum* Consolidated or Three Pounds *per Centum* Reduced Bank Annuities; and in the meantime, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would for the Time being, have been entitled to the Rents and Profits of the Lands, Tenements, and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application
where the
Compensation
does not ex-
ceed 200l.
nor less than
20l.

XXVI. Provided always, and be it further enacted, That if any Money so agreed or assessed to be paid for any Lands, Tenements, Houses, Buildings, Grounds, or Hereditaments, purchased, taken, or used for the Purposes aforesaid, and belonging to any Corporation, or to any Person or Persons under Disability or Incapacity as aforesaid, shall be less than the Sum of Two hundred Pounds, and shall exceed the Sum of Twenty Pounds, then and in all such Cases the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into

into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner herein-before directed, or otherwise the same shall be paid, at the like Option, to Two Trustees to be nominated by the Person or Persons making such Option, and approved of by the Trustees for executing this Act (such Nomination and Approbation to be signified in Writing under the Hands of the nominating and approving Parties), in order that such Principal Money, and the Dividends arising thereon, may be applied in any Manner herein-before directed, so far as the Case may be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

XXVII. Provided also, and be it further enacted, That where such Money so agreed or assented to be paid as herein-before mentioned, shall be less than Twenty Pounds, then and in all such Cases the same shall be applied to the Use of the Person or Persons who would, for the Time being, have been entitled to the Rents and Profits of the Hereditaments so purchased, taken, or used for the Purposes of this Act, in such Manner as the said Trustees shall think fit; or in case of Infancy or Lunacy, then to his, her, or their Guardian or Guardians, Committee or Committees, to and for the Use and Benefit of such Person or Persons so entitled respectively.

Application where the Money is less than 20l.

XXVIII. And be it further enacted, That all such Verdicts, Judgments, Sentences, Decrees, Orders, and other Proceedings of the said Trustees, Sheriff, Under Sheriff, or Coroner, and Juries, as relate to or concern any of the Cases before mentioned, and all Receipts which the Cashier or Cashiers of the Bank of *England* shall give for any Sum or Sums of Money paid into the Bank as aforesaid, shall be entered among the Records of the Court of General Quarter Sessions of the Peace of the said County of *Middlesex*; and the said Verdicts, Judgments, Sentences, Decrees, and Orders, and other Proceedings, shall be deemed and taken to be Records to all Intents and Purposes whatsoever, and the same, or true Copies thereof, shall be deemed and taken to be good and sufficient Evidence and Proof in any Court or Courts of Law or Equity whatsoever; and all Persons shall and may have Recourse to the same upon paying the Sum of One Shilling, and no more, for each Search, and take Copies thereof, paying for every Copy the accustomed Fee; and immediately after the Entry of such Verdicts, Judgments, Sentences, Decrees, Orders, and other Proceedings of the said Trustees, Sheriff, Under Sheriff, or Coroner, and Juries as aforesaid, and Payments as aforesaid, all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand in Law and Equity, of the respective Owner or Owners, Corporations, Trustees, or other Person or Persons aforesaid, into and out of the Lands and Hereditaments to be purchased as aforesaid, shall vest in the said Trustees, and they shall be deemed in Law to be in the actual Seisin or Possession thereof, to all Intents and Purposes whatsoever, as fully and effectually as if every Person having any Estate in the Premises had actually conveyed the same by Lease and Release, Bargain and Sale inrolled, Feoffment with Livery of Seisin, Fine, common Recovery, or any other Conveyance or Assurance whatsoever; and such Verdicts, Judgments, Sentences, Decrees, Orders, and other Proceedings, shall

Verdicts, &c. to be recorded at the Sessions.

not

not only bar all Right, Title, Interest, Claim, and Demand of the Person or Persons, Corporation or Corporations, to whom or on whose Account such Payment shall have been made, or for whose Use such Money shall have been left in the Hands of the Treasurer of the said Road, but also shall extend to, and be deemed and construed to bar the Dower or Dowers of the Wife and Wives of such Person and Persons, and all Estates Tail, and other Estates, in Possession, Reversion, Remainder, or Expectancy, and the Issue and Issues of such Person and Persons, and every Person claiming under them, as effectually as Fines or common Recoveries would do if levied or suffered by the proper Parties in due Form of Law.

Conveyances
good by Bar-
gain and Sale.

XXIX. And be it further enacted, That the Conveyance of any Estate or Interest of any Feme Covert to the said Trustees, or any Person or Persons in Trust for them, by Bargain and Sale, acknowledged by such Feme Covert, and duly enrolled in the Court of King's Bench at *Westminster*, within Six Calendar Months after the making thereof, shall as effectually and absolutely convey the Estate and Interest of such Feme Covert in the Premises, as any Fine or Fines, Recovery or Recoveries, would or could do if levied or suffered thereof in due Form of Law; and further, that all Bargains and Sales whatsoever to be made of any such Lands and Hereditaments as shall be purchased by the said Trustees, by virtue of and for the Purposes of this Act, and enrolled as aforesaid, shall have the like Force, Effect, and Operation in Law, to all Intents and Purposes, as any Fine or Fines, Recovery or Recoveries whatsoever, would have had if levied or suffered by the Bargainor or Bargainors, or any Person or Persons seized of any Estate in the Premises in Trust for such Bargainor or Bargainors in any legal Manner or Form whatsoever.

Tenants at
Will, &c. to
quit Premises.

XXX. And be it further enacted, That every Tenant at Will, or Lessee for a Year, or any other Person or Persons in Possession of any such Lands, Tenements, Houses, Buildings, Grounds, and Hereditaments, or any Part thereof, which shall be purchased by virtue of and for the Purposes of this Act, and who shall have no greater Interest in the Premises than as Tenant at Will, or as Lessee for a Year, or from Year to Year, shall within Thirty Days after Notice in Writing to such Tenants from the said Trustees, or such Person or Persons as they shall appoint for that Purpose, deliver up the Possession of such Premises to the said Trustees, or to such Person or Persons as they shall appoint to take Possession of the same, in case the said Trustees, or some Person or Persons authorized by them shall pay or tender to him or them Six Calendar Months Rent of the same Premises, or in case the said Trustees, or such Person authorized by them, shall give Six Calendar Months Notice to quit such Possession, then such Tenant or Tenants shall, at the End of the said Six Calendar Months, or so soon after as he or they shall be required, peaceably and quietly deliver up the Possession of the said Premises to the said Trustees, or the Person or Persons authorized by them to take Possession thereof; and that in case any such Tenant or Tenants, or Person or Persons so in Possession as aforesaid, shall refuse to give such Possession as aforesaid, then it shall and may be lawful for the said Trustees to issue their Precept or Precepts to the Sheriff of the said County of *Middlesex*,

for to deliver Possession of the Premises to such Person or Persons as shall in such Precept or Precepts be nominated to receive the same, and the said Sheriff is hereby required to deliver such Possession accordingly of the said Premises, and to levy such Costs as shall accrue from the issuing and Execution of such Precept or Precepts on the Person or Persons so refusing to give Possession as aforesaid, by Distress and Sale of his, her, or their Goods.

XXXI. And be it further enacted, That all and every Person and Persons, who shall have any Mortgage or Mortgages on such Lands, Tenements, Houses, Buildings, Grounds, and Hereditaments, not being in Possession thereof by virtue of such Mortgage or Mortgages, shall, on the Tender of the Principal Money and Interest due thereon, together with the Amount of Six Calendar Months Interest on the said Principal Money, by the said Trustees, or by such Person or Persons as they shall appoint, immediately convey, assign, and transfer such Mortgage or Mortgages to the said Trustees, or to such Person or Persons as the said Trustees shall appoint, or in case such Mortgagee or Mortgagees shall have Notice in Writing from the said Trustees, or such Person or Persons as they shall appoint, that they will pay off and discharge the Principal Money and Interest which shall be due on the said Mortgage or Mortgages, at the End or Expiration of Six Calendar Months, to be computed from the Day of giving such Notice, that then, at the End of the said Six Calendar Months, on the Payment of the Principal and Interest so due, such Mortgagee or Mortgagees shall convey, assign, and transfer his, her, or their Interest in the Premises to the said Trustees, or such Person or Persons as shall be appointed in Trust for them, and in case such Mortgagee or Mortgagees shall refuse to convey and assign as aforesaid on such Tender or Payment, that then all Interest on every such Mortgage shall from thenceforth cease and determine.

Mortgages to be assigned on Tender of the Principal Money, &c.

XXXII. And be it further enacted, That upon Payment of the Principal Money and Interest due on any Mortgage as aforesaid, into the Bank, at the End of Six Calendar Months from the Day of giving such Notice as aforesaid, for the Use of the Mortgagee or Mortgagees, the Cashier or Cashiers of the Bank shall give a Receipt or Receipts for the said Money in like Manner as is herein-before directed in Cases of other Payments into the Bank, and thereupon all the Estate, Right, Title, Interest, Use, Trust, Property, Claim, and Demand of the said Mortgagee or Mortgagees, and of all and every Person and Persons in Trust for him, her, or them, shall vest in the said Trustees, and they shall be deemed to be in the actual Possession of the Premises comprized in such Mortgage or Mortgages, to all Intents and Purposes whatsoever.

Cashier to give a Receipt for Purchase Money paid into the Bank.

XXXIII. And be it further enacted, That all Sums of Money, or other Consideration, Recompence, or Satisfaction to be paid or made pursuant to any such Agreement or Verdict as aforesaid; or in Discharge of any such Mortgage, shall be paid or tendered to the Party or Parties entitled to the same, or paid into the Bank of *England* as aforesaid, before the said Trustees, or any Person or Persons authorized by them, shall proceed to pull down any House or Houses, or other Erections or Buildings comprized in or affected by such Agreement, Verdict, or Mortgage respectively, or to use the Ground for any of the Purposes of this Act.

Money to be paid before any Use is made of the Premises.

[*Loc. & Per.*]

19 S

XXXIV. And

Using Part of
Limehouse
Church Yard.

XXXIV. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby empowered to lay into the said intended Road, or otherwise make use of such Part or Parts of the present Church Yard belonging to the Parish Church of the Parish of *Saint Anne Middlesex*, (commonly called *Saint Anne Limehouse*), as they shall deem necessary or proper to be so applied or made use of for any of the Purposes of this Act, and as shall and may be agreed on between the said Trustees and the present Patron and Rector of the said Church, with the Consent of the Ordinary or Bishop of the Diocese in which the same is situated; and that all such Part and Parts of the said Church Yard, as shall be so laid into the said intended Road, or employed for the Purpose of this Act, and the Fee Simple and Inheritance thereof respectively, shall be and the same are hereby vested in the said Trustees for the Time being, to all Intents and Purposes whatsoever; any Law, Statute, Usage, Custom, or Canon, to the contrary thereof in anywise notwithstanding.

Inclosing
Church Yard.

XXXV. And be it further enacted, That the said Trustees shall inclose so much of the present Church Yard, and other Ground adjoining to the said Church, as shall remain in or be laid into the same, in lieu of the Ground applied to the Purposes of this Act, in Manner herein-after mentioned, with a strong and sufficient Brick Wall, or Iron Railing on a strong *Portland Kirb*; and the said Trustees shall also provide, put up, and finish a proper and sufficient Gate in the said Wall or Iron Railing, opposite or near to the North Door of the said Church, for convenient Entrance thereto, with proper Locks and other Fastenings to such Gate.

New Ground
to be given in
lieu of old.

XXXVI. And be it further enacted, That it shall and may be lawful for the said Trustees, and they are hereby fully authorized and empowered to treat and agree for the Purchase of all or any of the Houses, Buildings, Erections, Grounds, Lands, Tenements, and Hereditaments, which are particularly mentioned and set forth in the Schedule hereunto annexed, and that after the said Premises shall be so purchased as aforesaid, the said Trustees shall find, provide, and set out for the Use of the said Parish of *Saint Anne Middlesex*, so much Ground as shall be equal at least in Quantity of superficial Feet to such Ground as shall be taken by them from the said Church Yard of and belonging to the said Parish Church of *Saint Anne Middlesex*, such Ground to be set out for that Purpose, to be situated at the South Side of the said Church, and immediately adjoining to the present Church Yard; and that the said Trustees shall, if thereto required by the Rector of the said Parish for the Time being, at their own Expence, to be paid out of the Fund arising by virtue of this Act, procure all the said Ground so to be set out in lieu of the Ground which shall be taken away from the said Church Yard, to be consecrated as a Church Yard or Burial Ground for the Use of the said Parish of *Saint Anne Middlesex*, and shall also make and leave the said Ground proper for a Church Yard and Burial Ground.

New Ground
to be set out
before old is
used.

XXXVII. Provided always, and be it further enacted, That it shall not be lawful for the said Trustees to apply, for the Purposes of this Act, any Part of the Ground belonging to the said Parish Church or Church Yard of *Saint Anne Middlesex*, which they may be authorized and em-

powered by this Act so to apply and use, until they shall have rendered, conveyed, and effectually secured at their Expence, to the said Parish; a just and full Equivalent in other Ground in lieu and exchange thereof, in Manner herein-before mentioned.

XXXVIII. And be it further enacted, That in effecting the intended Improvements near the said Parish Church of *Saint Anne Middlesex*, the Graves in the Church Yard shall be as little disturbed, and as little Damage shall be done to the Grave Stones in and about the said Church Yard, as reasonably may be; and that such Grave Stones as shall be necessarily removed on account thereof, shall be refixed at the Expence of the said Trustees, to be paid out of the Fund arising by this Act, in such Part or Parts of the present Church Yard as shall remain to be used as such, or in the new Church Yard to be provided in Manner aforesaid, as shall be most fit: Provided always, that whenever it shall be necessary, in pursuance and execution of this Act, to open or disturb any Grave or Graves, or any Burial Vault, in the said present Church Yard, it shall be lawful for the Relations and Friends of any Person or Persons, whose Corpse or Corpses shall have been interred or deposited in such Grave or Graves, or Vault, with the Consent of the Rector of the said Parish for the Time being, to remove such Corpse or Corpses to any other Place or Places set apart for the Burial of the Dead, and afterwards, if they shall so think fit, to bring back the same, and deposit such Corpse or Corpses in the said new Church Yard, as soon as the said new Church Yard shall be made fit for the Burial of the Dead, any Law, Ecclesiastical Canon, or Usage to the contrary thereof notwithstanding; and such of the Corpses in the Graves or Vaults so to be opened or disturbed, as shall not be removed as aforesaid from the present Church Yard, shall, at the Expence of the said Trustees, to be paid out of the said Fund, and as soon as conveniently may be after the said new Church Yard shall have been made fit for the Burial of the Dead, be taken out of the present Church Yard, and placed in the new Church Yard, except the Bodies in such Vaults or Graves as shall be finally closed up.

Moving
Corpses.

XXXIX. And whereas, by reason of taking down Houses, and making Alterations in pursuance of this Act, a Deficiency may arise in the Produce of the annual Stipends, Dues, and Oblations, and other Perquisites and Payments payable to the Rector of the said Parish of *Saint Mary Matfellow* otherwise *Whitechapel*; be it therefore enacted, That the said Trustees shall, from Time to Time, during the Continuance of this Act, yearly and every Year pay and make good unto the Rector of the said Parish, by Four equal quarterly Payments, the Deficiency which may arise or happen by the pulling down of any Dwelling Houses in the respective Districts herein-before described, and which the consequent Removal of Inhabitants from such respective Parishes may occasion; which Deficiency shall be estimated at and after the Rate of Nine Shillings and Sixpence upon each and every House which shall be pulled down by the said Trustees for the Purposes of this Act.

Compensation to the Rector of Whitechapel for Deficiency of annual Stipends, Dues, &c.

XL. And whereas by the making and using of the said Road and Branch of Road hereby authorized to be made, the Lands which are intended to be taken and used for those Purposes, or some Parts thereof, will be rendered unproductive of Tythes, and it is expedient that proper

Compensation to be made for the Tythes of Lands and Premises taken.

Compensation

Compensation should be made to the Owners of the said Tythes for the Time being, in lieu thereof: And whereas the Principal and Scholars of the *King's Hall* and College of *Brazen Nose*, in the University of *Oxford*, and the Person or Persons entitled under them, are the present Owners of all the Tythes, both Great and Small, of the Lands so intended to be taken and used; be it therefore further enacted, That in order to the making of such Compensation as aforesaid, the yearly Quantity of Three Pecks of good, clean, wholesome, marketable *English* Wheat, of the best Sort, for each and every Acre of the Lands and Premises, for the Tythes of which such Compensation is intended to be hereby provided, and after that Rate for any greater or less Quantity than an Acre, shall be deemed and considered as equal in Value to, and a full and adequate Compensation and Satisfaction for, all the Tythes, both Great and Small, arising and payable upon or out of the same Lands and Premises; and the Sum of Six Shillings and Eight-pence *per* Bushel shall be considered and taken as and for the average Price of such Wheat at the Corn Exchange, in the City of *London*, during the Term of Fourteen Years next preceding the passing of this Act; and that there shall be paid and payable from Time to Time, for ever, to the said Principal and Scholars, and their Successors, or to the Person or Persons for the Time being duly entitled to receive the same under them, such respective yearly Rents or Sums of Money as shall be equal in Value to Three Pecks of such Wheat, at such fixed average Price as aforesaid for each and every Acre of all such tythable Lands and other Premises, situated respectively in the aforesaid Parishes of *Saint Dunstan Stebonheath* otherwise *Stepney*, *Saint Anne Limehouse*, and *Saint George in the East*, or either of them, or in any of the tythable Places thereof respectively, and by this Act authorized to be purchased, as shall be taken, and for the Time being kept, occupied, and made use of, in or for the Purposes of this Act; and that the said respective yearly Rents or Sums of Money shall be issuing out of, and charged and chargeable upon the Lands and Premises to be taken, kept, occupied and made use of for the Purposes aforesaid, and shall be payable and paid by the said Trustees, with and out of the Tolls hereby granted or made payable by virtue of this Act, and which said respective yearly Rents or Sums of Money shall be, and are hereby declared to be, in lieu and full Compensation, Satisfaction, Bar, and Extinguishment of and for all Tythes, and Portions of Tythes, both Great and Small, arising and payable upon or out of all the Lands and Premises whatsoever in the said Parishes, or either of them, or in any of the tythable Places thereof respectively, which shall be so taken and for the Time being kept, occupied, and made use of as aforesaid, and for or in respect of which such yearly Rents or Sums shall be payable respectively; and the said respective yearly Rents or Sums of Money shall be payable and paid to the said Principal and Scholars and their Successors, or to the Person or Persons for the Time being entitled to the same, under them, at the Parsonage House, for the Time being, of the said Parish of *Stebonheath* otherwise *Stepney*, or at such other Place or Places within the said Parish as the same Principal and Scholars, or their Successors, or other Person or Persons, shall appoint, by equal Half-yearly Payments and Portions, upon the Twenty-fourth Day of *June* and the Twenty-fifth Day of *December* in every Year, for ever, clear of all Parochial Taxes, Rates, Dues, and Assessments whatsoever; the First Payment thereof to become due and be made upon the First of those Days which shall next happen after the Possession of such
Lands

Lands and Premises respectively shall have been obtained by the said Trustees for the Purposes aforesaid.

XLI. Provided always, and be it further enacted, That it shall be lawful for the said Principal and Scholars, and their Successors, or to and for the Person or Persons to be for the Time being entitled under them as aforesaid, at any Time after the Expiration of Fourteen Years, to be computed from and next ensuing the Day so as aforesaid appointed for the First Payment of the said yearly Rents or Sums of Money, by Writing under their or his Hands or Hand to apply to the Justices of the Peace, at any General or Quarter Sessions to be holden for the said County of *Middlesex* (first giving Notice in Writing to the said Trustees, or their Successors, Six Calendar Months at least before such Application, of his or their Intention so to do) to have the Average Price of Wheat again enquired of and ascertained; and the said Justices of the Peace shall and may, and they are hereby required, at the same or at the next General or Quarter Sessions of the Peace to be holden for the said County, to enquire into and ascertain, by or from, or by Means of the *London Gazette*, so long as the Returns of the Average Price of Corn and Grain shall be published therein, and in case of no such Publication, then by such Ways or Means as they shall think equitable or proper, the Average Price of good marketable Wheat at the Corn Exchange, in the City of *London*, for the Term of Fourteen Years next preceding such Application, and after such Average Price shall have been so ascertained and fixed, the Amount of all future Payments of the said respective yearly Rents or Sums of Money, in lieu of Tythes as herein mentioned, shall be equal to the Value of the respective proper Quantities of Wheat computed at the said Rate of Three Pecks *per Acre*, and according to the Average Price which shall have been last ascertained and fixed by the Court of General or Quarter Sessions, and so from Time to Time as often as any such Application shall be made as aforesaid; provided no such Application be made before the Expiration of Fourteen Years from the Time any such Average Price shall have been last ascertained and fixed in pursuance of this Act.

The Average Price of Wheat may be ascertained at the End of Fourteen Years, for the Purpose of making such Compensation.

XLII. Provided always, and be it further enacted, That if Default shall be made in the Payment of the said yearly Rents or Sums of Money hereby made payable in lieu of Tythes as aforesaid, or of either of them, or any Part thereof respectively, for the Space of Twenty-one Days next after any of the respective Times hereby appointed for the Payment of the same, then and in every such Case the said Principal and Scholars, and their Successors, and the Person or Persons entitled to the same under them as aforesaid, or any of them, shall and may have and exercise such and the same Powers and Remedies for recovering and receiving the said respective yearly Rents or Sums of Money, or any Part thereof respectively, together with all Costs and Charges which shall be occasioned by the Non-payment of the same, as by Law are provided and given to Landlords for the Recovery of Fee Farm Rents or Rack Rents in Arrear.

Remedy for recovering Compensation for Tythes.

XLIII. And whereas, by reason of taking down Houses and making Alterations in pursuance of this Act, there may be Deficiencies in the Produce of the Assessments for Land Tax and Poor's Rates, within the said Parishes of *Saint Dunstan Stepney, Saint Anne Limehouse, Saint George in the East, and Saint Mary Whitechapel*, and also within the Hamlet of *Ratcliffe,*

Compensation to be paid by the Trustees to the Parishes of Stepney, St. Anne

Limehouse,
St. George,
and White-
chapel, and
Ratcliffe
Hamlet, for
Deficiencies
in Land Tax
and Poor's
Rates.

Ratcliffe, in the said County of *Middlesex*, be it therefore further enacted, That the said Trustees and their Successors shall from Time to Time, from and after the passing of this Act, be subject and liable to make good to the said Parishes and Hamlet respectively, or to such of them as shall claim the same within Six Months after the passing of this Act, with and out of the Monies to arise and be received by the said Trustees or their Successors, under or by virtue of this Act, all such Sum or Sums of Money as shall from Time to Time be deficient in respect of the Produce or Amount of the Assessments of Land Tax and Poor's Rates within the said Parishes and Hamlet, or any of them, by Reason or Means of the Alteration arising from or occasioned by the making of the said Road or Branch of Road, or by opening and widening, and improving the said Streets, Lanes, and Passages, intended to be opened, widened, and improved, or either of them, according to the Produce or Amount of such several Assessments and Rates respectively from *Lady Day* One thousand eight hundred and one to *Lady Day* One thousand eight hundred and two, and shall pay the same from Time to Time accordingly to the several Collectors of the said Rates and Taxes.

When the
Land Tax
and Poor's
Rate afford a
Surplus, such
Compen-
sation shall be
reimbursed
to the Trus-
tees.

XLIV. Provided always, and be it further enacted, That when and so soon after the passing of this Act as the Produce or Payment for and in respect of the several Assessments for Land Tax and Poor's Rates, or either of them, of, for, and upon all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments whatsoever, as for the Time being shall be standing upon or Part of the Lands or other Hereditaments in the said Parishes and Hamlet respectively, which shall be purchased for making the said Road and Branch of Road, or for opening, widening, and improving the said Streets, Lanes, and Passages, or as for the Time being shall be situate within One hundred Feet of any Part of the said Road or Branch of Road, shall raise a larger Sum of Money at the same Rate *per* Pound than the Sum raised by the said Assessments from *Lady Day* One thousand eight hundred and one to *Lady Day* One thousand eight hundred and two, of, for, and upon all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments whatsoever, situated in the said Parishes and Hamlet respectively, as shall be purchased for the said Purposes, or as are now situated within One hundred Feet of any Part of the said intended Road or Branch of Road, that then the Surplus shall in the first Place be applied and paid to the said Trustees or their Successors towards reimbursing all such Sum and Sums of Money as shall have been paid by the said Trustees or their Successors for or in respect of the afore-*said* Deficiencies in the Assessments for Land Tax and Poor's Rates respectively, and so from Time to Time, when and as often as there shall be any Surplus, until the said Trustees or their Successors shall be wholly reimbursed and repaid all Monies which they shall have disbursed to make good such Deficiencies in the said Assessments, or either of them, in Manner *aforesaid*.

Compen-
sation to the
Two Parishes
of Stepney
and St.
George, and
to Stepney

XLV. And whereas, by reason of the Improvements *aforesaid*, certain Deficiencies may also arise within the said Parish of *Saint Dunstan Stebonheath* otherwise *Stepney*, and the Hamlets within the same, and the Parish of *Saint George in the East*, in the Produce of the Assessments for cleansing, watching, and lighting, be it therefore further enacted, That the said Trustees and their Successors shall, from Time to Time from and after the passing

passing of this Act, and during the Continuance of the same, be subject and liable to make good to the said Parishes and Hamlets respectively, and to the several Trustees and Commissioners acting therein, under and by virtue of any Act or Acts of Parliament, with and out of the Monies to arise and be received by the said Trustees under this Act, or their Successors, from the Rates herein-after authorized to be made and collected by the said last-mentioned Trustees and their Successors, for watching, cleansing, lighting, and watering the said Road and Branch of Road, all such Sum and Sums of Money as the said first-mentioned Assessments for cleansing, watching, and lighting amounted unto in the Year ending at *Lady Day* One thousand eight hundred and two, of, for, and upon all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments, as at the Time of the passing of this Act are and shall be situate within One hundred Feet of any Part of the said intended Road and Branch of Road, within the Parishes and Hamlets last aforesaid; and the said last-mentioned Trustees and their Successors shall pay such Sum and Sums of Money to the several Collectors of the said first-mentioned Rates and Assessments accordingly.

Hamlets, for
Deficiency in
Rates for
cleansing,
watching,
and lighting.

XLVI. And whereas, by reason of the Improvements aforesaid, certain Deficiencies may also arise within the said Parish of *Saint Mary Matfellow* otherwise *Whitechapel*, in the Produce of the Assessments for paving, cleansing, watching, and lighting, be it therefore further enacted, That the said Trustees under this Act, and their Successors, shall from Time to Time, from and after the passing of this Act, and during the Continuance of the same, be subject and liable to make good to the said last-mentioned Parish, and to the several Trustees and Commissioners acting therein, under and by virtue of any Act or Acts of Parliament, or to such of them as shall claim the same within Six Months after the passing of this Act, with and out of the Monies to arise and be received by the said Trustees under this Act, and their Successors, from the Rates herein-after authorized to be made and collected by the said last-mentioned Trustees and their Successors, for watching, cleansing, lighting, and watering the said Road and Branch of Road, all such Sum and Sums of Money as the said first-mentioned Assessments for paving, cleansing, watching, and lighting amounted unto in the Year ending at *Lady Day* One thousand eight hundred and two, of, for, and upon all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments as shall be purchased, taken down, and made use of for the Purposes of this Act, in any of the said Streets, Lanes, and Passages leading from the End of the said Road, and intended by this Act to be opened, widened, and improved, or either of them, within the said Parish of *Saint Mary Matfellow* otherwise *Whitechapel*; and the said Trustees under this Act, and their Successors, shall pay such Sum and Sums of Money to the several Collectors of the said first-mentioned Rates and Assessments accordingly.

Compensation to the
Parish of
Whitechapel
for Deficiency in the
Rates for
paving,
cleansing,
watching,
and lighting.

XLVII. Provided always, and be it further enacted, That when and so soon after the passing of this Act as the Produce or Payment for and in respect of the several Assessments for paving, cleansing, watching, and lighting, or either of them, or for and upon the Value for the Time being of all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments whatsoever, as for the Time being shall be standing upon or Part of the Lands or other Hereditaments in the said Parish, which shall

When the
paving,
cleansing,
watching,
and lighting
Rates afford
a Surplus,
such Com-
pensation
be

shall be re-
imbursed to
the Truf-
tees.

be purchased for the Purpose of opening, widening, and improving the Streets, Lanes, and Passages for the Purposes aforesaid, or as for the Time being shall be situate within One hundred Feet of the said Streets, Lanes, and Passages, shall raise a larger Sum of Money at the same Rate *per Pound* than the Sum raised by the said Assessments from *Lady Day* One thousand eight hundred and one to *Lady Day* One thousand eight hundred and two, of, for, and upon all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments, that then the Surplus shall, in the first Place, be applied and paid to the said Trustees under this Act, or their Successors, towards reimbursing all such Sum and Sums of Money as shall have been paid by the said last-mentioned Trustees, or their Successors, for or in respect of the aforesaid Deficiencies in the Assessments for paving, cleansing, watching, and lighting respectively, and so from Time to Time, when and as often as there shall be any Surplus, until the said Trustees under this Act, or their Successors, shall be wholly reimbursed and repaid all Monies which they shall have disbursed to make good such last-mentioned Deficiencies in the said Assessments, or either of them, in Manner aforesaid.

Compen-
sation to Rat-
cliff Hamlet
and Parish of
St. Anne
Limehouse,
for Defi-
ciency in
Conjunct
Rate under
29 Geo. 2.

XLVIII. And whereas, by reason of the Improvements aforesaid, certain Deficiencies may also arise within the said Hamlet of *Ratcliff*, and the said Parish of *Saint Anne*, in the Produce of the Assessments commonly called *The Conjunct Rate*, and which is payable in the said Hamlet and last-mentioned Parish under and by virtue of a certain Act, passed in the Twenty-ninth Year of the Reign of the late King *George the Second*, intituled *An Act for regulating the Nightly Watch and Beadles, and better enlightening, paving, and cleansing the Streets and other Passages, and repairing the Highways, within the Parishes of Saint John Wapping, Saint Paul Shadwell, the Hamlet of Ratcliff, the Parish of Saint Anne in the County of Middlesex, and the Precinct of Wellclose in the Liberty of the Tower of London*; be it therefore further enacted, That the said Trustees under this Act, and their Successors, shall, from Time to Time from and after the passing of this Act, and during the Continuance of the same, be subject and liable to make good to the said Hamlet and Parish respectively, with and out of the Monies to arise and be received by the said Trustees or their Successors, from the Rates herein-after authorized to be made and collected by the said Trustees and their Successors, for watching, cleansing, lighting, and watering the said Road and Branch of Road, all such Sum and Sums of Money as the said Assessment called *The Conjunct Rate*, amounted unto in the Year ending at *Lady Day* One thousand eight hundred and two, of, for, and upon all and singular such Houses, Buildings, Lands, Tenements, and Hereditaments, as at the Time of passing of this Act are and shall be situate within One hundred Feet of any Part of the said intended Road and Branch of Road, or either of them, within the Hamlet and Parish last aforesaid; and the said Trustees and their Successors shall pay such Sum and Sums of Money to the several Collectors of the said Assessment or Conjunct Rate accordingly.

Compen-
sation to be
made for De-
ficiencies of
Sewers Rate.

XLIX. And whereas by reason of making the said Road and Branch of Road hereby authorized to be made, there may be Deficiencies in the Produce of the Rates for making and repairing of Sewers, be it therefore enacted, That from Time to Time when and as often as any Rates shall be made by His Majesty's Justices and Commissioners of Sewers for

the Tower Hamlets, exclusive of *Saint Catherine* and *Blackwall Marsh*, during the making of the said Road and Branch of Road, the said Trustees under this Act, and their Successors, shall pay to the Treasurer for the Time being of the said Commissioners of Sewers, or to such Person as the said Commissioners shall appoint to receive the same, so much and such Proportion of the said Rates as would have been payable if this Act had not been made, for and in respect of the Land and Premises which for the Time being shall be taken, kept, and made use of for making and completing the said Road and Branch of Road, such Proportions to be ascertained, during the making of the said Road and Branch of Road respectively, by Means of the last Rates made by the Commissioners of Sewers before the passing of this Act; and that the said Trustees shall also, from Time to Time during the Continuance of this Act, pay to the said Commissioners such Proportion or Deficiency, for and on account of all such Houses and Buildings as shall be taken down and removed by the said Trustees, until the Rates to be made upon the improved Rents and Value of all such Houses and Buildings as are now erected and standing within One hundred Feet of the said Road and Branch of Road, and which shall not be taken and removed as aforesaid, or shall hereafter be erected and built within One hundred Feet of the said Road and Branch of Road, shall be equal in Value to the Rates which would have been produced by the said Houses or Buildings so to be taken down and removed by the said Trustees, according to the last Rate made by the said Commissioners of Sewers before the passing of this Act; and that all Houses and Buildings which shall hereafter be erected and built on both Sides of the said Road and Branch of Road, and within One hundred Feet of the same, shall be liable to be rated and assessed to the said Rates in like Manner as other Premises which are now liable to the said Rates, and in common with the same; and that in case Default shall be made, during the Term aforesaid, in the Payment of the said respective Proportions of the said Sewer Rates so directed and required to be paid, or of either of them, or of any Part thereof respectively, for the Space of Twenty-one Days after the same shall be due and demanded, then and in every such Case it shall and may be lawful for the said Commissioners of Sewers, in the Name of their Clerk, Surveyor, or other Person to be by them named for that Purpose, to sue for and recover the same respectively by Action or Actions at Law against the said Trustees respectively, or either of them, as the Case shall require.

Remedy for recovering same.

L. And whereas the said Commercial Road will in one Part cross the said Street called *White Horse Street*, and it will be necessary for the Trustees under this Act to take down and remove certain Houses in the said Street, and to turn the Scite thereof into the said Road, whereby the Rates for paving the said Street will be diminished; be it therefore further enacted, That the said Trustees under this Act, and their Successors, shall from Time to Time, from and after the passing of this Act, and during the Continuance of the same, be subject and liable to pay to the Commissioners for paving the said Street, acting under and by virtue of any Act or Acts of Parliament, with and out of the Monies to arise and be received by the said Trustees under this Act, and their Successors, from the Rates herein-after authorized to be made and collected by the said Trustees and their Successors, for watching, cleansing, lighting, and watering the said Road and Branch of Road, the Sum of Six Pounds

Compensation to the Commissioners of White Horse Street Pavement.

[Loc. & Per.]

19 U

yearly

yearly and every Year, for and in lieu of such Rates as might and ought to have been imposed on the Houses so pulled down by the said Trustees for the Purposes of this Act; and the said Trustees under this Act, and their Successors, shall pay such Sum and Sums of Money to the said Commissioners, or to the Collectors of the said Rates, for paving the said Street accordingly, until the Houses which, for the Time being, shall be liable to be assessed to the said Rate shall produce a Sum of Money equal to that which was produced by the said Rate from *Lady Day* One thousand eight hundred and one to *Lady Day* One thousand eight hundred and two, or until the several Persons, on whose Lives Annuities have been granted for raising Money for making and repairing the Pavement of the said Street shall all die.

Allowance to the Trustees for Charges now borne by the said Parishes, &c.

LI. Provided always, and be it further enacted, That the said Parishes, Hamlets, Trustees, and Commissioners respectively, to whom such Compensations are hereby made payable, shall from Time to Time, and at all Times during the Continuance of this Act, pay or allow, or cause to be paid or allowed to the said Trustees under this Act, or their Successors, or permit and suffer the said last mentioned Trustees, or their Successors, to deduct and retain out of the said several Sums so payable by the said Trustees under this Act to the said Parishes, Hamlets, Trustees, and Commissioners respectively, for such Compensations, all such Sum and Sums of Money as the Charges, Burdens, and Expences which ought to have been borne and paid by the said Parishes, Hamlets, Trustees, and Commissioners respectively, in regard to the Premises for and in respect of which such Compensation shall be received by such Parishes, Hamlets, Trustees, and Commissioners respectively, in case this Act had not been had or made, would have amounted to for the Period for which such Payment or Compensation shall be made; such Charges, Burthens, and Expences to be calculated on the fair Average Expenditure of Three Years next preceding *Lady Day* One thousand eight hundred and two.

When Compensation to Parishes, &c. shall cease.

LII. Provided also, and be it further enacted, That the said Trustees under this Act, and their Successors, shall in no Case be subject or liable to make good any or either of the Deficiencies herein-before mentioned to the said Parishes, Hamlets, Trustees, or Commissioners, to whom the Compensation for such Deficiencies is herein-before made payable respectively, at any Time or Times after the several Rates and Assessments on the respective Premises, on account or in respect of which such Compensations shall be respectively payable, shall have produced a Sum equal to or larger than that which was produced by the said Rates and Assessments respectively, from *Lady Day* One thousand eight hundred and one to *Lady Day* One thousand eight hundred and two, in Manner herein-before mentioned; any thing in this Act contained to the contrary thereof notwithstanding.

Disputes to be settled by Two Justices, with Appeal to the Sessions.

LIII. And be it further enacted, That in case any Dispute, Doubt, Disagreement, or Controversy, shall at any Time arise between the said Trustees under this Act, or their Successors, and the said Parishes, Hamlets, Trustees, and Commissioners respectively, or either of them, respecting the Sum to be paid by or to the said Trustees under this Act, or their Successors, to or by or on Behalf of the said Parishes, Hamlets, Trustees, and Commissioners respectively, or either of them, in Manner, and

and on the Account, and for the Purposes aforesaid, or either of them, it shall and may be lawful for Two Justices of the Peace for the said County of *Middlesex*, on Application to them made on Behalf of either of the said Parties, to ascertain and determine what Sum or Sums of Money shall and ought to be paid by or to either of the said Parties, to or by the other of them, on the Account and for the Purposes aforesaid, or either of them; and that in case either of the said Parties shall be dissatisfied with the Determination of the said Two Justices, it shall and may be lawful for such Party to appeal to the Justices of the Peace assembled at the next General Quarter Sessions of the Peace for the said County, in the same Manner as is herein-after directed in all other Cases of Appeal to the said Sessions.

LIV. And be it further enacted, That the said Trustees shall and may erect and set up, or cause to be erected and set up, One or more Gate or Gates, Turnpike or Turnpikes, in, upon, and across the said intended Road and Branch of Road, and also may erect and set up, or cause to be erected and set up, a Side Gate or Turnpike, or so many Side Gates or Turnpikes as they shall think proper, across or on the Side of that Part of the said intended Road where the said Branch shall join or meet the said intended Road, and also across or on the Side or Sides of any other Part of the said intended Road, where any Highway shall or may join or meet the same, or at the End or Opening of any other Lane or Highway which doth or may open into or upon any Common or Waste Land adjoining to the said intended Road, provided such End or Opening be not further distant from the said intended Road than the Space of One hundred Yards, or at any Point or Place within One hundred Yards up such Lane or Highway, not further distant than One hundred Yards from the said intended Road, together with Toll Houses, and proper and necessary Buildings, Gardens, Conveniencies, and Fences near to each such Gate or Turnpike, whether across the said intended Road or on the Side thereof, or across such other Lane or Highway, or at the Side thereof, or in or upon any Common or Waste Ground adjoining thereto; and that the respective Tolls following shall and may, Once in every Day, be demanded and taken of and from all and every or any Person and Persons passing with or attending any Cattle or Carriage, by such Person or Persons as the said Trustees shall from Time to Time appoint, at each of the said Gates or Turnpikes, and also so often in any one Day as any Waggon, Wain, Cart, or other such Carriage shall pass laden through the said Turnpike, and so often in any one Day as any Coach, Chaise, or other like Carriage travelling for Hire, shall pass, before any Horse or Horses, Beast or Beasts, Cattle or Carriages, shall be permitted to pass through the same; that is to say:

For every Coach, Berlin, Landau, Vis-a-vis, Chariot, Chaise, and Pleasure Carriage, and for every Hearse, Litter, or such other Carriage, having Four or Three Wheels, drawn by Six Horses or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Four Horses or Beasts of Draught, the Sum of One Shilling; and drawn by Three Horses or Beasts of Draught, the Sum of Nine-pence; and drawn by Two Horses or Beasts of Draught, the Sum of Sixpence; and drawn by One Horse or Beast of Draught, the like Sum of Sixpence:

For

For every Two-wheeled Chaise or Chair, drawn by Two Horses or Beasts of Draught, the Sum of Sixpence; and drawn by One Horse or Beast of Draught, the Sum of Four-pence:

For every Waggon, Wain, or such other Four-wheeled Carriage, laden with Hay or Straw, or having Wheels of the Breadth of Six Inches or upwards on the Bottom or Sole thereof, being horizontal on the Surface of the Tire, and rolling an even Surface, drawn by Five or more Horses or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Three or Four Horses or Beasts of Draught, the Sum of One Shilling; and drawn by Two Horses or Beasts of Draught, or One Horse or Beast of Draught, the Sum of Sixpence:

For every Waggon, Wain, or such other Four-wheeled Carriage (not being laden with Hay or Straw), with Wheels of less Breadth than Six Inches as aforesaid, or rolling a Surface not horizontal, and drawn by Five or more Horses or other Beasts of Draught, the Sum of Two Shillings; and drawn by Three or Four Horses or Beasts of Draught, the Sum of One Shilling and Sixpence; and drawn by Two Horses or Beasts of Draught, or One Horse or Beast of Draught, the Sum of Nine-pence:

For every Cart or other such Two-wheeled Carriage, with Wheels of the Breadth of Six Inches as aforesaid or upwards, drawn by Three or more Horses or Beasts of Draught, the Sum of Nine-pence; and drawn by Two Horses or Beasts of Draught, the Sum of Sixpence; and drawn by One Horse or Beast of Draught, the Sum of Three-pence:

For every Cart or other such Two-wheeled Carriage, with Wheels of less than Six Inches Breadth as aforesaid, drawn by Three or more Horses or Beasts of Draught, the Sum of One Shilling; and drawn by Two Horses or Beasts of Draught, the Sum of Nine-pence; and drawn by One Horse or Beast of Draught, the Sum of Four-pence:

For every Horse, Mare, Gelding, Mule, or Ass, laden or unladen and not drawing, the Sum of Two-pence:

For every Drove of Oxen or Neat Cattle, the Sum of Ten-pence *per* Score, and so in Proportion for any greater or less Number; and for every Drove of Swine, Sheep, or Lambs, the Sum of Three-pence *per* Score, and so in Proportion for any greater or less Number:

Which said respective Sums of Money shall be demanded and taken as Toll; and if any Person or Persons subject to the Payment of any of the said Tolls shall, after Demand thereof made, neglect or refuse to pay the same, or any Part thereof, it shall be lawful for the Person or Persons appointed to collect the said Tolls, and for any Surveyor or Surveyors of the said Road, or any other Person or Persons duly authorized by the said Trustees, by himself, herself, or themselves, or taking such Assistance as he, she, or they shall think necessary, (and which Assistance all Persons are hereby required to give if called upon), to stop, seize, and distrain any Horse or Horses, or other Beasts or Cattle, upon which such Toll is by this Act imposed, together with their Bridles, Saddles, Geers, Harness, or Accoutrements, or any Part thereof; and if such Tolls, and the reasonable Charges of such Seizure and Distress, shall not be paid within the Space of Five Days next after such Seizure and Distress made, the Person or Persons so seizing and distraining shall and may sell the
Horse

Horse or Horses, Beast, Cattle, or Things so seized and distrained, or a sufficient Part thereof, returning the Overplus (if any be) and what still remains unsold, on Demand, to the Owner thereof, after such Toll, and the reasonable Charges occasioned by such Seizure, Distress, and Sale, shall be deducted and paid; and that all the Tolls and Monies so to be collected and levied, and the Money borrowed or to be borrowed on the Credit thereof, shall be and are hereby vested in the said Trustees, and shall be paid, applied, and disposed of to and for the Uses, Intents, and Purposes, and in such Manner as is herein mentioned.

LV. And, to obviate any Doubts which may arise with respect to such Four-wheeled Carriages as consist of Two Wheels of the Breadth of Six Inches, and Two of a less Breadth, be it further enacted, That all such Carriages with Four Wheels, Two whereof shall be of a less Breadth than Six Inches, although the other Two shall be of a greater Breadth, which shall pass through any Gate or Turnpike to be erected by virtue of this Act, shall be liable to and charged with the Tolls by this Act imposed upon any Waggon, Wain, or other Four-wheeled Carriage, having the Fellies of the Wheels of less Breadth than Six Inches.

Breadth of
Wheels.

LVI. Provided always, and be it further enacted, That all Horses, Cattle, or Carriages, which shall pass the same Day through any Side Bar or Gate to be erected on the Side or Sides of the said Road authorized to be made by this Act, across any Lane or Way leading into or out of the same, and through the next Turnpike Gate or Bar on the said Road, shall, on producing a Ticket, in like Manner be exempt at the other of the same last mentioned Gates or Bars, from so much Toll as shall have been respectively paid for such Horses, Cattle, or Carriages, at the other of the same Gates or Bars which they shall have so previously passed through: Provided also, that no Toll shall be taken in respect of any Horse, Beast, Cattle, or Carriage, which only cross the said Road.

Exemptions.

LVII. Provided also, and be it further enacted and declared, That no Toll shall be demanded or taken for any Cattle or Carriages laden only with Stone, Brick, Gravel, Rubbish, or other Materials for making or repairing the said Road, or for repairing the Highways in any Parish or Place through which any Part of the said Road leads, or laden only with Dung, Marl, Soil, Mould, Compost, or other Manure, of what Nature or Kind soever, to be used in manuring or improving of Land, or for any Cattle or Carriage laden only with Hay, Hay Grass, Sainfoin, Fodder, Straw, or Corn in the Straw, (except Carts or Carriages laden with Hay or Straw for Sale, or with Hay or Straw which shall have been bought, and shall be then drawing home to the Purchasers thereof), or for any Ploughs, Harrows, or other Implements of Husbandry belonging to any of the Inhabitants in any of the Parishes or Places, passing in order to the using or repairing of the same, or for Cattle or Carriages going empty and unladen for, or returning empty and unladen after having carried such Stone, Bricks, Gravel, Rubbish, or other Materials, for repairing the said Road, or for repairing the Highways in any Parish or Place through which the said Road leads, or such Dung, Marl, Soil, Mould, Compost, or other Manure of any Kind or Nature whatsoever, to be used in manuring and improving Land, or any Hay, or Corn in the

General Ex-
emptions
from Tolls.

Straw, or any Ploughs, Harrows, or other Implements of Husbandry belonging to any of the said Inhabitants, or for any Cattle belonging to any of the said Inhabitants, which shall be only going or returning from Pasture, Water, or drawing any Plough or Harrow, or for any Cattle or Carriage belonging to any Inhabitant of any Parish or Place wherein any such Turnpike shall be erected, which shall be only passing to the Smith's Shop in order to be shoed or farried, or for the Return of any such Cattle or Carriage unladen, or for any Horses or Carriages, of whatsoever Description, employed or to be employed in conveying, fetching, or guarding Mails of Letters and Expresses under the Authority of His Majesty's Postmaster General, or in returning back from conveying or guarding the same, or for the Horses of Soldiers upon their March or upon Duty, or for Cattle or Carriages attending them, or laden only with their Arms or Baggage, or returning after having been so employed, or for Horses or Carriages travelling with Vagrants sent by Passes, nor for any Coaches, Berlins, Landaus, Chariots, Calashes, Chairs, or Passengers on Horseback, going to or returning from any Election of a Knight or Knights of the Shire to serve in Parliament for the County of *Middlesex*, on the Day or Days of such Election, or on the Day before or Day after such Election shall begin or be concluded; and if any Person shall claim and take the Benefit of any of the Exemptions by this Act granted, from the Whole or any Part of the several Tolls hereby authorized to be taken, not being entitled to the same, such Person, for every such Offence, shall forfeit and pay any Sum not exceeding Five Pounds, nor less than Twenty Shillings, to be recovered and applied as other Penalties are by this Act directed to be recovered and applied.

Toll Gatherers to put up their Names.

LVIII. And be it further enacted, That every Gate Keeper, Toll Gatherer, or Collector or Receiver of the Tolls on the said Road or Branch of Road, shall, and he and they is and are hereby required to place his Christian and Surname, painted on a Board in White Letters on a Black Ground, in fair legible Characters, of such Size as the said Trustees shall direct, in the Front on the Toll House where he shall be stationed to collect the said Tolls, immediately upon his coming on Duty, and shall continue the same so placed during the whole Time he shall be upon such Duty; and if any Collector or Receiver of the said Tolls shall not place such Board as aforesaid, in the Manner and during the Time aforesaid, or shall demand or take a greater or less Toll from any Person than he shall be authorized to do by virtue of this Act, or shall refuse to permit or suffer, or shall in anywise hinder any Person or Persons from reading such Christian or Surname to any Person or Persons who shall demand the same, upon having paid the said Tolls, or shall give a false Name upon such Demand, every such Collector or Receiver shall forfeit and pay any Sum not exceeding Five Pounds, nor less than Twenty Shillings for every such Offence.

Penalty on evading the Tolls.

LIX. And be it further enacted, That if any Person or Persons shall go or pass with, or ride or drive any Horse or Beast, or ride in or drive any Carriage through or over any Land, Ground, or Place lying by the Side of, or near to any Part of the said Road or Branch of Road; or if any Person or Persons owning or occupying any Land or Ground, the same not being a Highway, shall knowingly or wittingly permit or suffer any other Person or Persons to go or pass with any Cattle or Carriage through

through or over such Land, Ground, or Place, in order or with Intent that thereby the Payment of any Tolls by this Act granted, or any Part thereof, shall be avoided; or if any Person shall forge, counterfeit, or alter, or shall deliver to or receive of any other Person or Persons any Note or Ticket with Intent to avoid the Payment of any or any Part of the said Tolls; or if any Person or Persons shall unload or cause to be unloaded any Goods or Merchandize, or shall take off, or cause to be taken off, any Horse or other Beast from any Carriage, or having passed through any Turnpike, shall afterwards add or put on any Horse or other Beast to any Carriage, and draw therewith upon any Part of the said Road, so as to increase the Number of Horses or other Beasts drawing the said Carriage, after the same shall have passed through the said Turnpike, with Intent to avoid, or shall by any such Means have avoided the Payment of any Tolls, or if any Person or Persons shall do any other Act in order or with Intent to avoid the Payment of the said Tolls, or any Part thereof; or if any other Person or Persons shall ride, lead, or drive any Horse or other Cattle, or any Carriage, upon any Foot Causeway or Path on the Side or Sides of any Part or Parts of the said Road or Branch of Road, such Persons, and every of them, shall, for each respective Offence, forfeit a Sum not exceeding Five Pounds, nor less than Twenty Shillings, to be recovered in such Manner as is herein-after mentioned and provided for the Recovery of Penalties and Forfeitures, One Moiety whereof, when raised, shall be paid to the Informer, and the other Moiety shall be applied in such Manner as the other Penalties and Forfeitures are herein-after directed to be applied.

LX. And whereas several Parts of the said Road and Branch of Road will lead over Fields or Wastes, Commons or uncultivated Ground, and the Tolls by this Act granted may be easily evaded, be it therefore further enacted, That the said Trustees may, and they are hereby authorized and empowered, if they shall see Occasion, but not otherwise, to make, or cause to be made, sufficient Hedges, Ditches, and Fences, by the Side or Sides of the said Road, so that the Payment of the said Tolls may not be evaded; and if any Person or Persons shall pull down, or in anywise damage or displace any such Fence, or any Part thereof, or shall fill up or spoil any such Ditch, every Person shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds, nor less than Forty Shillings.

Fencing Road
against Fields.

LXI. Provided always, and be it further enacted, That if any Dispute shall happen about the Quantity of Tolls due, or the Charges of keeping any Distress, it shall be lawful for the Collector or Person so distraining to retain such Distress, or the Money arising from the Sale thereof (as the Case may happen), until the Quantity of the Tolls, or Charges of distraining or selling the Distress (as the Case may happen), be ascertained by some Justice of the Peace for the County of *Middlesex*, who, upon Application made to him for that Purpose, shall examine the said Matter upon Oath of the Parties, or other Witness or Witnesses, and shall determine the Quantity of Toll due, and also shall assess the Charges of such Distress and Sale, and of the Collector's Attendance for that Purpose upon the said Justice; all which Sums so detained or assessed shall be paid to the said Collector before he shall be obliged to return said Distress, or the Overplus after Sale thereof, or any Part thereof.

Justices may
ascertain
Tolls.

LXII. And

Toll Collec-
tors may be
Witnesses.

LXII. And be it further enacted, That in case any Dispute, Suit, or Litigation shall arise, touching or in anywise relating to the said Tolls, or in case of any Proceeding or Prosecution for the obtaining any of the Penalties imposed by this Act, the Person or Persons appointed to collect the said Tolls, or any other Person or Persons acting by or under the Authority of the said Trustees, shall be, and are hereby declared to be, competent to give Evidence in any such Dispute, Suit, Litigation, or Proceeding.

Weighing
Machine.

LXIII. And be it further enacted, That it shall be lawful for the said Trustees, at any publick Meeting, if they shall think proper, to order and cause to be built and erected, at any of the Turnpike Bars or Toll Gates erected or to be erected by virtue of this Act upon any Part of the said Road or Branch of Road, or at such Distance from such Turnpike Bars or Toll Gates as they shall think requisite and expedient, a Crane, Machine, or Engine, with a suitable House or other Building thereto, proper for the weighing of Carts, Waggon, or Carriages conveying any Goods or Merchandizes whatsoever, and to each such Crane, Machine, or Engine; to order and cause to be erected a Turnpike Gate or Toll Gate across the said Road or Branch of Road, and by Writing to order all and every or any such Carriage or Carriages, which shall pass loaded through any such Gate or Bar, or shall come upon the said Road or Branch of Road, within the Distance of Fifty Yards from any such Crane, Machine, or Engine, although the same Carriage or Carriages shall not have passed through any Toll Gate or Turnpike Gate, to be weighed, together with the Loading thereof; and it shall be lawful for the said Trustees to order any Person or Persons to receive and take, over and above the Tolls hereby granted, the following Sums of Money as additional Tolls:

For every Hundred Weight of One hundred and twelve Pounds to the Hundred Weight, which any Waggon, Cart, or Carriage, together with the Loading thereof, shall weigh, at any Weighing Engine erected or to be erected by virtue of this Act, over and above the Weights herein-after allowed to each of them respectively; that is to say, for the First and Second Hundred Weight of such Overweight, the Sum of Three-pence for each Hundred Weight:

For every Hundred Weight of such Overweight above Two hundred Weight, and not exceeding Five hundred Weight, the Sum of Sixpence:

For every Hundred Weight of such Overweight above Five hundred Weight, and not exceeding Ten hundred Weight, the Sum of Two Shillings and Sixpence:

For every Hundred Weight of such Overweight above Ten hundred Weight, and not exceeding Fifteen hundred Weight, the Sum of Five Shillings:

And for every Hundred Weight of such Overweight above Fifteen hundred Weight, the Sum of Twenty Shillings:

Which said additional Toll or Dues hereby granted and made payable, shall and may be levied and recovered in any of the Cases aforesaid, upon any Person liable thereto, or upon his or her Goods or Chattels, who shall, after such Demand made thereof, refuse or neglect to pay the same, in such Manner as any other Toll or Duty is by this Act directed to be levied and recovered, and the Money arising from such additional Toll and Duty shall

shall be applied to the Purposes of this Act: Provided always, that no Waggon, with Wheels not less than Six Inches in Breadth, and rolling an even Surface, and which, together with its Loading, shall not exceed the Weight of Five Tons; nor any Cart with Wheels not less than Six Inches in Breadth, and rolling an even Surface, and which, with its Loading, shall not exceed the Weight of Three Tons Ten Hundred Weight; nor any Waggon with Wheels less than Six Inches in Breadth, and which, with its Loading, shall not exceed the Weight of Three Tons Ten Hundred Weight; nor any Cart with Wheels less than Six Inches in Breadth, and which, with its Loading, shall not exceed the Weight of Two Tons, shall be liable to any of the said last mentioned Tolls; but that the same shall be payable by such Waggons and Carts respectively only, for any Weight over and above the said Weight so allowed to each of them respectively.

LXIV. And be it further enacted, That the Keeper of every such Toll Gate or Bar, where any such Weighing Engine shall be erected, or any other Person appointed or to be appointed by the said Trustees to the Care of such Machine or Engine, shall and is hereby required to weigh all such Waggons and Carts liable to be weighed by virtue of this Act, which shall pass laden through such Gates or Bars respectively, or shall come upon any Part of the said Road or Branch of Road, within the Distance of Fifty Yards from any such Crane, Machine, or Engine, without passing through any such Turnpikes or Toll Gates, or Toll Bars respectively, and which he shall have Reason to believe carry greater Weights than are allowed to pass without paying such additional Toll; and if any Gate Keeper or Person so appointed shall permit any such Waggon or Cart to pass through any such Toll Gate with greater Weight than is allowed as aforesaid, without weighing the same, and receiving such additional Tolls as aforesaid, and every Owner or Driver of any such Waggon or Cart, which shall pass loaded through any such Gates or Bars respectively, or shall come upon any Part of the said Road or Branch of Road, within the Distance of Fifty Yards from any such Crane, Machine, or Engine, who shall refuse to suffer his Carriage to be weighed, or shall refuse to drive his Carriage upon the Engine upon being required so to do by the Collector or Receiver of such additional Tolls, although such Waggon or Cart shall have passed beyond the Distance of One hundred Yards from any such Gates or Bars respectively, or beyond any such Crane or Engine as aforesaid, or shall not drive his Cart upon the said Weighing Engine for the Purpose of being weighed, being required so to do, every such Gate Keeper or Person so appointed as aforesaid shall, for every such Offence, forfeit any Sum not exceeding Five Pounds nor less than Forty Shillings, and the Driver, being the Owner of every such Waggon or Cart, shall, for every such Offence, forfeit any Sum not exceeding Ten Pounds nor less than Five Pounds, and the Driver of every such Waggon or Cart, not being the Owner, shall, for every such Offence, forfeit any Sum not exceeding Five Pounds nor less than Forty Shillings.

EngineKeep-
ers to weigh
Waggons.&c.
on Penalty.

LXV. And, in order to detect the said Collector or Receiver in any fraudulent Connivance or Neglect of Duty in the Matters aforesaid, be it enacted, That it shall and may be lawful for any Trustee, Creditor, Clerk, Treasurer, or Surveyor of the said intended Road and Branch of Road respectively, if he shall suspect any such Connivance or Neglect as

To prevent
Connivance
of Engine
Keepers.

[Loc. & Per.]

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aforesaid,

aforesaid, to cause any Carriage liable to be weighed by virtue of this Act, which shall have passed through any Toll Gate, or shall come upon any Part of the said Road or Branch of Road, within the Distance of Fifty Yards from the Place where such Crane, Machine, or Engine, shall be erected, and shall not have passed or be above Three hundred Yards beyond or from such Toll Gate or Weighing Engine, to return to such Weighing Engine, and be there weighed, with the Loading thereof, in the Presence of such Trustee, Creditor, Clerk, Treasurer, or Surveyor, upon requiring the Driver thereof to drive such Carriage back to such Weighing Engine, and upon paying or tendering to him the Sum of One Shilling for so doing, (which Sum of One Shilling shall be returned to the Person weighing the same, if, upon weighing, such Carriage and the Loading of the same shall be found above the Weight thereby allowed); and the said Trustees shall and are hereby authorized and required to inclose from the Lands adjoining thereto, sufficient Ground for the Purpose of erecting such Cranes, Machines, or Engines and Houses, or other Buildings and Conveniences thereto, and for the Purpose of making convenient Places for turning such Carriages upon every such Road where any such Weighing Engine shall be erected, on each Side thereof, if the Ground will admit of the same; and there shall be a List of the Names of all the Trustees and Creditors, and also of the Clerk, Treasurer, and Surveyor of such Road or Branch of Road respectively, put up in the House or Building where any Weighing Engine shall be placed, to be inspected by the Owner or Driver of every such Carriage; and if the Driver of any such Carriage being so requested to return with his Carriage to any such Weighing Engine, shall neglect or refuse so to do, he shall forfeit a Sum not exceeding Five Pounds; and it shall be lawful for any Peace Officer or other Person or Persons being then present, upon such Neglect or Refusal, to drive and take such Carriage back to any such Weighing Engine, in order that the same may be weighed as aforesaid.

Penalty on
unloading
Waggons to
avoid Pay-
ment of Tolls.

LXVI. And be it further enacted, That if any Person or Persons shall unload, or cause to be unloaded, any Goods, Wares, or Merchandize, from any Waggon, Cart, or other Carriage, at or before the same shall come to any Weighing Engine erected by virtue or in pursuance of this Act, or shall load or lay upon any such Carriage, after the same shall have passed any such Weighing Engine, any Goods, Wares, or Merchandize, taken or unladen from any Horse, Cart, or other Carriage belonging to or hired or borrowed by the same Waggoner or Carrier, in order to avoid the Payment of the said respective Duties of Three-pence, Sixpence, Two Shillings and Sixpence, Five Shillings, and Twenty Shillings *per* Hundred Weight, in the Cases aforesaid, each and every Person so offending in any of the Cases aforesaid, and being thereof lawfully convicted before One or more Justice or Justices of the Peace for the Limits wherein the Offence shall be committed, upon the Oath of One or more credible Witnesses or Witnesses, shall forfeit and pay any Sum not exceeding Five Pounds, nor less than Twenty Shillings, to be levied upon the Goods and Chattels of the Owner of such Cart, Waggon, or other Carriage; and each and every Driver, not being the Owner of such Waggon or Carriage, so offending, and being thereof convicted as aforesaid, shall be committed to the House of Correction for any Time not exceeding the Space of Three Calendar Months.

LXVII. And be it further enacted, That if the Owner of any Waggon, Cart, or other such Carriage, or other Person being the Driver thereof, travelling on the said Road or Branch of Road, where any Weighing Engine is or shall be erected, shall turn out of the same into any other Road, in order to avoid being weighed, or to avoid the paying of Toll, and shall afterwards proceed with such Carriage into and on any Part of the said Road or Branch of Road, every such Owner or other Person, convicted of such Offence before One or more Justice or Justices of the Peace for the Limits where such Offence shall be committed, upon the Oath of One or more credible Witness or Witnesses, shall forfeit, if he be the Owner, any Sum not exceeding Five Pounds, nor less than Twenty Shillings; and if he be the Driver, and not the Owner, any Sum not exceeding Fifty Shillings, nor less than Ten Shillings, upon Conviction, for every such Offence.

Penalty on turning out of Road to avoid Engine

LXVIII. And be it further enacted, That no Carriage liable to be weighed by virtue of this Act shall pass along the said Road or Branch of Road, unless the same shall be made and constructed in such Manner that no Pair of such Wheels shall be wider than Six Feet from Inside to Inside, to be measured on the Ground, and that the Distance from the Centre of the Fore Wheel to the Centre of the Hind Wheel of any Waggon or Four-wheeled Carriage, not being used for the Carriage of Timber only, be not above Seven Feet, to be measured from the Centre of the Axletrees, at the Ends thereof, on pain of the Owner or Owners of every such Waggon, Wain, or Cart, forfeiting a Sum not exceeding Five Pounds for every such Offence; and all and every Surveyor or Surveyors, Gate Keeper or Gate Keepers, to be appointed by virtue of this Act, is and are hereby authorized and required, at any Turnpike or Toll Gate, or at any other Place upon the said Road or Branch of Road, to measure every such Waggon, Wain, or other such Cart; and if the Driver of any such Waggon, Wain, or other Cart, shall hinder or refuse to permit such Surveyor or Surveyors, Gate Keeper or Gate Keepers, to measure such Waggon, Wain, or Cart as aforesaid, he or they shall forfeit any Sum not exceeding Five Pounds, and it shall not be lawful for any such Waggon, Wain, or Cart to pass along the said Road.

Width of Wheels.

LXIX. And be it further enacted, That it shall be lawful for the said Trustees under this Act, from Time to Time assembled at any Meeting or Meetings to be held for that Purpose, and they are hereby empowered, by and with the Consent of the Person or Persons who shall be entitled to Three Fourth Parts of the Money which shall be then due on the Credit of the said Tolls, to lessen or reduce all or any of the Tolls by this Act granted, and for such Time or Times as they the said Trustees shall think proper, and from Time to Time afterwards, to advance all or any of the Tolls so lessened or reduced to any Sum or Sums of Money not exceeding the respective Rates herein-before mentioned, and also from Time to Time to direct the Tolls hereby granted, or so reduced as aforesaid, to be collected, in such Parts or Proportions, at the said Turnpikes or Toll Gates upon the said Road or Branch of Road, as they shall think proper, and that such reduced Tolls, and also such Parts and Proportions as aforesaid, shall and may be collected, levied, and applied in such and the same Manner as the said Tolls hereby granted are directed to be collected, levied, and applied: Provided always, that no Meeting shall be held for the Purpose of lessening, reducing, or advancing all or any of

Altering Tolls.

of the Tolls so lessened after the First Meeting, unless Twenty-one Days previous Notice at the least shall be given thereof in Writing, and be affixed upon all the Turnpikes which shall be then erected upon the said Road or Branch of Road, and also be inserted Twice in some Newspaper published or circulated in the said County of *Middlesex*.

Removing
Toll Gates.

LXX. And be it further enacted, That it shall be lawful for the said Trustees from Time to Time to take down and remove any Gate, Turnpike, or Toll Gate, Weighing Engine, Building, and other Convenience, erected or provided by virtue of this Act, and to set up the same again in any other Place or Places, in, upon, across, or on the Side or Sides of the said Road or Branch of Road: Provided always, that no Gate or Turnpike, or Weighing Engine, to be erected or set up by virtue of this Act, shall, at any Time after the same shall be set up, be taken down or removed to any other Place, except by the Order of the said Trustees, or any Five or more of them, at a Meeting convened for that Purpose, and unless Twenty-one Days previous Notice in Writing shall be given thereof, and be affixed on all the Turnpikes then erected by virtue of this Act, and also be inserted Twice in some Newspaper published or circulated in the said County of *Middlesex*; any thing in this Act contained to the contrary thereof notwithstanding.

Leasing Tolls.

LXXI. And be it further enacted, That it shall be lawful for the said Trustees, after giving Twenty-one Days Notice in Writing, to be affixed on all the Turnpike Gates which shall be then erected upon the said Road and Branch of Road, and advertising the same Twice at least in some Newspaper published or circulated in the County of *Middlesex*, from Time to Time to lease and demise the Tolls granted by this Act, or any Part or Parts thereof, for any Term of Years not exceeding Three Years at any One Time, for the best Price that can be gotten for the same, payable at such Times, and under such Covenants as the said Trustees shall think fit, they the said Trustees having a Counterpart of such Lease or Leases, and taking such other sufficient Security from the Person or Persons to whom any such Tolls shall be leased or demised, for Payment of such Rents, and Performance of the Covenants to be reserved and comprized in such Lease or Leases, as the said Trustees shall think fit.

Compound-
ing for Tolls.

LXXII. And be it further enacted, That it shall be lawful for the Trustees from Time to Time to compound for any Term not exceeding One Year at a Time, with any Person or Persons, or Bodies Politick or Corporate, for any Carriages, Horses, Beasts, or Cattle, travelling on the said Road or Branch of Road, for all or any of the Tolls to be paid in respect of such Carriages, Horses, Beasts, or Cattle; and all such Composition Money shall be paid in Advance, Quarterly or otherwise, as the said Trustees shall think fit, and in default the Composition shall be void.

Trustees may
raise Money
by Mortgage
or Annuity,
secured by
the Tolls.

LXXIII. And be it further enacted, That the said Trustees, at any Meeting to be held for that Purpose, whereof Fourteen Days Notice shall be given in Writing, to be affixed upon all the Turnpike Gates then erected in pursuance of this Act, and inserted Twice or oftener in One or more of the Newspapers published or circulated within the County of *Middlesex*,

Middlesex, shall and may, and they are hereby empowered from Time to Time to borrow and take up at Interest, or by way of Annuity in Manner herein-after mentioned, or in any other Manner that may be from Time to Time agreed on at a General Meeting of the Subscribers and Creditors under this Act, of which Meeting like Notice shall be given, and at which Two Thirds at least in Value of all the said Subscribers and Creditors shall give their Assent to the Manner proposed, such Sum and Sums of Money as they shall think needful for the Execution of this Act, and for that Purpose, by any Writing or Instrument under their Hands and Seals, to assign over or mortgage the Tolls to be collected and levied at any of the said Turnpikes or Weighing Engines, or any Part thereof respectively, and also the respective Toll Houses, Weighing Engines, and Appurtenances (the Charges of assigning or mortgaging the same to be paid out of such Tolls), for any Term during the Continuance of this Act, as a Security or Securities for any Sum or Sums of Money to be borrowed by the said Trustees upon the Credit of such respective Tolls, to such Person or Persons, or his or their Trustee or Trustees, who shall advance and lend the same, to secure the Payment thereof, with such Interest, or to secure the Payment of such Annuity or Annuities, as the Case may be, as the said Trustees shall think proper; which said Money so borrowed shall be applied and disposed of to the Purposes of this Act.

LXXIV. And whereas many Persons may chuse to advance Money for the Purchase of Annuities to be secured upon and payable out of the said Tolls and Rates, be it therefore further enacted, That it shall and may be lawful for any Person or Persons to contribute, advance, and pay into the Hands of the said Trustees or their Treasurer, for the Purposes of this Act, any Sum or Sums of Money, for the absolute Purchase of one or more Annuity or Annuities, to be paid and payable for any Term or Terms of Years, or other Time not exceeding the Term of this Act, and determinable with such Life or Lives as shall be nominated by the said Contributors on Payment of their Contributions, or otherwise at any earlier Period than the Expiration of the said Term; all which Annuities so to be purchased shall be payable and paid by the said Trustees out of the Monies to arise by or from the said Tolls and Rates, by Two equal Half-yearly Payments, the First Payment to be made to the respective Purchasers or their Assigns, at the Expiration of the First Half-year after Payment of their respective Purchase Money.

Granting
Annuities.

LXXV. And be it further enacted, That such Mortgage or Mortgages, and the Grants of such Annuities respectively, may be in the Forms following, or in such other Forms as the said Trustees making the same shall think proper:

‘ BY virtue of an Act made in the Forty-second Year of the Reign of
 ‘ His Majesty King *George* the Third, intituled [*here set forth the Title*
 ‘ of this Act], we of the Trustees for putting the said Act
 ‘ in Execution, in Consideration of the Sum of to the
 ‘ Treasurer of the said Road in Hand paid, do grant, bargain, sell, and
 ‘ demise unto *A. B.* his Executors, Administrators, and Assigns, such
 ‘ Proportion of the Tolls arising from the said Road, and of the Turn-
 ‘ pikes, Toll Houses, and Weighing Engines for collecting the same, as
 ‘ the said Sum of doth or shall bear to the whole
 ‘ Sum due and owing on the Credit thereof, to be had and holden from

Form of the
Mortgage.

[*Loc. & Per.*]

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‘ this

‘ this Day of in the Year of our Lord
 ‘ for and during the Continuance of
 ‘ the said Act, unless the said Sum of with Interest
 ‘ at the Rate of *per Centum per Annum*, shall be sooner paid
 ‘ and satisfied.’

Grant of
 Annuity.

‘ BY virtue of an Act made in the Forty-second Year of the Reign of
 ‘ His Majesty King George the Third, intituled [*here set forth the Title*
 ‘ *of this Act*], we of the Trustees for putting the said Act in
 ‘ Execution, in Consideration of the Sum of to the
 ‘ Treasurer of the said Road in Hand paid, do grant, bargain, and sell
 ‘ unto A. B. his Executors, Administrators, and Assigns, One Annuity
 ‘ or yearly Sum of to be paid to him, his Executors,
 ‘ Administrators, and Assigns, for and during and unto the End of
 ‘ Years from the Day of the Date of these Presents, by
 ‘ Half-yearly Payments, on the Day of and the Day
 ‘ of in every Year, if of being
 ‘ now of the Age of shall so long live; and for better
 ‘ securing the Payment of the same, do hereby grant, bargain, sell, and
 ‘ demise unto the said A. B. his Executors, Administrators, and Assigns,
 ‘ such Proportion of the Tolls arising from the said Road, and of the
 ‘ Turnpikes, Toll Houses, and Weighing Engines for collecting the
 ‘ same, as the said Sum of doth or shall bear to
 ‘ the whole Sum due and owing on the Credit thereof, to be had and
 ‘ holden from this Day of in the Year of our Lord
 ‘ for and during the Continuance
 ‘ of the said Act, if the said shall so long live.’

To be entered
 in Books.

And Copies of all such Mortgages and Grants shall be entered in a Book
 or Books to be kept for that Purpose by the Clerk or Treasurer to the
 said Trustees, and which Book or Books shall and may, at all reasonable
 Times, be perused and inspected by the said Trustees, Mortgagees, or
 Annuitants, or any of them, or any Person or Persons on their Behalf,
 without Fee or Reward; and every Person to whom any Mortgage shall
 be made, or Annuity granted as aforesaid, or who shall be entitled to the
 Money thereby secured, may, from Time to Time, transfer his or her
 Right, Title, Interest or Benefit to the said Mortgage, and the Principal
 and Interest thereby secured, or to such Annuity respectively, to any
 other Person or Persons whomsoever, by Indorsement on the Back of
 such Security, or by any other Writing under his or her Hand, before
 One credible Witness, in the following Words, or Words to the like
 Effect; (*videlicet*),

May be trans-
 ferred.

‘ I Do transfer this Mortgage [*or, a certain Mortgage, or, this Annuity,*
 ‘ *or, a certain Annuity, as the Case may be*] with all my Right and Title
 ‘ to the Principal thereby secured, and to all Interest now due upon the
 ‘ same [*or, to the said Annuity*], and all Arrears now due thereon, unto
 ‘ his Executors, Administrators, and Assigns. Dated
 ‘ this Day of

‘ A. B.’

To be entered.

Which Transfer shall be produced and notified to the said Clerk or Treas-
 urer within Three Calendar Months after the Date thereof, who shall
 cause an Entry or Memorial to be made thereof in the before men-
 tioned Book or Books, containing the Numbers, Dates, and Names
 of the Parties, and Sums of Money, or Amount of Annuity, therein

transferred, for which the said Clerk or Treasurer shall be paid the Sum of Two Shillings and Sixpence, and such Transfer shall then entitle such Assignee, his, her, or their Executors, Administrators, and Assigns, to the Benefit thereof and the Payment thereon; and such Assignee may in like Manner assign or transfer the same again, and so *toties quoties*; and it shall not be in the Power of any Person or Persons (except the Person to whom the same shall be last transferred) to make void, release, or discharge the original Securities or Monies thereby due, or any Part thereof; and all Persons to whom any such Mortgage, Grant of Annuity, or Transfer shall be made by virtue of this Act, shall be, in Proportion to the Sum or Sums of Money therein mentioned, Creditors on the Tolls by this Act granted, in equal Degree one with another, and shall have no Preference in respect to the Priority of the Time of Advance of any Sum or Sums of Money on such Mortgage or Mortgages, or Grant or Grants of Annuity, or of the Dates thereof respectively.

LXXVI. And be it further enacted, That it shall and may be lawful for the Surveyor or Surveyors appointed or to be appointed by the said Trustees, by Order of the said Trustees, to make or cause to be made Causeways or Footways (such Causeways or Footways not to exceed Ten Feet in Width) in and upon each Side of the said Road and Branch of Road, and to erect, support, and repair Arches and Watercourses upon the said Road and Branch of Road, and cut and make Drains through any Lands lying contiguous to the said Road and Branch of Road; and also to make or cause to be made a Road through the Grounds adjoining any narrow or ruinous Part or Parts of the said Road and Branch of Road, or Bridge or Bridges, to be made use of by all Passengers, Cattle, Carriages, and otherwise, as a public Highway, whilst the old, narrow, and ruinous Road, or Bridge or Bridges, or any Part thereof, is widening and repairing, and until it shall be convenient and safe for Passengers and Carriages to pass thereon, making such reasonable Satisfaction to the Owners and Occupiers of such Grounds respectively, through which any such Drains shall be made, or whereon such Arches shall be erected, or through which any such temporary Road shall be made, for the Damages which such Owners or Occupiers respectively shall or may sustain thereby, as shall be adjudged reasonable by the said Trustees; and in case of any Difference concerning the same between such Owners and Occupiers and the said Trustees, that then it shall be lawful for the Justices of the Peace, or the major Part of them, assembled at the next General Quarter Sessions for the said County of *Middlesex*, or their Second Quarter Sessions at the farthest, to settle, adjudge, and determine what Recompence shall be made to such Owners and Occupiers for the Damage they shall have sustained as aforesaid, which Determination shall be final.

LXXVII. And be it further enacted, That it shall and may be lawful for the said Trustees, at their own proper Costs and Charges, to cause all or any Sewers or Drains which shall lie and be in or near the intended Line of the said Road and Branch of Road to be filled or stopped up, arched over, widened, or otherwise altered, as they shall think necessary for making or completing the said Road and Branch of Road, so as they the said Trustees do and shall, previous to their stopping up the same, make and build, and they are hereby authorized and required to make and build, in lieu of the said Sewers and Drains so to be filled or stopped up, other

Surveyors may make Causeways, cut Drains, and may also make temporary Roads, &c.

Power to arch over, fill up, or alter Sewers or Drains;

and to build new ones under the Directions of the

good

Commissioners of Sewers.

Such Sewers to be vested in and under the Direction of the Commissioners of Sewers.

Directions as to Water Pipes.

good Sewers and Drains of sufficient Depth and Width for carrying off the Water from the Lands and Premises adjoining or near to the said Road or Branch of Road, and as serviceable and convenient in all Respects as the Sewers or Drains so to be filled or stopped up, and so that all such widening, altering, and building of Sewers and Drains by them as aforesaid, shall be done under the immediate Direction and Inspection of His Majesty's Justices and Commissioners of Sewers for the Tower Hamlets, exclusive of *Saint Catharine* and *Blackwall Marsh*, or their Surveyor or Agent for the Time being, to whom the said Trustees shall give Ten Days Notice before they shall begin to do the same respectively; and all such and so much of the said new Sewers and Drains as shall be so made, shall immediately on their being made become vested, and be and remain under the immediate Direction of the said Commissioners of Sewers for the Tower Hamlets, who shall have and exercise the Powers and Authorities already vested in them as Commissioners upon and over the same: Provided always, that nothing in this Act contained shall extend or be construed to extend to alter, restrain, enlarge, or make void the Powers and Authorities of His Majesty's Justices and Commissioners of Sewers for the Tower Hamlets, exclusive of *Saint Catharine* and *Blackwall Marsh*, and that their Powers and Authorities shall remain, extend, and be over the Whole of those Hamlets, excluding *Saint Catharine* and *Blackwall Marsh*, as the same would have been in case this Act had not been made.

LXXVIII. And be it further enacted, That it shall and may be lawful for the said Trustees from Time to Time to direct and appoint the Line, Position, and Situation of any Water Pipe or Main to be laid down or placed by any Water Company, into or along the said Road and Branch of Road, or to raise, sink, or alter the Position of any Water Pipes or Mains already laid down or to be laid down, or otherwise alter the Position of any Leaden or other Pipe or Pipes already laid down or to be laid down or placed for the Purpose of conveying Water into any House, Area, or other Place, within or appertaining to the said Line of Road; and that all Expences attending the taking up, altering, and replacing the same, shall from Time to Time be defrayed by the said Trustees under this Act; and that when and as often as any such Water Pipes, Mains, or Branches of any such Leaden or other Pipes as aforesaid shall happen to break, burst, or decay, within the said Line of Road or Branch of Road, the Water Company or Companies, or Person or Persons to whom such Water Pipes, Mains, or Branches, or Leaden or other Pipes shall belong, are hereby required, within Twenty-four Hours next after Notice given in Writing to such Water Company, or Person or Persons, or other proper Officer, by any one of the said Trustees, or their Clerk or other Officer, to cause the same to be repaired; and if the same shall not be repaired within the Space of Twenty-four Hours after such Notice given, it shall be lawful for the said Trustees to cause such Water Pipes, Mains, or Branches, or Leaden or other Pipe or Pipes, to be repaired, and all the Expences incurred thereby shall be reimbursed the said Trustees by the Water Company or Companies, or Person or Persons to whom such Water Pipes, or Mains, or Branches, or Leaden or other Pipes, shall belong; and that when and as often as any Part of the said Road shall be taken up for the Purpose of raising any such Water Pipes, or Mains, or Branches, or any such Leaden or other Pipes laid down or placed for the Purpose of conveying Water into any House, Area, or other Place as aforesaid, such Road shall be reinstated

stated and made good by the said Trustees, and the Expences attending the same shall be reimbursed to the said Trustees by the Water Company or Companies, or Person or Persons to whom such Pipe or Pipes shall belong.

LXXXIX. And be it further enacted, That it shall be lawful for the said Surveyor and Surveyors, and such Person or Persons as he or they shall appoint, to search for, dig, gather, and take away any Gravel, Furze, Heath, Sand, Stones, and other Materials, for making or repairing the said Road and Branch of Road, or for the Purposes of this Act, in or out of any River or Brook, or out of any Moor, Waste, or Common Grounds, in any Parish or Place in or near which any Part of the said Road or Branch of Road doth or shall lie, without paying any Thing for such Materials; such Surveyor or Surveyors levelling or causing to be levelled all Holes and Pits, or otherwise causing the same to be railed or fenced off, where or from whence any such Materials shall be digged, gathered, or taken away, in such Manner as that the same shall not be dangerous to any Cattle or Travellers whatsoever, and paying for the Damages done by going over or through any Lands, Grounds, or private Lands or Roads, for or with such Materials as herein mentioned; and also that it shall and may be lawful for the said Surveyor or Surveyors, and such Person or Persons as he or they shall appoint (such Surveyor or Surveyors first having an Order in Writing from the said Trustees for that Purpose), to search for, dig, gather, and take away such Materials in and out of the several Grounds of any Person or Persons, (not being a Garden, Orchard, Park, Yard, Paddock, or planted Walk or Walks, or Avenue to a House, or any Piece of Ground inclosed, planted, and set apart as a Nursery for Trees), paying or rendering such Rates for such Materials, and for the Damages done to the Owners or Occupiers of such Grounds, where and from whence the same shall be digged, gathered, and carried away, or over which the same or any other Materials as aforesaid shall be carried, as the said Trustees, or any Three or more of them, shall adjudge reasonable; and in case of any Difference concerning the same, the Justices of the Peace, or the major Part of them, assembled at the next General Quarter Session, or at the Second General Quarter Session at the farthest, to be holden for the said County of *Middlesex*, shall and may adjudge and determine the same, which Determination shall be final.

Power to take Gravel out of Waste Grounds, &c.

LXXX. Provided nevertheless, and be it further enacted, That it shall not be lawful for any such Surveyors, or other Person or Persons, under the Authority of this Act, to take or carry away Materials for repairing the said Road and Branch of Road from any inclosed Lands or Grounds, until Notice in Writing 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 the said Trustees, or Two Justices of the Peace acting for the County where such Lands are situated, to shew Cause why such Materials shall not be had from such Lands or Grounds; and in case such Occupier shall attend pursuant to such Notice, the said Trustees, or such Justices, shall, if they think meet, authorize such Surveyor or other Person to dig, gather, take, and carry away such Materials, at such Time or Times as to such Trustees, or any Five or more of them, or to such Justices, shall seem

Surveyors not to carry away Materials out of any private Grounds, without giving Notice to the Occupiers.

[*Loc. & Per.*]

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proper;

proper; and if such Occupier shall neglect or refuse to appear by himself or his Agent, the said Trustees or such Justices shall and may make such Order therein as they shall think fit, as fully and effectually, to all Intents and Purposes, as if such Occupier or his Agent had attended.

Penalty for
taking away
Materials.

LXXXI. And be it further enacted, That if the Owner or Occupier of any Ground or Soil, or any Person whomsoever, shall take any Materials which shall have been dug or gathered in any Lands, Fields, Waste Ground, River, or Brook, for any of the Purposes of this Act, or shall get or take away any Materials out of any Pit or Quarry which shall be made for the Purpose of getting such Materials, before the said Surveyors or their Workmen shall have discontinued working therein for the Space of Three Calendar Months, (except the Owner or Occupier of any private Ground, and Persons authorized by such Owner or Occupier to get Materials therein for his, her, or their own private Use only, and not for Sale), every Person so offending shall forfeit, for every such Offence, any Sum not exceeding Five Pounds nor less than Forty Shillings.

For removing
Annoyances.

LXXXII. And be it further enacted, That it shall be lawful for the said Surveyor or Surveyors appointed or to be appointed by the said Trustees, and such Persons as they shall respectively appoint, from Time to Time to remove all Obstructions, Annoyances, and Incroachments, on or by the Side or Sides of any Part of the said Road and Branch of Road, by any Erection whatsoever, within Forty-one Feet of the Centre of the said Road or Branch of Road, or either of them, other than Buildings already erected and built, or an open Palisade in Front of the Houses on the Side of the said Road, not exceeding Six Feet in Heighth, or by Timber, Stone, or Carriages, or by any Water Troughs, Tubs, or other Things, for watering Horses or Cattle, or for any other Purpose, or by Saw Pits, Hovels, Ashes, Rubbish, Straw, or otherwise, or by the laying or placing Goods, Wares, and Merchandize, or other Matters or Things, in Front of any of the said Houses, within Forty-one Feet of the Centre of the said Road or Branch of Road, or by any other Ways or Means whatsoever; and also to abate and remove all Nuisances within Two hundred Yards of the said Road or Branch of Road; and to turn any Watercourses, Sinks, or Drains, running along, into, or out of the said Road or Branch of Road, to the Prejudice thereof, and to open, scour, cleanse, widen, or make deeper any Watercourses or Ditches adjoining or near thereto, and make the same as deep and large as they shall think necessary; and to cut down, lop, or top any Trees, Branches, or Bushes, (Timber Trees excepted) growing on the said Road or Branch of Road, or in the Hedges or Banks adjacent thereto, and to take and carry away the same respectively, and dispose thereof for the Purposes of this Act, and to cut and reduce all such Hedges to the Height of Five Feet.

Penalty on
Persons
throwing
Night Soil,
&c. upon the
Road, &c.

LXXXIII. And, for the more effectually preventing the Commission of Nuisances in and near to the said Road and Branch of Road, by the casting and throwing Night Soil thereon, or within Two hundred Yards thereof; be it further enacted, That if any Person or Persons whatsoever shall, from and after One Calendar Month after the passing of this Act, throw, cast, lay, or permit or suffer to be thrown, cast, or laid any Night Soil, in or upon the said intended Road or Branch of Road, or any Part thereof,

of, or into the Drains and Watercourses belonging thereto, or within Two hundred Yards of the said Road or Branch of Road, every such Person, being thereof convicted upon the Oath of One or more Witnesses or Witnessess, or by his, her, or their own Confession, before One or more Justice or Justices of the Peace for the County of *Middlesex*, shall forfeit and pay for every such Offence the Sum of Ten Pounds, over and above the Charge of removing such Nuisance; and the said Surveyor or Surveyors is and are hereby authorized to remove all such Night Soil, and to procure a proper and suitable Place or Laystall for casting and depositing the same.

LXXXIV. And for the more easily discovering and effectually punishing the Offender or Offenders so throwing, casting, or laying such Night Soil in or near such Road and Branch of Road as aforesaid, be it further enacted, That in all such Cases the Owner or Owners of the Cart, Carriage, or other Vehicle whatsoever, which shall be used for bringing and casting such Night Soil, shall be deemed and considered to be a Person and Persons throwing, casting, and laying the same, and as well as the Person and Persons who shall actually drive or carry the Cart, Carriage, or other Vehicle, so bringing and casting such Night Soil, shall be subject and liable to the Penalty hereby imposed.

Owners of
Carts convey-
ing Night
Soil liable to
Penalty for
carting the
same.

LXXXV. Provided always, That in case the Owner or Owners of any Cart, Carriage, or other Vehicle as aforesaid, shall be compelled to pay any Penalty, or to make Satisfaction for any Damage, by reason of any wilful Neglect or Default done or committed by his, her, or their Servant, such Servant shall be liable to repay such Penalty or Satisfaction to such Owner or Owners, and in case of Non-payment upon Demand thereof, and Oath made by such Owner or Owners of the Payment by him, her, or them, of such Penalty or Satisfaction, and that the same hath not been repaid to him, her, or them, by such Servant (such Oath to be made before One Justice of the Peace), the same Penalty and Satisfaction 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, when recovered, shall be paid to such Owner or Owners in Discharge of such Penalty and Satisfaction; and if sufficient Goods and Chattels of such Servant cannot be found to answer such Distress, then such Justice is hereby required, by Warrant under his Hand and Seal, to cause such Servant to be apprehended and brought before him the said Justice, and in case such Penalty and Satisfaction, and the Costs of such Proceeding as aforesaid, shall not be forthwith and immediately paid, such Justice is hereby required forthwith to commit such Servant to the House of Correction for the County of *Middlesex*, there to remain, without Bail or Mainprize, for any Time not exceeding Three Calendar Months nor less than Twenty Days, unless the said Penalty and Satisfaction, and such Costs and Charges as aforesaid, shall be sooner paid, or unless such Servant shall have compounded for such Penalty and Satisfaction, Costs and Charges, with such Owner or Owners, and paid such Composition, which such Owner and Owners is and are hereby empowered to make and accept.

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

LXXXVI. And

Penalty on
suffering new
Sinks, &c. to
run into the
Roads.

LXXXVI. And be it further enacted, That if any Person or Persons shall, from and after the passing of this Act, make, sink, or dig, or cause to be made, sunk, or dug, any new Sinks or Drains, and shall suffer or permit such Sinks or Drains to run into the said Road or Branch of Road, or shall throw, cast, or lay any Dust, Dirt, Ashes, Rubbish, Dung, or other Filth or Annoyances in or upon the said Road or Branch of Road, or into the Drains and Watercourses belonging thereto, every such Person or Persons, being thereof convicted upon the Oath of One or more Witness or Witnesses, or by his, her, or their own Confession, before One or more Justice or Justices of the Peace for the County of *Middlesex*, shall forfeit and pay any Sum not exceeding Forty Shillings for every such Offence, over and above the Charges of stopping up such new made Sinks or Drains, and removing such Filth or Annoyances, which the said Surveyor or Surveyors is and are hereby authorized to stop up and remove; and all the said Forfeitures, as well as the Charges of stopping up and removing such Annoyances, which Charges any Seven or more of the said Trustees are hereby empowered to settle and ascertain, shall, by Warrant under the Hand and Seal of One or more Justice or Justices of the Peace for the County of *Middlesex*, who is and are hereby authorized and required to grant the same, directed to the Constable or other Peace Officer for the same Parish where the Offence shall be committed, be levied by Distress and Sale of the Goods and Chattels of the Person or Persons so offending, rendering the Overplus, upon Demand (if any be) after all Charges paid, to the Person or Persons whose Goods and Chattels shall be so distrained and sold; and in Default of Distress, or Non-payment of the said Forfeitures and Charges, the Offender or Offenders shall be committed to the Common Gaol by any Justice or Justices, by Warrant under his or their Hand and Seal or Hands and Seals, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months nor less than Fourteen Days; Provided always nevertheless, that all and every Person or Persons so committed shall, upon Payment of such Forfeitures, and all Charges, be immediately released from his, her, or their Confinement.

Against
drawing
Timber, &c.

LXXXVII. And be it further enacted, That if any Person or Persons shall draw or cause to be drawn upon any Part of the said Road or Branch of Road, any Tree or Piece of Timber, or any Stone, otherwise than upon Wheel Carriages, or shall suffer any Part of any Tree or Piece of Timber, which shall be conveyed upon any Wheel Carriage, to drag or trail upon any Part of the said Road or Branch of Road, to the Prejudice thereof, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Three Pounds nor less than Twenty Shillings.

Gunmakers
Company
shall prove
Guns, &c.
only at cer-
tain Times.

LXXXVIII. And whereas the Master, Wardens, and Society of the Mystery of Gunmakers of the City of *London* are possessed of a certain Piece or Parcel of Ground situate in *Church Lane* or *Church Street* aforesaid, with a Proving House, Charging House, and other Erections and Buildings thereon, in which Premises the said Society or Company have been for a long Time used and accustomed to prove and try Guns, Muskets, Pistols, and other Fire Arms; be it therefore enacted, That, from and after the passing of this Act, it shall not be lawful for the said Society

or Company, or any of their Officers, Servants, or Agents, to fire off, or cause, or procure, or permit to be fired off, any Guns, Muskets, Pistols, or other Fire Arms, to be proved or tried by them in their said Proving House, Charging House, or Ground, at any Time or Times between the Hours of Nine of the Clock in the Forenoon and Twelve of the Clock at Night from *Lady Day* to *Michaelmas Day* in each and every Year, or between the Hours of Eleven of the Clock in the Forenoon and Twelve of the Clock at Night from *Michaelmas Day* to *Lady Day* in each and every Year; and that if any Guns, Muskets, Pistols, or other Fire Arms to be proved or tried by the said Society or Company, their Officers, Servants, or Agents, shall be fired off by them, or any of them, on the said Premises, or any Part thereof, after the said Hour of Nine of the Clock in the Forenoon and before Twelve of the Clock at Night, between *Lady Day* and *Michaelmas Day* in any Year, or after the said Hour of Eleven of the Clock in the Forenoon and before Twelve of the Clock at Night between *Michaelmas Day* and *Lady Day* in any Year, then and in such Case the said Society or Company shall for every such Offence, on Proof being made thereof before any Two Justices of the Peace acting in and for the County of *Middlesex*, on the Oath of Two or more credible Witnesses (which Oath such Two Justices are hereby required to administer) forfeit and pay any Sum not exceeding Twenty Pounds nor less than Forty Shillings, One Moiety whereof shall be paid to the Informer, and the other Moiety shall be applied in such Manner as the other Penalties and Forfeitures under this Act are herein-after directed to be applied.

LXXXIX. Provided always, and be it further enacted, That the said Society or Company, their Officers, Servants, or Agents, shall not, nor shall any of them, be subject or liable to any Prosecution or Information, by virtue of this Act, for any Offence or Offences against this Act, unless such Prosecution shall be commenced or Information given within One Calendar Month next after the Offence or Offences committed.

Limitation of
Prosecution
against the
Company.

XC. Provided also, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend in any Manner to molest, hinder, or interrupt the said Society or Company, their Successors or Assigns, in the free Use, Occupation, and Enjoyment of the said Piece or Parcel of Ground, Erections, Buildings, and Premises, in *Church Street* or *Church Lane* aforesaid, or in any Manner to prevent or interfere with their proving or trying Guns, Muskets, Pistols, and other Fire Arms there, in such and the same Manner as they now do and have been heretofore used and accustomed to do, save and except as is herein-before particularly enacted concerning the same.

Saving in fa-
vour of the
Company.

XCI. And whereas Persons guilty of Offences against this Act may be transient Persons, unknown to the Collectors, Surveyors, or other Officers under this Act; be it further enacted, That it shall be lawful for the said Collectors, Surveyors, or other Officers respectively, to seize and detain any such unknown Person or Persons guilty of any Offence against this Act, and to convey him, her, or them, before any One or more Justice or Justices of the Peace for the County or Place where any such Offence or Offences shall be committed, without any other Warrant or

Power to Col-
lectors to de-
tain transient
Offenders.

[*Loc. & Per.*]

20 B.

Authority

Authority than this Act for so doing; and such Justice or Justices of the Peace respectively is and are hereby empowered and directed to proceed immediately to the Conviction or Acquittal of such Offender or Offenders, or to oblige such Person or Persons so offending to give Security for his, her, or their Appearance at the next General or Quarter Sessions to be holden for the County or Place where such Offence or Offences shall be committed, and on such Conviction, or for Want of such sufficient Security, to commit the Person or Persons so offending to the House of Correction for the County or Place where the Offence or Offences shall be committed, until he, she, or they shall pay the respective Penalty by him, her, or them incurred for such respective Offence or Offences, or shall give such Security as aforesaid.

Bridge over
Cut of River
Lee.

XCII. And whereas Part of the said intended Road will pass along and over the Bridge now thrown across the new Cut of the River *Lee*, near the Church Yard of the Parish of *Saint Anne Limehouse* aforesaid, and which Bridge hath heretofore been, and of Right ought to be repaired by the Trustees of the River *Lee* Navigation, and it may be necessary for the Purposes of this Act that the said Bridge should be altered, so as to make the Roadway over the same wider and more commodious than at present, be it therefore further enacted, That it shall and may be lawful for the said Trustees under this Act, and they are hereby empowered, out of the Monies to be raised by virtue of this Act, to alter, enlarge, and widen and repair the said Bridge, or to take down the said Bridge, and to rebuild the same in such Manner as the said Trustees under this Act shall see fit and convenient; and that from and after the Alteration and Completion of the said Bridge by the said Trustees under this Act, in Manner aforesaid, the said Trustees for the River *Lee* Navigation shall pay to the said Trustees under this Act such Sum and Sums of Money as the annual Repairs of the said Bridge shall appear to have amounted unto for the Space of Ten Years last immediately preceding the passing of this Act; and that the said Trustees under this Act shall, from and after the Payment of such Sum and Sums of Money to them by the said Trustees for the River *Lee* Navigation, repair and amend the said Bridge, or such Bridge as shall be rebuilt instead thereof, in such Manner as the said Bridge now standing hath been and ought to be kept in Repair by the said Trustees for the River *Lee* Navigation: Provided always, that the said Trustees under this Act shall not, in repairing the said Bridge, or in taking down the same, or in rebuilding or repairing such Bridge as shall be so rebuilt, or in any other Manner whatsoever, anywise obstruct, injure, or damage the Navigation of the said River.

Persons liable
to repair
Bridges, &c.
to continue
so.

XCIII. And be it further enacted, That where any particular Part of the said Road or Branch of Road, or any Bridge, Drain, and Sewer being in and upon the said Road or Branch of Road, which hath been accustomed, or ought to be repaired and maintained by any particular Person or Persons, Body Politick or Corporate, by Reason of the Tenure of any Lands, Tenements, or Hereditaments, or otherwise, or by any County, or by any Parish, Township, or Place therein, every such Part of the said Road and Branch of Road, Bridge, Drain, or Sewer, shall from Time to Time continue to be maintained and kept in Repair by such Person or Persons, Body Corporate or Politick, County, Parish, Township, or Place, and in such Manner as the same were respectively maintained

maintained and kept in Repair before the passing of this Act; except in Cases where it is otherwise expressly provided for by this Act; and that it shall and may be lawful for the Justices of the Peace for the County wherein such particular Part of the said Road or Branch of Road, Bridge, Drain, or Sewer, shall lie, and they are hereby required and empowered, at their General or Quarter Sessions, upon Application to them made by the said Trustees, or any Two or more of them, or their Clerk or Clerks for the Time being, to adjudge or determine where, how, and in what Manner, the same from Time to Time shall be maintained.

XCIV. And be it further enacted, That it shall be lawful for the said Trustees, from Time to Time, during the Continuance of this Act, to compound and agree with the said Trustees for the River *Lee* Navigation, and with all or any other Person or Persons, Bodies Politick or Corporate, Parish, Township, Tything, or Place, who is, are, or shall be liable or chargeable for or towards repairing of the said Bridge herein-before mentioned, or of any other particular Part of the said Road or Branch of Road, or any of the Bridges, Drains, or Sewers in or upon the same (except the Bridges liable to be repaired by the County, which shall continue to be repaired as heretofore), for a certain Sum of Money, by the Year or otherwise, as the said Trustees shall think fit, in lieu of such particular Works or Repairs to be done by such particular Person or Persons, Bodies Politick or Corporate, Township or Townships, Tything or Place as aforesaid.

Trustees may compound for such Work.

XCV. Provided always, and be it further enacted, That whenever the ancient or former Road over any Waste Grounds shall, by virtue of this Act, be turned or diverted, the Inhabitants of the Parish, Township, or Hamlet, wherein the ancient or former Road which shall thereby be left or discontinued lieth, shall not be obliged to repair such ancient or former Road, unless the same leads to some Town, Village, or Hamlet, Street or Place, with which the said new Road or Branch of Road doth not communicate.

When former Road need not be repaired, Parties not compellable thereto.

XCVI. And be it further enacted, That all Persons who now are, or, at any Time after the passing of this Act, shall be liable and chargeable by virtue of any Statute, Custom, or Tenure, or otherwise howsoever, towards the repairing, widening, and amending any Part of the Road and Branch of Road hereby intended to be widened, improved, or repaired, shall yearly and every Year, if thereunto required by the said Trustees, do and perform such Proportion of their Statute Work, and on such Parts of the said Road and Branch of Road, within their respective Parishes, Townships, Places, and Divisions, and in such Manner as the said Trustees, or the Surveyor or Surveyors of the said Roads by them appointed, shall direct and require, except in such Cases as are especially provided for by this Act.

Persons liable to Statute Work to continue so.

XCVII. Provided always, and be it further enacted, That it shall and may be lawful to and for the said Trustees, from Time to Time, during the Continuance of this Act, to compound and agree with the Surveyor or Surveyors of any of the Parishes or Places in which the said Road and Branch of Road doth or shall lie, and with any of the Possessors or Occupiers of Lands, Tenements, and Hereditaments or other Persons, who

Compounding for Statute Duty.

are

are or shall be liable or chargeable towards the repairing of any Part of the said Road or Branch of Road, either by Statute Work, Custom, or Tenure as aforesaid, for a certain Sum of Money, by the Year or otherwise, as the said Trustees shall think reasonable, in lieu of such Statute or other Work to be done by the Inhabitants of such Parishes or Places, or by such Possessor or Possessors, Occupier or Occupiers of such Lands, Tenements, and Hereditaments, or other Persons chargeable by Custom or Tenure as aforesaid.

Remedy for
Non-payment
of Compo-
sition.

XCVIII. And be it further enacted, That in case any Composition Money agreed to be paid in lieu of any Statute Work or Days Work of the Inhabitants of any Parish or Place, wherein the said Road or Branch of Road doth or shall lie, or in lieu of Repairs to be done to Bridges, Drains, Sewers, or other Parts of the said Road, by the said Trustees for the River *Lee* Navigation, or other Person or Persons chargeable therewith as aforesaid, shall not be paid within Fifteen Days next after the same shall become payable, according to such Agreement or Composition, to the Person or Persons whom such Trustees shall authorize to receive the same, then it shall and may be lawful for One Justice of the said County of *Middlesex*, by Warrant under his Hand and Seal, to empower the Person or Persons so authorized by the said Trustees to receive such Composition Money (Oath being first made that the same has been demanded and remains unpaid, which Oath the said Justice is hereby authorized and required to administer), to levy such Composition Money by Distress and Sale of the Goods and Chattels of the Surveyor or Surveyors of the Highways, or of the said County, or other Person or Persons so having respectively compounded, either for such Statute or Days Work, or for such Repairs to be done to such Bridges, Drains, Sewers, or other Parts of the said Road, returning the Overplus (if any), after the Charges of such Distress and Sale are first deducted, to the Owner or Owners of such Goods and Chattels.

Reimbursing
Surveyors.

XCIX. Provided always, and be it enacted, That if any Surveyor or Surveyors of the Highways of and for such Parish or other Place, for which any such Composition shall be made as aforesaid, shall pay the said Composition Money, or in case the said Composition Money shall be levied on him or them in the Manner herein-before provided, all and every such Surveyor and Surveyors shall and may be reimbursed the Composition Money he or they shall so pay, or which shall be levied on him or them, together with the Charge of levying the same, in such Manner as by Law Surveyors of the Highways of this Kingdom are to be reimbursed the Money by them expended in buying Materials for amending the Highways.

Parish Sur-
veyors to
give in Lists.

C. And be it further enacted, That the Surveyor or Surveyors of the Highways of and for every of the said Parishes, Townships, Places, and Divisions, the Inhabitants whereof shall not have compounded with the said Trustees for an annual Sum of Money to be paid in lieu of Statute Work, shall, and they are hereby required, within Ten Days after Notice in Writing signed, by the Treasurer, Clerk, or Surveyor to the said Trustees shall be given to him or them, or left at his or their House or Houses, or last Place of Habitation, for that Purpose, to return and deliver in to the said Trustees, at any Meeting or Meetings to be by them held,

held, agreeably to such Notice, true and perfect Lists in Writing, upon Oath if thereunto required, of the Names of all the Inhabitants and Occupiers of Lands, Tenements, and Hereditaments, in such Parishes, Townships, Places, and Divisions respectively, that are liable to do Statute Work or Duty, and shall in such Lists, and every of them, distinguish and set forth which of such Inhabitants and Occupiers keep a Team or Teams, and what Lands, Tenements, or Hereditaments, and to what annual reputed Value, they respectively occupy, and which of them are Labourers, or liable to do their Statute Duty as Labourers only, and shall within Ten Days after Notice shall be given them, or any of them, by the Surveyor appointed by the said Trustees, of the Time when, and how many of the Persons so chargeable as aforesaid he would have to do their Statute Work in or upon any Part or Parts of the said Roads, summon or give public Notice thereof to the respective Persons so chargeable as aforesaid; and if the Surveyor of any such Parish, Township, Place, or Division, shall not deliver in such Lists as aforesaid respectively, at or before such Times and in such Manner as by this Act is required and directed to be delivered, or shall refuse to verify the same upon Oath, if thereunto required, or if the Name or Names of any Person or Persons which ought to have been inserted in such List or Lists are omitted, or if such Surveyor or Surveyors shall refuse or neglect to give public Summons or Notices to such Persons who ought by Law to do and perform such Statute Labour or Duty as aforesaid, according to the Directions of the Surveyor appointed by the said Trustees, such Parish Surveyor or Surveyors, and every of them, shall forfeit and pay, for every such Default, the Sum of Ten Pounds; and if all or any of the Inhabitants or Occupiers of Lands, Tenements, or Hereditaments, in the said several Parishes, Townships, Places, or Divisions, being obliged by Law to do Statute Duty in and upon the Highways, shall not do so much Statute Work in and upon the said Road, within their respective Parishes, Townships, Places, or Divisions, at such Times and Places, and in such Manner as they shall by the said Turnpike Surveyor be directed and appointed to do, such Inhabitants and Occupiers, and every of them, shall, for every such Neglect or Default, forfeit and pay the several Sums hereafter mentioned, (that is to say), every such Inhabitant or Person who shall keep, or by virtue of the Laws in being is compellable to furnish a Team or Teams, for every Day's Default of every Team, the Sum of Ten Shillings; and every Inhabitant or Person liable to work on the said Road as a Labourer only, or to find or send One or more Labourer or Labourers thereon, for every Day's Default of himself and every such Labourer or Labourers, the Sum of One Shilling and Sixpence; and if any Person or Persons who shall come as a Labourer or Labourers, or be sent with any Team or Draught to work on the said Road, shall not attend at the Time and Place appointed, or shall be found idle or negligent by the Surveyor to be appointed by the said Trustees, such Surveyor is hereby empowered to remove and turn off such Person or Persons, and in that Case the respective Forfeitures and Payments before mentioned shall be incurred and become payable, as if such Persons had refused or neglected to come, or such Team or Draught had not been sent out.

Penalty on
Parish Sur-
veyors for
Neglect of
Duty.

Cl. Provided always, and be it further enacted, That if the Surveyor or Surveyors of the Highways for the Time being of any of the Parishes, Townships, Places, and Divisions, wherein the said Road and Branch of

[Loc. & Per.]

20 C

Road

Disputes
concerning
Statute Duty
to be settled
by Quarter
Sessions.

Road directed by this Act to be widened, repaired and amended, or either of them, doth or shall lie, the Inhabitants whereof shall not have compounded with the said Trustees for a Sum of Money to be paid in lieu of Statute Work, shall think the said Trustees, or their Surveyor or Surveyors, have directed or appointed them too large a Proportion of the Statute Work to be done on the said Road, it shall be lawful for such Surveyor or Surveyors of the Highways to appeal to Two or more Justices of the Peace of the County or Place, who are hereby authorized to convene the Parties concerned before them, and to hear and determine the Matter in Dispute: Provided nevertheless, that in case the Parties, or either of them, shall be dissatisfied with such Determination, it shall be lawful for them, or any of them, to appeal to the Quarter Sessions in such and the same Manner as is herein-after authorized and directed in other Cases where Persons shall think themselves aggrieved.

Fixing Mile
Stones,
Lamps, &c.

CII. And be it further enacted, That it shall be lawful for the said Trustees, and they are hereby empowered and required, from Time to Time to cause such and so many Mile Stones or other Stones, for marking the several Distances on the said Road or Branch of Road from and to any Place or Places, as the said Trustees shall see fit and convenient, and also from Time to Time to cause such and so many Lamp Irons or Lamp Posts to be put up or affixed in, upon, or along the Sides of the said Road and Branch of Road, and within One hundred Feet of any Part or Parts of the said Road and Branch of Road, or upon or against any Wall or Palisade of any House, Messuage, or Tenement, fronting on the said Road and Branch, as they shall think proper, and also to cause such Number of Lamps, of such Sizes and Sorts, to be provided and affixed, or put upon such Lamp Irons and Lamp Posts, as they shall think necessary for lighting the said Road and Branch of Road, and every or any Part thereof, and shall also have full Power and Authority from Time to Time to contract with any Person or Persons for providing, lighting, maintaining, cleansing, and repairing the said Lamps, and the Expences of providing the said Mile Stones or Measuring Stones, and of providing, cleaning, lighting, and maintaining such Lamps, and the Allowances to be made to Watchmen herein-after to be appointed, and all other Charges incident to the said respective Services, shall be paid and defrayed by and out of the Money to be raised by virtue of this Act; any thing herein contained to the contrary notwithstanding.

Watchmen.

CIII. And be it further enacted, That the said Trustees shall be empowered, and they are hereby required, from Time to Time as they shall judge proper, to appoint such Number of able-bodied Men, to be armed and cloathed in such Manner as the said Trustees shall direct, to be employed as Watchmen or Patroles upon the said Road and Branch of Road, and within One hundred Feet of any Part or Parts of the said Road and Branch of Road, and every or any Part thereof, which Watchmen and Patroles shall attend at such Times and Places, and perform such Duty as the said Trustees shall direct and appoint; and the said Trustees shall and may cause to be erected or provided Watch Boxes, Benches, or other Requisites for such Watchmen and Patroles, at such Places upon the said Road and Branch of Road, and within One hundred Feet of any Part or Parts of the said Road and Branch of Road as they shall judge necessary; and

and the said Trustees shall and may also appoint a Person or Persons to be Night Constable or Night Constables, who shall attend and go along the same Road and Branch of Road, and within One hundred Feet of any Part or Parts of the said Road and Branch of Road, at such Times and in such Manner as the said Trustees shall direct; and the said Trustees may from Time to Time remove any of the said Night Constables, and Watchmen, and Patroles, and appoint others in their Room, or in the Room of such as shall die or refuse to serve in such respective Capacities; and the said Trustees are hereby empowered, from Time to Time, to make such Rules, Orders, and Regulations, for the better governing of the Watchmen, and Patroles, and Night Constables, and for other the Purposes of this Act, with respect to watching the said Road and Branch of Road, and within One hundred Feet of any Part or Parts of the said Road and Branch of Road, and keeping the Peace thereon, as they the said Trustees shall think proper.

CIV. And be it further enacted, That it shall and may be lawful to and for the said Trustees from Time to Time to contract with any Person or Persons for cleansing the Streets, Squares, Passages, and other Places, along the Sides of the said Road and Branch of Road, and within One hundred Feet thereof, or of any Part or Parts thereof; and the said Person or Persons so contracted with shall, on *Tuesday* and *Friday* in every Week, or oftener, bring or cause to be brought Carts or other proper Carriages into all the said Streets, Squares, Passages, and other Places, within the Limits aforesaid, where such Carts or Carriages can pass, and at or before their Approach, by Sound of Bell, or with an audible and distinct Voice, give Notice to the Inhabitants of their coming; and give the like Notice in every Court, Alley, or Place, within the Limits aforesaid, into which the said Carts or Carriages cannot pass, and shall abide and stay a convenient Time near the said Places respectively, to the Intent that all Persons concerned may bring forth their respective Dust, Dirt, Ashes, Filth, and Soil to the Doors of their Houses, or other Premises, all which the said Person or Persons so contracted with shall take and carry, or cause to be taken and carried away; and the said Person or Persons so contracted with shall sweep or cause to be swept, all the said Streets, Squares, Passages, and other Places, within the Limits aforesaid, and carry or cause to be carried away the Dirt and Soil out of the same at least Twice in every Week, under the Penalty of Five Pounds; provided that nothing herein contained shall extend to the removing or carrying away any Dust, Dirt, Ashes, Filth, Soil, or Rubbish, occasioned by the carrying on and exercising any Trade, Manufacture, or Business whatsoever.

CV. And be it further enacted, That the Right and Property of all and every the Gates, Bars, Turnpikes, Toll Houses, Mile Stones, and Measuring Stones and Posts, Store Houses, Rooms, Sheds, Carts, Engines, Materials for repairing Pavements, Posts, Rails; Implements, Utensils, and Things whatsoever, which may hereafter belong to the said Road or Branch of Road, or which shall be continued, erected, and set up or provided by the said Trustees, or by their Order, or otherwise belonging to and used by them for putting this Act in Execution, and also the Right and Property of all such Lamps as shall be erected or fixed in pursuance

Cleansing
Streets.

Turnpikes,
&c. vested in
Trustees.

purfuance of this Act, with the Posts, Irons, and other Furniture and Materials of fuch Lamps, and alfo the Right and Property of all the Arms and Accoutrements of the Watchmen and Patroles, and of all Watch Houfes or Boxes, Benches, Implements, and Things to be provided for the faid Watchmen and Patroles, fhall be vefted in the faid Trustees, and they are hereby empowered to difpofe of the fame for the Ufe and Benefit of the faid Road, as they fhall think fit, and to bring Actions, or to prefer and profecute with Effect Bills of Indictment againft any Perfon or Perfons who fhall steal, fecrete, injure, damage, or difpofe of the fame, or any of them refpectively, to their own Ufe or Ufes, or fhall difturb them the faid Trustees, or their Surveyors, or other Perfons acting under them, in the Poffeffion of the Property thereof; and if any Perfon or Perfons fhall wilfully break, throw down, deface, or damage any of the faid Mile Stones, or Meafuring Stones or Posts, or any of the Watch Houfes, Boxes, Benches, or other Requisites to be provided as aforefaid, for the Purpose of watching the faid Road or Branch of Road, it fhall be lawful for any Perfon or Perfons whomfoever, who fhall fee fuch Offence committed, to apprehend, and alfo for any other Perfon or Perfons to affift in apprehending the Offender or Offenders, and by the Authority of this Act, without any other Warrant, to caufe him, her, or them to be conveyed before fome Juftice of the Peace for the County of *Middlefex*; and fuch Juftice fhall proceed to examine upon Oath any Witnefs or Witneffes who fhall appear or be produced to give Information touching fuch Offence; and if the Party or Parties accused fhall be convicted of all or any of the Offences aforefaid, either by his, her, or their own Confeflion, or upon fuch Information as aforefaid, he, fhe, or they fo convicted, fhall forfeit and pay, for every fuch Offence, to the Trustees for the Time being, a Sum not exceeding the Sum of Forty Shillings, and fhall alfo make Satisfaction to the faid Trustees, or to fuch Perfon or Perfons as they fhall appoint to receive the fame, for the Damage fo by him, her, or them done as aforefaid; and in cafe fuch Offender or Offenders fhall not, upon Conviction, pay fuch Forfeitures, and make Satisfaction as aforefaid, fuch Juftices are hereby required to commit him, her, or them to the neareft Bridewell or Houfe of Correction for the faid County of *Middlefex*, there to be kept to hard Labour for any Space of Time not exceeding Twenty-one Days, and fuch Offender or Offenders fhall not be difcharged before the Expiration of the Time for which he, fhe, or they fhall have been fo committed, unlefs fuch Penalty or Forfeiture, and Satisfaction, fhall be fooner paid or given.

Penalty for
wilfully
damaging
Lamps, &c.

CVI. And be it further enacted, That if any Perfon or Perfons fhall wilfully break, throw down, or otherwise damage or destroy any of the faid Lamps which fhall be fo continued or erected by the faid Trustees, or any of the Posts, Irons, or other Furniture thereof, or take away or throw any of the Oil from or out of the faid Lamps, or extinguifh any of the faid Lamps when lighted, it fhall be lawful for any One or more Juftice or Juftices of the Peace for the faid County of *Middlefex*, within his or their Jurifdiction, and he and they is and are hereby required, upon Oath made of the Commiffion of any fuch Offence, to iffue a Warrant or Warrants for apprehending the Party or Parties accused; or it fhall be lawful for any Perfon or Perfons whomfoever, who fhall fee fuch Offence committed, to apprehend, as alfo for any other Perfon or Perfons to affift
in

in apprehending the Offender or Offenders, and by the Authority of this Act, and without any other Warrant, to convey him, her, or them, or to deliver him, her, or them, into the Custody of a Peace Officer, in order to be secured and conveyed before some Justice of the Peace for the said County of *Middlesex*, where the Offence shall be committed; or the Party offending taken, to be dealt with as herein-after is directed; and the Party or Parties accused being brought before any such Justice, or Oath being made before him that such Party or Parties cannot be found and apprehended, such Justice shall proceed to examine upon Oath any Witness or Witnesses who shall appear, or be produced to give Information touching such Offence; and if the Party or Parties accused shall be convicted of such Offence, either by his, her, or their own Confession, or upon such Information as aforesaid, he, she, or they so convicted shall, for the First Offence, forfeit the Sum of Ten Shillings for each Lamp and Oil so broken, damaged, destroyed, taken away, thrown out, or extinguished as aforesaid; and for the Second Offence the Sum of Twenty Shillings, and for the Third and every other subsequent Offence, the Sum of Forty Shillings; and full Satisfaction shall also be made to the said Trustees, or to their Surveyor, by such Offender or Offenders, for the Damage so by him, her, or them done as aforesaid; and in case such Offender or Offenders shall not on Conviction pay such Forfeiture by him, her, or them incurred, and make such Satisfaction as aforesaid, the Justice before whom such Offender or Offenders shall be convicted, is hereby required to commit him, her, or them to the House of Correction for the respective County where the Offence shall be committed, there to be kept to hard Labour for any Time not exceeding Three Calendar Months, and such Offender or Offenders shall not be discharged before the Expiration of the Time for which he, she, or they shall be committed, unless such Forfeiture and Satisfaction shall be sooner paid and given; and if any Person shall negligently or accidentally break, throw down, or otherwise damage, destroy, take away, or waste any of the said Lamps or Oil, or any of the Posts, Irons, or other Furniture thereof, and shall not, upon Demand, make Satisfaction to the said Trustees, or to their Surveyor, for the Damage by such Person so done, it shall be lawful for any Justice of the Peace for the said Counties respectively, and he is hereby required, upon Complaint to be made by the said Trustees, or by their Surveyor, to summon the Party complained of, and upon his or her Appearance, or making Default to appear (Oath being made that the Party complained of was served with such Summons, or that the same was left at his or her Dwelling House or Place of Abode if known, or that he or she could not be found), such Justice shall proceed to examine the Matter of the said Complaint, and upon Proof thereof, either by the Confession of the Party complained of, or by the Oath of one or more credible Witness or Witnesses, shall award and order such Satisfaction to be made by the Party complained of, for the Damage so by him or her done, as to such Justice shall appear just and reasonable, and shall cause the Sum so awarded, in case the same be not paid forthwith upon the making of such Award and Order, to be levied by Distress and Sale of the Offender's Goods and Chattels, rendering to him or her the Overplus (if any be) upon Demand, after the Charges of prosecuting such Complaint, and of such Distress and Sale, shall be deducted; and in case sufficient Distress cannot be found, such Justice shall commit the Party complained of to the Common Gaol or House of Correction for the County where the Offence shall have been committed, until he or she

[*Loc. & Per.*]

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shall

shall pay the Sum so awarded; or for any Time not exceeding the Space of One Calendar Month.

Trustees
may water
the Roads.

CVII. And be it further enacted, That the said Trustees shall and may, when and as often as they shall think proper, order and cause to be watered so much and such Parts of the said Road and Branch of Road, and at such Time or Times as they shall think proper, and shall for that Purpose have full Power and Authority, from Time to Time, to dig and sink such Wells on the said Road and Branch of Road respectively, and to erect such Pumps, and to purchase or cause to be made such Machines, Carts, or Engines, and to purchase such Horses, as shall be necessary for watering, or to contract with any Person or Persons for watering so much of the said Road as they the said Trustees shall think fit.

Rates for
watching,
&c. may be
made by
Trustees.

CVIII. And be it further enacted, That for the defraying the Costs, Charges, and Expences of the lighting, watching, cleansing, and watering of the said Road and Branch of Road herein-before described, it shall and may be lawful for the said Trustees from Time to Time, during the Continuance of this Act, to cause one or more Rate or Rates, Assessment or Assessments, to be made, laid, or assessed, once in every Year, or oftener if they shall judge it needful, upon all and every Person and Persons who shall inhabit, hold, use, occupy, possess, and enjoy any House, Land, Building, Tenement, Shop, Warehouse, Yard, Garden, Stable, or other Erections already erected and built, or which may be hereafter erected or built, within One hundred Feet of any Part or Parts of the said Road and Branch of Road, in such Sum or Sums of Money as the said Trustees shall order and direct, but so nevertheless as that such Rate or Rates, Assessment or Assessments, do not exceed in the Whole, in any One Year, the Sum of Two Shillings and Sixpence in the Pound, according to the yearly Rent or Value of such Houses, Lands, Buildings, Tenements, Shops, Warehouses, Yards, Gardens, Stables, or other Erections, which now are or shall be situated within the Distance afore-said of the said Road or Branch of Road, or which shall hereafter be erected, built, or made within One hundred Feet of any Part of the said Road or Branch of Road; and the said Trustees shall cause separate and distinct Accounts to be kept of the Produce of the said Rates and Assessments, and of the Applications of the same.

Persons with-
in the Limits
of this Act
are exempted
from other
Rates.

CIX. And whereas there are or may be many Persons who occupy Houses, Buildings, and other Premises, the Whole or some Part whereof may be within the said Distance of One hundred Feet from the said Road and Branch of Road, who are now liable to contribute and pay certain Rates for lighting, watching, cleansing, or watering, or some of them; under or by virtue of some Act or Acts of Parliament now in force, within the respective Limits through which the said Road and Branch of Road are intended to pass; be it therefore further enacted, That from and after the passing of this Act all and every such Occupier and Occupiers of Houses, Buildings, and other Premises, any Part of which shall be within the Distance of One hundred Feet of the said intended Road and Branch of Road, shall be and they are hereby exempted from being rated, taxed, or assessed as to such Part of the said Premises as shall be within One hundred Feet of the said intended Road or Branch of Road,

Road, under or by virtue of such former Act or Acts: Provided always, that if any House or Premises, within the Limits of this Act, shall be partly within and partly without the said Distance of One hundred Feet from the said intended Road or Branch of Road, or shall be or shall have been rated jointly with any other Messuage or Premises not within the said Distance of One hundred Feet, it shall and may be lawful for the said Trustees, or any Person appointed by them, at some Meeting to be holden for that Purpose, and they or he are or is hereby respectively authorized and required to apportion and ascertain the respective Rents at which such Houses or Premises, or Parts thereof, shall be understood to have been or shall be rated; and if any Person or Persons shall be dissatisfied therewith, he, she, or they may appeal to the Justices assembled at the Quarter Sessions of the Peace for the said County of *Middlesex*, within the Time and in the Manner herein-after mentioned; and the Determination of the Quarter Session therein shall be final.

CX. And be it further enacted, That the annual Value of all Houses, Lands, Buildings, Tenements, Shops, Warehouses, Yards, Gardens, Stables, or other Erections, so to be rated and assessed as aforesaid, shall be settled and ascertained according to the real Rack Rent, or full yearly Value thereof, or in any certain and equal Proportion of such real Rack or full yearly Value, as the said Trustees shall think proper; and such Rates and Assessments shall commence from the next Quarter Day after the same shall be occupied; and the Money so rated and assessed, under and in pursuance of this Act, shall from Time to Time be paid to any Collector or Collectors to be appointed by the said Trustees, at such Time in every Year, and in such Manner as the said Trustees shall order and direct, and shall be paid over by such Collector or Collectors into the Hands of the Treasurer to the said Trustees, or as the said Trustees shall from Time to Time order and direct.

How yearly Value of Houses to be ascertained, &c.

CXI. And whereas several Houses and Buildings liable to be rated or assessed under this Act may by the Owners thereof be let out into Lodgings or Tenements to several Tenants, whereby it may be difficult to recover such Rates or Assessments when made; be it therefore further enacted, That the said Trustees shall and may rate or assess the Person for the Time being entitled to any Houses or Buildings which shall be let to or occupied by Two or more Tenants, and the same shall be deemed as One House or Tenement, and such Rates or Assessments shall be paid by any one or more of the Tenants of any Part or Parts of such Houses or Buildings, who is and are hereby authorized to pay such Sum and Sums of Money as shall be so rated or assessed upon the Person for the Time being entitled to the same in pursuance of this Act, and to deduct and retain such Sum and Sums of Money out of his, her, or their Rent, and the Person for the Time being entitled to such Premises is hereby required to allow such Deduction accordingly.

Rates on Houses let to several Tenants paid by the Landlords.

CXII. Provided always, That it shall and may be lawful for the said Trustees and they are hereby empowered, upon the Complaint of any Occupier of a Dwelling House rated or assessed by virtue of this Act, and whose Rent for such Dwelling House shall not exceed the Sum of Five Pounds

Power to mitigate or reduce Rates, &c.

Pounds a Year, to mitigate, lessen, reduce, or excuse the Rate or Assessment charged upon such Occupier, for and on account of his or her Exigency or Inability, as they the said Trustees shall in their Discretion think proper and reasonable.

Poor Rates may be inspected.

CXIII. And be it further enacted, That the Churchwardens and Overseers of the Poor, or other Person or Persons having the Custody of the Rates for raising Money for the Relief and Maintenance of the Poor within the said Parishes respectively, shall permit any Person or Persons, having an Order under the Hands of the said Trustees, to inspect every such Rate at all seasonable Times, paying One Shilling for the same; and shall, upon Demand, forthwith give Copies of the same, or any Part thereof, to any such Person or Persons, upon the producing of such Order and paying at the Rate of Sixpence for every Twenty-four Names; and in case any such Churchwarden or Overseer of the Poor, or other Person having the Custody of any such Rates as aforesaid, shall neglect or refuse so to do within Three Days next after such Order shall have been produced and shewn to him, or a Copy thereof left at his usual Place of Abode, he shall for every such Neglect or Refusal forfeit and pay any Sum not exceeding Twenty Shillings.

Recovery of Rates.

CXIV. And be it further enacted, That in case any Person who shall be rated or assessed, or subject or liable to the Payment of any such Rate or Assessment by virtue of this Act, shall neglect or refuse to pay any such Rate or Assessment to such Collector or Collectors, for the Space of Ten Days after personal Demand thereof made, or Demand in Writing left at the usual Place of Abode of such Person, it shall be lawful for any Two or more Justices of the Peace for the County of *Middlesex*, upon Proof made upon Oath of such Demand and Nonpayment, by Warrant under their Hands and Seals to authorize and direct the said Collector or Collectors to levy such Rate or Money so in Arrear, together with the Costs and Charges attending the same, to be ascertained by such Justices, by Distress and Sale of the Goods and Chattels of the Person so refusing or neglecting to pay as aforesaid, rendering the Overplus (if any) to the Owner of such Goods and Chattels on Demand.

The Trustees, to enable them to light and watch the Roads, may take a Night Toll.

CXV. And be it further enacted, That the better to enable the said Trustees to light and watch the said intended Road and Branch of Road, it shall and may be lawful for the said Trustees, or any Person or Persons by them duly authorized, to demand, have, receive, and take at any Turnpike Gate or Gates, Bar or Bars, to be erected in pursuance of this Act, from the Twenty-ninth Day of *September* to the Twenty-fifth Day of *March* in every Year, both Days inclusive, after Sun-set in one Day until Sun-rising of the next Day, over and above such Tolls or Duties as are before granted by this Act, the Tolls or Duties following; that is to say,

For every Coach, Berlin, Landau, Hearse, Chaise Marine, Chariot, Calash, Curricule, Chaise, Chair, Pleasure Cart, or any other Carriage (except Waggon; Wains, Carts, and Drays used for Husbandry and Carriage of Goods, and not for Pleasure), drawn by Six Horses or other Cattle, the Sum of Four-pence Halfpenny; and drawn by Three or Four
Horses

Horses or other Cattle, the Sum of Three-pence; and drawn by Two Horses or other Cattle, the Sum of Two-pence:

For every Chaise, Chair, or Pleasure Cart with Two Wheels, drawn by One Horse or other Cattle, the Sum of One Penny Halfpenny:

For every Chaise, Chair, or Pleasure Cart, with Three or Four Wheels, drawn by One or Two Horses or other Cattle, the Sum of Two-pence:

And for every Horse, Mare, Gelding, or Mule, laden or unladen, and not drawing, the Sum of One Halfpenny:

Which said Tolls or Duties shall be respectively paid before any such Cattle or Carriage as aforesaid, hereby made subject and liable thereto, shall be permitted to pass any such Turnpike Gate or Gates, Bar or Bars as aforesaid; and the said Trustees, or such Person or Persons as they shall authorize and appoint, shall have the same Powers, Authorities, and Remedies for demanding, collecting, recovering, and levying the Tolls and Duties hereby made payable; and the said Tolls shall be subject to the same Restrictions in respect of the said Tolls and Duties being paid above once in a Day, and in respect of their not being payable on the Day or Days of Election of a Knight of the Shire of the said County of *Middlesex*, as are herein-before given, prescribed, or contained for demanding, collecting, recovering, and levying or not levying the Tolls hereby granted and given, all which said last mentioned Tolls and Duties are hereby vested in the said Trustees, and shall be paid, applied, and disposed of to and for such Uses, Intents, or Purposes, as are hereby directed or appointed, and to and for no other Use, Intent, or Purpose whatsoever.

CXVI. And be it further enacted, That it shall be lawful for the said Trustees and they are hereby authorized and empowered, by and out of the Monies to arise by virtue of this Act, to cause the several Streets, Lanes, and other public Passages and Places within the Limits of this Act, which shall be opened and widened, and the Scites of Houses and Pieces of Ground which shall be laid open and thrown into or made Part of such Streets, Lanes, and Passages in Manner aforesaid, to be paved, and the present Pavement thereof to be amended, raised, lowered, altered, or repaved, upon such Levels as they shall judge necessary and proper, in such a substantial and effectual Manner, and with such Kind of Materials as the Streets in the City of *London* and other Parts of the Metropolis used for general and heavy Traffic are accustomed to be paved with; and that from and after the said Streets, Lanes, and other public Passages and Places shall be so paved, repaired, and amended by the said Trustees, in Manner aforesaid, no Person shall, without the Consent of the said Trustees, alter the Form of the Carriage-ways or Footways within any of the said Streets, Lanes, or other public Passages or Places within the Limits of this Act, upon Pain of forfeiting any Sum not exceeding Five Pounds for every Offence, and also upon Pain of paying all the Expences of restoring such Ground or Pavement to its former State, but that the said Streets, Lanes, and other public Passages and Places, shall, from and after the Time when the same shall be so paved and amended by the said Trustees, continue in all other Particulars to be cleansed, paved, lighted, and watched by such Persons, and under and subject to such Rules and Regulations, as the same Streets, Lanes, and public Passages, now are paved, cleansed, lighted, and watched, by any Act or Acts of Parlia-

Trustees to
cause Streets,
&c. to be re-
paired and
paved.

ment, or by any Law, Custom, or Usage now in force, for the paving, cleansing, lighting, and watching the same respectively.

Coach Stands.

CXVII. And, for the avoiding of Accidents and Inconveniences by the irregular standing of Coaches and other Carriages in or near the said Road and Branch of Road, be it further enacted, That it shall and may be lawful for the said Trustees from Time to Time as they shall see Occasion, with the Approbation of the Commissioners for licensing Hackney Coaches, to make such Orders for regulating the standing of Coaches and other Carriages in or near the said Road and Branch of Road, and for the ascertaining and fixing, altering, and removing the standing of Coaches and other Carriages in or near the said Road and Branch of Road, or any Part thereof, as to the said Trustees, with such Approbation as aforesaid, shall seem fit and proper for the Safety and Convenience of all Persons passing and repassing thereon; and if any Person driving, or having the Care of any Hackney Coach, or of any other Coach or Carriage, shall refuse or neglect to conform to such Orders and Regulations, and be thereof convicted, he or they shall for every such Offence forfeit and pay a Sum not exceeding Forty Shillings nor less than Twenty Shillings, at the Discretion of the Justice or Justices by or before whom such Offender shall be convicted.

Trustees may make Contracts of all Kinds.

CXVIII. And be it further enacted, That the said Trustees shall, and they are hereby authorized and empowered from Time to Time, at any of their said Meetings, as Occasion shall require, to contract and agree with any fit Person or Persons, Artificers, Workmen, and others, for the making and doing of all and every or any Part of the Work or Business to be done in and about the making, repairing, widening, improving, and maintaining, lighting, cleansing, watching, and watering the Road and Branch of Road herein-before described, and also for paving, repairing, amending, raising, lowering, and altering the Streets, Lanes, and other public Passages and Places within the Limits of this Act, and for the doing of all other Matters and Things authorized or directed to be done and performed by this Act, or for the supplying any of the Materials for the same, which Contract or Contracts shall specify the several Works to be done, and the Prices to be paid for the same, and the Time or Times when the said Works shall be completed, and the Penalties to be suffered in case of the Non-performance thereof, and shall be signed by Three or more of the said Trustees, and also by the Person or Persons contracting to perform such Works respectively, which Contracts, or a Copy thereof, shall be entered in a Book to be kept for that Purpose by the Clerk to the said Trustees, but previous to the making any such Contracts Fourteen Days Notice at the least shall be given in one or more public Newspaper or Newspapers, published and circulated in the County of *Middlesex* as aforesaid, expressing the Intention of entering into such Contract, in order that any Person or Persons willing to undertake the same may make Proposals for that Purpose, to be offered and presented to the said Trustees at a certain Time and Place in such Notice to be mentioned.

Trustees may employ Surveyors, and sue for Breach of Contract.

CXIX. And be it further enacted, That the said Trustees shall cause all and every of the Works to be done in pursuance of this Act to be inspected by the Surveyor or Surveyors, or such other Person or Persons as they shall for that Purpose appoint; and in case the same shall not be

well

well and sufficiently performed, according to the Intent and Meaning of such Contract or Contracts, or shall not be finished and completed at or within the Time or Times specified in such Contract or Contracts, then the said Trustees may cause an Action to be brought in any of His Majesty's Courts of Law at *Westminster*, against any such Contractor, for any Penalty contained in his Contract, and on Proof of the signing of the said Contract, and Non-performance thereof, at the Time or Times for that Purpose to be therein mentioned, the said Trustees shall be entitled to, and shall recover the full Penalty contained in any such Contract, which, when recovered, shall be applied for the Purposes of this Act.

CXX. Provided always, That it shall be lawful for the said Trustees (if they think fit) to compound and agree with any such Contractor for any Penalty incurred by him for the Breach and Non-performance of any such Contract, for such Sum of Money as the said Trustees shall think proper, not being less than the Injury or Damage sustained by the Breach or Non-performance of such Contract, and all Costs, Charges, and Expences which shall be occasioned thereby.

Trustees may compound for Penalties for Breach of Contracts.

CXXI. And be it further enacted, That if any Person or Persons shall assault, interrupt, hinder, or disturb, or cause, promote, or encourage to be assaulted, interrupted, hindered, or disturbed, the Collectors of the Tolls, or any of them, or the Turnpike Surveyor or Surveyors, or any Person or Persons employed by him or them, or any other Person or Persons whomsoever employed by the said Trustees in the Execution of any Part of this Act, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Twenty Shillings.

Penalty on assaulting Officers, &c.

CXXII. And be it further enacted, That all Penalties, Forfeitures, and Fines hereby inflicted or authorized to be imposed (if the Manner of levying and recovering thereof is not herein otherwise directed), shall, upon Proof of the Offences respectively before any Two Justices of the Peace for the County or Place wherein the Offenders shall be and reside, or the Offences shall be committed, either by the Confession of the Party or Parties offending, or by the Oath of one or more Witness or Witnesses, be levied by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hands and Seals of such Justices, which Warrant such Justices are hereby empowered to grant for those Purposes, and the Overplus, after such Penalties, Forfeitures, and Fines, and the Charges of such Distress and Sale, are recovered and deducted, shall be returned, upon Demand, unto the Owner or Owners of such Goods and Chattels; and the Penalties, Forfeitures, and Fines, when paid or levied (if not otherwise directed to be applied by this Act), shall be from Time to Time paid to the Treasurer or Treasurers of the said Trustees, and applied in the Repairs of the said Road; and in case sufficient Distress shall not be found, and such Penalties and Forfeitures shall not be forthwith paid, it shall be lawful for any Two Justices of the Peace as aforesaid, and they are hereby authorized and required, by Warrant or Warrants under their Hands and Seals, to cause such Offender or Offenders to be committed to the common Gaol of the County or Place, there to remain, without Bail or Mainprize, for any Time not exceeding Two Calendar

Penalties and Forfeitures, how to be recovered and applied.

Calendar Months nor less than Fourteen Days, unless such Penalties, Forfeitures, and Fines, and all reasonable Charges, shall be sooner paid or satisfied.

Power to give
Informer Part
of Penalties.

CXXIII. Provided nevertheless, and be it further enacted, That it shall be lawful for the said Trustees, from Time to Time, if they shall see Cause, to pay and apply such Part of the said Penalties and Forfeitures, or any of them, to and for the Use of the Informer or Informers, or any Person or Persons (not being a Witness or Witnesses) taking or seizing, or assisting therein, or any of them; any thing herein contained to the contrary notwithstanding.

Manner of
Distress.

CXXIV. And be it further enacted, That in all Cases of Distress, which shall be taken by virtue of this Act for any Sum or Sums of Money which shall be due and unpaid for or in respect of any Tolls, Duties, Compositions, Rates, Charges, or otherwise (except for Penalties and Forfeitures as aforesaid), every such Distress shall and may be kept and detained for the Space of Four Days from the Time of taking thereof, unless the Sum or Sums for which such Distress shall be so taken, together with the reasonable Charges of taking and keeping the same, be sooner paid; and after the Expiration of the said Four Days, it shall be lawful for the Person or Persons making such Distress to sell and dispose of the same, returning the Overplus (if any be) to the Owner or Owners thereof, on Demand, after such Sum or Sums of Money for which such Distress had been so made, with the reasonable Charges of taking, keeping, and selling such Distress, shall be deducted and paid.

Power to
follow De-
faulters in
other Coun-
ties.

CXXV. And be it further enacted, That where any Penalties or Forfeitures, Tolls, Rates, Compositions, Duties, or other Sum or Sums of Money, are by this Act directed to be levied by Warrant of Distress in case of Non-payment, and sufficient Distress cannot be found within the County of *Middlesex*, then upon Oath made before any Justice of the Peace of any other County or Place where sufficient Distress may be found, of the Hand Writing of the Justices of *Middlesex* set to such Warrant (which Oath the said Justice of such other County or Place is hereby empowered and required to administer), and to indorse his Name on such Warrant, the Goods and Chattels of the Person or Persons against whom such Warrant shall be issued shall be subject and liable to such Distress in such other County or Place where the same shall or may be found, and may, by virtue of such Warrant and Indorsement, be distrained and sold by the Person or Persons bringing such Warrant, or to whom such Warrant shall have been originally directed, in the same Manner as if such Goods and Chattels had been found in the said County of *Middlesex*.

Persons ag-
grieved may
appeal to the
Sessions.

CXXVI. And be it further enacted, That if any Person or Persons shall think him, her, or themselves aggrieved by any thing done in pursuance of this Act, and for which no particular Mode of Relief hath been already appointed, such Person or Persons may appeal to the Justices of the Peace at their General Quarter Sessions, to be holden for the said County of *Middlesex* next after such Cause of Complaint shall arise, unless the same shall arise within Fourteen Days preceding such Sessions, in which Case such Appeal may be brought at the Second Sessions after such Cause shall arise, and the said Justices are hereby authorized and required to take
Cognizance

Cognizance thereof, and to hear and determine such Complaint or Complaints, and shall and may, if they see Cause, by Order of such Sessions, mitigate, at their Discretion, all or any Part of the Penalties or Forfeitures laid upon or incurred by the Party or Parties complaining, or vacate or set aside the Conviction or Convictions, and set the Parties at Liberty, or otherwise may ratify or confirm the same, with such Costs as to them in their Discretion shall seem reasonable, and to levy by their Order or Warrant such Costs so awarded by Distress and Sale of the Goods and Chattels of the Person or Persons who shall refuse to pay the same; and for Want of sufficient Distress to commit such Person or Persons to some Common Gaol in or for the said County of *Middlesex*, for any Time not exceeding Three Calendar Months, or until Payment of such Costs.

CXXVII. Provided always, That the Person or Persons so appealing as aforesaid shall, and he, she, and they are hereby required to give Notice in Writing to the Clerk to the Trustees of the said Road of such his and their Intention of bringing or prosecuting such Appeal Fourteen Days before the said Quarter Sessions, and shall, before such Notice given, enter into a Recognizance before One or more Justice or Justices of the Peace for the said County of *Middlesex*, with Two sufficient Sureties, in the Sum of Twenty Pounds, with Condition to prosecute such Appeal, and to pay all Costs in case such Appeal be determined against the Party or Parties so appealing.

Persons intending to appeal to give Fourteen Days Notice, and enter into Recognizance to prosecute such Appeal.

CXXVIII. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness or Witnesses to give Evidence before any Justice of the Peace touching any Matter of Fact contained in any Information or Complaint for any Offence against this Act, either on the Part of the Prosecutor or the Person or Persons accused, or if any Person or Persons who shall be summoned as a Witness or Witnesses to give Evidence at any General Quarter Sessions of the Peace for the said County of *Middlesex*, or any Adjournment thereof, upon any Appeal by virtue of this Act, either upon the Part of the Appellant or Respondent, shall refuse or neglect to appear at the Time and Place to be for that Purpose appointed, without a reasonable Excuse for his, her, and their Refusal or Neglect, or appearing shall refuse to be examined upon Oath (or in case of a Quaker or Quakers, on solemn Affirmation), and to give Evidence before such Justice of the Peace, or at such Session, or Adjournment thereof, then and in either of the said Cases every such Person shall forfeit, for every such Offence, any Sum not exceeding Twenty Pounds.

For compelling Witnesses to attend.

CXXIX. And be it further enacted, That if any Person or Persons who shall be summoned as a Witness in Manner or for the Purposes last aforesaid, or to give Evidence before any Jury to be impannelled in Manner herein-before mentioned, for the Purpose of ascertaining the Value of Premises purchased or contracted for by the said Trustees for the Purposes of this Act, shall be in Custody for Debt, or otherwise prevented or hindered from obeying such Summons, it shall and may be lawful to and for any Judge or Justice of any of His Majesty's Courts of Record at *Westminster*, and he is hereby required, on Application made to him on Behalf of the said Trustees, or of any Person or Persons interested in the Testimony of such Witness, to grant a *Habeas Corpus ad Testificandum*, for the Purpose

Witnesses may be brought up by Habeas Corpus ad Testificandum.

[*Loc. & Per.*]

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of

of procuring and compelling the Attendance of such Witnesses in Manner and for the Purposes aforesaid, or any of them.

CXXX. And for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That all and every the Justice or Justices of the Peace before whom any Person or Persons shall be convicted of any Offence against this Act, shall and may cause the Conviction to be drawn up in the following Form of Words, or in any other Form of Words to the same Effect, as the Case shall happen; (*videlicet*),

Form of Conviction.

BE it remembered, That on the _____ in the Year _____
A. B. is convicted before me *C. D.* One of
 His Majesty's Justices of the Peace for the County of _____
 [specifying the Offence and Time and Place when and where the same was
 committed, as the Case shall be.] Given under my Hand and Seal the
 Day and Year first above-mentioned.

Distress not to be deemed unlawful for Want of Form.

CXXXI. And be it further enacted, That when any Distress shall be made by virtue of this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers, on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress, or in the Appointment of the Collector or Collectors, Surveyor or Surveyors, or in any other Proceeding relating thereto; nor shall the said Party or Parties be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall happen or be done in making such Distress, but the Party or Parties aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damages which he, she, or they shall have sustained thereby, with usual Costs and no more, in an Action of Trespass or on the Case, at the Election of the Party or Parties so aggrieved.

Plaintiff not to recover if Tender of Amends made.

CXXXII. Provided nevertheless, and be it further enacted, That no Plaintiff shall recover in any Action for any Irregularity as aforesaid, if Tender of good and sufficient Amends shall have been made, by or on Behalf of the Party or Parties distraining, before such Action brought, nor if such Tender of Amends shall be made at any Time after the said Action brought, and before the Trial thereof, together with Costs of Suit to the Time of such last-mentioned Tender, but on Proof made of such Tender on any Trial to be had in such Action, the Plaintiff or Plaintiffs shall suffer Judgement as in Cases of Nonsuit, with Double Costs, to be recovered in the same Manner as any Defendant or Defendants may recover Costs in any other Case by Law.

All Proceedings to be entered in a Book.

CXXXIII. And be it further enacted, That all Orders and Proceedings of the Trustees at their several Meetings shall be entered in a Book or Books to be kept for that Purpose, and such Orders and Proceedings so entered and signed by a competent Number of the Trustees, as the Case shall require, shall be deemed to be Originals, and which said Book or Books, and also the Book or Books to be kept for registering the Mortgages and Annuities herein-before mentioned, shall be admitted as Evidence in all Courts whatsoever.

Prosecutors and Prosecuted indemnified.

CXXXIV. And be it further enacted, That in case any Action or Prosecution shall be commenced or prosecuted in pursuance of this Act, under

the Authority or by the Direction of the said Trustees, they the said Trustees shall, out of the Monies arising by virtue of this Act, allow and pay to the Prosecutor, or such Person or Persons in whose Name or Names such Action or Prosecution shall be commenced and prosecuted, all such reasonable Costs and Charges as such Person or Persons shall be really and *bonâ fide* out of Pocket for or by reason of such Action or Prosecution, or any Judgement or Determination thereof, and likewise indemnify all such Persons as shall be prosecuted, or have any Action or Actions brought against them, for or by reason of any thing done in pursuance of this Act, under the Authority and by the Direction of the said Trustees.

CXXXV. And for the more easy and speedy Conviction of Offenders against this Act, be it further enacted, That upon any Complaint, Information, Indictment, or Action, to be laid or brought against any Person for any Offence committed against this Act, the Evidence of any of the Inhabitants of the Parishes or Places through which the said Road or Branch of Road directed by this Act to be made doth or shall lead, shall be taken and admitted in all Cases whatsoever; any Law, Custom, or Usage to the contrary notwithstanding.

Evidence of the Inhabitants, &c. to be admitted.

CXXXVI. Provided always, and be it further enacted, That no Action or Suit shall be commenced or brought against any Person or Persons for any thing done in pursuance of this Act, until Twenty-one Days Notice shall be thereof given to the Clerk to the said Trustees, nor after a sufficient Satisfaction, or Tender thereof hath been made to the Party or Parties aggrieved, nor after Six Calendar Months next after the Fact committed; and every Action or Suit shall be laid, brought, and tried in the County of *Middlesex*, and not elsewhere; and the Defendant and Defendants in every such Action or Suit may, at his, her, or their Election, plead specially or the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if the same shall appear to be so done, or that such Action or Suit shall be brought before Twenty-one Days Notice thereof shall be given as aforesaid, or after a sufficient Satisfaction made or tendered as aforesaid, or after the Time limited for bringing the same as aforesaid, or shall be brought in any other County than the said County of *Middlesex*, then the Jury shall find for the Defendant or Defendants, and upon such Verdict, or if the Plaintiff or Plaintiffs shall be nonsuited, or discontinue his, her, or their Action or Suit after the Defendant or Defendants shall have appeared, or if upon Demurrer Judgement shall be given against the Plaintiff or Plaintiffs, then the Defendant or Defendants shall recover Treble Costs, and shall have such Remedy for recovering the same as any Defendant or Defendants hath or have for his, her, or their Costs in any other Cases by Law.

Limitation of Actions.

General Issue.

CXXXVII. And whereas an Act was passed in the Twenty-seventh Year of the Reign of His late Majesty King *George* the Second, intituled *An Act for opening, making, widening, and keeping in Repair a Road from Ratcliffe Highway through Cannon Street in the County of Middlesex, into*

For transferring Cannon Street Road Trust, &c.

the

the Road leading into the County of Essex, and also from the West-End of Brook Street into Cable Street, and from Upper Shadwell Street into The Back Lane, in the said County of Middlesex: And whereas another Act was passed in the Fifth Year of the Reign of His present Majesty, intituled *An Act to enlarge the Term and Powers of an Act made in the Twenty-seventh Year of His late Majesty, for opening, making, widening, and keeping in Repair a Road from Ratcliffe Highway through Cannon Street, in the County of Middlesex, and other Roads in the said Act mentioned; and for lighting, watching, and watering the said Roads*: And whereas another Act was passed in the Session held in the Thirty-ninth and Fortieth Years of the Reign of His present Majesty, for continuing for Twenty-one Years, and from thence to the End of the then next Session of Parliament, the Term, and enlarging the Powers of the said Two Acts passed in the Twenty-seventh Year of the Reign of His late Majesty King *George* the Second and the Fifth Year of the Reign of His present Majesty: And whereas divers Sums of Money were borrowed at Interest by the Trustees under the said Acts for the Purpose of carrying the same into Execution, and divers other Debts have been contracted by the said Trustees, or incurred in the Execution of their Trusts, some whereof are also payable with Interest, and several of which Debts remain unpaid to the respective Creditors to whom they are owing, and other Debts must be necessarily incurred by the said Trustees during the Continuance of their Trusts: And whereas, in consequence of the making and completing of the said Commercial Road and Branch of Road hereby authorized to be made and completed, a Deficiency, to the Prejudice of the said Creditors, may arise or happen in the Amount of the Tolls to be taken by the Trustees under the said Act of the Twenty-seventh Year of King *George* the Second, and the Fifth, and Thirty-ninth and Fortieth Years of His present Majesty, for and concerning the said Road described in the said Act, and which is usually called or known by the Name of *The Cannon Street Road*: And whereas, in order to avoid any Disputes or Difficulties respecting the Compensation to be made to the Trustees of the said Road called *The Cannon Street Road* by the Trustees of the said Commercial Road hereby authorized to be made and completed, it hath been agreed between the said Trustees of the said respective Roads, that all and every the Trusts and Powers in and by the said Acts of the Twenty-seventh Year of King *George* the Second, and the Fifth, and Thirty-ninth and Fortieth Years of His present Majesty, given and granted to or vested in the Trustees for the Time being of the said Road called *The Cannon Street Road*, shall be transferred to the Trustees in and by this present Act named, and their Successors, and it is expedient that the said Agreement should be carried into Effect: But the same cannot be done without the Aid and Authority of Parliament; be it therefore further enacted, That all and every Person and Persons who, at the Time of the passing of this Act, are or shall be Trustees for the Purpose of putting into Execution the said Acts of the Twenty-seventh Year of King *George* the Second, and the Fifth, and Thirty-ninth and Fortieth Years of His present Majesty, respecting the said Road called *The Cannon Street Road*, shall, from and after the Twenty-ninth Day of *September* One thousand eight hundred and two, cease to be such Trustees to all Intents and Purposes whatsoever, as if the said Persons had all died, or resigned, or become disqualified from being Trustees in Manner in the said last recited Acts mentioned; and that all and every the Person
and

and Persons in and by this present Act named and appointed to be Trustees for the Purposes of this Act, and their Successors, shall be and become Trustees for the putting in Execution the said Acts of the Twenty-seventh Year of King *George* the Second, and the Fifth, and Thirty-ninth and Fortieth Years of His present Majesty, respecting the said Road called *The Cannon Street Road*, in the Room and Stead of the present Trustees under the said last recited Acts, in as full and ample Manner and Form, and with the like Powers and Authorities as if the said Trustees, under this present Act, had been elected and chosen Trustees under and by virtue of the said Acts of the Twenty-seventh Year of King *George* the Second, and the Fifth, and Thirty-ninth and Fortieth Years of His present Majesty aforesaid, in Manner and Form as in the last recited Acts is mentioned and directed; and that all the Powers, Authorities, Duties, Matters and Things whatsoever, given and granted to or vested in, or required to be done or performed by the said Trustees under the said Acts of the Twenty-seventh Year of King *George* the Second, and the Fifth, and Thirty-ninth and Fortieth Years of His present Majesty, shall, from and after the passing of this Act, be vested in, and be exercised, done, and performed by the Trustees in this Act named, and their Successors, as fully and effectually, to all Intents and Purposes, as the same might or could have been exercised, done, or performed by the said Trustees under the said Acts of the Twenty-seventh Year of King *George* the Second, and the Fifth, and Thirty-ninth and Fortieth Years of His present Majesty aforesaid; and that all and every the Clauses, Directions, Provisoos, Matters, and Things, in the said last recited Acts mentioned and contained, shall, in all other Respects whatsoever, be and continue in full Force and Effect, and shall be performed, executed, and done by the Trustees under this Act, and their Successors, in as full and ample Manner, and under and subject to the Conditions in the said Acts of the Twenty-seventh Year of King *George* the Second, and the Fifth, and Thirty-ninth and Fortieth Years of His present Majesty, mentioned and contained, as they might and ought to have been executed, done, and performed by the Trustees under the said recited Acts, in case this present Act had not been made, and as if all the said Clauses, Directions, Provisoos, Matters, and Things were repeated and re-enacted in the Body of this Act.

CXXXVIII. Provided always, and it is hereby further enacted, That nothing herein contained shall be deemed, construed, or taken to extinguish, lessen, or injure the Security of the said Creditors, or any or either of them, have for their respective Debts; and that they the said Creditors and their legal Representatives shall be entitled to exercise and prosecute the like Powers and Means for Recovery of their respective Debts, as herein-before provided for the Recovery of the Debts to be contracted or incurred by the Trustees appointed by this Act.

Saving in Favour of the Creditors, etc.

CXXXIX. And be it further enacted, That this Act shall be deemed, adjudged, and taken to be a Public Act, and be judicially taken Notice of as such by all Judges, Justices, and other Persons whomsoever, without specially pleading the same.

Public Act.

1774

42° GEORGII III. Cap. 101.

Commence-
ment and
Continuance
of the Act.

CXL. And be it further enacted, That this Act, and all the Tolls and Duties hereby granted and made payable, and all the Powers hereby given, shall take place and have Commencement and Continuance from and after the passing thereof, for and during the Term of Twenty-one Years, and from thence to the End of the then next Session of Parliament.

The

The SCHEDULE to which this Act refers.

THE Road is to commence at the North West Entrance or Draw Bridge of the *West India* Wet Docks, in the *Isle of Dogs*, and over Part of the *Isle of Dogs*, to continue North West through a Field belonging to *Thomas Drane*, and to cross *Penny Fields* and *Limehouse Causeway*, near the *Blue Posts* Public House, into *Gun Lane*; Five Houses on the South Side of *Penny Fields* are to be purchased and taken down, the Two First belonging to *William Mason*, the next to *Thomas Burden*, the Fourth to *Robert Oyle*, and the Fifth to *John Hill*; as also Seven Houses on the North Side of *Penny Fields*, the Three Corner Houses belonging to *Richard Smith*, the Two next Eastward to *Thomas Burden*, the next to *Elizabeth Haymer*, and the Seventh to *Mary Fulcher*, and are in the several Occupations of *James Humphreys*, *James Davis*, *Philip Richards*, *Peter Jackson*, *James Forbes*, and *Simon Ive*:

Part of the Cow Yard and Grain Pit of *John Perkins*, on the East Side of *Gun Lane*, and Part of the Garden Ground, and sundry Wooden Buildings, the Property of *John Hale*, *John Taylor*, *George Salter*, and *John Salter* the younger, situate on the West Side of *Gun Lane*, to be purchased, and the Buildings taken down:

Part of the Lands of *Mary Burch*, and of *Elizabeth Stainsby*, to be purchased:

Part of the Burying Ground on the North Side of the Parish Church of *Saint Anne Limehouse* to be thrown into the Road, and several Houses and Premises on the South Side of *Limehouse* Church Yard, between *Three Colt Street* and *Church Lane*, the Property of *Mary Welford*, *John Hale*, *John Taylor*, *George Salter*, *John Salter* the younger, *Richard Smith*, and *William Williams*, to be allotted as a Compensation for the Land taken from the North Side of the Church Yard:

The *Britannia* Tavern, near the Bridge over *Limehouse Cut*, the Property of *George Thackery* and in the Occupation of *George Lawrence*, to be purchased and taken down; also a small House on the North Side of the *Limehouse Cut*, near the Bridge, belonging to *Jonathan Delver*, on Lease to *Craswell Gibson*, and in the Occupation of *John Biddell*, to be purchased:

Part of *Norrison Coverdale's* Garden, on the South Side of the Road, to be purchased:

Part of Four Fields, the Property of *Truman Harford*, the Second and Fourth in the Occupation of *William Green*, and the Third, together with the Cow Sheds and Buildings erected thereon, belonging to the *Mercers Company* and *Gregory Wright*, and in the Occupation of the

the said *Gregory Wright*, to be purchased, and the Buildings taken down :

Part of the Nursery Ground on the East Side of *White Horse Street*, and on the North Side of *Rose Lane*, belonging to *John Bergmiller* :

Six Houses situate on the East Side of *White Horse Street*, belonging to *William Green*, and in the several Tenures of *Francis Catterton*, *Richard Clark*, *Henry Knight*, *David Jones*, *William Smith*, and *William Thomas* ; also the *Coopers Arms* Public House, in the Occupation of *Philip Hammock*, and Four Houses adjoining thereto, on the West Side of *White Horse Street*, Three of them belonging to the *Mercers Company*, and the Fourth to *Mary Meadows*, and in the several Tenures of *William Cotterell*, *William Hewes*, *Alexander Low*, and *Joseph Dupont* ; also Seven other Messuages or Tenements, Westward of the *Coopers Arms*, and on the North Side of *White Horse Lane*, Six of them belonging to *Richard Bromley*, and the Seventh to the *Mercers Company*, and in the several Occupations of *William Strong*, *John Rogers*, *Elizabeth Taylor*, *Stephen Lambert*, *Brown Cumbus*, *Benjamin Brain*, and *Daniel Tierney* ; also Part of a Twine Walk belonging to *Daniel Tierney*, to be purchased, and the Houses and Buildings taken down :

The Farm House, Cow House, and Part of the Cow Yard on the South Side of *White Horse Lane*, late the Property of *Henry Cole* and *Susannah Horsley*, but now of *Daniel Stephens*, and in the Occupation of *John Moul*, to be purchased, and the Buildings taken down :

Seven Houses on the East Side of *Ratcliffe Square*, belonging to *Crotchrode Whiffing*, in the several Occupations of *Elizabeth Rackham*, *Robert Fleming*, *John Fisher*, *William Brotherton*, *Mary Bradshaw*, *Mary London*, and *Alexander Reed* ; and Four Houses on the West Side thereof, belonging to *Joseph Hampton*, in the several Occupations of *Thomas Gardener*, *Perry*, *Robert Thrale*, and *Henry Stewart*, with Part of the *King's Arms* Public House, belonging to *William Mildmay*, and in the Occupation of *Susannah Swanson*, to be purchased and taken down :

Part of the Field belonging to *Arthur Shakespear*, situate on the South Side of *White Horse Lane*, to be purchased :

One House, adjoining to *Arthur Shakespear's* Field, the Property of *George Govey*, on Lease to *George Hyde*, to be purchased and taken down :

One House on the East Side of *Stepney Causeway*, No. 25, belonging to and in the Occupation of *George Bell*, and Two other Houses Southward of the same, the Property of *William Morrison* and *William Scoffin*, in the several Occupations of *Alexander Mowatt* and *Alexander Thompson*, to be purchased and taken down :

One House, No. 22, on the West Side of *Stepney Causeway*, belonging to *William Jack*, and One House adjoining thereto, and South of the same, the Property of *Joseph Elsey*, to be purchased and taken down :

Part of the Land belonging to *Abraham Robarts*, on Lease to *William Camper*, on the South Side of *White Horse Lane*, and Part of Two Fields on the North Side thereof, One belonging to the *Mercers Company*, and containing a Cow Shed, and the other to *Henry Hawkins* ; also a Part of

Garden Ground belonging to *Daniel Stephens*, to be purchased, and the Buildings taken down :

One small House and a Piece of Ground on the South Side of *White Horse Lane*, near the Half-way House, belonging to *William Sims*, and One House and Part of several Gardens, the Property of *Samuel Hawkins*, and in the Occupation of *Charles Cliff*; also Part of *Shakespear Reed's* Rope Walk, to be purchased, and the Buildings taken down :

Part of several Lands on the South Side of *White Horse Lane*, West of the Half-way House, belonging to the Mercers Company, *Richard Chapman*, *John Ricketts*, *Eleanor Lucas*, *John Sidney Hawkins*, and *Henry Hawkins*, including fundry small Cottages and Sheds, on Lease to *William Dempsey*, and the Bun House, situate partly on the *Cannon Street Road*, and partly on *White Horse Lane*, in the Occupation of *Thomas Heritage*; and on the North Side of *White Horse Lane*, Part of the Lands the Property of *John Sidney Hawkins*, *Henry Hawkins*, and the *London Hospital*, Part on Lease to *Samuel Foulger*, to be purchased, and the Buildings taken down :

On the South Side of *White Horse Lane*, West of the *Cannon Street Road*, *Saint George's*, the *Mackworth Arms* Public House, and Ten other Houses adjoining Westward, held by *Susanna Price*, *Peter Grose*, *Essex*, and *William Anderson*, under Leases from *Matthew Wilkes*, now in the Tenures of *Thomas Lock*, *Hannah Ayres*, *Thomas Willmot*, the said *William Anderson*, *Thomas Wood*, *Richard Stringer*, *George Goode*, *James Watson*, *John Finley*, *Joseph Mallet*, and *Ann West*, to be purchased and taken down :

One House, No. 8, on the same Side of the Way, called the *Bastile* Public House, in the Occupation of *Charles Evans*, and on Mortgage to Messieurs *Dickinson* and *Rivers*, to be purchased and taken down :

One House, No. 7, adjoining the foregoing, the Property of *Joseph Leeming*; One House, No. 6, the Property of *John Page*; Two Houses, Nos. 5 and 4, with One House on the Terrace, belonging to *John Walpole*, and in the Occupation of *John Affleck* and *Richard Carpenter*; and Three Houses, Nos. 3, 2, and 1, with Part of the Rope Walk, the Property of *Samuel Jackson*, *Ann Eaton*, and *William Marmon*, No. 3. empty, and the others, in the Tenures of *William Barrett* and the said *William Marmon*, to be purchased and taken down :

Part of *Charles Burner's* Garden Ground, on the South Side of *White Horse Lane*, to be purchased :

The Fronts of fundry Wooden Buildings on the South Side of *Church Lane*, *Whitechapel*, the Property of Sir *James Screeed* and *James Ripley*, and in the several Occupations of *James Day*, *Martin Sharp*, *Robert Wier*, and *Mary Kent*; also Part of Two Houses, West of the above, in the Occupations of *Solomon Smithers* and *William Spiers*, to be purchased and taken down, and the Damage to the Houses made good :

A Coal Shed belonging to the Executors of *Johnson*, to be purchased, and the Buildings taken down :

Goodman's Stile, and other Parts of the Fore Courts and Sheds of Eight Houses on the North Side of *Goodman's Stile*, the Property of *Samuel Hawkins*,
[*Loc. & Per.*] 20 H

Hawkins, in the Occupation of *Henry Wall*, *Woodward*, *John Wilbraham*, *Henry West*, *Henry Marks*, *Elizabeth Pike*, *Mary Christie*, and *Lazarus Mendez*, to be purchased, and the Buildings taken down, and the Street laid open, free from the Obstruction of the said Stile :

Part of the Premises belonging to *Elizabeth Trapp* and *Thomas Hodgson*, to be purchased and taken down :

The Fore Court and small Wooden Building of the *Castle Public House*, the Property of *Samuel Hawkins*, to be purchased and taken down :

Three Houses the Corner of *Alie Street* and *Somerset Street*, *Goodman's Fields*, belonging to *Samuel Hawkins*, in the Tenures of *Thomas Sampson*, *Hedley Story*, and *William Bird*, to be purchased and taken down :

One House, the North East Corner of *Somerset Street*, in *Whitechapel*, in the Occupation of *Philip Phillips*; and the *Three Tuns Public House*, adjoining the same, in the Occupation of *Thomas Ayres*; also a House and Shop East of the same, in the Occupation of *John Wright*, to be purchased and taken down :

One House and Shop, the North West Corner of *Somerset Street*, in *Aldgate High Street*, and Four small Houses Southward of the same, on the West Side of *Somerset Street*, the Property of *Edward Paul*, and now in the several Tenures of *Sufanna Briggs*, *Jane Hastfer*, *Elerington Wood*, and *William Draper*, to be purchased and taken down :

The Branch of Road leading from the *Horse Ferry* is to commence on the North Side of *Queen Street*, and to continue Northward through or near a Yard belonging to the Corporation of *London*, and in the Occupation of *William Stevens*, across a Twine Ground belonging to the Corporation of *London*, and in the Occupation of *William Thomas*, and One Field belonging to the Corporation of *London*, in the Occupation of *Crotchrode Whiffing*, across *Rose Lane*, and to communicate with the intended Main Road between *White Horse Street* and *Limehouse Bridge*.

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