



ANNO QUADRAGESIMO SECUNDO

# GEORGI II. REGIS.

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## *Cap. 80.*

An Act for making and maintaining a Railway or Tramroad from or near a certain Place called *The Flats*, in the Parish of *Llanelly* in the County of *Carmarthen*, to or near to certain Lime Rocks called *Castell-y-Garreg*, in the Parish of *Llanfihangel-Aberbythich* in the said County; and for making and maintaining a Dock or Bason at the Termination of the said Railway or Tramroad at or near the said Place called *The Flats*.

[3d June 1802.]

**W**HEREAS the making and maintaining a Railway or Tramroad for the Passage of Waggons and other Carriages from or from near a certain Place called *The Flats*, in the Parish of *Llanelly*, to or near a Place called *Castell-y-Garreg*, in the Parish of *Llanfihangel-Aberbythich* in the County of *Carmarthen*, and the making and maintaining a Dock or Bason for Ships, Barges, and other Vessels, with the necessary Works from the said Railway or Tramroad, at or near the said Place called *The Flats*, to communicate with the Sea, will be of very great Advantage

[*Loc. & Per.*]

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to

Proprietors  
incorporated.

to several Collieries, Iron Mines, and Iron Works in the Neighbourhood, by opening a cheap and easy Communication for the Conveyance of Coal, Iron, and other Goods, Wares, and Merchandize, and will also greatly tend to the Improvement of the Country on the Line of the said intended Railway or Tramroad: And whereas the several Persons herein-after named are desirous, at their own Costs and Charges, to make and maintain the said intended Railway or Tramroad, and Dock or Bason, and other Works; but cannot effect the same without the Aid and Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That *William Blake, Jenkin Davies Berrington, James Barnes, William Birch, Thomas Starling Benson, Zachariah Bunnell, John Birch, Henry Child, Thomas Chant, Thomas Hill Cox, Rhys Davies, William Dawkins, John Dumaresq, Edward Dickinson, Charles Druce, Daniel Evans, Thomas Eaton, David Edwards, David John Edwards, Sir James Esdaile and Company, George Haynes, John Humphreys, John Hornidge, James Hammet, Jones, Francis Kinman, Lawrell, Edward William Richard Mansell, William Morris, Thomas Morris, William Moodie, John Macnamara, James Maze, Charles Neville, John Phillips, Theodore Price, William Paxton, Alexander Raby, John Rees, John Roberts, John Roberts, Thomas Rees, Charles Roberts, Edward Mansel Shewen, Edward Smedley, William Sandiford, James Smedley, John Symmons, George Holme Sumner, John Thomas, William Vincent Clerk, Edward Walsh, George Walker, Henry Wright, Thomas Walker, Matthew Witton, Wright, Doctor in Divinity,* and their several and respective Successors, Executors, Administrators, and Assigns, shall be and they are hereby united into a Company for making, completing, and maintaining the said Railway or Tramroad, Dock or Bason, and other Works, according to the Rules, Orders, and Directions herein-after mentioned, and shall for that Purpose be One Body Corporate by the Name and Style of *The Carmarthenshire Railway or Tramroad Company*, and by that Name shall have perpetual Succession and a Common Seal, and by that Name shall and may sue and be sued; and the said Company of Proprietors shall have Power and Authority, from and after the passing of this Act and at all Times thereafter, to purchase and hold Lands and Hereditaments to them and their Successors and Assigns, for the Use of the said Undertaking and Works, and also to sell or dispose of the said Lands and Hereditaments again, without incurring any of the Penalties or Forfeitures of the Statutes of Mortmain; and the said Company of Proprietors shall be and are hereby authorized and empowered, by themselves, their Deputies, Agents, Officers, Workmen, and Servants, to make, complete, and maintain, and from Time to Time to alter, a Railway or Tramroad, to be called *The Carmarthenshire Railway or Tramroad*, passable for Waggons and other Carriages, constructed as herein-after mentioned, from or from near a certain Place called *The Flats*, in the Parish of *Llanelly* in the said County of *Carmarthen*, through the said Parish of *Llanelly* and the Hamlets or Townships therein called *The Borough, Hengoed, Westfa, and Glynn*, and also through the Parish of *Llanon*, and the Hamlets, Places, or Townships therein called *Glynn and Blaine*, and also through the Parish of *Llanarthney*, and the Hamlets, Parcels, and Townships therein called *Cwm-mawr and Llanllian*, and also through the Parish of *Llandebie*, and the Hamlet, Parcel, or Township therein

therein called *Glynn*, and also through the Parish of *Llanfihangel-Aberbythich*, and the Hamlets, Parcels, or Townships therein called *Glynn* and *Cathilas*, to or near the Lime Rocks there called *Castell-y-Garreg*; and also a Dock or Bason, and to deepen the same, and with Cuts and other Works and Conveniences for the Passage of Ships and other Vessels, with the necessary Wharfs, Banks, Shipping Places, and Works from the said Railway or Tramroad, at, upon, or near the said *Flats*, to communicate with the Sea in the said Parish of *Llanelly* in the said County of *Carmarthen*; and that the said Company of Proprietors shall have Power to take so much of the said *Flats* for the Purpose of making the said Dock or Bason, Wharfs or other Works, as lies between a certain House now in the Occupation of *Thomas Walter Howells* and a certain other House called *Old Castle House*, and from those Two Points in parallel Lines to the River *Lliedy*; and for the Purposes aforesaid the said Company of Proprietors, their Deputies, Servants, Agents, and Workmen, are hereby authorized and empowered to enter into and upon the Lands and Grounds of any Person or Persons, Bodies Politic, Corporate, or Collegiate whatsoever, and to survey and take Levels of the same or any Part thereof, and to set out and ascertain such Parts thereof as they shall think necessary and proper for making or altering the said Railway or Tramroad, Wharfs, Banks, Shipping Places, and all such other Works, Matters, and Conveniences as they shall think proper and necessary for making, effecting, preserving, improving, completing, deepening, maintaining, and using the same; and also to bore, dig, cut, trench, sough, get, remove, take, carry away, lay, use, and manufacture any Earth, Clay, Stone, Soil, Rubbish, Trees, Roots of Trees, Beds of Gravel or Sand, or any other Matters or Things which may be dug or got in making the said Railway or Tramroad, Dock or Bason, or other Works, or out of the Lands or Grounds of any Person or Persons adjoining or being convenient or contiguous thereto, and which may be proper, requisite, or necessary for making, carrying on, continuing, maintaining, altering, cleansing, or repairing the said Railway or Tramroad, Dock, Bason, and other Works, or which may hinder, prevent, or obstruct the making, using, or completing, altering, extending, or maintaining the same respectively, according to the Intent and meaning of this Act; and also to make, build, erect, and set up, under or upon the said Railway or Tramroad, Dock or Bason, and other Works, or upon the Lands adjoining or near to the same, such and so many Bridges, Piers, Arches, Tunnels, Aqueducts, Sluices, Floodgates, Weirs, Pens for Water, Wharfs, Houses, Warehouses, Toll Houses, Landing Places, Weighbeams, Cranes, or other Machines, and other Works, Ways, Roads, and Conveniences, as and where the said Company of Proprietors shall think necessary and convenient for the Purposes of the said Undertaking, and also from Time to Time to alter, repair, and amend or discontinue the same, and to make, divert, alter, widen, enlarge, and extend any Ways, Roads, Passages, or other Works and Conveniences, as well for carrying and conveying of Goods, Wares, Merchandize, and other Articles to and from the said Railway or Tramroad, Dock or Bason, and other Works, as for the carrying and conveying of all Manner of Materials necessary for the making, erecting, finishing, altering, repairing, maintaining, amending, widening, or enlarging the Railway or Tramroad, Dock or Bason, and other Works, hereby authorized to be made, or which may be useful for any of the Purposes thereof; and also to place, lay, work, or manufacture the said Materials on the Lands or Grounds near

Their Powers.

near to the Place or Places where the said Works or any of them shall be or are intended to be made, erected, repaired, or done; and also to make, set out, and appoint such Roads and Ways convenient for haling or drawing of Waggon and other Carriages passing upon the said Railway or Tramroad with Men, Horses, or otherwise, and proper Places for Waggon and other Carriages to turn, lie, or pass each other, as they the said Company of Proprietors shall think convenient or necessary for the making, effecting, altering, preserving, improving, completing, and using of the said Railway or Tramroad, Dock or Bason, and other Works to be made or constructed in pursuance of and according to the true Intent and Meaning of this Act, they the said Company of Proprietors, their Deputies, Agents, Servants, and Workmen, doing as little Damage as may be in the Execution of the several Powers to them hereby granted, and making full Satisfaction in manner herein-after mentioned to the Owners or Proprietors of and all Persons interested in any Lands or other Hereditaments which shall be taken, used, removed, diverted, or prejudiced, for all Damages to be by them sustained in or by the Execution of all or any of the Powers of this Act; and this Act shall be sufficient to indemnify the said Company, and their Deputies, Agents, Servants, and Workmen, and all other Persons whomsoever, for what they or any of them shall do by virtue of the Powers hereby granted, subject nevertheless to such Provisoes and Restrictions as are herein-after mentioned and contained: Provided always, that where the said Railway or Tramroad shall cross any Turnpike Roads or public Highway the Ledge or Flank of the Railway for the Purpose of guiding the Wheels of the Carriages shall not exceed Two Inches in Height above the Level of the Road.

An annual Sum, as an Acknowledgment of the Right of Lords of Manors, &c. to be paid.

II. And be it further enacted, That from and after the passing of this Act, and for ever thereafter, there shall be paid by the said Company of Proprietors to such Person or Persons as shall or may for the Time being be Lord or Lords, Lady or Ladies of the Manor within which the said Dock and Bason, or either of them, are, is, or shall or may be erected and built, yearly and every Year, upon the Twenty-fifth Day of *March*, the Sum of Five Shillings, by way of Acknowledgment of the Right of the Lord or Lords, Lady or Ladies of the said Manor, and to the Person or Persons who shall or may for the Time being be entitled to any Payment or Compensation in respect of Learage or Keelage Tolls or Duties, in, upon, or over the said Lands, Grounds, or Flats upon or near to which the said Dock and Bason, or either of them, are, is, shall, or may be erected and built, yearly and every Year for ever hereafter, upon the Twenty-fifth Day of *March*, the like Sum of Five Shillings by way of Rent for so much of the said Flats as the said Dock and Bason of the said Company of Proprietors shall be erected or built upon; the said perpetual Rents of Five Shillings and Five Shillings, in case of being in arrear for Twenty-one Days, to be recovered by Entry and Distress upon the said Dock and Bason so to be erected or made as aforesaid, or either of them, in such and the same Manner as Rents reserved on common Demises may be recovered.

Reservation of Mines and Minerals.

III. Provided always, That notwithstanding any Sale or Sales of Lands or Grounds to the said Company of Proprietors, all Coal, Culm, and other Mines or Minerals in or under all or any Part of the Lands or Grounds by this Act to be taken for the said Railway or Tramroad shall be

be and remain the Property of the Person or Persons in whom the said Mines or Minerals shall or may be vested previous to the passing of this Act; and that nothing in this Act contained shall extend or be deemed or construed to extend to hinder or prevent the Proprietor or Proprietors of all such Mines or Minerals from working or using the same, as fully and effectually as if this Act had not been passed; but so nevertheless that the working of such Mines be no Prejudice to the Works hereby directed to be made.

IV. And whereas there is a Railroad now made from *Stradey Furnace* to the said Place called *The Flats*, with Branches therefrom to sundry Collieries and Iron Works belonging to *Alexander Raby* Esquire, and a Dock hath been made at the Termination of the said Railroad, which Dock is hereby intended to be made a Part of the Dock and Bason by this Act directed to be made; be it therefore enacted, That in case the said Company of Proprietors shall bring the said intended Railway or Tramroad into or across the Railroad of the said *Alexander Raby*, or into or across any Part thereof, it shall be lawful for the said Company of Proprietors to contract and agree with the said *Alexander Raby* for the Purchase of all his Right, Title, and Interest in and to the whole of the said Railroad and Dock; and after such Purchase all such Right, Title, and Interest of him the said *Alexander Raby*, his Executors, Administrators, or Assigns, shall vest in the said Company of Proprietors; and it shall also be lawful for the said Company of Proprietors to purchase of him the said *Alexander Raby* all his Right, Title, and Interest in and to all the other Railroads or Branches thereof now laid down by him the said *Alexander Raby*; and after such Purchase as aforesaid the Right, Title, and Interest of him the said *Alexander Raby* in and to such Railroad so laid down shall in like Manner vest in the said Company of Proprietors, they the said Company of Proprietors first paying to him the said *Alexander Raby*, his Executors, Administrators, or Assigns, such Sum or Sums of Money as he shall have expended in making the said Railroad, Branches, and Dock, and for the Rails, Sleepers, and other Materials used in making of the same: Provided nevertheless, that if the said *Alexander Raby*, his Executors, Administrators, or Assigns, shall and do carry or convey the Coal, Iron, or other Commodities from the said Furnace and other the said Works along the said Railway or Tramroad and Branches hereby intended to be made and kept up, or any Part thereof, such and the same Rates of Tonnage shall and may be demanded and taken as are by this Act directed to be demanded and taken in other Cases for passing on the said intended Railway or Tramroad.

Authorizing the Company to take Mr. Raby's Railroad.

V. And whereas a Survey has been taken to ascertain the Practicability of making the said Railway, Dock, Bason, and other Works, and a Map or Plan, with a proper Book of Reference thereto, has been made; be it therefore further enacted, That there shall be Two Parts of the said Map or Plan and Book of Reference thereto which shall be certified by the Right Honourable the Speaker of the House of Commons, and severally deposited, one with the Clerk of the Peace for the said County of *Carmarthen*, and the other with the Clerk to the said Company of Proprietors, to either of which Maps, Plans, and Books of Reference all Persons shall have Liberty to resort, and to examine or make Extracts from or Copies of the same, as Occasion shall require, paying to the said

Plan and Book of Reference to be authenticated by the Speaker of the House of Commons.

respective Clerks for Copies of or Extracts from the said Books of Reference after the Rate of Sixpence for every One hundred Words; and either of the said Maps or Plans and Books of Reference so certified, or true Copies thereof, shall be and are hereby declared to be good Evidence in all Courts of Law or elsewhere; and the said Clerk for the Time being to the said Company of Proprietors, upon Six Days Notice to him given for that Purpose, shall and is hereby required from Time to Time to produce the Map or Plan and Book of Reference to be so deposited with him as aforesaid before the said Commissioners herein-after mentioned, or any Jury or Juries to be impannelled by virtue of this Act, at the Time and Place to be mentioned in such Notice, in order that the same may be then and there given in Evidence, such Clerk having a reasonable Sum of Money allowed for his travelling Expences, Absence from Home, and Attendance on such Occasions.

Notto deviate from the Line laid down in the Plan.

VI. And be it further enacted, That the said Company of Proprietors, in making the said Railway or Tramroad, shall not deviate more than Two hundred Yards from the Course or Direction delineated in the said Plan and set forth in the said Book of Reference, nor cut, carry, or convey the same Railway or Tramroad, Dock or Bason, into, through, across, under, or over any Part or Parts of the Lands or Grounds now or late belonging to or reputed to belong to the several and respective Persons named or described in the said Book of Reference, other than such Part or Parts of such Lands or Grounds as are mentioned in the said Book of Reference in that respect, without the Consent in Writing of the Person or Persons to whom any Lands or Grounds shall respectively belong into, through, or over which any Deviation is desired to be made; but nothing herein contained shall extend to restrain or prevent the said Company of Proprietors from making any such Deviation from the said Course or Direction of the said Railway or Tramroad, or Alteration of the said Dock or Bason, in case all the Persons to whom the Lands or Grounds to be cut through or made use of for the Purposes of such Deviation or Alteration shall belong shall consent thereto by Writing under their Hands.

Land Owners omitted in Book of Reference not to obstruct making the Railway, &c.

VII. Provided always, and it is hereby further enacted and declared, That the said Company of Proprietors may make the said Railway or Tramroad in, to, through, across, or over the Lands or Grounds of any Person or Persons whomsoever whose Name or Names shall appear to the Satisfaction of the Commissioners hereby appointed, and be by them certified under their Hands, to be by Mistake omitted in the said Book of Reference, or that instead thereof the Name or Names of such other Person or Persons to whom such last-mentioned Lands or Grounds do not belong have or hath been by Mistake inserted therein; any thing herein contained to the contrary thereof in anywise notwithstanding.

Breadth of the Land to be taken for the Railway.

VIII. And be it further enacted, That the Lands and Grounds to be taken or used for the making and using of the said Railway or Tramroad shall not extend Eight Yards in Breadth (except in such Places where it shall be judged necessary for Waggon or other Carriages to turn, lie, or pass each other, or for raising Embankments for crossing the Valleys,) where any Warehouses, Cranes, or Weighbeams may be erected, or where any Places may be set out or appropriated for the Reception or Delivery

livery of Goods, Wares, and Merchandize, which shall be conveyed on the said Railway or Tramroad, and not above Fifty Yards in Breadth in any Place, without the Consent of the Owners of the Lands or Hereditaments adjoining to the said Railway or Tramroad.

IX. And be it further enacted, That after any Lands, Grounds, or Hereditaments shall be set out and ascertained for making the said Railway or Tramroad, Dock, Bason, and other Works, or any Part or Parts thereof, and for providing and constructing the Wharfs and other Works and Conveniences herein-before authorized to be made, or any of them, it shall be lawful for all Bodies Politic, Corporate, or Collegiate, Corporations Aggregate or Sole, Tenants in Tail or for Life, Husbands, Guardians, Trustees, and Feoffees in Trust for charitable and other Purposes, Committees, Executors, and Administrators, and all other Trustees and Persons whomsoever, not only for and on behalf of themselves, their Heirs and Successors, but also for and on behalf of their Cestuique Trusts, whether Infants, Issue unborn, Lunatics, Idiots, Femes Covert, who are or shall be seised, possessed of, or interested in their own Right, or entitled to Dower or other Interest therein, and to and for all and every other Person or Persons whomsoever who is or are or shall be seised, possessed of, or interested in any Lands or Hereditaments which shall be so set out and ascertained for the Purposes aforesaid, to contract for, sell, and convey the same and every Part thereof unto the said Company of Proprietors; and if it shall happen that by making the said Railway the Property of any Land Owner or Land Owners shall be separated into small Parcels, or so affected as to render the Occupation thereof inconvenient, it shall be lawful for such Bodies Politic, Corporate, and Collegiate, and all and every such other Person or Persons so entitled or interested as aforesaid, by and with the Consent of the Commissioners hereby appointed, or any Five or more of them, to be testified by Writing under their Hands, although they may not be assembled at any Meeting of the said Commissioners to be held by virtue of this Act, to contract for, sell, and dispose of, or to convey all or any Part of such Land or Hereditament so separated or affected as aforesaid, to any Person or Persons whomsoever, for such Price or Consideration in Money or other Equivalent as to the said Commissioners shall seem reasonable; and that all such Contracts, Agreements, Sales, Conveyances, and Assurances shall be valid and effectual in Law to all Intents and Purposes whatsoever, any Law, Statute, Usage, or Custom to the contrary in anywise notwithstanding; and all Bodies Politic, Corporate, or Collegiate, and all other Persons whomsoever, so conveying as aforesaid, are hereby indemnified for what they shall respectively do by virtue and in pursuance of this Act; and all such Contracts, Agreements, Sales, Conveyances, and Assurances so to be made as aforesaid shall be made at the Expence of the said Company; and such of them as shall be made of any Lands or other Hereditaments to the said Company shall be made according to the following Form; (that is to say,)

Bodies Politic, &c. empowered to sell and convey Lands.

‘ I *A.B.* of \_\_\_\_\_ in consideration of the Sum of \_\_\_\_\_  
 ‘ to me paid [*or*, in consideration of the annual Rent of \_\_\_\_\_  
 ‘ to me to be hereafter yielded and paid by the *Carmarthenshire* Railway  
 or Tramroad Company] do hereby grant and release to the said Com-  
 ‘ pany all [*describing the Premises to be conveyed*], and all my Right,  
 ‘ Title,

Form of Conveyance to the Company.

‘ Title, and Interest in and to the same and every Part thereof, to hold  
 ‘ to the said Company for ever, by virtue and according to the true  
 ‘ Intent and Meaning of the Act, passed in the Forty-second Year of the  
 ‘ Reign of His present Majesty, intituled [*here set forth the Title of this*  
 ‘ *Act.*] In witness whereof I have hereunto set my Hand and Seal the  
 ‘ Day of in the Year of our Lord One thou-  
 ‘ sand eight hundred and .’

Which said Conveyances shall be kept by the Clerk or Clerks to the said Company, who shall from Time to Time, when requested, deliver attested Copies thereof to any Person or Persons requiring the same, and shall have and receive the Sum of Sixpence *per* Sheet for every such attested Copy, reckoning One hundred Words to every Sheet; and every such Conveyance as aforesaid which shall be made to any Person or Persons other than the said Company shall be according to the following Form; (*videlicet,*)

‘ I *A.B.* of do hereby, in consideration of the Sum  
 ‘ of to me in hand paid by *C.D.* of at or  
 ‘ before the Sealing and Delivery of these Presents, the Receipt whereof  
 ‘ I do hereby acknowledge, convey and assign to the said *C.D.* all [*de-*  
 ‘ *scribe the Premises*] to hold to the said *C.D.*, his Heirs and Assigns for  
 ‘ ever. As witness my Hand and Seal the Day of  
 ‘ in the Year of our Lord One thousand eight hundred and .’

And every such Conveyance shall be valid and effectual.

In all other Cases the Commons or Waste Lands are to be conveyed by the Lords of the Manors.

X. And be it further enacted, That in all Cases where, in making the said Railway or Tramroad or other Works hereby authorized to be made, or any Road or Roads thereto respectively, there shall be Occasion to cut through, take, or use any Part of any Commons or Wastes, the Conveyance of such Parts of such Commons or Wastes by the Lord or Lords, Lady or Ladies of the Manor or Manors in which the same are situate, to the said Company of Proprietors, shall be a good and sufficient Conveyance thereof; and the Lord or Lords, Lady or Ladies of such Manor or Manors respectively are hereby authorized and required to make and execute such Conveyances accordingly on the Receipt of his, her, or their Proportion or Proportions of the Purchase Money as herein-after mentioned, or on the same being tendered to him, her, or them, subject to all the Rules, Regulations, and Provisions herein contained with respect to the Payment of other Monies for other Lands taken or used by the said Company; and the said Commissioners shall ascertain what Proportion of the Purchase Money shall be due to the said Lord or Lords, Lady or Ladies, Copyholders or other Persons interested in such Commons or Wastes, for his, her, or their Interest in such Lands, and such Proportion shall be thereupon paid to him, her, or them for his, her, or their own Use.

Satisfaction to be made.

XI. And be it further enacted, That all and every Body or Bodies Politic, Corporate, or Collegiate, Trustees and other Person or Persons herein-before capacitated to sell or convey Lands or other Hereditaments, and any other Owner or Owners, and the Occupier or Occupiers of any Lands or Hereditaments through, in, or upon which the said Railway or Tramroad, Dock, Bason, or other Works hereby authorized, shall be made,



made, may accept and receive Satisfaction for the Value of such Lands and Hereditaments, and for the Damages to be sustained by making and completing the said Works, either in gross Sums or by yearly Rents, as shall be agreed upon by and between the Parties interested respectively, or any of them, and the said Company; and in case the said Company and the said Parties interested in such Lands or other Hereditaments cannot agree as to the Amount or Value of such Satisfaction, the same shall be ascertained and settled by the Commissioners hereby appointed, and in such Manner, and subject to such Verdict of a Jury, if required, as is hereinafter directed; and all such yearly or other certain Rents as shall be agreed upon between the said Company and the Parties interested in such Lands or other Hereditaments, or as shall be so ascertained and settled as aforesaid, shall be charged on the Rates arising by virtue of this Act, and shall be paid by the said Company either yearly or half-yearly, as the same shall be agreed or ordered to become due and payable; and in case the same shall not be paid within Thirty Days next after the same shall at any Time so become due and payable it shall be lawful for the Commissioners hereby appointed, or any Five or more of them, although not assembled at any Meeting to be held by virtue of this Act, and they are hereby required, by an Order under their Hands, to appoint One or more Person or Persons to receive the Rents hereby granted and made payable, and to pay the same to the Person or Persons to whom the said Rents shall be due and unpaid as aforesaid, the said Commissioners taking such Security from every such Collector for the due and faithful Execution of his Office as they shall judge proper and sufficient; and every Person so appointed shall be deemed a Collector of the said Rates, and shall have the same Power and Authority for collecting the same, and shall receive and retain thereout a reasonable Satisfaction for his Trouble therein, in like Manner as if he had been appointed a Collector of the said Rates by the said Company, until such Rents, with all Costs and Damages occasioned by the Nonpayment thereof, shall be fully satisfied and paid; or it shall be lawful for such Bodies Politic, Corporate, or Collegiate, Trustees or other Person or Persons to whom such Rents shall be due and owing as aforesaid, to sue for and recover the same, with such Costs of Suit, by Action of Debt, in any of His Majesty's Courts of Record, or otherwise to seize and distrain any Waggon or Carriage, or other Goods or Effects of the said Company, which shall be found upon the said Railway or Tramroad, or in or upon the Wharfs, Quays, Warehouses, or other Works thereto belonging, (Information of such Distress being immediately given to the said Company by Notice in Writing delivered to their Clerk or one of the Collectors of the Rates, or affixed to some of their Premises near to the Place where such Seizure was made,) and to detain the same until Payment of such Rents then due and owing, together with the reasonable Charges attending such Distress; and if such Distress shall not be redeemed within Five Days next after making the same, and Notice thereof given in Writing as aforesaid, then such Waggon, Carriages, or other Goods and Effects so distrained shall and may be sold or disposed of in such Manner as the Law directs in case of a Distress for Rent.

Yearly Rents  
charged on  
Rates.

XII. And whereas Differences may arise between the said Company of Proprietors and the several Owners of and Persons interested in the Lands, Grounds, and Hereditaments which shall or may be affected or prejudiced by the Execution of the Powers hereby granted touching the Purchase

Commissioners for settling  
Differences.

[*Loc. & Per.*]

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Money

Money to be paid or Recompence to be made to them respectively ; be it further enacted, That every Person who shall, in his own Right or in the Right of his Wife, and not as Mortgagee, Trustee, or Lessee, be seised of or entitled to a Freehold Estate situate within the County of *Carmarthen* of the clear yearly Value of Seventy Pounds, over and above all Rents, Annuities, Incumbrances, and Reprizes, shall be and are hereby appointed Commissioners for settling, determining, and adjusting all Questions, Matters, and Differences which shall or may arise between the said Company and the several Persons as aforesaid.

Qualification  
of Commis-  
sioners.

XIII. Provided always, and be it further enacted, That no Person shall act as a Commissioner in any Case in the Execution of this Act during the Time of his holding any Place of Profit arising out of the Rates to be collected by virtue of this Act, or during the Time of his being a Proprietor in the said Undertaking, or concerned or interested in any Contract or Bargain made or to be made for the Purposes of this Act, or in any Case where he shall be in anywise interested or concerned in the Matter in question, or unless he shall be seised in his own Right or in the Right of his Wife, and not as a Mortgagee, at the Time of such his acting, of an Estate of Freehold of Inheritance, or both, in Lands, Tenements, or Hereditaments, of the yearly Value of Seventy Pounds, over and above all Reprizes, nor shall any Person act as a Commissioner in the Execution of this Act (otherwise than in giving Notice of the First Meeting of the Commissioners, and administering the Oath or Affirmation following to the other Commissioners,) until he shall have taken such Oath or Affirmation before any One or more of the said Commissioners, who is or are hereby authorized and empowered to administer the same ; (that is to say,)

Oath.

‘ *A. B.* do swear, [*or*, being one of the People called *Quakers*, do  
‘ I solemnly affirm,] That I am truly and *bonâ fide* in the actual Pos-  
‘ session and Enjoyment [*or* Receipt] of the Rents and Profits of  
‘ Lands, Tenements, or Hereditaments of the clear Value of Seventy  
‘ Pounds above Reprizes, and that I will, without Favour or Affection,  
‘ truly and impartially, according to the best of my Skill and Knowledge,  
‘ execute and perform the Powers and Authorities vested in me as a  
‘ Commissioner by an Act made in the Forty-second Year of the Reign  
‘ of King *George* the Third, intituled [*here set forth the Title of*  
‘ *this Act.* ‘ So help me GOD.’

And the Clerk to the said Company shall be present when such Oath shall be taken by any Commissioner appointed or to be appointed by virtue of this Act, and an Entry or Memorandum of such Oath, being taken by the Commissioner taking the same, shall be made by and certified under the Hand of such Clerk, which Certificate shall be deemed sufficient Evidence of such Oath having been taken in all Courts whatsoever ; and if any Person by this Act declared incapable to act as a Commissioner shall nevertheless presume to act as such in the Execution of this Act, every such Person shall for every such Offence forfeit and pay the Sum of Fifty Pounds to any Person who shall sue for the same, to be recovered, with full Costs of Suit, by Action at Law, in any of His Majesty's Courts of Record at *Westminster*, in which Action no Essoign, Protection, Privilege, or Wager of Law, or more than One Imparlance, shall be allowed ; and such Person so prosecuted shall prove that

that he is qualified as aforesaid, or otherwise he shall pay the said Penalty, without any other Proof or Evidence on the Part of the Prosecutor than that such Person hath acted as a Commissioner in the Execution of this Act.

XIV. And be it further enacted, That no Meeting whatsoever of the said Commissioners shall at any Time or Times be had for putting in execution any of the Powers or Authorities vested in them by this Act, unless previous Notice of the Time, Place, and Purpose of such Meeting shall be given and inserted in some Newspaper or Newspapers circulated in the said County of *Carmarthen* at least Fourteen Days before such Meeting; and that every Meeting of the said Commissioners to be held by virtue of this Act shall be public, and shall be held at some Place within the Parishes of *Llanelly, Llanon, Llanarthney, and Llandebie*, or one of them, in the said County of *Carmarthen*, and not elsewhere; and that no Act, Order, or Proceeding of the said Commissioners or any of them in the Execution of this Act (except in such Cases as are hereby otherwise directed) shall be valid, unless the same shall be made or done at a Meeting to be held in pursuance of this Act; and that all Powers and Authorities by this Act given to or vested in the said Commissioners shall and may from Time to Time be exercised by a Majority of the Commissioners present at every such Meeting, such Meeting on all Occasions not consisting of less than Five Commissioners.

Notice of  
Commission-  
ers Meetings  
to be given.

XV. And be it further enacted, That upon Request or Application in Writing being made by the said Company of Proprietors or any Five or more of them, or by the Owners or Occupiers of any Lands or Hereditaments to be taken for or affected by the said Railway or Tramroad, Dock, Bason, or any of the Works necessary or relating thereto, or any of them, requesting or desiring them to appoint a General Meeting of the said Commissioners, the Commissioners so applied to shall and they are hereby respectively authorized and required, within Ten Days after such Request or Application made, to give Notice in manner aforesaid of a General Meeting to be held at such Time and Place as shall be specified in such Notice, such Time not being less than Ten Days nor more than Sixteen Days from the Day on which such Request or Application shall be made to them as aforesaid; and the said Commissioners are hereby authorized, empowered, and required to assemble at the Time and Place so to be appointed, in order to put the Powers and Authorities hereby given to and vested in them in execution, and shall then adjourn themselves, and afterwards meet at such Time and Place as the said Commissioners then and there assembled shall think proper or convenient; and if it shall happen that there shall not appear at any Meeting which shall be appointed to be had or held by the said Commissioners a sufficient Number of Commissioners to act at such Meeting, and to adjourn to any other Time, then and from Time to Time, as often as the Case shall happen, the Clerk or Clerks to the said Commissioners shall and may, by Notice to be given in manner aforesaid, appoint the Commissioners to meet at a Place where the last Meeting of the said Commissioners was appointed to be held, on that Day Fortnight after the Day on which the last Meeting of the said Commissioners was appointed to be held.

On Applica-  
tion of the  
Proprietors or  
Land Owners,  
Commission-  
ers to meet.

XVI. Provided always, and be it further enacted, That it shall be lawful for the said Commissioners, or any Five or more of them, and they

Powers to  
hold occa-  
sional Meet-  
ings.  
are

are hereby empowered, although they shall not be assembled at any Meeting to be held by virtue of this Act, from Time to Time and at all Times, upon such Request or Application made as aforesaid, by Notice in Writing, signed by them and published in manner aforesaid, to summon a Meeting of the said Commissioners at such Time and Place above-mentioned in such Notice, for the settling and ascertaining such Damages as are herein directed to be settled and ascertained, and for other Purposes, notwithstanding any Adjournment or Non-adjournment of the said Commissioners.

Proceedings  
to be entered  
in a Book, &c.

XVII. And be it further enacted, That all Orders and Proceedings of the said Commissioners shall be regularly entered in a Book or Books to be kept for that Purpose, such Book or Books to be open at all reasonable Times for the Inspection of any Person or Persons interested in the said Proceedings, or his, her, or their Agent or Solicitor, and desirous of seeing and examining the same, without Fee or Reward; and such Entries, being signed by such Numbers of the said Commissioners respectively as are empowered by this Act to make such Orders or carry on such Proceedings, shall be deemed Originals, and the same or true Copies thereof shall be admitted as Evidence in all Courts whatsoever; and the said Commissioners may and are hereby required at their First Meeting to appoint, out of the Three Persons to be appointed by the said Company, such one of the said Three Persons as the said Commissioners shall think proper to be their Clerk, and from Time to Time may remove any such Person, and on such Removal, or in case any such Clerk shall die or quit the said Employment, the said Company or their Committee for the Time being shall, within the Space of Twenty-one Days after Notice in Writing for that Purpose to be given by the said Commissioners, nominate Three other Persons, and give Notice thereof unto the said Commissioners from whom such Notice in Writing was received, and the said Commissioners shall and may appoint such One of the said Three last-named Persons as they shall think proper to be their Clerk, and in like Manner a Clerk to the said Commissioners shall be from Time to Time nominated and appointed as Occasion shall require; and such Clerk shall be paid for his Care, Expences, and Trouble in the Execution of his Office by the said Company; and such Clerk who shall be removed, or die, or quit the Service as aforesaid, his Executors or Administrators, shall, within Two Calendar Months after Notice in Writing to him or them respectively given by the said Commissioners, produce and deliver up to such Commissioners all Books, Accounts, Papers, or Writings whatsoever relating to the Execution of his Office which shall be in his or their Custody or Power; and every such Person neglecting or refusing to produce and deliver up such Books, Accounts, Papers, or Writings after such Notice as aforesaid shall for every such Neglect or Refusal respectively forfeit the Sum of Fifty 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*, in which Action no Essoign, Protection, Privilege, or Wager of Law, nor more than One Imparlance, shall be allowed.

Commissioners  
to settle  
Differences.

XVIII. And be it further enacted, That the said Commissioners acting in any Question, Matter, or Difference which shall or may arise are hereby authorized and empowered in Writing under their Hands, with the Consent of the Parties concerned, to determine and adjust, from  
Time

Time to Time, what Sum or Sums of Money shall be paid by the said Company, either by an annual Rent or Payment, or by a Sum of Money in gross, to and at the Election of the Bodies Politic, Corporate, or Collegiate, Person or Persons respectively, who shall be so entitled or interested as aforesaid, for the absolute Purchase of the Lands or Hereditaments which shall be set out and ascertained for making the said Railway or Tramroad, and Dock or Bason, and other Works and Conveniences, or any Part thereof, and other the Purposes of this Act; and also to determine and adjust what other distinct Sum or Sums of Money shall be paid by the said Company as a Recompence for any Damages which may or shall at any Time or Times whatsoever be sustained by such Bodies Politic, Corporate, or Collegiate, or other Person or Persons respectively, being Owners of and interested in any Lands or Hereditaments, by reason or means of the Execution of any of the Powers herein contained, by the said Company of Proprietors, or by their Agents, Workmen, or Servants, or for any other Matter or Thing whatsoever for which a Recompence or Satisfaction is by this Act directed to be made, in case such Price or Value, Damages and Recompence respectively, cannot be settled, adjusted, and agreed for by and between the said Company or their Agents and such Proprietors of and Persons interested in the said Lands or Hereditaments as aforesaid; and if the said Company, for and on the Part and Behalf of themselves, or any such Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, or other Person or Persons so interested or entitled as aforesaid, for and on his, her, or their Part or Parts, shall refuse to submit any such Matter to the Determination of the said Commissioners, or, having submitted the same, shall be dissatisfied with the Determination which shall be by them made; or if any such Bodies Politic, Corporate, or Collegiate, Trustee or Trustees, or any other Person or Persons interested or entitled as aforesaid, shall refuse to receive, upon due Tender thereof made, such Purchase Money or annual Rent, or such Recompence as shall be determined to be paid, or shall, upon Notice in Writing given to the principal Officer or Officers of such Bodies Politic, Corporate, or Collegiate, or to such Trustee or Trustees, Person or Persons respectively, or left at the last or usual Place or Places of his, her, or their Abode, or with the Tenant or Tenants, Occupier or Occupiers of such Lands or Hereditaments, for the Space of Twenty-one Days next after such Notice, neglect or refuse to treat or shall not agree with the said Company, or by reason of Absence shall be prevented from treating, or through Disability by Non-age, Coverture, or other Impediment, cannot treat for themselves, or make such Agreement as shall be convenient for promoting the said Undertaking, or shall not produce and evince a clear Title to the Premises which they are or shall be in Possession of, or to the Interest which they claim therein, then and in every such Case the said Commissioners shall and they are hereby empowered and required from Time to Time to issue a Warrant or Warrants under their Hands and Seals to the Sheriff of the said County of *Carmarthen*; and in case the said Sheriff or his Under Sheriff shall happen to be one of the said Company of Proprietors, or enjoying any Office of Trust or Profit under them, or shall be otherwise interested in the Matters in question, then to some one of the Coroners of the said County not interested as aforesaid, commanding such Sheriff or Coroner respectively to impanel, summon, and return a Jury; and the said Sheriff or Coroner is accordingly hereby required to impanel, summon, and return

[*Loc. & Per.*]

15 Q

a Jury

a Jury of Twenty-four sufficient and indifferent Men, qualified according to the Laws of this Realm to be returned for the Trials of Issues in His Majesty's Courts at *Westminster*, to appear before the said Commissioners at such Time and Place as in such Warrant or Warrants shall be appointed, not being less than Fourteen nor more than Twenty-one Days after such Warrant or Warrants shall be served upon such Sheriff or Coroner; and in case a sufficient Number of Jurymen shall not appear at the Time and Place so to be appointed as aforesaid, the said Sheriff or Coroner or their Deputies respectively shall return other honest and indifferent Men of the Standers-by, or that can speedily be procured to attend that Service (being so qualified as aforesaid), to make up the said Jury to the Number of Twelve; and all Parties concerned may have their lawful Challenges against any of the said Jurymen, but shall not challenge the Array; and the said Commissioners are hereby empowered to summon and call before them all and every Person and Persons who shall be thought necessary to be examined as a Witness or Witnesses touching the Matters in question, either by or before them the said Commissioners, or by or before any Jury or Juries as aforesaid (as the Case may be); and the said Commissioners may order and authorize the said Jury, or any Six or more of them, to view the Place or Places or Matters in controversy, which Jury upon their Oaths, (which Oaths, as well as the Oaths to such Person or Persons as shall be called upon to give Evidence, the said Commissioners are hereby empowered to administer,) shall inquire of, assess, and ascertain the Sum of Money or annual Rent to be paid for the Purchase of such Lands or Hereditaments, or the Recompence to be made for the Damages that may or shall be sustained as aforesaid, and shall assess separate Damages for the same, and the said Commissioners shall give Judgment for such Purchase Monies, Rent, or Recompence to be assessed by such Juries; which said Verdict and the Judgment thereupon pronounced as aforesaid shall be signed by the said Commissioners, and shall be binding and conclusive to all Intents and Purposes, against the King's Majesty, His Heirs and Successors, and against all Bodies Politic, Corporate, or Collegiate, and all other Persons whomsoever; and if any such Sheriff or Coroner, or his or their Deputy or Agent, shall make default in the Premises, every such Person shall for every such Offence forfeit and pay any Sum not exceeding Fifty Pounds nor less than Twenty Pounds; and if any Person so summoned and returned as aforesaid upon such Jury shall not appear, or appearing shall refuse to give his Verdict, or in any other Manner wilfully neglect his Duty, contrary to the true Intent of this Act, or if any Person so summoned to give Evidence shall not appear, or appearing shall refuse to be sworn and examined or give Evidence, every Person so offending, having no reasonable Excuse, to be allowed by the said Commissioners, shall for every such Offence forfeit and pay any Sum not exceeding Ten Pounds for the Benefit of the Party in whose Behalf the Person was so summoned.

Expences of  
Commissioners  
and Jury.

XIX. And be it further enacted, That in all Cases where a Verdict shall be given for more Monies as a Recompence or Satisfaction for any Lands or Hereditaments of any Person or Persons whomsoever, or for any Damage to be done to any Lands or Hereditaments of any Person or Persons, than had been previously offered by or on behalf of the said Company, or determined by the said Commissioners as aforesaid, then all the Expences of calling the said Commissioners, summoning such Jury, and taking such Inquest, shall be settled by the said Commissioners, and  
be

be defrayed by the said Company; but if any Verdict shall be given or made for the same, or for a less Sum than had been previously offered by or on behalf of the said Company, or than had been determined by the said Commissioners as aforesaid, or in case no Damage shall be given by the Verdict, where the Dispute is for Damages only, then and in every such Case the Costs and Expences of calling a Meeting of such Commissioners, summoning such Jury, and taking such Inquest shall be settled in like Manner by the said Commissioners, and be borne and paid by the Person or Persons with whom the said Company shall have such Controversy or Dispute; which said Costs and Expences, having been so settled, shall and may be deducted out of the Money so assessed and adjudged, where the same shall exceed such Costs and Expences; as so much Money advanced to and for the Use of such Person or Persons, and the Payment or Tender of the Remainder of such Monies shall be deemed and taken to all Intents and Purposes to be a Payment or Tender of the whole Sum or Sums so assessed or adjudged, or otherwise such Costs and Expences, in case the same be not paid on Demand after being so ascertained and settled as aforesaid, may be recovered by the Clerk to the said Commissioners in and by such Ways and Means as are herein-after provided for Recovery of Penalties and Forfeitures.

XX. And be it further enacted, That all and every Person and Persons making Complaint and requesting such Jury shall, before the said Commissioners shall be obliged to issue out their Warrant or Warrants for the summoning such Jury, first enter into a Bond, with sufficient Sureties, to the Treasurer of the said Company for the Time being, in the Penalty of One hundred Pounds, or in such other Penalty as the said Commissioners shall appoint, not exceeding the Sum of One hundred and twenty Pounds, to prosecute such his, her, or their Complaint, and to bear and pay the Costs and Expences of summoning such Jury and taking such Inquest in the Proportion and Manner herein-before mentioned.

Persons requesting a Jury to enter into a Bond to prosecute.

XXI. Provided always, That the said Commissioners or any of them shall not be obliged by virtue of this Act to receive or take notice of any Complaint or Complaints to be made by any Person or Persons whomsoever for any Damages or Injury by him, her, or them sustained or supposed to be sustained in consequence of the Execution of any of the Powers of this Act, unless Notice in Writing hath been or shall be given in relation thereto by or on behalf of such Person or Persons, to the said Company or to their Clerk, within the Space of Two Calendar Months next after the Time that such supposed Injury or Damage shall have been sustained, or the doing or committing thereof shall have ceased.

Notice of Injury to be given to the Proprietors before Complaint to the Commissioners.

XXII. And be it further enacted, That the said Commissioners and Juries respectively shall award all Determinations, Judgments, and Verdicts which they shall respectively make and give in the Execution of the Powers hereby vested in them concerning the Value of Lands or Hereditaments, separately and distinctly from the Consideration of any other Damages sustained or to be sustained by any Person or Persons in consequence of the Execution of any of the Powers of this Act, and shall distinguish the

Verdict of Value of Lands and Damages to be ascertained separately.

the Value set upon the Lands and other Hereditaments, and the Money assessed or adjudged for such Damages as aforesaid, separately and apart from each other.

Jury to be under the same Regulations as in the Courts at Westminster, &c.

XXIII. And be it further enacted, That every such Jury and Juryman as aforesaid shall be under and subject to the same Regulations, Pains, and Penalties as if such Jury or Juryman had been returned for the Trial of any Issue joined in any of His Majesty's Courts of Record at *Westminster*; and that all and every Person and Persons who, in any Examination to be taken by virtue of this Act, shall wilfully give false Evidence before the said Commissioners, or before any such Jury as aforesaid, shall and may be prosecuted for the same, and upon Conviction thereof shall be subject to such Punishments and Disqualifications as any Person or Persons can or may be subject to for wilful and corrupt Perjury by the Laws or Statutes of this Realm.

Verdict to be recorded, and Lands vested in the Proprietors.

XXIV. And be it further enacted, That all the Determinations of the said Commissioners which shall be submitted to and acquiesced in by the Parties concerned, and also the Verdicts of the Juries, and the Judgments of the said Commissioners thereon as aforesaid, shall be transmitted to and kept by the Clerk of the Peace for the said County of *Carmarthen*, and shall be deemed Records to all Intents and Purposes, and the same or true Copies thereof shall be allowed to be good Evidence in all Courts whatsoever; and all Persons shall have Liberty to inspect the same, paying for such Inspection the Sum of One Shilling and no more, and to take Copies thereof, paying for every Copy after the Rate of Sixpence for every One hundred Words.

Lands are to vest absolutely in the Company, upon their either paying or giving Security for Payment, &c.

XXV. And in order that the said Company of Proprietors may not be impeded in the Prosecution of their said Undertaking by means of any such Proceedings before the said Commissioners or Jury, be it further enacted, That, either upon Payment or legal Tender of such Sum or Sums of Money by the said Company, or on their giving such Security as the said Commissioners shall approve for Payment of any such annual Rent as shall have been contracted or agreed for between the Parties, or adjusted and determined by the said Commissioners, or assessed by such Juries in manner respectively as aforesaid, for the Purchase of any such Lands, Tithes, or other Hereditaments, or as a Recompence for the yearly Produce or Profits thereof, or as a Compensation for Damages, as hereinbefore mentioned, to the Proprietor or Proprietors of such Lands and Premises, or to such other Person or Persons as shall be interested therein, or entitled to receive such Money, Rent, or Compensation respectively, at any Time after the same shall have been actually so agreed for, determined, or assessed, or upon the said Company's previously giving such Security as the said Commissioners shall approve for the future Payment of such Sum of Money, or duly securing such annual Rent, when the Amount thereof shall be fixed by the said Commissioners or Jury as aforesaid; or if the Person or Persons interested in the said Lands or Hereditaments shall not be able to make a good Title thereto to the Satisfaction of the said Company, or shall refuse to receive the Sum or Sums awarded to him, her, or them by the said Commissioners or Jury, or to execute a Conveyance; or in case such Person or Persons to whom such Sum or Sums of Money shall be so awarded as aforesaid cannot be found, or if the Person or



Persons entitled to such Lands or Hereditaments be not known or discovered, then and in any of the said Cases, upon Payment of the said Sum or Sums of Money into the Bank of *England*, in case the same shall be requisite, as herein-after mentioned, or if not, then on leaving or depositing the Money in the Hands of the Treasurer to the said Company of Proprietors for the Use of such Person or Persons so interested or entitled as aforesaid, or upon the said Company's giving previously such Security as the said Commissioners shall approve for the future Payment of such Money as shall be fixed by the said Commissioners or Jury aforesaid; and in all or any of the said Cases, as often as the same shall happen, it shall be lawful for the said Company of Proprietors, and their Agents, Workmen, and Servants, immediately to enter upon the Lands, Tenements, and other Hereditaments respectively (or before such Payment or Tender or Security given) by the Leave of the Owners and Occupiers thereof, and then and thereupon such Lands, Tenements, and other Hereditaments, together with the yearly Profits thereof, and all the Estate, Use, Trust, and Interest of any Person or Persons therein, shall from thenceforth be vested in and become the sole Property for ever of the said Company of Proprietors to and for the Purposes of this Act; and such Tender, Payment, Investment, or Deposit, or giving of such Security for the same as aforesaid, shall not only bar all Right, Title, Claim, Interest, and Demand of the Person or Persons to whom the same shall or ought to have been made, but also shall extend to and be deemed and construed to bar the Dower of the Wife of every such Person, and all Estates Tail and other Estates in Reversion and Remainder of his, her, or their Issue, and every other Person whomsoever therein: Provided nevertheless, that before such Payment, Tender, Investment, Deposit, or Security as aforesaid it shall not be lawful for the said Company of Proprietors, or any Person acting under their Authority, to dig or cut the Lands or Grounds of the Person or Persons entitled to such Payment or Security, for the Purpose of making the said Railway or Tramroad or other Works, without the Consent of such Person or Persons respectively.

XXVI. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used by virtue of the Powers hereof, for the Purposes hereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic, or Person or Persons under any other Disability or Incapacity, such Money shall, in case the same shall amount to or exceed the Sum of Two hundred Pounds, with all convenient Speed be paid into the Bank of *England* in the Name and with the Privity of the Accountant General of the High Court of Chancery, to be placed to his Account *ex parte* the *Carmarthenshire* Railway or Tramroad Company, together with the Name or Names of such Person or Persons as Five of the said Commissioners shall by Writing under their Hands direct and appoint, 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 or Hereditaments, in the Purchase of the Land Tax, or towards the Discharge of any Debt or Debts, or such other Incumbrance, or Part thereof, as the said Court shall authorize to

Application  
of Compensation  
Money  
when amount-  
ing to 200*l.*

be paid, affecting the same Lands or Hereditaments, or affecting other Lands or Hereditaments standing settled therewith 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 Lands 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 Lands or 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 said Lands or Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application where the Compensation is less than 20*l.* and exceeds 20*l.*

XXVII. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands 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 Lands or 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 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 Five or more of the said Commissioners (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 be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

Application where the Money is less than 20*l.*

XXVIII. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next 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 Lands or Hereditaments so purchased, taken, or used for the Purposes of this Act, in such

such Manner as the said Commissioners, or any Five or more of them, 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.

XXIX. And be it further enacted, That full Recompence and Satisfaction shall be made by the said Company of Proprietors for all the Tithes, both Great and Small, which would have been issuing from or out of any the Lands which shall be taken or made use of for the Purposes of this Act, to the several Persons who now are or at any Time hereafter might have been entitled to such Tithes, according to their respective Interests therein, such Tithes to be estimated at the average Value of the last Four Years, commencing on the Twenty-ninth Day of *September* One thousand seven hundred and ninety-seven, and ending on the Twenty-ninth Day of *September* One thousand eight hundred and one, such Value to be ascertained (in case of any Difference concerning the same) in like Manner as the Value of any Lands or other Hereditaments herein-before directed to be ascertained: Provided always, that such Recompence and Satisfaction shall be made to Spiritual Persons by an annual Rent.

Compensation to be made in lieu of Tithes.

XXX. And be it further enacted, That in case any Lands or Hereditaments to be used for the Purposes of this Act shall happen to be in Mortgage to any Person or Persons, it shall be lawful for the said Company, upon Application being made to them by such Mortgagee or Mortgagees, his, her, or their Executors or Administrators, and the said Company are hereby authorized and required, to pay such Sum or Sums of Money, after the same shall have been so agreed for, adjusted, and assessed in manner aforesaid, for such Lands in Mortgage, in Part of the Principal Money that shall be due on such Mortgage or Mortgages, unto such Mortgagee or Mortgagees, his, her, or their Executors or Administrators: Provided always, that upon Receipt of such Sum or Sums such Mortgagee or Mortgagees, his, her, or their Executors or Administrators respectively, shall acknowledge the Receipt of such Sum or Sums of Money by an Indorsement to be made upon the Back of such Mortgage or Mortgages, and signed by such Mortgagee or Mortgagees, his, her, or their Executors or Administrators respectively, in the Presence of One or more credible Witness or Witnesses, in satisfaction of so much of the Principal Money due upon such Mortgage or Mortgages.

For paying off Mortgages on Lands used by the Company.

XXXI. Provided always, and be it further enacted, That where any Contract or Contracts shall be made with any Bodies Politic, Corporate, or Collegiate, Trustees or other Persons whomsoever, by the said Company, for the Purchase of any Lands or Hereditaments through, into, or upon which the said Railway or Tramroad, Dock, Bason, or other Works, are intended to be made, and the Title to such Lands or Hereditaments respectively shall not thereupon be made out to the Satisfaction of the said Company, then and in all such Cases, from the Time of making such Contracts until a good Title shall be made to the said Lands or Hereditaments respectively, and the same shall be effectually conveyed to the said Company in Fee Simple or other good Estate of Inheritance, the said Bodies Politic, Corporate, or Collegiate, Trustees and other Persons contracting to sell the said Lands or Hereditaments, shall be entitled to have and receive annual Rents or Sums for the same respectively

Satisfaction to be made by an annual Rent where the Tithes are doubtful.

respectively from the said Company; and in case such annual Rents or Sums respectively shall not be agreed on between the said Company and the said Bodies Politic, Corporate, or Collegiate, Trustees or other Persons entitled to the said Lands or Hereditaments, the same shall be ascertained and settled by the said Commissioners, in such Manner, and subject to such Verdict of a Jury, if required, as the Value of the Lands to be set out for making the said Railway or Tramroad, Dock, Bason, and other Works, are herein directed to be ascertained and settled.

Proprietors  
to raise Mo-  
ney among  
themselves,  
&c.

XXXII. And be it further enacted, That it shall be lawful for the said Company to raise and contribute amongst themselves, in such Proportions as to them shall seem meet and convenient, a competent Sum of Money for making and completing the said Railway or Tramroad, Dock, Bason, and other Works and Conveniences thereto, not exceeding in the whole the Sum of Twenty-five thousand Pounds (except as hereinafter mentioned), and that the same shall be divided into such Number of Shares as herein directed; and that no Person subscribing thereto, or becoming a Proprietor of such Undertaking, do become a Proprietor of less than One Share; and all the Money to be raised by the said Company by virtue of this Act is hereby directed and appointed to be laid out and applied, in the first place, for and towards the Payment, Discharge, and Satisfaction of all Costs, Charges, and Expences in applying for, obtaining, and passing this Act, and all other necessary Expences preparatory and relating thereto, and all the Residue and Remainder of such Money for and towards making, completing, and maintaining the said Railway or Tramroad, Dock, Bason, and other Works and Conveniences, and other Purposes of this Act, and to no other Use, Intent, or Purpose whatsoever.

The Money  
to be divided  
into Shares  
of 100*l.* each,  
and Shares to  
be numbered,  
&c.

XXXIII. And be it further enacted, That the said Sum of Twenty-five thousand Pounds, or such Part thereof as shall be raised by the several Persons herein-before named, shall be divided into Two hundred and fifty equal Parts or Shares at a Price not exceeding One hundred Pounds *per* Share; and that such Shares shall be numbered in regular Progression, and every such Share shall always be distinguished by the Number to be applied for the same; and that the said Two hundred and fifty Shares shall be and they are hereby vested in the several Persons, Bodies Politic and Corporate, so subscribing towards the same, and their several and respective Executors, Administrators, Successors, and Assigns, to their and every of their proper Use and Benefit, proportionably to the Sum they shall respectively subscribe and pay thereunto; and all and every the said respective Shares shall be deemed Personal Estate, and transmissible as such, and not of the Nature of Real Property; and all Bodies Politic and Corporate, and all and every Person and Persons, their several and respective Successors, Executors, Administrators, and Assigns, who shall severally subscribe the Sum of One hundred Pounds, or such Sum or Sums as shall be demanded in lieu thereof, towards carrying on and completing the said Undertaking, shall be entitled to and shall receive, after the same shall be completed, the entire and nett Distribution of One Two hundred and fiftieth Part of the Profits and Advantages that shall and may arise and accrue by the Rates and other Sum and Sums of Money to be raised, recovered, or received by the Authority of this Act, and so in proportion for any greater Number of Shares; and

I

every

every Body Politic and Corporate, Person or Persons, having such a Property of One Share in the said Undertaking, and so in proportion for any greater Number of Shares as aforesaid, shall bear and pay a proportionable Sum towards carrying on the said Undertaking in manner herein directed and appointed.

XXXIV. And for better securing to the several Proprietors of the said Undertaking their respective Shares therein, be it further enacted, That the said Company shall and are hereby required, at their First or some subsequent General Assembly, to cause the Names and proper Additions of the several Persons who shall be then entitled to the Shares in the said Undertaking, with the Number of the Shares or Amount of all the Subscriptions which they are then respectively entitled to hold, and also the proper Number by which every Share shall be distinguished, to be fairly and distinctly entered in a Book to be kept by the Clerk to the said Company, and after such Entry made to cause their Common Seal to be affixed thereto, and shall cause a Ticket or Instrument with the Common Seal of the said Company affixed thereto to be delivered to every such Subscriber (upon Demand), specifying the Share or Shares to which he, she, or they is or are entitled in the said Undertaking, every such Proprietor paying to the Clerk One Shilling and no more for every such Ticket or Instrument; and such Ticket or Instrument shall be admitted in all Courts whatsoever as Evidence of the Title of such Subscriber, his or her Executors, Administrators, and Assigns, to the Share or Shares therein specified, but the Want of such Ticket or Instrument shall not hinder or prevent the Owner of any of the said Shares from selling or disposing thereof; and which said Ticket or Instrument may be in the Words or to the Effect following; (*videlicet*,)

Names of Proprietors to be entered, &c.

‘ The *Carmarthenshire* Railway or Tramroad Company.

Form of the Ticket.

‘ Number

‘ THESE are to certify, That *A. B.* of \_\_\_\_\_ is a Proprietor of the Share or Number \_\_\_\_\_ being One Share of the *Carmarthenshire* Railway or Tramroad, subject to the Rules, Regulations, and Orders of the said Company; and that the said *A. B.*, his [*or her*] Executors, Administrators [*or Successors*], and Assigns, is and are entitled to the Profits and Advantages of such Share. Given under the Common Seal of the said Company the \_\_\_\_\_ Day of \_\_\_\_\_ in the Year of our Lord One thousand eight hundred and \_\_\_\_\_

XXXV. And be it further enacted, That all and every Body and Bodies Politic or Corporate, or other Person or Persons, and his, her, or their Successors, Executors, Administrators, and Assigns, who shall by virtue of this Act have subscribed for or shall become entitled to and be in the actual Possession of One or more Share or Shares in the said Undertaking, shall be deemed a Proprietor for every such Share, and shall have a Vote for and in respect of every such Share, subject to the Restrictions herein-after mentioned, in the General and Special Assemblies of the said Company to be held as herein directed for carrying on

Subscribers to be deemed Proprietors, and have a Vote for every Share.

[*Loc. & Per.*]

15 §

the

the said Undertaking or relative thereto, which Vote shall and may be given by him, her, or them, or by his, her, or their Proxy or Proxies, (such Proxy or Proxies being a Proprietor or Proprietors of One or more Share or Shares in the said Undertaking,) duly constituted under his, her, or their Hand or Hands, or, in Cases of Infancy, under the Hand or Hands of his, her, or their Guardian or Guardians; and that every such Vote by Proxy shall be as good and valid to all Intents and Purposes as if such Principal or Principals had voted in Person, and being an Infant had been of full Age; the Appointment of which Proxy shall and may be made in the Words or to the Effect following; (*videlicet,*)

Form of the Appointment of a Proxy.

‘ I *A. B.* one of the Proprietors [*or we, A. B. and C. D., Guardians of E. F., one of the Proprietors*] of the *Carmarthenshire* Railway or Tramroad, do hereby nominate, constitute, and appoint *G. H.* to be my [*or his or her*] Proxy, in my [*or his or her*] Absence to vote, and give my [*or his or her*] Assent or Dissent to any Business, Matter, or Thing relating to the said Undertaking which shall be mentioned or proposed at any Meeting of the Proprietors of the said Railway, or any of them, in such Manner as he the said *G. H.* shall think proper, according to his Opinion and Judgment, for the Benefit of the said Undertaking, or any thing appertaining thereto. In witness whereof I [*or we*] have hereunto set my Hand [*or our Hands*] the Day of in the Year of our Lord One thousand eight hundred and .’

All Questions to be decided by the Majority of Votes.

XXXVI. And be it further enacted, That every Election of Committees and Officers, Question, Matter, and Thing whatsoever, which shall be proposed, discussed, or considered in any General or Special Assembly of the said Company of Proprietors to be held by virtue of this Act, shall be finally determined by the Majority of Votes and Proxies then present, computing One Vote to every Share as aforesaid; and that at every such Assembly one of the Proprietors present shall be appointed President or Chairman, who shall not only have such Vote or Votes as a Proprietor as aforesaid, but shall also, in case of an equal Division, have the decisive or casting Vote: Provided always nevertheless, that no Person shall have more than Twenty Votes in his or her own Right, nor more than Ten other Votes in right of any One Proxy.

Proprietors may raise an additional Sum if necessary.

XXXVII. And be it further enacted, That in case the said Sum of Twenty-five thousand Pounds herein-before authorized to be raised shall be found insufficient for making, completing, and maintaining the said Railway or Tramroad, Dock or Bason, and other Works hereby authorized to be made, and defraying all necessary Charges and Expences relating thereto, then and in such Case it shall be lawful for the said Company to raise and contribute amongst themselves in manner and form aforesaid, and in such Shares and Proportions as to them shall seem meet, or by the Admission of new Subscribers, any further or other Sum of Money for completing and perfecting the said Undertaking not exceeding the Sum of Ten thousand Pounds; and every Subscriber towards raising such further or other Sum of Money shall be a Proprietor in the said Undertaking, and shall have a like Vote by himself or herself, or his or her Proxy, in respect of every Share in the said additional Sum so to be raised, and shall also be liable to such Forfeitures, and stand interested in all the Profits and Powers of the said Undertaking, in proportion

proportion to the Sum he, she, or they shall or may subscribe thereunto, as generally and extensively, to all Intents and Purposes, as if such further or other Sum hereby allowed to be subscribed for and raised had originally been Part of the said Sum of Twenty-five thousand Pounds; any thing herein contained to the contrary thereof in anywise notwithstanding.

XXXVIII. Provided always, That in case the said Company shall be desirous of raising the said Sum of Ten thousand Pounds by Mortgage of the said Undertaking, it shall be lawful for the said Company, by an Order of any General Assembly of the said Company, to borrow and take up at Interest all or any Part of the said Sum of Ten thousand Pounds on the Credit of the said Undertaking, as to them shall seem meet and convenient; and the said Company or the Committee of the said Company, after an Order of any General Assembly, are hereby authorized and empowered to assign the Property of the said Undertaking and the Rates arising or to arise by virtue of this Act, or any Part thereof (the Costs and Charges of assigning the same to be paid out of such Rates), as a Security for any such Sum or Sums of Money to be borrowed as aforesaid, with Interest, to such Person or Persons, or to his, her, or their Trustee or Trustees, who shall advance the same; all which Mortgages or Assignments shall be made under the Common Seal of the said Company in the Words or to the Effect following; (that is to say,)

Power to raise Money by Mortgage.

Number

BY virtue of an Act made in the Forty-second Year of the Reign of King George the Third, intituled [*here set forth the Title of this Act*], we the Carmarthenshire Railway or Tramroad Company, incorporated by and under the said Act, in consideration of the Sum of to us in hand paid by of do assign unto the said his [*or her*] Executors, Administrators, and Assigns, the said Undertaking, and all and singular the Rates arising by virtue of the said Act, and all the Estate, Right, Title, and Interest of, in, and to the same, to hold unto the said his [*or her*] Executors, Administrators, or Assigns, until the said Sum of together with Interest for the same after the Rate of for every One hundred Pounds for a Year, shall be fully paid and satisfied. Given under our Common Seal this Day of in the Year of our Lord

Form of Mortgage.

And all and every Person or Persons to whom such Mortgage or Assignment shall be made shall be equally entitled one with the other to his, her, or their Proportion or Proportions of the said Rates and Premises, according to such respective Sums in such Assignments mentioned to be advanced, without any Preference by reason of Priority of any such Assignments, or on any other Account whatsoever; and a Memorial of every such Assignment, containing the Date, Name or Names of the Person or Persons to whom made, the Sum of Money borrowed, and the Rate of Interest to be paid for the same, shall be entered in a Book or Books to be kept by the Clerk to the said Company; which said Book or Books shall and may be perused at all reasonable Times by any of

of the Proprietors or Creditors of the said Undertaking, or other Persons interested therein, without Fee or Reward; and all and every Person or Persons to whom any such Mortgage or Assignment shall be made as aforesaid, or who shall be entitled to the Money due thereon, shall and may from Time to Time transfer his, her, or their Right or Interest therein to any Person or Persons whomsoever; which Transfer shall and may be in the Words or to the Effect following; (that is to say,)

Form of  
Transfer.

‘ I [or We] of in con-  
sideration of the Sum of paid by of  
do hereby transfer a certain Mortgage, Number made  
by the *Carmarthenshire* Railway or Tramroad Company, to  
bearing Date the Day of for securing the Sum  
of and Interest, and all my [or our] Right and Pro-  
perty therein, to the said his [or her] Executors, Admi-  
nistrators, or Assigns. Dated this Day of in  
the Year of our Lord

And every such Transfer shall, within Twenty-eight Days after the Date thereof, be produced to the Clerk of the said Company, who shall cause a Memorial to be made thereof in like Manner as the original Mortgages or Assignments, for which the said Clerk shall be paid such Sum as the said Company shall appoint, not exceeding the Sum of One Shilling; and after such Entry made every such Transfer shall entitle such Assignee and Assignees, his, her, or their Executors, Administrators, and Assigns, to the full Benefit thereof and Payment thereon; and it shall not be in the Power of any Person or Persons who shall have made such Transfer to make void, release, or discharge the same, or any Sum or Sums of Money thereon due or thereby secured, or any Part thereof.

Interest of  
Money bor-  
rowed to be  
paid in pre-  
ference to the  
Dividends, or  
may be sued  
at Law.

XXXIX. And be it further enacted, That the Interest of the Money which shall be borrowed by Mortgage as aforesaid shall be paid half-yearly to the several Persons entitled thereto, in preference to any Interest or Dividends due and payable by virtue of this Act to the said Company or any of them, and shall from Time to Time be fully paid and discharged or provided for before the yearly or other Interest or Dividends due to the said Proprietors or any of them shall be paid, made, or divided; and in case the same or any Part thereof shall be behind and unpaid by the Space of Twenty-eight Days next after the same shall become due and payable as aforesaid, and after Demand made thereof, that then it shall be lawful for the said Commissioners and they are hereby required (on Request to them made by any Creditor whose Interest shall be so in arrear), by an Order under their Hands, to appoint One or more Person or Persons to receive the Whole or such Part or Parts of the said Rates as are liable to pay such Interest so due and unpaid as aforesaid; and the Money so to be received by such Person or Persons is hereby declared to be as so much Money received by and to the Use of such Person or Persons to whom such Interest shall be then due, until the same, together with the Costs and Charges of recovering and receiving the Rates, shall be fully satisfied and paid; and after such Interest and Costs shall be paid and satisfied the Power and Authority of such Receiver and Receivers for the Purposes aforesaid shall cease and determine,



determine, or otherwise the said Interest so due and unpaid as aforesaid shall be sued for and recovered, with Costs, by Action of Debt in any of His Majesty's Courts of Record at *Westminster*.

XI. Provided always, That no Person to whom any such Mortgage or Assignment shall be made or transferred as aforesaid shall be deemed a Proprietor of any Share, or shall be capable of acting or voting as such, either as Principal or by Proxy, at any Meeting of the said Company, for or on account of his or her having lent or advanced any Sum or Sums of Money on the Credit of such Assignment.

Mortgagees not to vote on account of having lent Money.

XII. And be it further enacted, That the First General Assembly of the said Company of Proprietors for putting this Act in execution shall be held at the *Falcon Inn* in *Llanelly* in the said County of *Carmarthen* upon the last *Tuesday* in the Month of *June* One thousand eight hundred and two, at the Hour of Twelve of the Clock at Noon, and the Second and every General Assembly shall be held at such Time and Place within the said Parishes of *Llanelly*, *Llanon*, *Llanedi*, *Llandebie*, *Llangennech*, or *Llanarthney*, as the said First General Assembly shall appoint, and the like General Assembly shall be held on the last *Tuesday* in *June* in every Year for the future at such Place within the said Parishes as the said Company of Proprietors at each next preceding General Assembly shall appoint, all such Meetings being at the Hour of Twelve of the Clock at Noon; and the said Company of Proprietors at such respective General Assemblies, together with such Proxies as shall be then present, shall choose and elect, out of the said Proprietors as at the Time of such Election shall respectively be possessed in their own Right of Stock to the Amount of Two Shares at the least in the said Undertaking, One Committee to manage the Affairs of the said Company as herein directed, and to consist of Five or more Persons, Three of whom shall at all Meetings of the Committee be a Quorum; and the said Company shall have Power and Authority at any such General Assembly to remove and displace any Person or Persons who shall have been chosen a Member or Members of the said Committee, or any Officer or Officers under them, and to choose and elect others in Cases of Death or other Vacancy, and to revoke, alter, amend, or change any of the Rules or Directions which may have been prescribed and laid down by virtue of this Act, with regard to their Proceedings amongst themselves, as they shall think proper, (the Method of calling General or Special Assemblies, and their Time and Place of meeting and voting and appointing Committees, only excepted); and shall also have Power and Authority to make such new Rules, Bye Laws, and Orders for the good Government of the said Company, their Agents and Workmen, for making, maintaining, and using the said Railway, Dock, Bason, and other Works, and all other Conveniences, Matters, and Things that shall be made for the same, and also for and concerning all such Goods and Commodities as shall be conveyed thereon, and also for the well governing of all Persons who shall be employed in the conveying of any Goods, Wares, and Merchandize, and other Articles and Things, upon any Part of the said Railway or Tramroad, Dock, Bason, or other Works, and from Time to Time to alter and repeal the said Bye Laws, Rules, Orders, and Regulations, and to impose and inflict such reasonable Fines and Forfeitures upon all Persons offending

First and other General Assemblies.

Committee to be elected.

fending against the same, as to the major Part of such General Assemblies shall seem meet, not exceeding the Sum of Twenty Pounds for any One Offence, such Fines and Forfeitures to be levied and recovered by such Ways and Means as herein-after mentioned; which said Bye Laws, Rules, Orders, and Regulations being reduced into Writing under the Common Seal of the said Company, and being printed and published, shall be binding upon and observed by all Parties, and shall be sufficient in any Court of Law or Equity to justify all Persons who shall act under the same, provided they be not repugnant to the Laws of this Realm, or any Directions in this Act contained; and every such General Assembly shall have Power to call for, audit, and settle all Accounts of Money received, laid out, and disbursed on account of the said Undertaking by the Treasurers, Receivers, or Collectors of the Rates, and other Officers by them appointed, or by any other Person or Persons whomsoever employed by or concerned for or under them in and about the said Railway or Tramroad, Dock, Bason, and the Works thereto belonging; but no Vote or Votes by Proxy shall be given or have any Power in or as to the Audit and Settlement of Accounts; and the said Company shall have Power to adjourn themselves from Time to Time to such Place or Places as shall at any such General Assemblies be thought proper and convenient.

General Assemblies for choosing Committees to consist of 126 Shares.

XLII. Provided always, and be it further enacted, That if at any such General Assembly there shall not be Persons present who shall be possessed of or entitled unto at least One hundred and twenty-six Shares or Subscriptions of One hundred Pounds or upwards in the said Undertaking, either as Principals or Proxies, no Choice of a Committee, nor any Removal of a Person or Persons from any such Committee, nor any Election of any Person or Persons in the Room of such of the Members of the said Committee who shall die or decline to act, shall be made at that Time; but in case there shall be another Assembly of the said Company at the same Place upon that Day Month, and if a sufficient Number of Proprietors as Principals or by Proxies shall not then attend, the said General Assembly shall stand adjourned to the same Place on the Third *Tuesday* next following, and such Choice, Removal, or new Appointment of any Member of any such Committee shall then take place, and not before, and such Committee so before appointed shall continue to act, and have the same Powers as they had and were possessed of until a new Committee shall be appointed as aforesaid; and in case of Failure of the assembling of a sufficient Number of Proprietors having such Shares or Subscriptions as Principals or Proxies at such First General Assembly, every Proprietor who shall not attend such Second Assembly in Person or by Proxy shall forfeit to the said Company, unless he shall have a sufficient Excuse for his Nonattendance, for every Share or Subscription of One hundred Pounds which he or she shall possess in the said Undertaking, the Sum of Ten Shillings, to be deducted out of his or her next succeeding Payment of Interest or Dividends of the Profits of the said Undertaking (as the Case may happen); and in case no Interest or Dividends shall be payable to such Person or Persons making default as aforesaid within Three Calendar Months next after the making of such Default, then the Payment of the said Forfeiture of Ten Shillings may be recovered and enforced by the Ways and Means herein-after appointed

pointed for the Recovery of any other Penalty or Forfeiture imposed by this Act.

XLIII. And be it further enacted, That if it shall at any Time appear that for the more effectually putting this Act into execution a Special General Assembly of the said Company of Proprietors is necessary to be held, it shall be lawful for any Five or more of the Proprietors, who may each of them be possessed of or entitled unto Two Shares or Subscriptions of Two hundred Pounds or upwards at the least in the said Undertaking, to cause Ten Days Notice at the least to be given thereof in some Newspaper or Newspapers usually circulating in the said County of *Carmarthen*, or by giving to each Proprietor, or leaving at his or her usual Place of Abode, a Notice in Writing signed by such Proprietors, or by the Clerk to the said Company for the Time being, or in such other Manner as the said Company shall at any General Assembly direct or appoint, specifying in such Notice the Reason and Intention of requesting such Special Assembly, and the Time when and Place where the same shall be held; and the said Proprietors are hereby authorized to meet pursuant to such Notice, and such of them as shall be present shall proceed to the Execution of the Powers by this Act given to the said Company with respect to the Matters so specified only; and all such Acts of the Proprietors or the major Part of them met together at every such Special General Assembly (provided such major Part shall be possessed of at least One hundred and twenty-six Shares or Subscriptions of One hundred Pounds each in the said Undertaking, either as Principals or Proxies,) shall be as valid with respect to the Matters specified in such Notice as if the same had been done at a General Meeting at the Time hereinbefore appointed for holding the same.

Assemblies of Proprietors may be specially convened.

XLIV. And be it further enacted, That it shall be lawful for the said Company at any General Meeting assembled, and they are hereby authorized and required, from Time to Time to nominate and appoint a Treasurer and Clerk, and such other Officers as they shall think proper, and shall take sufficient Security from every such Treasurer, Clerk, and other Officer having the Care or Custody of any Money to be raised or received by virtue of this Act for the due Execution of his Office as the said Company shall think proper, and from Time to Time to remove any such Treasurer, Clerk, and other Officers, or any of them; and such Clerk shall attend the General Meetings and Assemblies of the said Company, and the Meetings of the said Committee, and shall, in a proper Book or Books to be provided for that Purpose, enter and keep a true and perfect Account of the Names and Places of Abode of the several Proprietors of the said Undertaking, and of the several Persons who shall from Time to Time become Owners and Proprietors thereof, or entitled to any Share or Shares therein, and of all the Acts, Proceedings, and Transactions of the said Company and of the said Committee by virtue of and under the Authority of this Act; and that every Proprietor of the said Undertaking shall and may at all convenient Times have recourse to and peruse and inspect the same, and also the Book or Books to be kept by the Clerk of the said Commissioners, *gratis*, and may demand and have Copies thereof or any Part thereof, paying Three-pence for every One hundred Words so to be copied; and if any such Clerk shall refuse to permit any

Officers to the Company to be appointed.

any of the said Proprietors to inspect or peruse any such Books at all convenient Times and Seasons, or refuse any such Copy or Copies in a reasonable Time at the Rate aforesaid, he shall for every such Offence forfeit and pay any Sum not exceeding Forty Shillings nor less than Ten Shillings, for the Benefit of the said Undertaking; and whenever any such Treasurer or Clerk shall die, or be removed from or quit the Service of the said Company, it shall be lawful for the said Committee of such Proprietors for the Time being, or the Majority of them, to appoint some other fit and proper Person to be a Treasurer or Clerk in the Place of him or them so dying, being removed, or quitting the said Service, until the then General Assembly of the said Company, when such Appointment shall be confirmed, or another Treasurer or Clerk shall be nominated and appointed in his or their Stead.

Powers of the  
Committee  
for making  
Calls.

XLV. And be it further enacted, That the Committee for the Time being of the said Company shall have Power from Time to Time to make such Call or Calls for Money from the Proprietor or Proprietors of the said Undertaking, to defray the Expences of and to carry on the same, as they shall from Time to Time find necessary for those Purposes, so that no such Call do exceed the Sum of Ten Pounds upon each Share, and so that no Calls be made but at the Distance of One Calendar Month at the least from each other, which Monies so called for shall be paid to such Person and Persons and in such Manner as the said Committee shall from Time to Time appoint and direct for the Use of the said Undertaking, and such Committee shall, until the next General Assembly to be holden in manner as aforesaid, meet at such Times and at such Places, and from Time to Time adjourn themselves to such other Time as they shall think fit; and at all Meetings of the said Committees one of the Members present shall be appointed President or Chairman, and all Questions, Matters, and Things which shall be proposed, discussed, or considered at such Meetings shall be finally determined by the Majority of Votes, but no Member of such Committee, although he may be a Proprietor of many Shares in the said Undertaking, shall have more than One Vote in the said Committee, except the President or Chairman, who, in case of an equal Division, shall always have a Second and the casting Vote; and in order to defray the Expence of the Meetings of the said Committees it shall be lawful for the said Committees and they are hereby allowed to expend or to detain to themselves a reasonable Sum of Money out of the Capital Stock of the said Proprietors for their Expences in attending such Meetings, not exceeding Ten Shillings and Sixpence for each Committee Man attending each Meeting; and the said Committee shall have Power and Authority to direct and manage all the Affairs of the said Company, as well in buying and purchasing Land and Hereditaments and Materials for the Use of the said Undertaking and Works, as in employing, ordering, and directing the Works and Workmen, and in placing and displacing Under Officers, Clerks, Servants, Agents, and Workmen, and in making all Contracts and Bargains touching the said Undertaking, so that no such Purchase, Bargain, or other Matter be done or transacted without the Concurrence of a Majority of the said Committee as aforesaid then assembled; and every Owner or Owners of One or more Share or Shares in the said Undertaking shall pay his, her, or their Shares and Proportions of the  
Monies

Monies to be called for as aforesaid, at such Time and Place as aforesaid, of which Twenty Days Notice at the least shall be given, not exceeding the Sum aforesaid, for every Share, by publishing the same in some One such Newspaper as aforesaid, or by giving Notice in Writing to such Proprietor, or leaving the same at this or her usual or last Place of Abode, or in such other Manner as the said Company shall at any General Assembly direct or appoint; and if any Person or Persons shall neglect or refuse to pay his, her, or their rateable or proportionable Part or Share of the said Money to be called for by the first Call to be made by virtue of this Act at the Time and Place appointed as aforesaid, it shall be lawful for the said Company to sue for and recover the same in any of His Majesty's Courts of Record by Action of Debt or on the Case, or by Bill, Suit, or Information, wherein no Essoign, Protection, or Wager of Law, or more than One Imparlanche, shall be allowed; and if any Person or Persons shall neglect or refuse to pay his, her, or their rateable or proportionable Part or Share of the said Money to be called for after the first Call as aforesaid at the Time and Place so appointed as aforesaid, he, she, or they so neglecting or refusing shall forfeit any Sum not exceeding Three Pounds nor less than Forty Shillings for every One hundred Pounds of his, her, or their respective Share or Shares in the said Undertaking; and in case such Person or Persons shall neglect or refuse to pay his, her, or their rateable or proportionable Part or Share of the said Money to be called for as aforesaid for the Space of Three Calendar Months after the Time appointed for Payment thereof as aforesaid, and at the Place so to be appointed for Payment thereof as aforesaid, then he, she, or they so neglecting or refusing shall forfeit his, her, or their respective Share and Shares in the said Undertaking, and all the Profit and Benefit thereof, and all Money advanced by him, her, or them, to and for the Use and Benefit of the other Proprietors of the said Undertaking; and all such Forfeitures shall be sold at a public Sale by the said Company for the most Money they can get for the same, and the Produce thereof shall be equally divided amongst the rest of the said Company in proportion to their respective Shares and Interests in the said Undertaking.

XLVI. Provided always, That no Advantage shall be taken of the Forfeiture of any Share or Shares of the said Undertaking until Notice shall be given by the Treasurer or Clerk to the said Company to the Owner or Owners thereof, or Notice in Writing left at his, her, or their usual or last Place of Abode, nor unless the same shall be declared to be forfeited at some General Assembly of the said Company which shall be held after the End of Two Calendar Months after the Forfeiture shall happen to be made; and every such Forfeiture shall be an Indemnification and Discharge to and for every Proprietor or Proprietors so forfeiting after such Share or Shares shall have been deemed to be forfeited by a General Assembly, but not before, against all Actions, Suits, or Prosecutions whatsoever to be commenced or prosecuted for any Breach of Contract or other Agreement between such Proprietor or Proprietors so forfeiting and the rest of the Proprietors, with regard to carrying on the said Undertaking.

XLVII. And be it further enacted, That in any Action to be brought by the said Company against any Owner or Owners of any Share or Shares

[*Loc. & Per.*]

15 U

Directing the Proceedings in Actions for Calls.

Subscribers to have Notice before their Shares are forfeited.

in the said Undertaking, to recover any Sum or Sums of Money due and payable to the said Company for or by reason of any Call or Calls made by virtue of this Act, it shall be sufficient for the said Company to declare and allege that the Defendant or Defendants, being a Proprietor or Proprietors of such or so many Share or Shares in the said Undertaking, is or are indebted to the said Company in such Sum or Sums of Money as the Call or Calls in arrear shall amount unto for such or so many Call or Calls of such or so many Sum or Sums of Money upon such or so many Share or Shares belonging to the said Defendant or Defendants (as the Case may happen to be) whereby an Action hath accrued to the said Company by virtue of this Act, without setting forth the special Matter; and on the Trial of such Action it shall only be necessary to prove that the Defendant or Defendants at the Time of making such Call or Calls was or were a Proprietor or Proprietors of some Share or Shares in the said Undertaking, and that such Call or Calls was or were in fact made, and that such Notice thereof was given as is directed by this Act, without proving the Appointment of the Committee who made such Call or Calls, or any other Matter whatsoever; and the said Company shall thereupon be entitled to recover what shall appear due, unless it shall appear that any such Call exceeded the Sum of Ten Pounds for every Sum of One hundred Pounds, or was made within the Distance of One Calendar Month from the last preceding Call, or without Notice given as aforesaid; and after Judgment shall be given for the said Company in any such Action Execution shall not be stayed by reason of any Writ of Error brought by the Defendant or Defendants therein, unless such Defendant or Defendants, with Two sufficient Sureties, shall first become bound to the said Company by Recognizances, to be acknowledged in the Court in which Judgment shall be given, in Double the Sum adjudged to the said Company by such Judgment, to prosecute the said Writ of Error with Effect, and also, if the said Judgement be affirmed, or the said Writ of Error be non-prossed, to satisfy and pay the Debt, Damages, and Costs adjudged by the said Judgement, and all Costs and Damages to be awarded for Delay of Execution.

Committee to  
be under  
Controul of  
General As-  
semblies.

XLVIII. And be it further enacted, That the Committee shall from Time to Time make Reports of their Proceedings to and be subject to the Examination and Controul of the said General and Special Assemblies of the said Proprietors as aforesaid, and shall pay due Obedience to all such Orders and Directions in and about the Premises as shall from Time to Time be made by the said Proprietors at any such General or Special Assembly, such Orders and Directions not being contrary to any express Directions or Provisions in this Act contained.

Books of Ac-  
counts to be  
kept.

XLIX. And be it further enacted, That proper Books of Accounts and other Matters relating to the said Undertaking shall be kept, and that all such Books and other Matters shall be deposited and kept under the Direction of the Committee for the Time being, at such Place or Places as the said Company shall from Time to Time direct; and every Proprietor or Proprietors at all reasonable Times shall have free Access to the same. for his, her, or their Inspection, without Fee or Reward.

L. And

L. And be it further enacted, That if the Owner or Owners of any Share or Shares in the said Undertaking shall happen to die before such Call or Calls shall have been made for the full Sum to be advanced on any Share or Shares which he, she, or they shall have been possessed of or entitled to, without having made Provision by Will or otherwise how or in what Manner such Share or Shares shall be disposed of, and how or by what Means the future Calls in respect thereof shall be paid to the said Company for the Purpose of the said Undertaking, then and in such Case the Executors or Administrators of any such Owner so dying, or the Trustee or Trustees, Committee or Committees of any Lunatic or Lunatics, Guardian or Guardians of any Infant or Infants, or of any other Person or Persons entitled to the Estate and Effects of such deceased Owner, shall be indemnified against all and every such Infant or Infants, and against all and every Person or Persons whomsoever, for or on account of his, her, or their having paid any Sum or Sums of Money when called for as aforesaid to complete every such Subscription; and if such deceased Owner or Owners shall not have left Assets sufficient, or in case the Executors or Administrators, Trustee or Trustees, Committee or Committees, Guardian or Guardians, shall refuse or neglect to answer such Calls, the said Company shall be and they are hereby authorized and required to admit any other Person or Persons to be a Proprietor or Proprietors of the Share or Shares of such deceased Owner or Owners, on Condition that he, she, or they so admitted do and shall, on or before such Admission, pay to the Executors or Administrators of such deceased Owner or Owners, or to any other Person or Persons who shall or may be entitled to his, her, or their Effects, or to the Trustee or Trustees, Guardian or Guardians of any Infant or Infants, the full Sum or Sums of Money which shall have been paid by such Owner or Owners in his, her, or their Lifetime by virtue of any Call or Calls, or otherwise, upon such Share or Shares, or such other Sum or Sums of Money as the same can be sold for; and in case no Person or Persons shall be found who is or are willing to be admitted on such Conditions as aforesaid, then and in such Case such Share or Shares shall become vested in the rest of the said Company in Trust for the Persons so forfeiting, or his or their Representatives.

On the Death of Subscribers before Shares completed, Executor may complete the same.

LI. And be it further enacted, That it shall be lawful for the several Proprietors of the said Undertaking, his, her, or their respective Executors or Administrators, to sell and dispose of any Share or Shares to which he, she, or they may be entitled therein, subject to the Rules and Conditions herein mentioned and provided; and the Form of Conveyance for such Sales shall be in the following Words, or Words to the like Effect (varying the Names and Descriptions of the contracting Parties as the Case may require):

Shares may be sold.

‘ I *A. B.*, in consideration of paid to me by *C. D.*, do  
 ‘ hereby bargain, sell, and transfer unto the said *C. D.* Form of Con-  
 ‘ Share [*or Shares, as the Case may be,*] of the Undertaking called “The veyance.  
 ‘ *Carmarthenshire Railway or Tramroad,*” to hold to him the said *C. D.*,  
 ‘ his Executors, Administrators, and Assigns, subject to the same Rules,  
 ‘ Orders, and Restrictions, and on the same Conditions, that I held the  
 ‘ same immediately before the Execution hereof; and I the said *C. D.*  
 ‘ do

' do hereby agree to take and accept the said Share or Shares, subject to  
' the same Rules, Orders, Restrictions, and Conditions. As witness  
' our Hands and Seals the Day of .

And on every such Sale the said Deed of Conveyance, executed by the Seller or Sellers and the Purchaser or Purchasers of such Share or Shares, shall be kept by the said Purchaser or Purchasers for his, her, or their Security after the Clerk to the said Company of Proprietors shall have entered in the said Books a Memorial of such Transfer and Sale, to be kept for the Use of the said Company, and have testified or indorsed the Entry of such Memorial on the said Deed of Sale or Transfer, for which no more than One Shilling shall be paid; and the said Clerk is hereby required to make such Entry or Memorial; and unless and until such Memorial shall have been made and entered as above directed such Purchaser or Purchasers shall have no Part of the Profits of the said Undertaking, nor any Interest for such Share or Shares, paid unto him, her, or them, or any Vote as a Proprietor or Proprietors of the said Undertaking.

After a Call  
no Share to  
be sold until  
after the Call  
be answered.

LII. And be it further enacted, That after any Call of such Money shall have been made by such Committee as aforesaid no Person or Persons shall sell or transfer any Share or Shares which he, she, or they shall possess in the said Undertaking upon the Penalty of forfeiting his, her, or their respective Share or Shares therein to the said Company, in Trust for the Benefit of all Proprietors, unless he, she, or they at the Time of such Sale or Transfer shall have paid and discharged to the Treasurer to the said Company of Proprietors the whole and entire Sum of Money which shall have been called for upon each Share so sold or transferred, such Forfeiture, nevertheless, to be notified and declared at a General Assembly in manner before directed.

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

LIII. And be it further enacted, That if any of the Deeds for or respecting the Shares of the aforesaid Company shall be worn out or damaged, then, upon the same being brought and shown at some General Assembly of the said Company of Proprietors, such Deeds may be cancelled and destroyed, and other similar Deeds given under the Seal of the said Company to the Person or Persons in whom the Property of such Deeds and the Shares therein mentioned shall be at any Time vested; or in case such Deeds shall be burnt or totally destroyed, that then, upon due Proof thereof, like Deeds shall be given to the Person or Persons who were the Owner or Owners of or entitled to such Deeds so burnt or destroyed, so as that a due Entry of the Transfer of such Deed or Deeds (if any such have been made) shall have been entered by the Clerk to the said Company in manner herein directed.

Proof to be  
given of the  
Title to  
Shares ac-  
quired by  
Marriage or  
Will, &c.

LIV. And whereas much Inconvenience may arise by the frequent Transfer of Shares in the said Undertaking by the Marriage and Death of Proprietors, and it may be difficult to ascertain to whom the Dividends arising or becoming due upon such Shares ought to be paid and do belong; be it therefore further enacted, That before any Person or Persons who shall claim any Part or Share of the Profits of the said Undertaking by virtue of his, her, or their Marriage or Marriages shall be entitled to receive the same, an Affidavit, containing a Copy of the Register



gister of such Marriage, or the Effect of such Register, shall be made and sworn to by some credible Person before a Judge in One of His Majesty's Courts of Record at *Westminster*, or before a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, and shall be transmitted to the Clerk of the said Company of Proprietors for the Time being, who shall file the same, and make an Entry thereof in the Book or Books which shall be kept by him for the entering of Transfers of Shares in the said Undertaking; and that before any Person or Persons who shall claim any Part or Share of the Profits of the said Undertaking by virtue of any Bequest or Will, or of any Letters of Administration, shall be entitled to receive the same, the said Will, or the Probate Copy thereof, or such Letters of Administration, shall be produced and shown to the Law Clerk of the said Company, or an Affidavit containing a Copy of so much of such Will as shall relate to the Share or Shares of the Testator or Testatrix, or a Copy of the said Letters of Administration, in case the Proprietor shall have died intestate, shall be made and sworn to by the Executor or Executors of such Will, or by the Administrator or Administrators of the Estate and Effects of the Proprietor dying intestate (as the Case may happen to be) before a Judge of One of His Majesty's Courts, a Master or Master Extraordinary in Chancery, or One of His Majesty's Justices of the Peace, and shall be transmitted to the Clerk of the said Company, who shall file and enter the same in manner aforesaid.

LV. And in consequence of the great Charge and Expence which the said Company must incur and sustain in making and maintaining the said Railway or Tramroad and Dock or Bason, and the other Works hereby authorized to be made and maintained, be it further enacted, That it shall be lawful for the said Company of Proprietors from Time to Time and at all Times hereafter to ask, demand, take, recover, and receive, to and for the Use and Benefit of the said Company, for the entering of all Ships and Vessels into the said Dock or Bason, and for the Tonnage and Wharfage of all Goods, Wares, Merchandize, and other Things which shall be navigated, carried, or conveyed into or out of the said Dock or Bason, such Rates and Duties as the said Company shall think fit, not exceeding the Sum of One Penny *per* Ton, Register Measure, on the Ship or Vessel on entering into the said Dock or Bason; (that is to say,) One Penny *per* Ton, Register Measure, for the Ship or Vessel, payable and to be paid by the Master thereof; One Penny *per* Ton for all Goods exported, and One Penny *per* Ton for all Goods imported, payable and to be paid by the Owner or Owners of the same; and also for the Tonnage and Wharfage of all Goods, Wares, Merchandize, and other Things which shall be carried or conveyed upon any Part of the said Railway or Tramroad, such Rates and Duties as the said Company shall think fit, not exceeding the Rates herein-after mentioned; (that is to say,) for all Dung One Penny Halfpenny *per* Ton *per* Mile; for all Limestone, Chalk, Lime, and all other Manure, Clay, Breeze, Ashes, Sand, and Bricks, One Penny Halfpenny *per* Ton *per* Mile; for all Tin, Copper, Lead, Iron, Stone, Flints, Coals, Charcoal, Coke, Culm, Fullers Earth, Corn, and Seeds, Flour, Malt, and Potatoes, One Penny Halfpenny *per* Ton *per* Mile; and for all other Goods, Wares, and Merchandize, and other Things whatsoever, One Penny Halfpenny *per* Ton *per* Mile, payable and to be paid by the Owner or Owners thereof; and in all Cases where

Rates of Tonnage.

[*Loc. & Per.*]

15 X

there

there shall be a Fraction of a Ton a Proportion of the said Rate shall be demanded and taken for such Fraction according to the Number of Quarters of a Ton contained in such Fraction, and where there shall be a Fraction of a Quarter of a Ton such Fraction shall be deemed and considered as a whole Quarter of a Ton, and in all Cases where there shall be a Fraction of a Mile in the Distance which any Waggon or other Carriage shall pass upon the said Railway or Tramroad, a Proportion of the said Rates shall be demanded and taken for such Fraction according to the Number of Quarters of a Mile contained in such Fraction, and where there shall be a Fraction of a Quarter of a Mile such Fraction shall be deemed and considered as a whole Quarter of a Mile; and in order to ascertain such Distances the said Company shall cause the said Railway or Tramroad to be measured, and Stones or Posts, with proper Inscriptions, to be erected and for ever maintained on the Sides of the same, at the Distance of One Mile from each other, or at such less Distance as the said Company or their Committee shall think fit.

Goods not carried on the Railway, and shipped at the Dock, to pay an extra Rate of One Penny.

LVI. And be it further enacted, That all Persons who shall be desirous of shipping any Goods or Commodities in the said Dock or Bason, which Goods or Commodities shall not have passed along the said Railway or Tramroad hereby intended to be made to such an Extent as to have paid One Penny *per* Ton thereon, shall be at liberty to ship any such Goods or Commodities in the said Dock or Bason, paying in all such Cases so much for such Privilege as shall make up the said Deficiency of One Penny *per* Ton, in addition to the usual Sum to be paid for shipping of any Goods or Commodities in the said Dock.

Company empowered to take Tolls for Horses and Cattle passing on Railway.  
Tolls.

LVII. And be it further enacted, That it shall be lawful for the said Company of Proprietors from Time to Time and at all Times for ever to ask, demand, take, and receive, to and for their own proper Use and Benefit, the several Tolls following; (that is to say,)

For every Horse, Mare, Gelding, Mule, or Ass, not employed in drawing, carrying, or removing any Waggon or other Carriage, for the Purpose of conveying any Goods, Wares, Merchandize, or other Commodity, which shall go or travel upon such Railway or Tramroad as aforesaid, or shall pass through or by any Toll House to be erected upon or across the same by the said Company of Proprietors, and which they are hereby authorized and empowered to set up and erect at such Place or Places as they shall think proper, and before such Horse, Mare, Gelding, Mule, or Ass shall be permitted to pass through or by the same, the Sum of Two-pence (except such as are going from Farm to Farm, or to the Commons only):

For all Cows or other Neat Cattle (except Sheep, Swine, and Calves,) which shall or may go or be driven upon such Railway or Tramroad, and shall pass through or by such Railway or Tramroad, and shall pass through or by any such Toll House as aforesaid, and before such Cows or other Neat Cattle shall be permitted to pass through or by the same, the Sum of One Penny each (except such as are going from Farm to Farm, or to the Commons only):

And for all Sheep, Swine, and Calves which shall go or be driven on such Railway or Tramroad, and shall pass through or by any such Toll House as aforesaid, and before the same shall be permitted so to pass, the

the Sum of Eight-pence *per* Score, and after the same Rate for any greater or less Number than a Score (except such as are going from Farm to Farm, or to the Commons only).

LVIII. Provided always, and be it further enacted, That the Collectors or other Persons appointed by the said Company to receive the said Tolls shall, on Payment thereof, give and deliver to the Person or Persons paying the same a Ticket specifying the Day when and the Number of Horses or other Beasts or Cattle for which the same shall be paid; and that such Tolls shall not be demanded or taken or be payable more than once in any One Day upon the said Railway or Tramroad (to be computed from Twelve of the Clock at Night to Twelve of the Clock in the next succeeding Night) for the same Horse, Mare, Gelding, Mule, Ass, Cow, or other Cattle which shall pass or repass through or by all or any of the said Toll Houses to be erected upon or across the said Railway or Tramroad, so that the Person or Persons who shall be attending such Horse, Mare, Gelding, Mule, Ass, Cow, or other Cattle do and shall produce to the Collectors or other Persons appointed by the said Company to receive such Tolls at every such Toll House through or by which the same shall pass or repass, if demanded, the Ticket which he or they shall have received at the said Toll House on the said Railway or Tramroad at which he or they shall have already paid such Toll.

Collectors of  
Tolls to de-  
liver Tickets.

LIX. And be it further enacted, That the Rates and Tolls herein authorized to be demanded and taken shall be paid to such Person or Persons, at, upon, or near the said Railway or Tramroad, Dock or Bason, in such Manner and under such Regulations as the said Company at some General or Special Assembly or Assemblies shall direct or appoint; and in case of Denial or Neglect of Payment of any of such Rates and Tolls, or any Part thereof, on Demand, to the Person or Persons appointed to receive the same as aforesaid, the said Company shall and may sue for the same by Action of Debt or upon the Case in any of His Majesty's Courts of Record, or the Person or Persons to whom such Rates and Tolls ought to have been paid may and he or they is and are hereby authorized to seize the Goods or other Things for or in respect whereof any such Rates and Tolls ought to have been paid, or any Part thereof, and the Ship, Barge, or other Vessel, Horse, Cattle, Waggon, or other Carriage laden therewith, and detain the same until such Payment shall be made, and until Payment of all Arrears of any Rates or Tolls which may be due from the Owner or Owners of such Ship, Barge, or other Vessel, Horse, Cattle, Waggon, or other Carriage (as the Case may be), to the said Company, together with the reasonable Charges for such Seizure and Detention; and if such Goods shall not be redeemed within Five Days next after the taking thereof, the same shall be appraised and sold as the Law directs in Cases of Distress for Rent; and the said Company shall have full Power from Time to Time at any General Assembly to lower or reduce all or any of the said Rates and Tolls, and again to raise the same as they shall think proper, not exceeding the Rates and Tolls herein-before mentioned, as often as it shall be deemed necessary for the Interest of the said Undertaking.

Recovery of  
Rates.

LX. And

Company  
empowered  
to lease the  
Rates and  
Tolls.

LX. And be it further enacted, That it shall be lawful for the said Company, and they are hereby authorized and empowered, at any of their General Assemblies, by Writing under their Common Seal, at any Time or Times to let to farm the Rates and Tolls hereby made payable, or any Part or Parts thereof, upon the Whole or any Part or Parts of the said Railway or Tramroad, or at the said Dock or Bason, unto any Person or Persons, for any Term or Time they shall think proper, not exceeding Three Years from the Commencement of any Lease; and every such Lease shall be valid and effectual; and the Lessee or Lessees thereof, and also such Person or Persons as such Lessee or Lessees shall appoint to receive and collect the Rates and Tolls so let, shall, during the Continuance of every such Lease, be deemed Collectors of the Rates so let, and shall have the same Power and Authority for collecting and recovering the same as if they had been appointed for that Purpose by the said Company; provided public Notice of the Intention to let the said Rates and Tolls, or any Part thereof, be given in Writing by the said Committee, or any Five or more of them, or the Clerk to the said Company, by Advertisement published in such Newspaper, or by Notice to such Proprietors as aforesaid, at least Twenty-one Days prior to such General Assembly at which the said Rates and Tolls, or any Part thereof, are proposed to be let as aforesaid.

Masters of  
Vessels, &c.  
to give an  
Account of  
Lading.

LXI. And for the better ascertaining and more easily collecting the said Rates and Tolls, be it further enacted, That the Owner or Owners, or Person or Persons having the Care or Command of any Barge or other Vessel entering into or passing out of the said Dock or Bason, and the Owner or Owners, or Person or Persons having the Care of any Waggon or other Carriage passing upon the said Railway or Tramroad, or any Part thereof respectively, shall give an exact and true Account in Writing, signed by him or them, to the Collectors of the said Rates and Tolls, at the Place or Places where they shall attend for that Purpose, of what Quantity of Goods or other Things as aforesaid shall be in such Waggon or other Carriage, Barge or other Vessel respectively, and with respect to such Waggon or other Carriage from whence brought, and where the same are intended to be unloaded or left; and in case any Person shall neglect or refuse to give such Account, or to produce his Bill of Lading to any such Collector demanding the same, or shall give a false Account, or shall deliver any Part of his Lading or Goods at any other Place than what is or are mentioned in such Account, with Intent to avoid the Payment of the said Rates and Tolls, or any Part thereof, he shall forfeit and pay any Sum not exceeding Twenty Shillings nor less than Ten Shillings for every Ton of Goods and other Things, and so in proportion for any less Quantity than a Ton, which shall be in any such Waggon or other Carriage, Barge or other Vessel respectively, of which such Account shall be so refused to be given, or which shall be fraudulently delivered out as aforesaid (as the Case shall happen to be), over and above the respective Rates and Tolls directed to be paid for the same by virtue hereof.

Weight of  
Tonnage, &c.  
ascertained.

LXII. And for the better ascertaining the Tonnage of Goods and other Things to be charged with the Payment of such Rates as aforesaid, be it further enacted and declared, That One hundred and twenty Pounds

Weight Averdupois shall for the Purposes of this Act be deemed, rated, or estimated as and for One Hundred Weight; any Usage to the contrary notwithstanding.

LXIII. And be it further enacted, That if any Difference shall arise between any Collector of the said Rates and Tolls and the Owner or Persons having the Charge of any Waggon or other Carriage, Barge or other Vessel, or the Owner of any Goods or other Things, it shall be lawful for any such Collector to stop and detain any such Waggon or other Carriage, Barge or other Vessel, and to weigh, measure, or gauge, or to cause to be weighed, measured, or gauged, such Waggon or other Carriage, and to measure or gauge, or cause to be measured or gauged, such Barge or other Vessel, and all such Goods or other Things as shall be therein contained respectively; and in case the same shall, upon such weighing, measuring, or gauging, appear to be of greater Weight or Quantity than is set forth and contained in the Account given thereof as aforesaid, then the Owner or Person giving in such Account shall pay the Costs and Charges of such weighing, measuring, and gauging, all which said Costs and Charges, on Refusal of Payment thereof upon Demand, shall and may be recovered and levied by such Ways and Means and in such Manner as the said Rates and Tolls are hereby appointed to be recovered and levied; but if such Goods or other Things shall appear to be of the same or less Weight or Quantity than the same shall by such Account appear to be of, then the Collector shall pay the Costs and Charges of such weighing, measuring, and gauging, and also pay to such Owner or Person, or to the Owner or Owners of such Goods or other Things, such Damages as shall appear to the said Commissioners on the Oath of any credible Witness (all which Oaths the said Commissioners, or any Five or more of them, are hereby empowered to administer,) to have arisen from such Detention; and in default of immediate Payment thereof by the Collector the same shall be recovered from the said Company by Action of Debt in any of His Majesty's Courts of Record at *Westminster*.

If any Difference concerning Weight, Collectors may weigh or measure Waggons.

LXIV. And be it further enacted, That all Persons whomsoever shall have free Liberty to use with Horses, Cattle, and Carriages the Roads, Ways, and Passages to be made by virtue of this Act for the Purpose of conveying any Goods, Wares, Merchandize, and other Things to or from the said Railway or Tramroad, Dock or Bason, and every Part thereof, and also pass upon and use the said Railway or Tramroad with Waggons or other Carriages, Horses and other Cattle, and into and use the said Dock or Bason with Vessels properly constructed respectively as herein-after mentioned, and to employ the said Wharfs and Quays for loading and unloading such Goods and other Things, upon Payment of such Rates and Tolls as shall be demanded by the said Company, not exceeding the respective Sums herein mentioned, and subject to the Rules and Regulations which shall be from Time to Time made by the said Company by virtue of the Powers herein granted.

Passage on the Railway, &c. to be free upon Payment of Rates.

LXV. And be it further enacted, That no Person or Persons whomsoever shall pass upon any Part of the said Railway or Tramroad with any  
[*Loc. & Per.*]

No Waggon to pass on Railway

unless constructed as directed by the Company.

Waggon or other Carriage whatsoever, unless the same shall be constructed agreeably to the Orders and Regulations of the said Company, which Orders and Regulations shall be affixed upon a conspicuous Part of every Toll House erected on such Railway or Tramroad for the collecting of the Rates and Tolls by this Act imposed (except in crossing the same for the convenient Occupation of the adjacent Grounds, or in passing any public or private Carriage Road which may happen to cross the said Railway or Tramroad); and if any Person or Persons whomsoever shall pass upon any Part of the said Railway or Tramroad with any Waggon or Carriage not constructed in the Manner herein-before directed (except as aforesaid), he, she, or they so offending shall for every such Offence forfeit and pay to the said Company any Sum not exceeding Ten Pounds nor less than Forty Shillings.

Owners to put their Names on the Outside their Waggon.

LXVI. And for the better Regulation of the Owners of Waggon and other Carriages, and others employed by or under them respectively, and for the more easy Detection of any thing by them done contrary to the Directions of this Act, be it further enacted, That every Owner of any Waggon or other Carriage passing along the said Railway or Tramroad shall cause his or her Name and Place of Abode, and the Number of his or her Waggon or other Carriage, to be entered with the Clerk to the said Company, and shall also cause such Name and Number to be painted in large White Capital Letters and Figures on a Black Ground, Three Inches high at the least and a proportional Breadth, on some conspicuous Part of the Outside of every such Waggon or other Carriage, and shall permit and suffer every such Waggon or other Carriage to be gauged or measured at the Expence of the said Company whenever it shall be required by them, or any Person or Persons by them appointed for that Purpose, provided that no such Waggon or other Carriage shall be gauged or measured more than Four Times in any One Year; and every Owner of any Waggon or other Carriage which shall pass on any Part of the said Railway or Tramroad without having such Name, Figures, and Index thereon as herein-before directed, and every Person who shall alter, erase, deface, or destroy the same or any Part thereof, or who shall refuse to permit and suffer the same to be gauged and measured, shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds nor less than Forty Shillings.

Owners of Waggon answerable for Damages.

LXVII. And be it further enacted, That the Owner or Owners of every Waggon or other Carriage passing upon the said Railway or Tramroad, and of every Barge or other Vessel using the said Dock or Bason, shall be and is hereby made answerable for any Damage, Spoil, or Mischief that shall be done by his, her, or their Waggon or other Carriage, Barge or other Vessel, or any of the Waggoners or other Persons belonging to or employed in or about the same respectively, unto the said Railway or Tramroad, Dock, Bason, or other Works to be made by virtue of this Act, or by loading or unloading any Waggon or other Carriage, Barge or other Vessel, and for any Trespass or Damage that shall or may be done to the Owners or Occupiers of any Buildings, Lands, Tenements, or other Property adjoining or lying near to the same or any of them, or any other Trespass whatsoever; and the said Owner or Owners of such Waggon or other Carriage, Barge or other Vessel, shall for every such

such Damage, upon Conviction of such Person or Persons, before any One Justice of the Peace, either by the Confession of the Party or Parties offending or upon the Oath or Oaths of One or more credible Witness or Witnesses, (which Oath or Oaths such Justice is hereby empowered and required to administer,) pay to the Person or Persons injured the Damages to be ascertained by such Justice, provided that such Damages do not exceed the Sum of Five Pounds, and also shall, over and above such Damages, forfeit and pay to the Informer any Sum not exceeding Twenty Shillings nor less than Ten Shillings, and all Costs, Charges, and Expences attending such Conviction; which Damages, Penalties, and Costs shall be levied by Distress and Sale of the Goods and Chattels of the Owner or Owners of such Waggon or other Carriage, Barge or other Vessel, by Warrant or Warrants under the Hand and Seal of such Justice; and the Overplus (if any), after such Penalty, Damages, and the Costs and Charges of such Distress and Sale are deducted, shall be returned, upon Demand, to the Owner or Owners of such Goods and Chattels, or if the said Damages shall exceed the Sum of Five Pounds then and in such Case the Owner or Owners of such Waggon or other Carriage, Barge or other Vessel, shall and may be prosecuted for the same in any Court of Record at *Westminster*; and if found guilty, or if a Verdict pass against him or her, or Judgment be given against him or her upon Demurrer or by Default, the Plaintiff in such Case shall recover his Damages thereby sustained with full Costs of Suit.

LXVIII. Provided always, and be it further enacted, That in case the Owner or Owners of any Waggon or other Carriage, Barge or other Vessel 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 Nonpayment 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 although demanded (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 so by him or them paid for the wilful Act or Default of such Servant as aforesaid; and in case no sufficient Distress can be had such Justice shall and is hereby required to commit such Servant to the common Gaol or House of Correction for the said County, there to remain without Bail or Mainprize for any Time not exceeding Three Calendar Months.

Owners to recover back from their Servants any Sums paid for their Neglect or Default.

LXIX. And be it further enacted, That it shall be lawful for the said Company of Proprietors from Time to Time to make such Rules, Orders, and Regulations as they shall think proper for or relating to Waggons or other Carriages passing along or using the said Railway or Tramroad and other Works, and Barges and other Vessels entering into, lying in, or using the said Dock or Bason and other Works; and all such

Company or Committee to regulate the Passage on the Railway, and the using of the Dock.

such Rules, Orders, and Regulations, when printed and published, shall be binding upon and conformed to by the Owners or Persons having the Care or Conduct of such Waggons or other Carriages, Barges or other Vessels, upon pain of forfeiting a Sum not exceeding Five Pounds nor less than Forty Shillings for every Default; and if any Waggon or other Carriage, Barge or other Vessel, shall be placed or suffered to remain in any Part of the said Railway or Tramroad, Dock or Bason, or other Works, so as to obstruct the Passage thereof, and the Person having the Care of such Waggon or other Carriage, Barge or other Vessel, shall not immediately upon Request made remove such Waggon or other Carriage, Barge or other Vessel, he shall forfeit for every such Offence any Sum not exceeding Five Shillings nor less than One Shilling for every Hour such Obstruction shall continue after the making such Request; and it shall be lawful for any Agent or Officer to the said Company to cause any such Waggon or other Carriage, Barge or other Vessel, to be unloaded if necessary, and to be removed in such Manner as shall be deemed proper for preventing such Obstruction, and detain such Waggon or other Carriage, Barge or other Vessel, and the Loading thereof or any Part of such Loading, until the Charges occasioned by such Removal shall be paid; and if any Barge or other Vessel shall be sunk in the said Dock or Bason or other Works, and the Owner or other Person having the Care or Command of such Barge or Vessel shall not without Loss of Time weigh or draw up the same, it shall be lawful for the Agents and Servants of the said Company or any of them to cause such Barge or other Vessel to be weighed or drawn up, and to detain and keep the same until Payment be made of all the Expences necessarily occasioned relating thereto; and if such Payment shall not be made within the Space of Five Days, then it shall be lawful for the said Company to sell and dispose of such Barge or other Vessel, with the Loading thereof, in such Manner as the Law directs in Cases of Distress for Rent in arrear, rendering to the former Owner of such Barge or other Vessel the Overplus after such Expences and the Charges of such Sale shall be deducted.

Penalty on  
Persons ob-  
structing the  
using of the  
Works.

LXX. And be it further enacted, That if any Person shall float any Timber upon the said Dock, Bason, or other navigable Work, or shall suffer the Loading of any Barge or other Vessel therein, or of any Waggon or other Carriage using the said Railway or Tramroad, to lie over the Sides of such Barge or other Vessel, Waggon or other Carriage respectively, or shall overload any such Barge or other Vessel, Waggon or other Carriage, so as to obstruct the Passage of any other Barge or other Vessel, Waggon or other Carriage, and shall not immediately upon Notice given to him for that Purpose remove such Obstructions; or if any Person shall throw any Ballast, Gravel, Stones, Rubbish, or other Matter or Thing into or upon any Part of the said Railway or Tramroad, Dock, Bason, or other Works, to be made by virtue of this Act; or if any Person or Persons shall wantonly, carelessly, or negligently open or cause to be opened any Lock, Gate, or any Paddle, Valve, or Clough, belonging to any Lock to be erected by virtue of this Act, or suffer any Barge or other Vessel to strike or run upon any Lock, or shall wilfully flush or draw off the Water from the said Dock, Bason, or other Work, or shall leave any of the said Valves or Cloughs open and running, after  
any



any Barge or other Vessel shall have passed any such Lock, every Person so offending shall forfeit and pay for every such Offence any Sum not exceeding Five Pounds nor less than Forty Shillings; and if any Person shall wilfully, intentionally, and maliciously, and to the Prejudice of the said Undertaking, break, throw down, damage, destroy, steal, or take away any Part of the said Railway or Tramroad, Dock or Bason, or other Works to be erected and made by virtue of this Act, or do any wilful Hurt or Mischief to obstruct, hinder, or prevent the carrying on, completing, supporting, and maintaining the same, every Person offending, and being thereof lawfully convicted, shall be subject and liable to the like Pains and Penalties as in Cases of Felony; and the Court by and before whom such Person shall be tried and convicted shall have Power and Authority to cause such Person to be punished in like Manner as Felons are directed to be punished by the Laws or Statutes of this Realm; or, in mitigation of such Punishment, such Courts may, if they shall think fit, award such Sentence as the Law directs in Cases of Petit Larceny; or otherwise every Person so offending, and being thereof lawfully convicted on the Oath of One credible Witness, before Two or more of His Majesty's Justices of the Peace for the said County of *Carmarthen*, or the Place where such Offence shall be committed, shall forfeit any Sum not less than Double the Value of the Damage proved upon Oath to be done, at the Discretion of such Justices; such Penalty, together with reasonable Costs, to be levied by Distress and Sale of the Goods and Chattels of such Offender, rendering the Overplus (if any) to such Offender; or such Offenders shall and may be committed to the Common Gaol for the said County of *Carmarthen*, or the Place where such Offence shall be committed, there to remain for any Time not exceeding Six Calendar Months, at the Discretion of such Justices before whom such Offender shall be convicted; provided that nothing herein contained shall extend to any Owner of Land, or his or her Agent or Agents, till Satisfaction shall have been tendered as hereby provided.

LXXI. And be it further enacted, That the said Company shall, at their own proper Costs and Charges, within Six Calendar Months next after any Part of the said Railway or Tramroad shall be laid out and formed, make, erect, and set up such and so many convenient Fences in and upon the said Railway or Tramroad, in such Manner as the said Commissioners shall at any of their Meetings from Time to Time judge necessary and appoint, in case there shall be any Dispute about the same, for the Use of the Owners and Occupiers of the Lands and Grounds through which such Railway or Tramroad shall be made, or for protecting the said Lands and Grounds from Trespass, or the Cattle or other Property of the Owners or Occupiers thereof from estraying or escaping thereout by reason of such Railway or Tramroad, or any other Matter or Thing to be done in pursuance of this Act; and in case the said Company shall refuse or neglect to make, erect, or set up such Fences as herein-before directed for the Space of Six Calendar Months next after the Time to be appointed for those Purposes respectively by the said Commissioners, then and in every such Case it shall be lawful for every or any of the Owners or Occupiers of the said Lands or Hereditaments who shall find himself, herself, or themselves aggrieved by such Refusal or Neglect to make, erect, and set up such Fences as the said Commissioners shall have before directed or appointed to be made, erected, and

Company  
empowered  
to make and  
erect Fences,  
&c.

set up as aforesaid, so that the making such Fences as aforesaid, the said Railway or Tramroad, Dock or Bason, Buildings and other Works hereby authorized to be made or erected by the said Company shall not be obstructed or injured for any longer Space of Time or in any other Manner than shall be necessary for the doing thereof; and all the reasonable Costs and Charges thereof (to be settled and allowed by the said Commissioners) shall be repaid to the respective Owners or Occupiers of the said Lands or Hereditaments who shall have so erected and made such Fences as aforesaid, by the said Company, within the Space of Two Calendar Months next after the same shall have been so settled and allowed, and an Account and Demand in Writing shall have been delivered and made thereof to and from the said Company, by Delivery of such Account or Demand to the Treasurer or Clerk for the Time being to the said Company; and in default of Payment of the said Costs and Charges within the Time aforesaid the said Commissioners shall and they are hereby required, by Warrant under their Hands and Seals, to levy the said Costs and Charges by Distress and Sale of any of the Goods and Chattels of the said Company, for the Use of such Person or Persons who shall have so recovered such Costs and Charges, rendering to the said Company the Overplus (if any), after deducting the reasonable Charges of making such Distress and Sale, to be settled by the said Commissioners; and every or any of the said Owners or Occupiers, upon Refusal or Neglect of the said Company to pay the said Costs and Charges as aforesaid, shall and may also have such and the like Remedy against them or any of them, for the Recovery thereof, by Action at Law, to be commenced and prosecuted in such Manner as in other Cases is by this Act directed.

Owners of  
Lands em-  
powered to  
erect Fences,  
&c.

LXXII. Provided always, and be it further enacted, That if the Owners or Occupiers of any Lands or other Hereditaments through which the said Railway or Tramroad shall be made do or shall at any Time or Times hereafter apprehend that any of the Fences which the said Commissioners shall have so directed or appointed to be made by the said Company are insufficient either in their Number or Situation for the commodious Use and Occupation of the respective Lands or Hereditaments through which the said Railway or Tramroad shall pass, then and so often and in any such Case it shall be lawful for any such Owners or Occupiers, with the Consent and Approbation of the said Company, upon Request made to them or their Clerk or Treasurer for the Time being, or in case of their Refusal for the Space of Fourteen Days next after such Request, then with the Consent and Approbation of the said Commissioners, to make, fix, and erect, at their own Costs and Charges, any other Fences, of the same or the like Construction or Form with those made and erected by the said Company, in, upon, or near to the said Railway or Tramroad, in such Places as shall be found and adjudged most necessary and convenient for the better Use, Cultivation, Improvement, or Occupation of such Lands or other Hereditaments, and to repair and support the same, at their own like Costs and Charges, as Occasion shall require, so that the Passage through or along the said Railway or Tramroad be not prevented or obstructed thereby for any longer Space of Time or in any other Manner than the same would necessarily have been if such Fences had been made or erected by the said Company: Provided always, that it shall be lawful for the Owners and Occupiers of the re-  
spective

spective Lands or Grounds through which the said Railway or Tramroad shall be made, and his and their Servants and Workmen, Cattle and Carriages, at all Times to pass and repass upon, over, and across such of the said Railway or Tramroad as shall be made in and upon their said Lands or Grounds respectively, not damaging or obstructing the same or the Passage thereof.

LXXIII. And be it further enacted, That it shall be lawful for the Lord or Lords of any Manor or Manors, and the Owner or Owners of any Lands or Grounds near to, through, or by which the said Railway or Tramroad shall be made, to erect and use any Wharfs, Landing Places, Cranes, Weigh Beams, or Warehouses in or upon his, her, or their own respective proper Lands, Grounds, or Wastes, adjoining or near to the said Railway or Tramroad, with necessary Ways and Roads to the same, and may land any Goods or other Things upon such Wharfs or Landing Places, and may make and use proper and convenient Places for Waggons or other Carriages to turn in and pass each other, so that the making or using thereof respectively do not obstruct or prejudice the using of the said Railway or Tramroad; and that all Rates or Tolls which shall be paid for the Use and Benefit of such Wharfs, Landing Places, Cranes, Weigh Beams, and Warehouses respectively shall be subject to the Power herein contained for the said Commissioners to limit, ascertain, and make Regulations of and concerning such Rates of Wharfage, and they are hereby accordingly vested in such Lord or Lords of such Manor or Manors, or the Owner or Owners of such Lands, Grounds, or Wastes, who shall make and erect such Wharfs, Landing Places, Cranes, Weigh Beams, and Warehouses respectively as aforesaid, and his, her, and their Representative and Representatives, so that the Rates and Powers herein granted to the said Company of Proprietors shall not be thereby reduced, altered, or infringed.

Lords of Manors, &c. may erect Wharfs on their own Lands:

LXXIV. And be it further enacted, That if any such Lord or Lords, Owner or Owners as aforesaid, shall not, within the Space of Six Calendar Months next after Notice given in Writing to him, her, or them, or left at his, her, or their last or usual Place or Places of Abode, by or on the Behalf of the said Company, signifying that any Part of such Lands, Grounds, or Wastes, if necessary or proper to be used for the Purpose of making and erecting Wharfs, Landing Places, Warehouses, and Buildings, for the Use of the said Undertaking, or for making and laying out necessary and convenient Roads for the Conveyance of Goods to and from the said Railway or Tramroad, make, erect, and lay out, and from Time to Time maintain and keep in good and substantial Repair, such proper and sufficient Wharfs, Landing Places, Warehouses, Buildings, and Roads, for the Use of the said Railway or Tramroad, as the said Commissioners shall think necessary, on the respective Part or Parts of the Lands and Grounds described in such Notice, then and in such Case the said Company of Proprietors shall have full Power and Authority, without any Hindrance or Restraint whatsoever, to make use of any such Lands, Grounds, or Wastes, (not being the Ground whereon any House or other Building stands, or any Garden, Orchard, Yard, Park, Paddock, Planted Walk, or an Avenue to any House,) for erecting and building proper and sufficient Wharfs, Landing Places, Warehouses,

But if they refuse, when required by the Company, the Company may erect the same.

Warehouses, and Buildings, and making and laying out necessary and convenient Roads to and from the said Railway or Tramroad, agreeably to such Notice to be delivered as aforesaid, they the said Company of Proprietors first making Satisfaction for the same in such Manner as is herein-before directed with respect to other Lands or Grounds which shall be taken or used by the said Company for the Purposes of this Act.

Company not to erect any Wharfs, &c. to the Eastward of Mr. Raby's Railway.

LXXV. Provided always, and be it enacted, That nothing herein contained shall authorize the said Company of Proprietors to make or erect, or cause to be made or erected, any such Wharfs, Landing Places, Warehouses, and Buildings, or Roads, to the Eastward of the present Railway of the said *Alexander Raby*, upon, through, or over any Part of the said Space called *The Flats* (except the aforesaid Dock or Bason), or upon, through, or over any Part of a certain Farm called *Heolwawr* otherwise *Tir y Brin*, the Property of Sir *John Stepney* Baronet, and now in the Occupation of *Edward Austin* and *Walter Austin*.

Not to affect the Rights of Mr. Raby to a certain Piece of Land.

LXXVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend to affect the Rights of the said *Alexander Raby*, his Executors, Administrators, or Assigns, to a certain Piece or Parcel of Land now in the Occupation of *Edward Austin*, situate near or adjoining to the said *Flats* and present Dock used by the said *Alexander Raby*, for the Purpose of laying down his Coals, Iron Stone, and other Minerals or Materials, without impeding or obstructing the intended Railway or Tramroad of the said Company of Proprietors, and the free Passage along the same; any thing herein contained to the contrary notwithstanding.

Further Allowance to the Company for Goods remaining upon their Wharfs a certain Time.

LXXVII. And be it further enacted, That if any Goods, Wares, Merchandize, or other Things whatsoever which shall be carried and conveyed on the said Railway or Tramroad shall lie and remain upon any Wharfs, Landing Places, Cranes, Weigh Beams, or Warehouses belonging to the said Company of Proprietors, or to any Person or Persons adjoining or near to the said Railway, for above the Space of Seven Days, then and in every such Case the said Company of Proprietors, or such other Person or Persons, shall be entitled to receive such reasonable Rates or Allowance, over and above the Rates and Tolls herein-before authorized to be taken, as shall be agreed upon between the said Company of Proprietors, or their Agent or Agents, or such other Person or Persons, and the Owner or Owners of such Goods, Wares, Merchandize, or Things; and in case of any Dispute concerning the same it shall be ascertained and adjusted by the said Commissioners, who are hereby authorized and empowered to make such Regulations from Time to Time as they may think fit, for limiting and ascertaining the Rates of Wharfage to be taken by the said Company of Proprietors, and all and every such other Person or Persons being the Owners of any such Wharfs or Quays as aforesaid.

For making Recompence for Damages not herein-

LXXVIII. And be it further enacted, That if at any Time or Times hereafter any Person or Persons shall sustain any Damage in his, her, or their Lands, Tenements, Hereditaments, or Property, by reason of  
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the Execution of any of the Powers hereby given, and for which no Remedy is herein-before provided, then and in every such Case the Recompence or Satisfaction for such Damage shall from Time to Time be settled and ascertained in such Manner as herein-before directed in respect to any other Recompence or Satisfaction herein-before mentioned.

before particularly provided for.

LXXIX. Provided always nevertheless, and be it further enacted, That the Right or Rights of any Lord or Lords, Lady or Ladies of any Manor or Manors, or Owner or Owners of Lands or Grounds, or any other Person or Persons who has or have hitherto exercised or enjoyed any Manorial or other prescriptive Rights, or who has or have received any Payment or Compensation for or in respect of Learage or Keelage of Vessels coming to and lying on any Part of the Lands, Grounds, or Flats in, upon, or contiguous to which the said Dock and Bason, or either of them, are, is, or shall be made, shall not be in anywise prejudiced, affected, diminished, altered, or injured by any Clause or Words in this Act contained, otherwise than the same are hereby expressly affected, diminished, or altered for the Purpose of enabling the said Company of Proprietors to make, erect, build, and maintain the said Railway or Tramroad, Dock, Bason, and other Works, by this Act authorized to be made and done; but that all such Manerial or other prescriptive Rights, and all Learage and Keelage Rates and Duties for all Vessels coming to ground or lying within the said Dock and Bason, or upon the said Lands, Grounds, or Flats, shall for ever hereafter be enjoyed by and paid and payable to such Person or Persons as shall or may be entitled thereto, as fully and effectually as if this Act had not been made.

Saving the Rights of Lords of Manors.

LXXX. And be it further enacted, That the several Persons who have subscribed or who shall hereafter subscribe to advance any Money for or towards making and maintaining the said Railway and Tramroad, Dock, and the other Works hereby authorized to be made, shall and they are hereby required to pay the Sum or Sums of Money by them respectively subscribed, or such Parts or Proportions thereof as shall from Time to Time be called for by the said Committee under and by virtue of the Powers and Directions of this Act, at such Times and Places as shall be directed by the said Company or the said Committee, in manner herein mentioned; and in case any Person or Persons shall refuse or neglect to pay the same at the Time and in manner required for that Purpose, it shall be lawful for the said Company to sue for and recover the same in any Court of Law or Equity.

To compel Payment of Subscriptions.

LXXXI. And be it further enacted, That all Penalties and Forfeitures for Offences against this Act, or any Rule, Bye Law, or Order to be made by the said Committee as aforesaid, shall, upon Proof of the Offences respectively before any Justice of the Peace for the said County of *Carmarthen*, or Place where the Offence shall be committed, either by the Confession of the Party or Parties or by the Oath of any credible Witness or Witnesses, be levied and recovered by Distress and Sale of the Goods and Chattels of the Party or Parties offending, by Warrant under the Hand and Seal of such Justice (which Warrant such

Recovery of Forfeitures.

[*Loc. & Per.*]

16 A

Justice



of the said Company, or by Order or Determination of any Justice or Justices of the Peace, may, within Two Calendar Months after such Order or Determination shall have been made or given, appeal to the Justices of the Peace at any General Quarter Sessions to be held for the County or Place where such Cause of Appeal shall happen or arise, first giving Fourteen Days Notice at the least in Writing of such Intention to appeal to the Parties interested in such Complaint; and the said Justices shall in a summary Way hear and determine the said Appeal at such Session; or, if they think proper, may adjourn the hearing thereof to the next General Court of Quarter Sessions of the Peace to be held for the said County or Place, and if they see Cause may mitigate any Penalty or Forfeiture, and may order any Money to be returned which shall have been levied in pursuance of such Rule, Bye Law, Order, or Determination, and may also order any such further Satisfaction to be made to the Party injured as they shall judge reasonable, and may also order such Costs to be paid to the Party aggrieved by the Party aggressing as they in their Judgment shall think just and reasonable.

LXXXVI. And be it further enacted, That no Action, Suit, or Information shall be brought, commenced, or prosecuted against any Person or Persons for any thing done or to be done in pursuance of this Act, or in execution of any of the Powers or Authorities, or any of the Orders made, given, or directed in, by, or under this Act, unless One Calendar Month's previous Notice in Writing shall be given by the Person or Persons intending to commence and prosecute such Action, Suit, or Information to the said Company, or to their Clerk or Treasurer for the Time being, nor unless such Action, Suit, or Information shall be brought or commenced within Three Calendar Months next after the Fact committed, or in case there shall be a Continuation of Damages, then within Three Calendar Months next after the doing or committing such Damage shall cease, and not afterwards, and shall be laid or brought in the County where the Matter in dispute or Cause of Action shall arise, and not elsewhere; and the Defendant or Defendants in such Action, Suit, or Information shall and may plead the General Issue, and give this Act and the special Matter in Evidence at any Trial to be had thereupon, and that the same was done in pursuance and by the Authority of this Act; and if it shall appear to have been so done, or if such Action, Suit, or Information shall have been brought or commenced before or after the respective Times so limited for bringing or commencing the same, or shall be brought in any other County or Place than as aforesaid, then and in every such Case the Jury shall find for the Defendant or Defendants; and upon such Verdict, or if the Plaintiff or Plaintiffs shall become Nonsuit, or suffer a Discontinuance of his, her, or their Action, Suit, or Information, after the Defendant or Defendants shall have appeared, or if a Verdict shall pass against the Plaintiff or Plaintiffs, or if, upon a Demurrer or otherwise, Judgment shall be given against the Plaintiff or Plaintiffs, the Defendant or Defendants shall have Double Costs, and shall have such Remedy for the same as any Defendant hath for Costs of Suit in any other Case by Law.

Limitation of  
Actions.

LXXXVII. And

Public Act.

LXXXVII. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and all Judges, Justices, and other Persons are hereby required to take notice of it as such, without specially pleading the same.

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