



ANNO QUINQUAGESIMO

GEORGI III. REGIS.

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Cap. 26.

An Act to amend an Act made in the Eighteenth Year of His present Majesty, for paving, cleansing, lighting and watching the Town of *Dover*, and for removing and preventing Nuisances and Annoyances therein. [6th April 1810.]

**W**HEREAS an Act was made in the Eighteenth Year of the Reign of His present Majesty, intituled, *An Act for better paving, cleansing, lighting and watching the Streets and Lanes in the Town of Dover, in the County of Kent, and in the several Parishes of St. Mary the Virgin, and St. James the Apostle, in the said Town and County, and for removing and preventing Nuisances and Annoyances therein*: And whereas the Provisions of the said Act have been found insufficient to carry into Execution the Purposes thereby intended, and to discharge the Debt now due and owing on the Credit of the said Act, and it is expedient that such further Rates and Duties should be granted as hereinafter mentioned: And whereas the Powers and Provisions of the said Act, relating to the paving, cleansing, lighting and watching the said Streets and Lanes, to the maintaining a nightly Watch, and to the removing and preventing Nuisances, Annoyances, and Encroachments within the same, have been found inadequate and defective, and it is therefore expedient that so much of the said Act as relates to the Purposes aforesaid, should be repealed, and other Powers and Provisions granted in lieu thereof; and the said Act, in other Respects, altered and amended: And whereas the Parishes of *Charlton* and *Hougham*, otherwise *Huffam*, in the said County, adjoin the Town and Port of *Dover*, and the said Parishes of *Saint Mary the Virgin* and *Saint James the Apostle*: And it will be attended with great Benefit to the Inhabitants of the said

[Loc. & Per.] 6 R Parishes

18G.3.c.76

Parts of Act  
repealed.

Parishes of *Charlton* and *Hougham*, otherwise *Huffam*, if Power was given to the Commissioners acting under the said recited Act and this Act, to extend the Provisions thereof to certain Parts of the said Parishes: But the same cannot be effected 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 so much of the said recited Act as relates to the paving, cleansing, lighting and watching the said Streets and Lanes, to the maintaining a nightly Watch, and to the removing and preventing Nuisances, Annoyances and Encroachments within the same, shall be, and the same is hereby repealed.

Qualification  
of Commis-  
sioners.

II. And be it further enacted, That no Person shall be capable of acting as a Commissioner in the Execution of the said Act and this Act, (except in administering the Oath or Affirmation hereinafter directed to be taken by the said Commissioners), unless he shall be in his own Right, or in Right of his Wife, in the actual Enjoyment of the Rents and Profits of a Freehold or Leasehold Estate, of the clear yearly Value of Twenty Pounds above Reprizes, situate in the said Town, and Port, and Parishes, or one of them, or shall be possessed of a personal Estate to the Amount or Value of Five hundred Pounds, nor until he shall have taken and subscribed an Oath or Affirmation to the Effect following: (which Oath or Affirmation any One of the said Commissioners is hereby empowered to administer); that is to say,

Oath.

‘ I *A. B.* do swear (or being a *Quaker*, do solemnly affirm), That I am, in  
 ‘ my own Right, or in the Right of my Wife, in the actual Possession  
 ‘ and Enjoyment, or Receipt of the Rents and Profits of Freehold or  
 ‘ Leasehold Lands, Tenements or Hereditaments, of the clear yearly  
 ‘ Value of Twenty Pounds above Reprizes, situate in the Town and  
 ‘ Port of *Dover*, or in the Parishes of *Saint Mary the Virgin*, *Saint James*  
 ‘ *the Apostle*, *Charlton*, or *Hougham*, otherwise *Huffam* (as the Case may  
 ‘ be), in the County of *Kent*, [or] possessed of or intitled to a personal  
 ‘ Estate of the Value of Five hundred Pounds, and that I will truly  
 ‘ and impartially, according to the best of my Skill and Judgement,  
 ‘ execute and perform the several Powers and Authorities reposed in  
 ‘ me as a Commissioner, by virtue of an Act passed in the Eighteenth  
 ‘ Year of the Reign of His present Majesty, intituled, [*here set forth the*  
 ‘ *Title of the Act*], and of an Act passed in the Fiftieth Year of the  
 ‘ Reign of His present Majesty, intituled, [*here set forth the Title of this*  
 ‘ *Act.*] So help me GOD.’

Penalty on  
Persons act-  
ing unquali-  
fied.

And if any Person hereby deemed unqualified or incapable to act shall, nevertheless, presume to act in the Execution of this Act, every such Person shall, for every such Offence, forfeit and pay the Sum of Fifty Pounds, together with full Costs of Suit, to any Person or Persons who shall first sue and prosecute for the same, to be recovered 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 at Law, nor more than One Imparance shall be allowed; and every Person so sued or prosecuted shall prove that he was qualified as aforesaid at the Time of his acting as a Commissioner, or  
 other.

otherwise shall pay the said Penalty, without any other Proof or Evidence being given on the Part of the Plaintiff or Prosecutor, than that such Person had acted as a Commissioner in the Execution of this Act. Provided nevertheless, That all Acts and Proceedings of any Person acting as a Commissioner in the Execution of the said Act and this Act, though not duly qualified as aforesaid previous to his or their being convicted of the said Offence, shall, notwithstanding such Conviction, be as good, valid and effectual, as if such Person had been qualified according to the Directions of this Act.

III. Provided also, and be it further enacted, That no Person shall be capable of acting as a Commissioner under this Act who is a Victualler, or shall sell Ale, Wine, Cyder, or any Spirituous Liquors by Retail, or during the Time he shall enjoy any Office of Profit, or be concerned directly or indirectly in any Contract made by virtue of this Act, upon Pain of forfeiting the Sum of Fifty Pounds, for each Time of such acting, to be recovered and applied, with full Costs of Suit, as aforesaid; but such Commissioners as are Justices of the Peace may nevertheless act as such in the Execution of this Act, except in Cases where they are personally interested; and that all the Powers and Authorities by this Act granted to or vested in the said Commissioners hereby constituted, shall and may, from Time to Time, be exercised by the major Part of them who shall attend any Public Meeting to be holden as herein mentioned, the Number of Commissioners present at any such Meeting not being less than Seven; and the Mayor of *Dover* for the Time being shall preside at every Meeting of the said Commissioners, and be called President; and in case of his Absence, the Deputy Mayor shall be the President; and, in the Absence of the Deputy Mayor, the senior Jurat present at such Meetings shall be the President; and if neither the Mayor, Deputy Mayor, or any of the Jurats shall be then present, then and in such case one of the Commissioners present, whom the major Part attending such Meeting shall appoint, shall be the President, and in Case of Equality of Votes, including the President's Vote, such President shall upon every such Occasion have the decisive and casting Vote; and that all the Orders and Proceedings of the major Part of the Commissioners present at such Meetings, shall have the same Force and Effect as if done or made by all the Commissioners constituted by the said Act or this Act; and that no Act, Order or Determination of the said Commissioners shall be valid, unless done or made at a Public Meeting, held by virtue of the said Act or this Act; and that all the Acts, Orders and Proceedings of the Commissioners shall be entered in a Book or Books to be kept for that Purpose, and signed by the Chairman or Clerk to the said Commissioners; and the Book or Books so signed, shall be deposited with the Clerk of the said Commissioners, to be produced or ready for Production at all and every the said Meetings; and all such Acts, Orders and Determinations so entered, shall be deemed and taken to be Originals, and such Book or Books shall and may be produced and read in Evidence, and allowed as such in all Courts of Justice whatsoever; and the same shall at all seasonable Times be open to the Inspection of all Persons interested; and that any Action which shall or may be brought by or against the said Commissioners or any of them, for any Thing done touching or relating to the Execution of the Purposes of the said Act or this Act, shall be brought or instituted in any of His Majesty's Courts of Record in the Name of the Clerk or Treasurer to the said

No Commissioner to act holding any Office of Profit, or concerned in any Contract under this Act.

Commissioners may act as Justices.

Number required to act.

No Act valid but at a Meeting.

Proceedings to be recorded.

In whose Names Actions may be brought.

said Commissioners; and that no such Action shall abate or be discontinued by the Death or Removal of such Clerk or Treasurer, but the Clerk or Treasurer for the Time being to the said Commissioners, shall be deemed the Plaintiff or Defendant in such Action as the Case shall be.

Meetings on  
Emergencies.

IV. And be it further enacted, That if after any Adjournment of any Meeting of the said Commissioners it shall be thought necessary that an earlier Day of Meeting should be appointed than the Day appointed by such Adjournment, in that case the Clerk or Clerks to the said Commissioners, upon an Order in Writing, signed by Three or more of the said Commissioners, mentioning the Time, Place and Purpose of such Meeting, shall forthwith give Notice thereof by Writing affixed on some conspicuous Part of the Market Place of *Dover*, and of the Time and Place which shall be mentioned in the Order of the said Commissioners (such Time not being less than Three Days after such Notice), and such earlier Meeting shall and may be held accordingly, and all the Proceedings of the Commissioners at all such Meetings shall be as valid and effectual as they would have been in case such Meetings had been held in pursuance of any Adjournment.

Notice of  
Meetings for  
choosing new  
Commis-  
sioners.

V. And be it further enacted, That in all cases of Meetings of the said Commissioners for electing any Commissioner in the Room of such as shall die, resign, neglect or refuse to act, Fourteen Days Notice, at the least, shall be given of such intended Meeting, to each of the Commissioners residing within the said Town and Port, by leaving a written or printed Paper at their respective Houses or Places of Abode, and by affixing the same on the Market Place of the said Town.

How Orders  
may be re-  
voked.

VI. And be it further enacted, That no Order made by the said Commissioners at any of their Meetings shall be revoked or altered, unless at some Meeting to be held for that Purpose, (of which Eight Days Notice shall be given as aforesaid, therein expressing such proposed Revocation or Alteration,) and also unless a greater Number of Commissioners than were present to make such Order shall attend and vote at such Meetings to revoke and alter the same, such greater Number consisting of Eleven Commissioners at the least.

Power to  
elect Officers.

VII. And be it further enacted, That the said Commissioners shall and they are hereby authorized and required, by Writing under their Hands, to elect, appoint and employ such Clerks, Treasurers, and Collectors of the Rates or Assessments, Tolls and Duties to be made by virtue of the said Act and this Act, and also such Surveyors, Pavours, Scavengers and other Officers and Persons, for the Execution of this Act, as they shall from Time to Time think proper, and any such Clerks, Treasurers, Collectors, Surveyors, Pavours, Scavengers and other Officers, and Persons from Time to Time to remove or displace as they shall think fit, and to choose and appoint others in the Room of such of them as shall be so removed, or shall die or resign their Office, Eight Days Notice being first given as aforesaid of such Removal, Death or Resignation, and of the Time and Place of Meeting for filling up the Vacancy or Vacancies thereby occasioned: And the said Commissioners may and are hereby authorized and empowered, by and out of the Monies to be raised and received by virtue of the said Act and this Act, to annex and pay

pay such Salaries or Allowances to such Officers, and to all other Persons by the said Commissioners to be employed in the Execution of the said Act and this Act, as they shall think reasonable. And the said Commissioners shall and are hereby required to take such Security from their Clerk, Treasurer and other Officers for the due Execution of their respective Offices as the said Commissioners shall think proper; and all such Officers and Persons so to be appointed as aforesaid, shall upon Demand of the said Commissioners duly account to them upon Oath for all Monies which shall come to his or their Hands, and touching the several Matters and Things committed to their Charge by virtue of the said Act and this Act, and also shall upon Demand of the said Commissioners pay and deliver over to their Treasurer for the Time being, all the Monies appearing upon the Balance of such Account, together with the Vouchers in support of such Accounts, and also the Books, Papers and Writings in their respective Custody or Power, relating to the Proceedings to be had under the said Act and this Act; and in Default thereof, for the Space of Thirty Days after such Demand made as aforesaid, it shall be lawful for the said Commissioners, and they are hereby authorized and empowered to commence and prosecute any Action or Actions against any Person making such Default for the Recovery of the Monies that shall be in the Hands of such Person with Costs of Suit, or if Complaint shall be made by the said Commissioners, or by such Person or Persons as shall be appointed by them for that Purpose of any such Default as aforesaid, to any Justice of the Peace for the County or Place wherein the Party so making Default shall reside or be, such Justice is hereby authorized and required by Warrant to cause the Person or Persons so making Default to be brought before him, and upon his appearing or not appearing, to hear and determine the Matter in a summary Way; and if upon the Confession of the Party, or by the Testimony of any credible Witness upon Oath, it shall appear to such Justice that any of the Monies that shall have been collected or raised by virtue of the said Act or this Act, shall be in the Hands of such Person or Persons, such Justice is hereby authorized and required to cause by Warrant, such Monies to be levied by Distress and Sale of the Goods and Chattels of such Person or Persons offending as aforesaid; and if no such Goods and Chattels can be found sufficient to satisfy such Monies, and the Charges of distraining and selling the same, or in case of Refusal to account as aforesaid, or that it shall appear to such Justice by the Confession of the Party so offending, or by the Testimony of any credible Witness upon Oath, that any Books, Papers or Writings relating to the Execution of the said Act or this Act, shall be in the Custody or Power of any such Person, and he shall refuse to deliver up the same as aforesaid, in either of the said Cases, such Justice shall commit every such Offender to the common Gaol or House of Correction of the County or Place where such Offender shall reside or be, there to remain until he shall give a true and perfect Account, and make Payment as aforesaid, or until he shall compound with the said Commissioners in such Manner as they shall think fit, and until he shall deliver up such Books, Papers and Writings as aforesaid, or give Satisfaction in respect thereof: Provided always, That no Person so committed for want of sufficient Distress shall be confined or detained in Prison by virtue of this Act, for any longer Space of Time than Six Calendar Months.

[Loc. &amp; Per.]

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VIII. And

Treasurer  
and other  
Officers to  
give Security.  
To account.

Officers under former Act to hold their Situations.

VIII. Provided always, and be it further enacted, That the Treasurer, Clerk, Surveyor, Watchmen, and all other Servants and Officers appointed by virtue and in pursuance of the said Act, shall hold and enjoy their several and respective Offices and Employments, together with the several and respective Salaries, Gratuities, and Allowances thereto annexed, until he or they shall be removed therefrom respectively by the said Commissioners; and every such Treasurer, Clerk, Surveyor, Watchman, and other Servants and Officers shall be subject to the like Pains and Penalties, and Powers of Removal, and to the like Rules and Regulations, as if he, she or they had been nominated or appointed by virtue of this Act.

Penalty on Officers misbehaving.

IX. And be it further enacted, That if any Treasurer, Clerk, Collector, Surveyor or other Officer or Person, who have been, or who shall or may hereafter be appointed by the said Commissioners, in the Execution of the said Act or this Act, shall, from and after the passing of this Act, exact, demand, or wilfully take any Fee or Reward whatsoever, other than such Salaries and Reward as shall be applied and allowed by such Commissioners as aforesaid, on account of any Thing ordered or directed by the Commissioners for putting the said Act or this Act into Execution, or on any Account whatsoever relating to the Execution thereof, or shall any Way be concerned or interested in any Bargain made, or to be made by such Commissioners, or any of them, for any of the Purposes intended to be executed by virtue of the said Act or this Act; every Person so offending, shall for ever be incapable of being employed under the said Act or this Act, and shall forfeit and pay the Sum of Fifty Pounds to any Person or Persons who shall sue for the same by Action of Debt, Bill, Plaint or Information, in any of His Majesty's Courts of Record, within Six Calendar Months next after the Offence committed, with full Costs of Suit, wherein no Protection, Effoign, nor Wager of Law, or more than one Imparlance shall be allowed.

Pavements, &c. vested in Commissioners.

X. And be it further enacted, That the Property of and in all the present and future Pavements in the Streets, Lanes, and other public Passages and Places within the said Town and Port and Parishes respectively, as well in the Footways as Carriage-ways; and of all Materials, Implements, Watchhouses, Stands, Lamp Irons, Posts, and other Things which were provided for the Purposes of the said Act, or shall be provided for the Purposes of this Act; and all the Soil, Dung, Manure and Dirt which shall arise or be made in any of the said Streets, Lanes, Passages, and Places, and of all Ashes, Cinders, Dirt, and Rubbish to be taken and carried away from the Houses in the said Streets, Lanes, Passages, and Places, shall belong to, and be the Property of, and the same are hereby vested in the said Commissioners; and they are hereby authorized to bring, or cause to be brought any Action, or to prefer any Bill of Indictment, as the Case shall require, against any Person or Persons whomsoever who shall steal, take or carry away, detain, spoil, injure, or destroy any of the Matters or Things herein so mentioned and vested, or any Part or Parts thereof; and the said Commissioners shall have full Power and Authority to sell or dispose of all or any Part of the old Pavement and other Materials; and such Soil, Manure, Dirt, Ashes, Cinders, and Rubbish as they shall take and carry away as aforesaid.

XI. And

XI. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorised and empowered to new pitch and pave, or repair any of the Streets, Lanes, Highways, Footpaths, publick Passages, and Places in the said Town and Port and Parishes respectively; and from Time to Time, when and as often as they shall think proper, to cause all or any of the present or future Pavements in the several Streets, Lanes, Passages, and Places in the said Town and Port and Parishes respectively, already erected or made, or which shall hereafter be erected or made therein, both in the Carriage and Footways, to be taken up, raised, lowered, altered, relaid, pitched, paved, or repaired in such Manner as the said Commissioners may think proper; provided that sufficient Footways in the said several Streets, Lanes, Passages, and Places where the same can properly be set out and left, shall be laid with a Pavement of Flag-stones, and the Remainder of the said Streets, Lanes, Passages, and Places shall be paved with good Pebbles, Quarry Stones, Lime Stones, or other good and lasting Materials as they shall judge necessary and proper; and also to cause the said several Streets, Lanes, Highways, Passages, and Places to be cleansed, and all Annoyances, Obstructions, Nuisances, and Encroachments therein to be removed, and the present Drains, Sinks, Gutters, and Watercourses for conveying the Water off and from the said Streets, Lanes, Highways, Passages, and Places, to be amended, repaired, cleansed, and scoured, and new ones to be made, in such Manner as the said Commissioners shall think proper.

Pavement to be made.

XII. And be it further enacted, That if any Person or Persons shall at any Time hereafter, without the Consent or Approbation of the said Commissioners, make, or cause to be made any Alteration in the Form of the Pavement of any Street, Lane, publick Passage, or Place by this Act directed to be paved or repaired, such Person or Persons shall, at his or their own Expence, (within Five Days after Notice given for that Purpose by the said Commissioners or their Clerk or Surveyor,) put the Pavement which shall have been so altered into the same Form and Condition as it was on or before making such Alteration; and in case of Neglect or Refusal so to do, then the said Commissioners shall and may cause the same to be done, and the Expence and Charges thereof shall be borne and defrayed by the Person or Persons so neglecting or refusing the same, to be recovered (in case of Non-payment thereof upon Demand) in like Manner as any Penalty is hereinafter authorised or directed to be recovered.

Pavement, if altered, to be reinstated on Notice.

XIII. And be it further enacted, That if any Five Householdors within the said Town and Port and Parishes respectively shall make Complaint, in Writing under their Hands, to the said Commissioners, or their Clerk or Surveyor, of any Defect or Want of Reparation in any of the Pavements which shall have been made, laid or repaired by virtue of this Act, then and in every such Case the said Commissioners shall forthwith cause the Pavements so complained of to be inspected, and if the same shall be found defective, or in want of Repair, and shall be so reported to them, then they shall forthwith cause the same to be repaired by their Paviour, or the Person contracting with them for repairing the Pavement; and if the Paviour or Contractor to whom such Order shall be given shall not, within Five Days next after the Receipt thereof, repair the said defective Pavement, he shall forfeit and pay to the Persons making Complaint

Defects of Repairs to be amended upon Notice from five House-keepers.

plaint as aforesaid, the Sum of Ten Shillings, for every Day that the said defective Pavement shall remain unrepaired after the Expiration of the said Five Days.

Inhabitants  
to clean be-  
fore their  
Houses.

XIV. And be it further enacted, That all Persons inhabiting within the said Town and Port and Parishes respectively, or within such Parts thereof as shall be directed by the said Commissioners, shall, from and after the passing of this Act, cause the Foot-paths before or on the Sides of their respective Houses, Buildings and Walls, and other Fences to be swept and cleansed, between the Hours of Six and Nine in the Morning, Twice or oftener in every Week, as the said Commissioners shall from Time to Time order and require, at all Times hereafter throughout the Year, and also cause the Dirt and Soil arising from such Sweeping and Cleaning to be immediately taken or carried away, or laid in the said Streets, Lanes, Publick Passages and Places near to the said Foot-paths, without obstructing the Way or Road; and every Person making Default herein shall, for every such Default, forfeit and pay any Sum not exceeding Five Shillings.

Occupiers of  
Houses to re-  
move Signs,  
&c.

XV. And be it further enacted, That the respective Occupiers of Houses and other Buildings within the several Streets and other Places to be paved, cleansed and lighted by virtue of this Act, shall, at their own Costs and Charges, within such Time and in such Manner as the said Commissioners shall from Time to Time, by Notice in Writing under the Hand of the Clerk, to be delivered to such Occupiers, or left at their respective Dwelling-Houses, direct and appoint, cause all Signs and Shew Boards which now or hereafter shall belong to or be fixed up near or against such respective Houses or other Buildings as aforesaid, to be fixed or placed flat on the Fronts thereof, and all Sign Irons, Sign Posts, Barbers' Poles and other Posts, Penthouses, Porches, Sheds, Butchers' Hooks (except during the Time of their being used), Spouts, Water-pipes, Steps, Bars, or projecting Window-blinds, and Cellar Windows, Doors, Gates, Hatchways, and all and every other Matter or Thing which do or shall cause or occasion any Nuisance, Annoyance, Encroachment or Obstruction in the said Streets, Lanes, Passages and Places, either in the Footway or Carriageway, to be removed, altered, or otherwise reformed, and also to cause the Water to be conveyed from the Roofs, Cornices and Penthouses of or belonging to such respective Houses or other Buildings, by proper and sufficient Pipes or Trunks, to be fixed to the Sides of such Houses and other Buildings respectively, in such Manner as the said Commissioners, by Writing signed by their Clerk, shall direct; and in case the Occupier of any such House or other Building as aforesaid shall neglect or refuse to cause any such Sign or sign-iron, sign-post, or other post, penthouse, spout, water-pipe, step, porch, shed, butchers' hooks, bars, or window-blind, cellar window, door, gate, hatchway, or other encroachment, obstruction, projection or annoyance as aforesaid, to be removed, altered, or reformed, or to cause the Water to be conveyed from the Roofs, Cornices, or Penthouses of or belonging to such House or other Building within such Time and in such Manner as in such Notice shall be expressed, it shall be lawful for the said Commissioners to cause the same to be done, and to cause the Costs and Charges attending the same to be levied by Distress and Sale of the Goods and Chattels of such Occupier so neglect-  
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ing or refusing; and if the Tenant of any such House or other Building shall remove, alter, or reform any such Encroachment, Obstructions or Annoyances as aforesaid, it shall be lawful for him or her to deduct and retain the Charges and Expences thereof, and also any Money which shall or may be levied upon his or her Goods and Chattels as aforesaid, out of his or her Rent; and the Owner, Proprietor, or Landlord of every such House or other Building is hereby required to allow the same accordingly: Provided always, That in case any House Steps shall be taken down, altered, or removed under this Act, the same shall be so taken down, altered, or removed at the Cost and Expence of the said Commissioners, to be paid for out of the Funds granted and established for the Purpose of this Act.

XVI. And be it further enacted, That if any Person shall wilfully run, drive, carry or place on any of the Footways paved or repaired by virtue of this Act, any Wheel, Sledge, Dray, Wheelbarrow, Handbarrow, Truck or Carriage, or shall roll any Cask, other than for the necessary loading or unloading thereof upon or out of any Carriage, or empty the Contents thereof, or drag any Timber or Log of Wood along or upon, or wilfully ride, drive or lead any Horse or other Beast or Cattle, on any of the Footways paved or repaired as aforesaid, or wilfully, carelessly or negligently suffer any Horse or other Beast or Cattle to go, stray, be or remain upon any such Footways, or shall wilfully ride or drive any Horse, Mare or Gelding in a furious Manner, or wilfully or carelessly break or damage the said Pavement or Pitching, or shall kill, slaughter, singe, scald, dress or cut up any Beast, Swine, Calf, Sheep; Lamb or other Cattle, or hoop, cleanse, wash or scald any Cask, or hew or saw any Stone, Wood or Timber, or bind, make or repair the Wheel of any Carriage, or shoe, bleed, dress or farry any Horse or other Beast or Cattle, except in Cases of Accident, or keep or suffer to wander or be at large any Swine in any of the said Streets, Passages or Places; or if the Occupier of any House, Cellar or other Tenement within the said Town shall suffer any Door or Hatchway leading into or giving Light to any Kitchen, Cellar or other Place, to be left open longer than shall be necessary for storing any Goods or other Articles therein, or shall set, place or expose to Sale, or cause to be set, placed or exposed to Sale any Goods, Wares or Merchandize, whether on the Foot-ways or Carriage-ways of any of the said Streets, Lanes or other public Passages or Places (except at the usual and accustomed Places on Fair Days and Market Days,) or hang up or expose to Sale any Goods, Wares or Merchandize, or any other Thing, upon any Flap Window or otherwise, so as to obstruct or incommode the Passage of any Footway or Carriage-way, or shall beat any Carpet in any of the said Streets, Lanes, publick Passages or Places after Seven of the Clock in the Morning in Summer, or Eight of the Clock in the Morning in Winter, or shall wilfully discharge any Musket or Pistol in any Foot or Carriage-way, or shall make or assist in the making any Fire or Fires, commonly called Bonfires, or shall set Fire to or let off, or throw any Squib, Serpent, Rocket, Cracker or other Firework whatsoever therein; or if at any Time hereafter, any Person or Persons shall suffer any Waggon, Cart, Dray or other Carriage to stand or remain in any publick Street, Way, Lane or other Passage or Place within the said Town, with or without Horses or other Cattle, for any longer Time than shall be necessary

Penalty on  
not removing  
Nuisances  
after Notice.

[Loc. & Per.]

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fary for the loading or unloading thereof, or suffer any Coach, Post-Chaise or other Carriage to stand or remain in any such publick Street, Way, Lane or other Passage or Place, with or without Horses, for any longer Time than shall be necessary for taking up, setting down or waiting for the Person or Persons belonging thereunto, or for loading or unloading their Baggage, or suffer the same, or any Horse to stand upon any of the Foot Pavements, or upon or so near to any of the Crossings made for Foot Passengers, as to obstruct the same, and shall, when required by any Person, refuse or neglect to remove the same, or suffer any Timber, Bricks, Stones, Slates, Ashes (except in Time of Frost), Rubbish, Lime, Mortar, Dung, Dust, Filth, Hay, Straw, Coal, Wood, Faggots, Furze, Fern, Hurdles, Boards, Blocks, Goods, Wares, Merchandize, or other Things to be laid or placed, and left to remain in any of the said Streets, Lanes, or other publick Passages or Places during the Night, or for any longer Time during the Day than shall be necessary for removing and housing the same, or shall permit or suffer any Blood to run or drain from any Slaughter-house, into any of the said Streets, Ways, Lanes or other publick Passages or Places; or if any Person shall sift, throw, cast or lay any Ashes (except in Time of Frost only, and to prevent Accidents,) or any Dirt, Dust, Muck, Dung, Soil, Filth, Rubbish, Refuse of Fish or Garden Stuff, Blood, Offal, Carrion, or any other Matter or Thing in any of the said Streets, Ways, Lanes or publick Passages or Places; or shall sift, screen or slack any Lime (except within the Hoard or Inclosure hereinafter mentioned), or shew or expose any Stallion in any of the said Streets, Ways, Lanes or other publick Passages or Places (except in such Place or Places as the said Commissioners shall in that Behalf appoint), or shall permit or suffer any Bull Dog, Mastiff, or any ferocious Dog or Bitch to go at large, not being muzzled, in any of the said Streets, Lanes or other publick Passages or Places, then, and in every such Case aforesaid, every Person and Persons so offending, shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds.

Punishing  
Persons firing  
Cannon, &c.

XVII. And be it further enacted, That if any Person or Persons shall (except for Prevention of Robbery or in Self-defence) wilfully or negligently fire or discharge any Cannon, Gun, Musquet, Pistol or any other Fire Arms, loaded with Ball or Shot, in or from any Ship, Vessel or Boat; lying in the Outer or Inner Harbour of *Dover*, or in the Place adjoining thereto, commonly called *The Pent*, or in any of the said Streets, Lanes, Passages or Places, every Person so offending shall forfeit and pay any Sum not exceeding Ten Pounds.

Commission-  
ers may re-  
move Nui-  
sances.

XVIII. And be it further enacted, That in case any Hog Stye, Laystall, Dunghill, Necessary House, Dung, Carrion, Soil, Filth, Ashes, Cinders, Rubbish or other Thing shall be a Nuisance to any of the Inhabitants of the said Town and Port and Parishes respectively, it shall be lawful for the said Commissioners, if they shall think fit, upon Complaint thereof made to them by any such Inhabitant, to cause Notice in Writing, under the Hand of their Clerk, to be given to and to order, the Person occasioning such Nuisance; or to whom the same shall belong, to remove such Nuisance within such Time as they shall think fit; and in case the same shall not be removed according to such Notice, the Person who ought to remove the same, and shall wilfully neglect or

omit

omit to do, shall forfeit and pay the Sum of Ten Shillings a Day for every Day the same shall continue unremoved after the Time to be mentioned in such Notice.

XIX. And be it further enacted, That no Necessary House or Privy now being or which hereafter shall be within the said Town and Port and Parishes respectively, shall be emptied or cleansed at any other Time than between the Hours of Eleven of the Clock at Night and Five of the Clock in the next Morning; and if any Person or Persons shall empty or cleanse any such Necessary House or Privy at any other Time, then and in every such case every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Five Pounds; and if any Person or Persons shall wilfully or negligently spill any of the Soil of any such Necessary House or Privy in any of the Streets, Lanes, publick Passages or Places already made or which shall be hereafter made, within the said Town and Port and Parishes respectively, every Person so offending shall for every such Offence forfeit and pay any Sum not exceeding Twenty Shillings.

Time for emptying Necessary Houses.

XX. Provided always, and be it further enacted, That no Person shall be subject to any Penalty by virtue of this Act, on account of any Lime, Mortar, Rubbish, Dirt or Materials being in the same Streets, or other publick Places, before the House or Tenement of such Person, occasioned by the building, pulling down, or repairing of such House or Tenement, so that there be convenient Room left for Carriages to pass and repass, and so as the Owner or Occupier of such House or Tenement, before which such Lime, Mortar, Rubbish, Dirt or Materials shall be, shall cause the same to be removed out of such Street or Place, at his own Costs and Charges, within a reasonable Time after such building, pulling down, or repairing shall be completed, or upon Notice to be given to him, her or them; or left at such House or Tenement for that Purpose, in Writing, signed by the said Commissioners, or their Clerk, so that, whilst the same shall be lying in such Street or Place, such Owner or Occupier shall set up and maintain a sufficient Light upon or against the same during the Night-time, to prevent Mischief happening to Passengers, or Cattle, and so as that the same shall, whilst lying in such Street or Place, be inclosed within Boards, in such Manner as the said Commissioners shall direct.

Power to place Materials for building.

XXI. And be it further enacted, That all Houses and Buildings hereafter to be built or new fronted, in the said Streets, Lanes, Passages, and Places, shall be made to rise perpendicularly from the Foundation thereof; and if any Person or Persons shall at any Time build or new front any House or other Building within the said Town and Port, and Parishes respectively, or cause the same to be done otherwise than rising perpendicularly from the Foundation, it shall be lawful for any Five of the said Commissioners, by Writing under their Hands, to cause the same to be pulled down and removed by such Person or Persons as they shall direct and appoint, and the Costs and Charges thereof shall be paid and reimbursed to the said Commissioners or their Order, by the Owner or Owners of such Houses or Buildings; and in Default of Payment thereof on Demand, the same may be recovered in like Manner as any Penalties or Forfeitures are by this Act authorized to be recovered:

Regulations as to new Buildings.

Provided

Fronts of new Houses may be advanced.

Provided always, That in such Regulations of the Fronts of new Buildings to be made as aforesaid, it shall be lawful for the said Commissioners, when any such new Buildings shall be made as aforesaid, to admit at their Discretion the said new Buildings to be advanced in the Front thereof, so as to be on a Line with other adjoining Buildings.

Where Houses or other Buildings, projecting into any Street, are taken down, or to be rebuilt, the Commissioners may order the same to be set back.

XXII. And be it further enacted, That whenever any House or other Building, standing in any Street, Lane or other publick Passage or Place within the said Town and Port, and Parishes respectively, projecting beyond the regular Line of such Street, Lane, or other publick Passage or Place, or of the Range of Buildings adjoining thereto, shall be taken down and rebuilt, it shall be lawful for the said Commissioners, if they think proper, to require and compel the Owner or Owners thereof, when the same shall be rebuilt, to cause such House or other Building to be set back in and according to such regular Line as aforesaid, and to give such Directions and make such Orders in Writing for that Purpose as the said Commissioners shall think proper, and to cause the same to be delivered or left at the House or last or usual Place of Abode of such Owner or Owners, some or one of them; and if any House or other Building shall be built, erected or rebuilt, contrary to such Directions and Orders, the same shall be deemed an Encroachment, Nuisance and Annoyance, within the Intent and Meaning of this Act, and be removed or removeable as such: Provided always nevertheless, That full Recompence and Satisfaction shall be made to the Owner or Owners of, and all Persons interested in the Premises, for any Loss or Damage he, she or they may sustain by such House or other Building being so set back; and all the Powers, Provisions and Clauses contained in this Act, with respect to the Houses or other Buildings hereby authorized to be taken down, shall extend and apply, and be applicable to any House or other Building so to be set back as aforesaid, and to making Compensation and Satisfaction to the Owner or Owners thereof, and Persons interested therein.

Cellars not to be made under the Streets, but as Commissioners shall direct.

XXIII. And be it further enacted, That if any Person or Persons shall make, erect, or build any Vault or Cellar under any of the said Streets, Lanes, Ways, Publick Passages, or Places in any other Manner or Form than shall be directed by the said Commissioners at any of their Meetings to be held in pursuance of the said Act and this Act, it shall and may be lawful for the said Commissioners to order the same to be pulled down, removed, and filled in at the Expence of such Person or Persons, and to recover the Expences attending the same, if not paid within Seven Days after being demanded by the Clerk or Treasurer to the said Commissioners, in such and the like Manner as any Penalties are hereby authorized to be recovered.

Commissioners may direct where Gratings over Openings in the Pavements shall be made.

XXIV. And be it further enacted, That where any Opening is now or shall be made in the paving or flagging of any of the said Streets, Lanes, or publick Passages, or Places for the Purpose of conveying Coals or other Things into any Vault or Cellar under the same, or for the Purpose of admitting Light into any Room or Cellar, the Covering or Grating to such Opening shall be made at the Expence of the Person or Persons requiring the same, and shall be made of Iron, or such other Materials, of such Dimensions, and in such Manner and Form, as the said Commissioners at a Meeting

as aforesaid shall direct and approve of; and such Grating and Covering shall from Time to Time be repaired, varied, and altered at the like Expence of the Person or Persons for whose Use and Benefit the same shall be possessed or enjoyed; and in such Manner and Form as the said Commissioners at a Meeting as aforesaid shall direct or appoint; and in case any Person or Persons shall cause any such Grating or Covering to be made, repaired, varied, or altered, or shall neglect or refuse to make, repair, vary, or alter such Grating or Covering contrary to such Direction or Appointment as aforesaid, every such Person shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds for every Week the said Offence shall be continued.

XXV. And be it further enacted, That it shall be lawful for the said Commissioners from Time to Time to direct and cause the Course of any Gutter, Watercourse, or Channel running in or through the said Streets, or any of them, to be turned or altered in such Manner as they shall think proper; and to direct the Grates already placed, or hereafter to be placed over any Sewers to be removed and replaced in such Manner, and at such Place and Places as they shall think most proper; all which shall from Time to Time be done at the Expence of the said Commissioners, and paid for out of the Money arising by virtue of this Act, any Law, Usage, or Custom the contrary notwithstanding.

Course of Gutters to be turned, if necessary.

Grates altered.

XXVI. And whereas Doubts have arisen, whether the Provisions of the said Act extended to three Places, called *The Cross Wall*, *The Quay*, and *The Pent Side*, be it therefore enacted and declared, That the said Places called *The Cross Wall*, *The Quay*, and *The Pent Side*, shall be, and shall be deemed and taken to be within the Provisions of the said Act and this Act, and shall and may be paved, cleansed, lighted, watched and regulated in such and the like Manner, and under the same Rules, Directions, and Penalties, and Forfeitures as any of the Streets of the said Town and Port and Parishes of *Saint Mary the Virgin* and *Saint James the Apostle*, are or may be paved, cleansed, lighted, watched and regulated.

The Cross Wall, the Quay, and Pent Side, to be deemed within the Acts.

XXVII. And be it enacted, That the said Act and this Act shall extend to all new Streets, and other publick Passages and Places, which shall be built within the Limits aforesaid, and shall be put in Execution for the Purposes of paving, cleansing, lighting and watching the same, and for raising Money to defray the Expences thereof, in like Manner and as fully and effectually to all Intents and Purposes as if such Streets and other Passages and Places were now erected and built.

Provisions of Acts to extend to new Streets.

XXVIII. And be it further enacted, That if any Person or Persons, shall at any Time or Times after the passing of this Act, cover or cause to be covered, any Dwelling-house, or any Out-house, Building or Erection, or any Part thereof adjoining or belonging to any Dwelling-House situate in any Part of the Town which shall be paved, or be liable to be paved under the Authority of this Act, with Thatch, every Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings, and any further Sum not exceeding Ten Shillings for every Day such Offence shall continue; and it shall be lawful for the said Commissioners, and they are hereby authorized and empowered to order the same to be taken down and removed, in such Manner as to

No Buildings in future to be covered with Thatch.

them shall seem meet, and the Person or Persons so ordered by the said Commissioners shall and may take down and remove the same accordingly upon giving Notice or Warning to the Owner or Occupier of such House, Out-house, or other Building or Erection, to take down the same; and one Moiety of the said respective Penalties shall be paid to the Informer.

Commis-  
sioners may  
purchase  
Buildings,  
&c.

XXIX. And whereas the Entrances into *Dover* from the Towns of *Deal* and *Folkestone* are narrow, circuitous and dangerous: And whereas in order to make the said Entrances more commodious, and to widen and improve the Streets of the said Town, and open Communications therewith, it will be necessary that Power should be given to the said Commissioners to purchase certain Houses and Buildings; be it therefore enacted, That the said Commissioners shall and may, and they are hereby authorized and empowered to treat, contract, and agree for, and purchase from the Owners, Proprietors and Occupiers of, and all other Persons interested in any of the Dwelling Houses, Buildings and Grounds mentioned, described or referred to, in and by the Schedule hereunto annexed, for the Purchase thereof, or so much, or such Parts thereof, as they the said Commissioners shall adjudge necessary to be purchased for effecting the Purposes of this Act, and to cause such Dwelling Houses or Buildings, or so much thereof as they shall judge necessary to be taken down, and the Scite thereof, and the Grounds so to be purchased to be made Part of the said Streets, Lanes, Passages and Publick Places, for the Purpose of widening and improving the same, making any new Entrances into the said Town, or forming any new Streets; and for effecting the Ends aforesaid, it shall and may be lawful for all Bodies Politick or Corporate, Corporations Aggregate or Sole, Trustees, and Feoffees in Trust, Guardians, Committees of Lunatics or Ideots, Executors, Administrators and all other Trustees, not only for and on Behalf of themselves, their Heirs and Successors, but also for and on Behalf of their *Cestuique* Trusts, whether Infants or Issue unborn, Lunatics, Ideots, Femes Covert, or other Person or Persons whomsoever, who are or shall be seized, possessed of, interested in, or entitled to any of the said Dwelling Houses or other Buildings and Grounds, to treat, contract and agree with, and absolutely sell, convey, assign or surrender to the said Commissioners, or to such Person or Persons as they shall appoint, all or any such Dwelling Houses, or other Buildings and Grounds, or any Part thereof, or any Estate, Term of Years or other Interest therein; and that all such Contracts, Agreements, Sales and Conveyances which shall be so made, shall be good and valid in Law to all Intents and Purposes, to convey the said Premises, and the Right, Title, Property, Claim and Demand whatsoever of such Person or Persons of, in, and to the same, any Law, Statute, Usage, or any other Matter or Thing whatsoever to the contrary thereof in any wise notwithstanding; and all Bodies Politic or Corporate, Corporations Aggregate or Sole, Trustees, and Feoffees in Trust, Executors, Administrators, Guardians and other Trustees, and all other Persons shall be, and are hereby indemnified for what they shall do therein by virtue or in pursuance of this Act.

Houses may  
be taken,  
although  
Owners'  
Names may  
be omitted.

XXX. Provided always, and be it enacted, That it shall and may be lawful for the said Commissioners to purchase the Houses and Premises described or referred to in the said Schedule, although any Owner or Owners, Occupier or Occupiers thereof may happen to be omitted, or such Houses  
and

and Premises may be improperly described in the said Schedule, in case it shall appear to any Two or more Justices of the Peace for the Eastern Division of the said County of *Kent* that such Omission or Error proceeded from Mistake.

XXXI. And be it further enacted, That if any Body Politic, Corporate or Collegiate, or any Corporation, whether Aggregate or Sole, Spiritual or Lay, or any *Femes Covert*, or any Tenant for Life, or Tenant in Tail General or Special, Owner or Owners, Occupier or Occupiers, or other Person or Persons whomsoever interested in any Dwelling-houses, Buildings, or Grounds which the said Commissioners are enabled by this Act to purchase, shall refuse to treat, contract or agree as aforesaid, or by reason of Absence, or otherwise, shall be prevented from treating, contracting, or agreeing, or shall decline or refuse to sell, convey, and dispose of the Premises whereof or wherein, or whereunto they respectively shall be so seized, possessed, interested, or entitled as aforesaid, or their respective Rights, Titles, Claims, or Interests in, to, or upon the same, or any Part thereof unto the said Commissioners, or to such Person or Persons as they shall nominate for the Purposes, and according to the Tenor, true Intent and Meaning of this Act, or shall not or cannot produce or make out a clear Title to the Premises they are in Possession of, or to the Interest they claim therein, to the Satisfaction of the said Commissioners; or if any Dispute or Difference shall arise touching such Purchase or Purchases, then, and in every such Case, it shall and may be lawful to and for the said Commissioners to cause it to be inquired into, and ascertained by and upon the Oaths of a Jury of Twelve indifferent Men of the said Town and Port, (which Oaths the said Commissioners are hereby empowered to administer), what Damages will be sustained by, and what Recompence and Satisfaction shall be made to such Owner, Proprietor, Occupier, or other Person or Persons interested for or upon Account of the taking or using of such Dwelling-houses, Buildings, or Grounds for the Purposes aforesaid, and in order thereto the said Commissioners are hereby empowered and required, from Time to Time, to summon and call before them all and every Person and Persons who shall be thought necessary and proper to be examined as a Witness or Witnesses touching or concerning the Premises, and shall examine such Witness or Witnesses before the said Jury upon Oath, (which Oath the said Commissioners, or any Two or more of them are hereby empowered and required to administer); and they shall order and cause the said Jury to view the Place in question, and use all other lawful Ways and Means, as well for their own as for the said Jury's Information, in the Premises; and after the said Jury shall have so ascertained and settled such Damages and Recompence, they, the said Commissioners, shall thereupon, order, adjudge, and determine the Sum or Sums of Money so assessed by the said Jury, to be paid to the Owners, Proprietors, or Occupiers of the said Premises, or other Persons interested therein, according to the Verdict or Inquisition of the said Jury, which said Verdict or Inquisition and Judgment, Order or Determination, so had and made, shall be final, binding, and conclusive to all Intents and Purposes whatsoever against all Parties and Persons claiming in Possession, Reversion, Remainder, or otherwise; and all and every such Owners, Proprietors, Occupiers and other Persons anywise interested in such Dwelling-houses, Buildings, or Grounds, shall thereby be from thenceforth to all Intents and Purposes divested of all Right, Title, Claim, Remainder, Reversion, Interest, or Property of, in, to, or out of the same; and upon Payment of

In Cases of Refusal or Inability to sell.

the

the Money so assessed to the respective Persons entitled thereto, or their Agents, or upon paying the same into the Bank of *England* in Manner by this Act directed, it shall and may be lawful to and for the said Commissioners, to cause the Premises in respect whereof such Money shall be assessed, to be disposed of, and such Acts to be done thereto, as if the Purchase thereof had been agreed upon and completed, and the said respective Premises were untenanted, and the Purchase or Consideration Money had been received by the Person or Persons entitled thereto; and for summoning and returning such Jury, the said Commissioners are hereby empowered to issue out their Warrant or Warrants, signed by any Seven or more of them, to the Mayor, and, in his Absence, to the Deputy Mayor of the said Town and Port of *Dover*, thereby commanding and requiring such Mayor or Deputy Mayor to impanel, summon and return an indifferent Jury of Twenty-four Persons, to appear before the said Commissioners, at such Time and Place as in such Warrant shall be appointed; and such Mayor or Deputy Mayor is hereby required thereupon to impanel, summon and return such Twenty-four Persons accordingly; and out of the Persons so impanelled, summoned and returned, or out of such of them as shall appear according to or upon such Summons, the said Commissioners shall swear, or cause to be sworn, Twelve Persons, who shall be the Jury for the Purposes aforesaid; and in Default of a sufficient Number of Jurymen, the said Mayor or Deputy Mayor shall return other honest and indifferent Men of the Standers-by, or that can be speedily procured or summoned, to attend that Service, to the Number of Twelve: Provided always, that all Persons concerned shall have their lawful Challenges against any of the Jurymen to be summoned in pursuance of this Act, in such and the like Manner as any Party in any Action depending in any of His Majesty's Courts of Record at *Westminster* is or shall be by Law entitled to; and the said Commissioners are hereby empowered to impose any reasonable Fine or Fines on such Mayor or Deputy Mayor who shall make Default in the Premises, and also on any of the Persons who shall be summoned and returned to serve on such Jury, and shall not appear, or after having appeared, shall refuse to be sworn on the said Jury, or having been sworn, shall refuse to give, or shall not give his or their Verdict on the Matter in question, or shall in any other Manner wilfully neglect his or their Duty therein; and on any of the Persons who, being summoned or required to give Evidence before the said Jury touching the Premises, shall neglect or refuse to appear, or refuse to be sworn or be examined, or give Evidence touching the same; but no such Fine shall exceed the Sum of Ten Pounds upon any One Person for One Offence.

Juries may be challenged.

Mayor, &c. may be fined for Neglect of Duty.

Payment of Costs of Verdict.

XXXII. And be it further enacted, That in all Cases where any Verdict shall have been given for a greater Sum or Recompence than shall have been previously offered by or on Behalf of the said Commissioners for any such Dwelling-Houses, Buildings or Grounds, or for Damages as aforesaid, all the Expences of taking such Inquest, and of the Witnesses attending thereon, and recording or entering the Verdict and Judgement thereupon, shall be paid by the said Commissioners out of the Monies to arise by virtue of the said Act and this Act; but if a Verdict shall be given for no greater or for a less Sum than shall have been so previously offered by or on the Behalf of the said Commissioners, then and in every such Case such Expences shall be paid by the Owners of or Persons interested



interested in the Premises in Question: Provided that whenever by Absence any Person or Persons shall have been prevented from treating with the said Commissioners, the whole of such Costs and Expences shall be borne and paid by the said Commissioners; and whenever any Costs or Charges shall or may be payable to the said Commissioners, such Costs or Charges shall and may be deducted out of the Sum to be paid by the said Commissioners to the said Owners or Persons respectively interested.

XXXIII. And be it further enacted, That if any Money shall be agreed to be paid for any Lands, Tenements or Hereditaments purchased, taken or used by virtue of the Powers of this Act, for the Purposes thereof, which shall belong to any Corporation, *Feme Covert*, Infant, Lunatic, or Person or Persons under any Disability or Incapacity, as hereinmentioned, such Money shall, in case the same shall amount to 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 Commissioners for executing the said Act and this Act, to the Intent that such Money shall be applied under the Direction and with the Approbation of the said Court, to be signified by an Order made upon a Petition to be preferred in a summary Way by the Person or Persons who would have been entitled to the Rents and Profits of the said Lands, Tenements and 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 be paid, affecting the same Lands, Tenements or Hereditaments, or affecting other Lands, Tenements 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 Messuages, Lands, Tenements and 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 Messuages, Lands, Tenements and 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 mean Time, 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 mean Time, and until the said Bank Annuities shall be ordered by the said Court to be sold for the Purposes aforesaid, the Dividends and Annual Produce of the said Consolidated or Reduced Bank Annuities shall from Time to Time be paid, by Order of the said Court, to the Person or Persons who would, for the Time being, have been entitled to the Rents and Profits of the Lands, Tenements and Hereditaments so hereby directed to be purchased, in case such Purchase or Settlement were made.

Application  
of Composition  
Money,  
where ex-  
ceeding 200l.

XXXIV. Provided always, and be it further enacted, That if any Money if under 200l. so agreed to be paid for any Lands, Tenements or Hereditaments, pur- and exceed-  
[*Loc. & Per.*] 6 X chafed ing 20l.

chased, 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 intitled to the Rents and Profits of the Hereditaments so purchased, taken or used, or of his, her or their Guardian or Guardians, Committee or Committees, in Case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into 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 hereinbefore directed, so far as the Case be applicable, without obtaining or being required to obtain the Direction or Approbation of the Court of Chancery.

*If under 20l.* XXXV. Provided also, and be it further enacted, That where such Money so agreed to be paid as last 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 intitled to the Rents and Profits of the Hereditaments so purchased, taken or used for the Purposes of this Act, in such Manner as the said Commissioners 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 intitled respectively.

*In case of not making out Titles;* XXXVI. And be it further enacted, that in Case the Person or Persons to whom any Sum or Sums of Money shall be so ordered to be paid as aforesaid, shall not be able to make a good Title to the Premises, to the Satisfaction of the said Commissioners, or shall refuse to execute such Conveyance or Conveyances, or in Case such Person or Persons to whom such Sum or Sums of Money shall be so ordered to be paid as aforesaid, cannot be found; or if the Person or Persons intitled to such Lands, Tenements or Hereditaments, be not known or discovered, then, and in every such Case it shall and may be lawful to and for the said Commissioners to order the said Sum or Sums of Money so awarded to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the said Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements or Hereditaments, [*describing them*] subject to the Order, *subject to the Order of the Court of Chancery, on Motion or Petition.* Controul and Disposition of the said Court of Chancery; which said Court on the Application of any Person or Persons making Claim to such Sum or Sums of Money, or any Part thereof, by Motion or Petition, shall be and is hereby empowered in a summary Way of Proceeding, or otherwise, as to the same Court shall seem meet, to order the same to be laid out and invested in the Public Funds, or to order Distribution thereof or Payment of the Interest thereof, according to the respective Estate or Estates,

Estates, Title or Interest of the Person or Persons making Claim thereunto, and to make such other Order in the Premises as to the said Court shall seem just and reasonable; and the Cashier or Cashiers of the Bank of *England*, who shall receive such Sum or Sums of Money, is and are hereby required to give a Receipt or Receipts for such Sum or Sums of Money, mentioning and specifying for what and for whose Use the same is or are received, to such Person or Persons as shall pay any such Sum or Sums of Money into the Bank as aforesaid.

XXXVII. Provided always, and be it further enacted, That where any Question shall arise touching the Title of any Person to any Money to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant-General of the Court of Chancery, in pursuance of this Act, for the Purchase of any Messuages, Lands, Tenements or Hereditaments, or of any Estate, Right or Interest in any Messuages, Lands, Tenements or Hereditaments to be purchased in pursuance of this Act, or to any Bank Annuities to be purchased with any such Money, or to the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such Messuages, Lands, Tenements or Hereditaments at the Time of such Purchase, and all Persons claiming under such Person or Persons, or under the Possession of such Person or Persons, shall be deemed and taken to have been lawfully intitled to such Messuages, Lands, Tenements or Hereditaments according to such Possession, until the contrary shall be shewn to the Satisfaction of the said Court of Chancery, and the Dividends or Interest of the Bank Annuities to be purchased with such Money, and also the Capital of such Bank Annuities, shall be paid, applied and disposed of accordingly, unless it shall be made appear to the said Court that such Possession was a wrongful Possession, and that some other Person or Persons was or were lawfully intitled to such Messuages, Lands, Tenements or Hereditaments, or to some Estate or Interest therein.

Where any Question shall arise touching the Title to Money to be paid, the Persons who shall be in Possession of the Lands, &c. at the Time of such Purchase, shall be deemed entitled thereto according to such Possession.

XXXVIII. Provided also, and be it further enacted, That when, by reason of any Disability or Incapacity of the Person or Persons, or Corporation intitled to any Lands, Tenements or Hereditaments to be purchased under the Authority of this Act, the Purchase-Money for the same shall be required to be paid into the Court of Chancery, and to be applied in the Purchase of other Lands, Tenements or Hereditaments to be settled to the like Uses in pursuance of this Act, it shall and may be lawful to and for the said Court of Chancery to order the Expences of all Purchases from Time to Time to be made in pursuance of this Act, or so much of such Expences as the said Court shall deem reasonable to be paid by the said Commissioners, out of the Monies to be received by virtue of this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

The Court of Chancery may order reasonable Expences of Purchases to be paid by the Trustees.

XXXIX. And be it further enacted, That every Mortgagee of any Messuages, Buildings, Lands and Hereditaments which shall be purchased or acquired by the said Commissioners in pursuance of this Act, his, her or their Heirs, Executors, Administrators and Assigns respectively, on having Six Calendar Months Notice in Writing given to him, her or them from the said Commissioners, or any Person authorized by them, of paying off the Principal and Interest Money which shall be due on such

Mortgagees to convey.

Mort-

Mortgages respectively, shall at the End of the said Six Calendar Months after such Notice, on Payment or Tender of the Principal Money and Interest which shall be then due, convey and assign his, her and their respective Estates and Interests, in and to the said mortgaged Premises, to the said Commissioners, or to such Person or Persons as they shall nominate and appoint, in Trust for the Uses and Purposes of this Act; and if any such Mortgagee, his, her, or their Heirs, Executors, Administrators or Assigns shall refuse so to do, then all Interest on every such Mortgage from the Expiration of the said Six Calendar Months after any such Notice shall cease and determine.

Tenants at Rack-rent, of any Premises purchased by the Commissioners, to give up the Possession thereof after Six Months' Notice.

XL. And be it further enacted, That in case the said Commissioners, or any Person authorized by them, shall, after any Messuages, Buildings, Lands or Hereditaments shall be purchased in pursuance of this Act, give Six Calendar Months' Notice in Writing to all or any of the Tenants at Rack Rent, or Occupiers of such Messuages, Buildings, Lands or Hereditaments, to quit or deliver up the Possession thereof, then every such Tenant shall, at the End of every such Six Calendar Months, peaceably and quietly deliver and yield up the Possession of the said Premises so by him, her or them respectively held or occupied, whether upon Demise, Lease or otherwise, to the said Commissioners, or to the Person or Persons who shall be appointed by them to take Possession thereof, and all Leases, Demises or Agreements for renting or holding the same at Rack Rent or otherwise theretofore made, shall, from the End of the said Six Calendar Months, be absolutely void and of none Effect, as against the said Commissioners or any of them; and the said Commissioners shall, and they are hereby required to make such Satisfaction and Compensation to every such Tenant or Lessee as aforesaid, in case he or she shall be required to quit before the Expiration of his or her Term in the Premises, as the said Commissioners shall deem just and reasonable; and in case any Difference or Dispute shall arise touching or concerning the same, such Satisfaction and Compensation shall be settled and determined by a Jury in Manner hereinbefore directed, where any Dispute or Difference shall arise touching the Purchase-Money to be paid for any Lands, Tenements, or Hereditaments to be taken or made use of for the Purposes of this Act; and if any Person or Persons so in Possession shall refuse to give up such Possession at the Expiration of such Six Calendar Months after such Notice, it shall and may be lawful for the said Commissioners to issue their Precept or Precepts to the Constables of the said Town and Port and Parishes respectively for the Time being, or to any or either of them, to cause Possession thereof to be delivered to such Person or Persons who shall be in such Precept or Precepts nominated to receive the same, and the said Constable or Constables is and are hereby respectively required to deliver Possession according to such Precept or Precepts of the Premises therein mentioned, and to levy such Costs as shall accrue by Means of the issuing and executing of every such Precept or Precepts, by Distress and Sale of the Goods and Chattels of any Person or Persons who shall have refused to give up Possession as aforesaid, and shall refuse or neglect to pay such Costs.

Form of Conveyance.

XLI. And be it further enacted, That all Sales, Conveyances and Assurances of any Lands, Tenements or Hereditaments to be made to the said

said Commissioners, shall be made on Parchment, in the Form, or to the Effect following; (*videlicet*),

‘ I A. B. of \_\_\_\_\_, in consideration of the Sum of \_\_\_\_\_  
 ‘ to me paid by the Commissioners acting by virtue of  
 ‘ Two Acts made in the Eighteenth and Fiftieth Years of the Reign of  
 ‘ King George the Third, intituled [*here set forth the Titles of the Acts*],  
 ‘ do hereby grant and convey to the said Commissioners all [*here describe*  
 ‘ *the Premises to be conveyed*] and all my Right, Title and Interest to and  
 ‘ in the same and every Part thereof, to hold to the said Commissioners for  
 ‘ ever. In witness whereof I have hereunto set my Hand and Seal this  
 ‘ Day of \_\_\_\_\_ in the Year of our Lord

And every such Sale, Conveyance and Assurance so made shall be good, valid and effectual to vest the Premises so conveyed in the said Commissioners, freed and absolutely acquitted and discharged of and from all Claims, Rights, Interests, Charges and Incumbrances of all Persons whomsoever to all Intents and Purposes whatsoever; any Law, Statute, Usage or Custom to the contrary notwithstanding.

XLII. And whereas, by reason of the Purchases which the said Commissioners are hereby empowered to make, they may happen to be possessed of some Piece or Pieces of Ground over and above what may be necessary for effecting the Improvements hereby directed to be made, or for other the Purposes of this Act; be it further enacted, That it shall be lawful for the said Commissioners to sell and dispose of such Piece or Pieces of Ground, either together or in Parcels, as they shall find most advantageous and convenient, to such Person or Persons as shall be willing to contract for and purchase the same; and the Money to arise by Sale of such Piece or Pieces of Ground shall be applied to the Purposes of this Act; but the Purchaser or Purchasers thereof shall not be answerable or accountable for the Misapplication or Non-application thereof.

Power for the Commissioners to sell such Lands as shall not be wanted by them for the Purposes of this Act.

XLIII. Provided always, and be it further enacted, That the said Commissioners, before they shall sell and dispose of any such Dwelling-Houses, Buildings or Grounds, shall first offer the same for Sale to the Person or Persons respectively from whom they shall have purchased such Dwelling-Houses, Buildings or Grounds; and in case such Person or Persons shall not then and thereupon agree, or shall refuse to repurchase the same, then and in every such Case any Affidavit to be made, and sworn before a Master Extraordinary in the High Court of Chancery, or before One or more of His Majesty's Justices of the Peace for the said Town and Port, by some Person or Persons no way interested in the said Dwelling-Houses, Buildings, or Grounds, stating that such Offer was made by or on Behalf of the said Commissioners, and that such Offer was not then and thereupon agreed to, or was refused by the Person or Persons to whom the same was so offered, shall, in all Courts whatsoever, be sufficient Evidence and Proof that such Offer was made and was not agreed to, or was refused by the Persons to whom it was made (as the Case may be); and in case such Person or Persons shall be desirous of purchasing or repurchasing the same, and he, she or they and the said Commissioners shall differ and not agree with respect to the Price thereof, in such Case the

Persons from whom Lands shall have been purchased by the Commissioners, shall have the first Offer of the Repurchase thereof.

[*Loc. & Per.*]

6 2

Price

Price or Prices thereof shall be ascertained by a Jury in Manner hereinbefore directed with respect to disputed Value of Premises to be purchased by the said Commissioners in pursuance of this Act, and the Expence of hearing and determining such Difference shall be borne and paid in like Manner as hereinbefore directed, with respect to such Purchases made by the said Commissioners, *mutatis mutandis*, and the Money to arise by the Sale or Sales which may be made by the said Commissioners of such Piece or Parcel of Ground as aforesaid, shall be applied to the Purposes of this Act, but the Purchaser or Purchasers thereof shall not be answerable or accountable for any Misapplication or Non-application of such Money.

Beasts wandering in the Streets may be impounded.

XLIV. And be it further enacted, That if any Horse, Beast, or Swine shall at any Time be found wandering about any of the Streets, Lanes or other publick Passages or Places within the said Town and Port, and Parishes aforesaid, it shall be lawful for any Person or Persons to be appointed by the said Commissioners, or any Inhabitant, to seize and impound such Horse, Beast, or Swine, in the common Pound of the said Town and Port, or in such other Place as the said Commissioners shall appoint, and the same there to detain, until the Owner or Owners thereof shall, for each Beast or Swine so impounded, pay a Sum of Money not exceeding Ten Shillings to the Treasurer for the Time being to the said Commissioners, to be applied for the Purposes of this Act; and also the Sum of One Shilling to the Person impounding the same, besides the reasonable Charges and Expences of impounding and keeping the same; and in case the said Sums, Charges and Expences shall not be paid within three Days after such impounding, it shall be lawful for the Pound-keeper, or such other Person as shall be appointed by the said Commissioners for that Purpose, to sell the Horse, Beast or Swine so impounded, or cause the same to be sold, giving Two Days previous Notice of the intended Sale to the Owner or Owners of such Horse, Beast or Swine; or, if the Owner thereof cannot be found, causing Two Days publick Notice of such intended Sale to be given, by the Publick Cryer of the said Town, by Proclamation; and the Money arising by such Sale, after deducting the said Sums, and the Charges and Expences aforesaid, and of such Notice and Sale, shall be paid to the said Treasurer, to be by him paid to the Person whose Property the Horse, Beast or Swine so sold shall appear to have been, upon his or her claiming the same.

Streets may be named, and Houses numbered.

XLV. And be it further enacted, That the said Commissioners shall and may cause to be painted, engraved or described, in Stone, Wood, or otherwise, to be affixed on a conspicuous Part of One or more House or Houses, Building or Buildings, at or near each End, Corner or Entrance of each of the said Streets, Lanes, Passages and Places, the Name by which each respective Street, Lane, Passage and Place is properly and usually called or known; and may also cause every House, Building, Shop or Warehouse in each of the said Streets, Lanes and Places, to be marked and numbered in such Manner as they shall judge most proper for distinguishing the same; and in case any Person or Persons shall wilfully destroy, pull down, injure, obliterate or deface any such Names, Descriptions, Marks or Numbers, or any Part or Parts thereof, or cause or procure the same to be done, every Person or Persons so offending shall

shall, for every such Offence, forfeit and pay any Sum not exceeding Forty Shillings.

XLVI. And be it further enacted, That in all Cases where any Number painted or put on any House or Tenement within the Limits aforesaid, under the Direction of this Act, shall be defaced or rubbed out, and the Offender therein shall not in the Mean-time be discovered, the Owner or Occupier of any such House or Tenement where the Number or Numbers shall have been defaced or rubbed out, shall, upon Personal Notice given him, her or them, or upon Notice, in Writing, left at his, her or their last or most usual Place of Abode, by the Clerk to the said Commissioners, or by such other Person or Persons as the said Commissioners shall direct or appoint, cause the same Number to be in the same or like Manner painted or put on each House or Tenement within Seven Days after such Notice, and in case of Neglect or Refusal to comply with such Order, every such Owner or Occupier shall forfeit and pay for every such Offence any Sum not exceeding Twenty Shillings.

How Numbers defaced to be replaced.

XLVII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered from Time to Time to cause Lamp Irons or Lamp Posts to be put or affixed into, upon, or against the Walls or Pallisadoes of any of the Houses, Tenements or Buildings within the Limits aforesaid, or in such other Manner as they shall think proper and convenient; and also to cause such Number of Lamps of such Sizes and Sorts to be provided and affixed or put upon such Lamp Irons or Lamp Posts, as they shall think proper and necessary for lighting all or any of the said Streets, Lanes, and other publick Passages and Places, and to light the same for and during such Hours and Seasons as from Time to Time shall be thought proper; and if any Person or Persons shall wilfully break, throw down, take away, spoil or damage any of the Lamps already put up or to be put up by virtue of this Act, or any of the Irons, Posts or other Furniture thereof, or wilfully extinguish the Light of any such Lamps, every Person so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Five Pounds; and such Offender or Offenders shall also pay to the said Commissioners such Sum of Money as shall be a full Satisfaction for the Damage done by him, her or them; and it shall be lawful for any Person who shall see any such Offence committed, to apprehend, and also for any Person or Persons to assist in apprehending the Offender or Offenders, and by Authority of this Act, without any other Warrant, to deliver him, her or them into the Custody of a Peace Officer or Watchman, in order to be secured and conveyed before some Justice of the Peace of the said Town and Port; and in case any Person shall accidentally, carelessly or negligently break, throw down or otherwise spoil or damage any of the said Lamps, or the Irons, Posts or other Furniture thereof, and shall not upon Demand make Satisfaction for the Damage done thereto, then, and in such case, it shall be lawful for any Justice of the Peace for the said Town and Port to award such Sum or Sums of Money, by way of Satisfaction for such Damages, as such Justice shall think reasonable, and in Default of Payment thereof upon Demand, to cause the same to be levied by Distress and Sale of the Goods and Chattels of the Person or Persons who shall have done such Damage; and in case any such accidental, careless or negligent Damage shall be caused by any Coach, Chaise, Waggon, Cart or other Carriage,

Streets may be lighted.

Penalty for wilfully breaking Lamps.

Satisfaction for accidentally breaking, &c.

it

It shall be lawful for the said Commissioners, and they are hereby authorized to proceed against the Person or Persons whose Name or Names shall appear on such Coach, Chaise, Waggon, Cart or other Carriage, as the Owner or Owners thereof; and such Person or Persons shall in every such case be held and deemed liable to make good such Damage, and shall and may be proceeded against in the same Manner as if he, she or they were the Driver or Drivers of such Coach, Chaise, Waggon, Cart or other Carriage; provided always, that such Owner or Owners shall and may recover the Amount of any such Damage from his, her or their Servant in such and the like Manner as any Penalties are hereby authorized to be recovered.

Commis-  
sioners may  
contract.

XLVIII. And be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby authorized and empowered from Time to Time to contract and agree with any Person or Persons for the paving, relaying, raising, lowering, amending, altering, cleansing, keeping in repair and lighting the said Streets, Lanes, publick Passages and Places, and for the performing of any of the Works hereby authorized, which Contract or Contracts so to be entered into, shall be reduced into Writing, and signed by the Clerk to the said Commissioners, and the Person or Persons contracting to perform such Works, and shall specify the Works to be done, and the Prices to be paid for the same, and the Time or Times when such Works shall be performed and completed, and the Penalties to be suffered in case of Non-performance thereof, provided that Seven Days Notice, at the least, be given previous to the Meeting for entering into any such Contract, by Writing, to be affixed on the Market-place of *Dover*, in which Notice shall be specified the Business to be contracted for at such Meeting, to the End that Persons may give in their Proposals for contracting to perform such Works; and it shall be lawful for the said Commissioners, and they are hereby directed to cause the Works to be done in pursuance of such Contracts, to be inspected by their Surveyor or Surveyors or by such other Persons as they shall from Time to Time appoint; and in case the same shall not be well and sufficiently performed, according to the true Intent and Meaning of such Contract or Contracts, or shall not be finished and completed at or within the Time or Times to be by such Contract or Contracts limited for completing the same, the said Commissioners shall and may bring or order to be brought an Action at Law against any Person or Persons so contracting and neglecting to perform such Contract or Contracts, and for any Penalty or Damage which shall be contained in such Contract or Contracts, or suffered or sustained on account of the Non-performance thereof, and upon proving the Signing of the said Contract or Contracts and Non-performance thereof, the said Commissioners shall be entitled to, and shall recover such Penalty or Damage, with Costs of Suit; provided always, that it shall be lawful for the said Commissioners from Time to Time and at all Times hereafter to compound and agree with any Person or Persons against whom the said Commissioners shall bring or cause to be brought any Action or Actions, Suit or Suits, for any Penalty or Penalties contained in any Contract or Contracts, hereafter to be made or entered into in pursuance of this Act, on account of any Breach or Non-performance of any such Contract, or Contracts for such Sum or Sums of Money as they shall think proper, so as the Sums so compounded and agreed for be not less than the Injury or Damage sustained by the Breach

Commis-  
sioners may  
compound  
for Penalties  
in Contracts.

or



or Non-performance of such Contract or Contracts, and all Costs, Charges and Expences which shall be occasioned thereby.

XLIX. And be it further enacted, That the Scavenger or Scavengers or Person or Persons employed in or contracting for cleansing the said Streets, Lanes, Public Passages and Places, shall once in every Week, or oftener if the said Commissioners shall so direct, and on such Days as they shall appoint, bring, or cause to be brought some proper Cart or other Carriage, into the said several Streets, Ways, Lanes, Passages and Places, where such Carts and Carriages can pass, and shall at or before his or their Approach, by Sound of Bell, or otherwise, give Notice to the Inhabitants of his or their coming, and give the like Notice in such Parts of the said Town in which such Carts or Carriages cannot pass, and such Scavenger or Scavengers, or other Person or Persons, shall upon the Request of any of the Inhabitants, or their Servants or Lodgers go into any of the Houses or other Places, where any Dirt, Dust, Ashes or Filth, (except the Filth from any Necessary House or Privy), shall be deposited, and shall take and put the same into such Cart or Carriage, and carry away the same, and shall also sweep, cleanse and carry away the Dirt and Soil arising in the said Streets, Lanes, Passages and Places, upon Pain of forfeiting any Sum not exceeding Five Pounds for every such Offence or Neglect therein.

Scavengers  
Duty.

L. Provided always, and be it further enacted, That nothing herein contained shall extend to prevent any of the Inhabitants of the said Town and Port and Parishes respectively, from preserving or keeping any Ashes, Dust, Dirt, Filth or Rubbish within their Houses, Yards or Gardens for their own Use, so as such Ashes, Dust, Dirt, Filth or Rubbish be not laid down or placed in any of the said Streets, Lanes, Public Passages or Places for any longer Time than shall be necessary for the loading and carrying away the same, or suffered to annoy any of the Inhabitants of the said Town and Port and Parishes respectively; but in case any Person so preserving in their Houses, Yards or Gardens, such Ashes, Dust, Dirt, Filth or Rubbish, shall thereby annoy any of the said Inhabitants, and shall not remove the same within the Space of Two Days after Notice in Writing given to him or her under the Hands of the said Commissioners, or their Clerk, or left at such Person's Dwelling House to remove the same, such Person shall forfeit and pay the Sum of Five Shillings a Day for every Day such Annoyance shall be permitted to remain after such Notice given as aforesaid.

Inhabitants  
may reserve  
their Dust,  
&c.

LI. Provided always, and be it further enacted, That the Person or Persons contracting to cleanse the said Streets, Ways, Lanes, Passages and Places, or any Part thereof, shall have Liberty, by the Approbation and Order of the said Commissioners, to lodge any Dirt, Dust, Ashes or other Filth, in such vacant or public Places in or near the said Streets, Lanes, public Passages and Places, as shall be thought proper and convenient by the said Commissioners; the Person so contracting making such Satisfaction to the Owners and Occupiers of such vacant Places, as the said Commissioners shall direct.

Power to  
lodge Dirt,  
&c. in vacant  
Places.

LII. And be it further enacted, That it shall and may be lawful to and for the Surveyor to the said Commissioners, and to and for all such Persons

For getting  
Materials.

[Loc. & Per.]

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as

as he shall appoint, to search for, dig, gather and take away any Stones, Gravel, Sand or other Materials for paving the said Streets, Lanes, Passages and Places, or repairing the said Highways out of and from any Common or Waste Ground, River, Brook or Pit in the said Parishes, or in any adjacent Parish, Township, Hamlet, Division, District or Place, without paying any Thing for the same, the said Surveyor, or other Person or Persons acting by his Appointment, filling up the Pits or Quarries, levelling the Ground, or sloping down the Banks where such Materials shall be taken, or railing or fencing off such Pits or Quarries, so that the same may not be dangerous to Passengers or Cattle; and also that such Surveyor, or other Person or Persons as aforesaid, may (except as hereinafter excepted) by Order of the said Commissioners, search for, dig, gather and take away any such Materials as aforesaid, in, off, from and out of the private Lands, Fields or Grounds of any Person or Persons, where the same may be had or found (such Lands, Fields or Grounds not being a Garden, Orchard, Yard, Park, Paddock, Walk or Walks, or Avenue to a House, or any Piece of Ground planted and set apart as a Nursery for Trees), making or tendering such Satisfaction for the same, and for any Damages done thereby to the Owners and Occupiers of such Grounds where and from whence the same shall be dug, gathered and carried away, or over which the same or any other Materials shall be carried, according to their respective Rights and Interests in such Grounds, as the said Commissioners shall judge reasonable; and in case of any Difference between the said Commissioners, or the Surveyor or other Persons employed as aforesaid, and the said Owners or Occupiers, or any of them, concerning the Value of such Materials and Damages, it shall and may be lawful to and for any Two or more Justices of the Peace of the Eastern Division of the said County of *Kent*, or of the said Town and Port, on Ten Days Notice thereof, in Writing, being given by either Party to the other, or left at their respective Places of Abode, to hear, settle and determine the Matters of such Payment and Damages, and the Judgment or Order of the said Justices shall be final and conclusive to all Parties.

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

LIII. Provided nevertheless, and be it enacted, That it shall not be lawful for any such Surveyor, or other Person or Persons acting under the Authority of this Act, to dig, gather, take or carry away any Materials out of or from any inclosed Lands or Grounds, until Notice in Writing, signed by the Surveyor, shall have been given to the Owner and Occupier of the Premises from which such Materials are intended to be taken or left for such Owner and Occupier, at their respective usual Places of Residence, to appear before the said Commissioners, or Two or more Justices of the Peace acting for the said Division, or the said Town and Port, to shew Cause why such Materials shall not be had from such Lands or Grounds, and in case such Owner or Occupier, or One of them, or their or his Agent, shall attend, pursuant to such Notice, but shall not shew sufficient Cause to the contrary, then the said Commissioners, or such Justices, shall or may authorize such Surveyor, or other Person or Persons, to dig, gather and carry away such Materials, at such Time or Times as to the said Commissioners, or such Justices, shall seem proper; and if such Owner or Occupier shall neglect or refuse to appear by himself or his Agent, the said Commissioners or such Justices shall and may make such Order therein, as they respectively shall think fit, as fully

fully and effectually, to all Intents and Purposes, as if such Owner or Occupier, or his Agent, had attended.

LIV. And be it further enacted, That if any Person or Persons whomsoever shall take away any Materials which shall have been dug or gathered by or by the Order of the said Surveyor, or shall get or take away any Stone, Gravel or Materials out of any Pit or Quarry which shall have been made for the Purpose of getting such Materials, before the said Surveyor, or his or their Workmen, shall have discontinued working therein for the Space of Thirty Days, except the Owner or Occupier of any private Ground wherein such Pit or Quarry shall have been so made, and Persons authorized by such Owner or Occupier to get Materials therein for his own private Use only, and not for Sale, every Person so offending shall forfeit and pay, for every such Offence, any Sum not exceeding Forty Shillings.

Penalty on taking away Materials got by Order of the Surveyor.

LV. And be it further enacted, That the said Commissioners shall, and they are hereby authorized and empowered to cause all or any of the Streets, Lanes, Public Passages and Places paved under the Authority of the said recited Act and this Act, to be watered when they shall think proper, and for that Purpose to cause such Number of Wells and Pumps to be dug, sunk and made in any of the said Streets, Lanes, Public Passages and Places as they shall think necessary; and from Time to Time to alter and repair the same, as there shall be Occasion, and to defray the Expences thereof out of the Monies to be raised by virtue of the said recited Act or this Act; provided, That no such Well or Pump shall be sunk or made so as to injure any House or other Buildings in, or any Vault or Cellar under any of the said Streets, Lanes, or other Public Passages or Places.

Authorizing the Commissioners to water the Streets.

LVI. And whereas several Houses and other Buildings in the said Town and Port, and Parishes of Saint *Mary the Virgin* and Saint *James the Apostle*, have been, and one now is, in so ruinous and decayed a State as to be dangerous to Passengers, and other Houses and Buildings may become so: And whereas the Owners and Proprietors of some of such Houses and other Buildings may be unknown, or cannot be found; be it therefore enacted, That in all Cases where any Houses or other Buildings are or may be in so ruinous or decayed a State as to be dangerous to Passengers, it shall and may be lawful for the said Commissioners, after the View and Presentment of the same by the Grand Jury of the said Town and Port, and after giving Twenty-one Days Notice to any Owner or Owners of such Houses or Buildings, if he, she or they can be found; or if the Place of Residence of such Owner or Proprietor cannot be discovered, then, upon affixing such Notice for Twenty-one Days upon the House or other Building so presented, to cause the same to be taken and pulled down, and the Materials composing the same to be sold, and the Produce thereof, after deducting the Expences of taking down the same, to be paid to the Treasurer of the said Commissioners, in Trust for the Person or Persons who shall or may be entitled thereto.

Commissioners may pull down ruinous Buildings.

LVII. And be it further enacted, That it shall be lawful for the said Commissioners, from Time to Time, at any of the said Meetings, to make such Rules, Orders, Regulations and Bye-Laws (not inconsistent with any

Bye-Laws.

any Thing in the said Act or this Act contained, or contrary to any Law or Statute of that Part of the United Kingdom called *England*), as the Nature of each particular Circumstance shall seem to require, and from Time to Time to alter, vary, revoke or make void any of their Rules, Orders, Regulations and Bye-Laws at their Discretion, and do such other Things as to them shall seem necessary and expedient, for putting the said Act or this Act, and every Part thereof into Execution, which Rules, Orders, Regulations and Bye-Laws, so as aforesaid to be from Time to Time made, shall be valid and effectual, to all Intents and Purposes; and all and every such Officer or Officers as aforesaid shall observe and obey the same in all Things touching their respective Offices, and all other Persons shall observe and obey the same, on Pain of forfeiting any Sum not exceeding Forty Shillings for every Default in the due Observance thereof: Provided always, that Copies of the several Rules, Orders, Regulations and Bye-Laws, by this Act authorized to be made, shall be fairly written out or printed, and signed by the Clerk to the said Commissioners, and that Public Notice thereof shall be given, by affixing such Copies on the Market-place of *Dover*, five Days at least before any such Rule, Order, Regulation or Bye-Law shall be executed or take Effect; and such Rules, Orders, Regulations and Bye-Laws shall be subject to Appeal in Manner hereinafter mentioned.

Commis-  
sioners may  
appoint  
Watchmen.

LVIII. And be it further enacted, That the said Commissioners shall be, and they are hereby authorized and empowered from Time to Time to appoint a proper Number of fit and able bodied Men to patrole, watch, and guard the said Streets, Lanes, Passages and Places, and to make such Allowance to such Watchmen for their Trouble and Attendance, and to give such Orders and Directions concerning the Manner in which the said Watchmen shall be armed and stationed for the due and regular Performance of the said Service as the said Commissioners shall judge proper and expedient, and from Time to Time to remove any of the said Watchmen and appoint others in their Stead; and it shall be lawful for the said Watchmen, so to be appointed as aforesaid, or any of them, and they are hereby respectively authorized, directed and required to apprehend and secure in the Watch-houses, or some Place of Safety, all suspicious Persons, Prostitutes, Night-walkers, and Persons misbehaving themselves during the Time of keeping Watch and Ward, and to carry all such Persons as soon as conveniently may be, before some Justice of the Peace for the said Town and Port, to be examined and dealt with according to Law.

Duty of  
Watchmen.

Watchmens'  
Boxes.

LIX. And be it further enacted, That it shall and may be and lawful to for the said Commissioners from Time to Time to place and fix Boxes against the Sides of Houses, Buildings and proper Places in the Streets, Lanes and Passages in the said Town and Port and Parishes aforesaid, proper for the Use and Accommodation of Watchmen, in case they shall think proper to appoint Watchmen for the Safety and Protection of the Inhabitants thereof; and in case any Person or Persons shall displace, overturn, damage, or injure such Boxes when so fixed, such Person or Persons shall, for every such Offence forfeit and pay any Sum of Money not exceeding Forty Shillings.

LX. And

LX. And be it enacted, That the said Commissioners may and they are hereby empowered, if they shall think it necessary to purchase, rent or hire, for any Term of Years, convenient Places or Pieces of Ground, within the said Town and Port and Parishes aforesaid, for such Price, Rent or Term as can be agreed upon for the Purpose of erecting Watch-houses, and shall and may there erect and build one or more sufficient Watchhouses, with convenient Places of Confinement, and that from and after the Erection of such Watch-houses it shall and may be lawful to confine therein such Persons and Offenders as may lawfully be apprehended and confined by virtue of the Powers and Authorities given by the said Act or by this Act.

Watch-houses to be erected.

LXI. And be it further enacted, That it shall be lawful for the said Commissioners to cause Rewards in Money to be paid to the Watchmen appointed, or to be appointed, who may be disabled or wounded in the Execution of their Office, as they the said Commissioners shall think reasonable to be paid out of the Monies arising by virtue of the said Act and this Act.

Power to reward Watchmen disabled.

LXII. And be it further enacted, That if any Victualler or Keeper of a Public-House shall, knowingly and willingly, harbour or entertain any Watchman belonging to the said Town and Port and Parishes aforesaid, or permit or suffer any such Watchman to remain in such his or her Public House, during any Part of the Time appointed for their being on Duty as aforesaid, every such Victualler or Keeper of a Public-House, shall, for every such Offence forfeit and pay any Sum not exceeding Five Pounds.

Victuallers not to suffer Watchmen to be in their Houses during their Hours of Duty.

LXIII. And be it further enacted, That it shall and may be lawful for the said Commissioners whenever they shall find it necessary and expedient, to fix and ascertain a Rate or Assessment over and above the Rate or Assessment authorized to be raised by the said Act, not exceeding the Sum of Sixpence in the Pound, in any one Year, upon all the Owners or Proprietors of Houses, Lands or Tenements within the said Town and Port and Parishes respectively, which said Rate or Assessment shall be assessed, raised, levied, collected, managed and accounted for in such and the like Manner (except where any Alteration is made by this Act) as the Rates or Assessments made in pursuance of the said Act, are directed to be assessed, raised, levied, collected, managed, and accounted for.

Power to raise an additional Rate.

LXIV. And be it further enacted, That the Rates or Assessments to be made in pursuance of the said Act and this Act shall be paid by the Tenants or Occupiers of the Premises rated or assessed, whether such Persons shall be the Landlords or Owners thereof or not; and in all Cases where such Persons shall not be the Landlords or Owners thereof, such Rates or Assessments shall be paid or allowed by such Landlords or Owners, to the Tenants or Occupiers who shall pay the same; and such Tenants and Occupiers are hereby authorized and empowered to deduct and retain out of their respective Rents such Sums of Money as they shall respectively pay for and on the Behalf of the respective Landlords or Owners of such Premises; and the said Payments shall be considered as Money actually paid for Rent due or to become due to such Landlords

Tenants to pay the Rates, and deduct it out of their Rents.

[Loc. & Per.]

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or

or Owners, who shall allow the same to their respective Tenants or Occupiers, out of their Rents, accordingly: Provided nevertheless, that nothing in the said Act of the Eighteenth Year of His present Majesty, or this Act contained, shall be construed to alter, determine or make void any Contracts, Covenants or Agreements between Landlords and Tenants, or any other Persons, touching the Payment of any Rates or Assessments.

Houses, &c.  
unoccupied,  
exempted.

LXV. Provided always, and be it further enacted, That no Person or Persons shall be liable to pay any Rate or Assessment to be made, under the Authority of the said Act or this Act, for or in respect of any Houses, Lands or Tenements whilst the same shall remain unoccupied.

Act to extend  
only to such  
Parts of  
Charlton and  
Hougham as  
are paved.

LXVI. Provided also, and be it further enacted, That when either the Footway or Carriageway of any of the Streets, Lanes, Public Passages or Places within either of the said Parishes of *Charlton* or *Hougham*, otherwise *Huffam*, shall be paved, cleansed, lighted and watched, by or under the Direction of the said Commissioners, then, but not sooner, all the Powers and Provisions of the said Act and this Act shall extend and be construed to extend to such Part or Parts only of the said Parishes, or either of them, as shall be so paved, cleansed, lighted and watched, any Thing hereinbefore contained to the contrary notwithstanding.

Owners of  
Land in  
Charlton and  
Hougham not  
to be liable to  
Highway  
Rate, while  
assessed under  
this Act.

LXVII. Provided always, and be it enacted, That no Owner or Occupier of any Lands, Tenements or Hereditaments within either of the said Parishes of *Charlton* and *Hougham*, otherwise *Huffam*, shall be chargeable with any Rate for the Repair of the Highways during the Time he shall be assessed by the said Commissioners for the Purposes of this Act, except for the Excess of any Difference there may be between the Amount of such Rate and the Money assessed by the said Commissioners.

Appeal.

LXVIII. Provided always, and be it further enacted, That if any Person shall think himself or herself aggrieved by any Rate or Assessment which shall be made in pursuance of the said Act or this Act, he or she may apply to the said Commissioners, at their First or Second Meeting to be holden after the demanding of such Rate or Assessment; and the said Commissioners are hereby authorized and empowered, if they shall think such Person aggrieved, to give such Relief in the Premises as to them shall seem reasonable; and if any Person shall be dissatisfied with the Determination of the said Commissioners therein, such Person or Persons may appeal, in Manner hereinafter mentioned, to the General Quarter Sessions of the Peace for the Eastern Division of the said County, whose Determination therein shall be final and conclusive.

Justices to  
amend Rates  
appealed  
against, with-  
out altering  
the other  
Rates.

LXIX. Provided also, and be it further enacted, That, upon all Appeals from any of the Rates or Assessments to be made or imposed by the Authority of the said Act or this Act, the Justices of the Peace (where they shall see just Cause of Relief) shall, and are hereby empowered to amend the said Rates or Assessments, in such Manner only as shall be necessary for giving Relief to the Person or Persons so appealing, without altering such Rates or Assessments with respect to any other Person or Persons mentioned in the same.

LXX. And

LXX. And whereas it is expedient that the Duties granted by the said Act on Coals brought into and landed within the said Town and Port, should be increased; be it therefore enacted, That from and after the passing of this Act there shall be paid for all Sorts of Coals imported and brought into and landed or delivered within the said Town and Port, the additional Duties following; that is to say, For such Coals as are, or shall or may be usually sold by the Chaldron, for every Chaldron thereof, containing Thirty-six Bushels *Winchester* Measure, the Sum of One Shilling; and for all such Coals as are, or shall or may be usually sold by the Ton, for every Ton thereof, containing Twenty Hundred Weight, the like Sum of One Shilling; which said additional Duties shall and may be collected, recovered, applied and accounted for in such and the like Manner as the Duties granted by the said Act are thereby directed to be collected, recovered, applied and accounted for.

For increas-  
ing the Duty  
on Coals.

LXXI. And for the more effectually enabling the said Commissioners to execute the Purposes of the said Act and this Act; be it further enacted, That it shall be lawful for the said Commissioners, and they are hereby empowered, from Time to Time, when they shall judge necessary, for the Purpose of carrying the said Act and this Act into Execution, to borrow and take up at Interest, any Sum or Sums of Money, not exceeding in the Whole the Sum of Eleven thousand Pounds, over and above the Sum now due on the Security of the said recited Act, upon the Credit of the Duties, and Rates or Assessments by this Act granted and made payable, or authorized to be collected or received; and the Duties, Rates or Assessments, and Tolls granted by the said Act, and by any Writing or Writings under their Hands and Seals, to mortgage, demise, grant or assign over the said Duties, Rates or Assessments, and Tolls, or any Part or Parts thereof, to the Person or Persons who shall advance or lend such Money, or to his or their Trustee or Trustees, as a Security or Securities for the Money so to be borrowed, together with Interest for the same, and every such Mortgage or Assignment may be in the Words or to the Effect following; *videlicet*,

Commis-  
sioners may  
borrow Mo-  
ney.

‘ BY virtue of Two Acts of Parliament, passed in the Eighteenth and Fif-  
‘ tieth Years of the Reign of His present Majesty King *George* the Third,  
‘ intituled [*Here set forth the Titles of the Acts*] we being of the  
‘ Commissioners appointed by and in pursuance of the said Acts, in Consi-  
‘ deration of the Sum of advanced  
‘ and lent by *A. B.* upon the Credit and for the Purposes of the said Acts,  
‘ do grant, bargain, sell and demise unto the said *A. B.* his Executors, Ad-  
‘ ministrators and Assigns, such Proportion of the Duties, Rates or Assess-  
‘ ments, and Tolls arising by virtue of the said Acts, as the said Sum of  
‘ doth or shall bear to the whole  
‘ Sum which may at any Time be borrowed, or become due and owing,  
‘ or charged upon the Credit of the said Acts, to be had and holden from  
‘ this Day of in the Year  
‘ until the said Sum of  
‘ with Interest at *per Centum per Annum* for the same, shall be  
‘ paid and satisfied.’

Form of As-  
signment.

And every such Mortgage or Assignment shall be good, valid and effectual in the Law, and all Persons to whom such Mortgages or

or Assignments shall be made, or who shall be intitled to the Money thereby secured, shall be in proportion to the Sums therein respectively mentioned, Creditors on the said Duties, Rates or Assessments, and Tolls equally One with another, without any Preference in respect of the Priority of advancing any such Money, or the Dates of any such Mortgages or Assignments.

Commis-  
sioners may  
grant An-  
nuities.

LXXII. And be it further enacted, That in case the said Commissioners shall think it adviseable or more advantageous to raise all or any Part of the Money necessary for the Purposes of the said Act and this Act, by the granting of Annuities for the Life or Lives of any Person or Persons, then it shall be lawful for the said Commissioners, and they are hereby authorized and empowered, by Writing under their Hands and Seals, to grant any Annuity or Annuities to any Person or Persons who shall contribute, advance and pay into the Hands of the Treasurer to the said Commissioners, any Sum or Sums of Money for the absolute Purchase of any such Annuity or Annuities, to be paid and payable during the natural Life of every such Contributor, or the natural Life or Lives of such Person as shall be nominated by or on the Behalf of such Contributor, at the Time of Payment of his or her Contribution or Purchase Money, so as that no such Annuity do exceed the Rate of Ten Pounds for every One Hundred Pounds by the Year, and so that the whole Money to be raised upon Mortgage, and by the granting of Annuities as aforesaid, do not exceed the said Sum of Eleven thousand Pounds, and the Grant of every such Annuity, may be in the Words, or the Effect following :

WE, being Seven of the Commissioners appointed by or in pursuance of Two Acts of Parliament made in the Eighteenth and Fiftieth Years of the Reign of King *George* the Third, intituled, [*Here set forth the Titles of the Acts*] in Consideration of the Sum of  
 paid by \_\_\_\_\_ to the Treasurer appointed  
 in pursuance of the said Acts, do hereby grant unto the said  
 Executors, Administrators and Assigns, an Annuity  
 or yearly Sum of \_\_\_\_\_ out of the Duties, Rates or Assess-  
 ments, and Tolls arising by virtue of the said Acts ; which Annuity or  
 yearly Sum shall be paid to the said \_\_\_\_\_ Executors,  
 Administrators and Assigns, at \_\_\_\_\_ upon the  
 \_\_\_\_\_ in every Year, during the natural Life of  
 \_\_\_\_\_ and the first Payment thereof shall be made upon  
 the \_\_\_\_\_ next ensuing the Date of these Presents.  
 In Witness whereof we have hereunto set our Hands and Seals, the  
 Day of \_\_\_\_\_ in the Year of our Lord

And every such Grant shall be good, valid and effectual in the Law, and every Annuity so to be granted as aforesaid, shall be and is hereby charged upon, and shall be payable and paid out of the said Duties, Rates or Assessments, and Tolls ; and the Purchaser of every such Annuity, his or her Executors, Administrators and Assigns, shall have, receive and be intitled to such Annuity out of the said Duties, Rates, or Assessments and Tolls, during the Term of the natural Life of the Person for whose Life such Annuity shall be purchased ; and every such Annuity or Interest Money due by Mortgage as aforesaid, shall be payable and paid by the Treasurer to the said Commissioners, by equal Half-yearly Payments : Provided nevertheless, That before any Money shall be borrowed, or Annuity



nunity be granted as aforesaid, Fourteen Days Notice, at the least, shall be given in some Newspaper usually published or circulated within the Eastern Division of the said County of Kent, signifying the Intention of borrowing such Money, or granting such Annuities.

LXXIII. And be it further enacted, That it shall and may be lawful for the Persons intitled to any of the Securities for the Money borrowed or raised by Mortgage, and for the Annuities granted as aforesaid, and their respective Executors, Administrators or Assigns, at any Time, by Writing, under their Hands and Seals, to transfer such Securities to any Person or Persons whomsoever; which Transfer may be in the Words or to the Effect following:

Securities  
may be  
assigned.

I, \_\_\_\_\_ being intitled to the Sum of \_\_\_\_\_ or an Annuity of \_\_\_\_\_ secured to \_\_\_\_\_ Executors, Administrators and Assigns, by virtue of a Mortgage or Assignment (or grant of Annuity) bearing Date the \_\_\_\_\_ Day of \_\_\_\_\_ under the Hands and Seals of \_\_\_\_\_ of the Commissioners acting in the Execution of Two Acts, made in the Eighteenth and Fiftieth Years of the Reign of His Majesty King George the Third, intituled, [here set forth the Titles of the Acts] upon the Credit or arising out of the Duties, Rates or Assessments and Tolls granted and made payable by the said Acts, do hereby transfer all my Right and Title in and to the same, and all Interest or other Money now due and owing thereon, unto \_\_\_\_\_ Executors, Administrators and Assigns, dated the \_\_\_\_\_ Day of \_\_\_\_\_

And Copies or Extracts of all Mortgages or Assignments and Grants of Annuities which shall be made in pursuance of this Act, and Extracts or Memorials of all Transfers thereof shall be entered in a Book, to be kept for that Purpose by the Clerk to the said Commissioners, which Extracts or Memorials shall specify and contain the Dates, Names of the Parties, and the Sums of Money thereby transferred, to which Book any Person interested shall at all reasonable Times have Access, and shall have free Liberty to inspect the same without Fee or Reward; and for the Entry of every such Transfer the said Clerk shall be paid by the Person to whom such Transfer shall be made the Sum of Five Shillings, and no more; and after such Entry made of any such Transfer, every such Transfer so entered shall intitle the Person to whom the same shall be made, and his, her or their respective Executors, Administrators and Assigns, to the Benefit of the Security thereby transferred.

LXXIV. And be it further enacted, That all the Monies to arise by or from the Duties, Rates or Assessments hereby authorized or directed to be made, collected or levied, and by or from the Duties, Rates or Assessments and Tolls payable in pursuance of the said Act, and which may be borrowed on the Credit thereof, or advanced for Annuities thereupon as aforesaid, and also all other Money which shall come to the Hands, Custody or Power of the said Commissioners or their Treasurer, by virtue or for the Purposes of the said Act and this Act, shall be applied and

Application  
of Money.

[Loc. & Per.]

7 B

disposed

disposed of in the first Place in the Payment and Discharge of all Costs, Charges and Expences incident to and attending the obtaining and passing this Act, and afterwards from Time to Time in paying and discharging the Interest and Principal of the Monies borrowed in pursuance of the said Act, and to be borrowed, and the Annuities granted or to be granted by virtue of the said Act and this Act, and towards defraying the Charges and Expences of paving and repairing the Pavements of the several Streets, Lanes and other Passages, and Places within the said Town and Port and Parishes aforesaid, and in cleaning, lighting, and watching the same, and all other Charges and Expences of carrying the said Act and this Act into Execution, and to and for no other Use, Intent or Purpose whatsoever.

Mode of pay-  
ing off Mort-  
gages.

LXXV. And in order that no undue Preference may be given in the paying off any of the Mortgages granted in pursuance of the said Act and this Act, be it further enacted, That when the said Commissioners shall think proper to pay off any of the said Mortgages they shall cause the Numbers of all the Mortgages which shall be then in Force, and of the Class and Amount then designed to be paid off, to be put into a Box or Glass, and so many Numbers of the same shall be drawn out of the said Box or Glass by the Clerk to the said Commissioners, in the Presence of Five or more of the said Commissioners, as shall make up the Sum then intended to be paid off; and that Six Calendar Months' Notice in Writing, signed by the said Clerk shall be given to the Person or Persons who shall be entitled to receive the Money secured by the Mortgage or Mortgages so drawn out, or left at his, her, or their last or most usual Place of Abode, that his, her, or their Mortgage or Mortgages will be paid off; and that at the Expiration of the said Six Calendar Months, to be computed from the Day of such Notice being given or left as aforesaid, all Interest on the Mortgage or Mortgages so drawn out shall cease and determine.

Accounts to  
be annually  
made out.

LXXVI. And be it further enacted, That the said Commissioners shall, upon the First Day of *January* in every Year, or within Three Months then next following, cause a fair and true Account to be made and drawn out in Writing of all the Monies received and paid in pursuance of the said Act and this Act, and to whom and for what Purposes, and at what Times the same have been paid, laid out, and expended; and such Account, or a Copy or Duplicate thereof, signed by the said Commissioners, shall be deposited with and kept by their Clerk, who is hereby required to permit any Person charged with the Payment of any of the said Rates or Assessments to inspect the same at any reasonable Time, without paying any Thing for such Inspection.

Commis-  
sioners not  
answerable in  
their private  
Capacity,

LXXVII. Provided always, and be it further enacted and declared, That no Contract which shall be made by the said Commissioners for any of the Purposes of the said Act and this Act, shall be binding upon the said Commissioners as Individuals, or in their private Capacity, nor shall any of the said Commissioners personally, or their respective Estates be answerable for or subject to the Payment of any of the Mortgages or Annuities to be granted in pursuance of this Act; and that all Money which shall be expended by or recovered against any of the said Commissioners, or any Person or Persons employed by them, by Means of any Action, Prosecution, or Appeal to be brought by or against them, or any  
of

of them, touching the Execution of the said Act or this Act, shall be borne and defrayed out of the Money which shall come to the Hands of the Treasurer to the said Commissioners, or any other Person by virtue of the said Act and this Act: Provided nevertheless, that nothing herein contained shall extend to exonerate or discharge any of the said Commissioners, their Houses, Lands, Tenements, Hereditaments, Goods, Chattels, or Effects from the Payment of the Rates or Assessments to be raised by virtue of the said Act and this Act.

but to be  
subject to  
Rates.

LXXVIII. And be it further enacted, That from and after the passing of this Act, it shall be lawful for the said Commissioners to make, constitute, ordain and provide, from Time to Time, such Bye-Laws, Rules and Orders, as they the said Commissioners shall think fit, for licensing and authorizing a sufficient Number of Sedan Chairs, Porters, Carts and Carmen, to ply for Hire, and for regulating and ordering such Sedan Chairs, Porters, Carts and Carmen, and in what Manner the Owners and Carriers of such Chairs and such Carmen respectively shall conduct and demean themselves in their Employments; and also in what Manner and Order, and how such Sedan Chairs and Carts shall be furnished, provided, kept and numbered; and concerning the Parcels and Things to be carried by such Porters or any of them, and the respective Numbers which each of them shall have and keep; and for ascertaining, fixing, altering and removing the Stands of such Chairs and Carts from Time to Time; and for punishing the Misconduct of such Chairmen, Porters and Carmen within the said Town, Port and Parishes respectively, and the Distances hereby provided within which they are respectively to go; and for ascertaining and defining what Fares, Rates and Prices, as well for Time as Distance, shall be allowed to be taken by such Chairmen, Porters and Carmen, and to what Distances such Chairmen, Porters and Carmen shall be obliged to go, not exceeding the Limits of the said Town of *Dover*, and the Rates and Fares to be taken for the same; such Bye-Laws, Rules or Orders not being repugnant to the Laws of that Part of the United Kingdom of *Great Britain and Ireland* called *England*, or to the Provisions of the said former Act or this Act; and the said Commissioners may from Time to Time, as they shall think fit, repeal, alter, or amend and new-make such Bye-Laws, Rules and Orders, or any of them, and shall ascertain and set down what pecuniary Penalties or Forfeitures shall be incurred by Persons breaking or avoiding the same, or any of them: Provided, that no such Penalty or Forfeiture shall exceed the Sum of Forty Shillings for One Offence: Provided always, that the said Bye-Laws, Rules and Orders, and the Fares, Rates and Prices payable to such Chairmen, Porters and Carmen, shall be painted on a Board, and affixed on the Custom House, also on the Market-House of *Dover*, and shall be printed and circulated, and such Bye-Laws, Rules and Orders shall be subject to Appeal, in Manner hereinafter mentioned.

Commis-  
sioners autho-  
rized to make  
Bye-laws for  
licensing and  
regulating  
Sedan Chairs,  
Porters and  
Carmen.

LXXIX. And be it further enacted, That if the Carrier or Carriers of any Sedan Chair, or any Porter or Carman shall be found standing or plying for Hire, or using such Sedan Chair, or driving any Cart, or carrying any Matter or Thing for Hire directed to be carried by a Licence Porter, in any Part of the Limits before mentioned, without a Licence; or having such Licence, shall be found plying for Hire, contrary to or against such

Penalty on  
Persons ply-  
ing without  
being duly  
licensed.

Rules

Rules or Regulations as shall be made by the said Commissioners as aforesaid, the Person or Persons so offending shall, for every such Offence, forfeit and pay any Sum not exceeding Twenty Shillings.

Charging certain Sums on the Licences to be granted.

LXXX. And be it further enacted, That every Licence to be granted to any of the Persons aforesaid, for the Purposes aforesaid, under this Act, shall be signed by Five of the said Commissioners for the Time being, present at any Meeting to be held pursuant to this Act; and every Licence not so signed shall be void, and every Licence so granted and signed for the Purposes aforesaid shall express the Number with which such Person is licensed; and every such Licence shall continue and be in Force for One whole Year from the Day of the Date of such Licence, or until the next General Annual Licensing of such Persons for the Purposes aforesaid; and no One Licence shall include more than One Chair, or One Porter, or One Cart; and every such Licence shall be made out by the Clerk to the said Commissioners for the Time being, and be duly entered in a Book to be provided and kept for that Purpose in his Office, with the Name of the Person to whom licensed, and his Number and Place of Residence; and in such Book shall be contained Columns or Places of Entries to be made of every Offence committed by any Chairman, or any Porter or Carman, and for each of which Licences there shall be paid to the Clerk to the said Commissioners for the Time being, for his Trouble and Charges, the following Sums:

For each Licence for a Sedan Chair, the Sum of Three Shillings.

For each Licence to be a Porter or Carter, the Sum of One Shilling.

And the Carrier of any Chair and the Driver of every Cart shall affix and keep such Figure or Number as shall be respectively appointed by the said Commissioners, on some conspicuous Part of such Chair or Cart, and every such Porter shall affix and keep on his outward Garment such Ticket or Number thereon as he shall be respectively licensed to by the said Commissioners; and the Carrier of any Chair and every Porter and Carman changing his place of Residence after the granting of the Licence to them respectively for the Purposes aforesaid, shall within the Space of Seven Days next after, or as often as any such Change shall be made during the Continuance of such Licence, deliver, in Writing, his Name, and to what Street or Place he is removed, to the Clerk to the said Commissioners for the Time being, to the End the same may be duly entered in such Book, to be kept by the said Clerk for the Purposes aforesaid, and the Person or Persons more easily discovered, if any Complaint shall be made against him or them; and the Carrier or Carriers of every such Chair, and every Porter or Carman, shall for every Refusal or Neglect forfeit any Sum not exceeding Twenty Shillings: Provided always, that this Act or any Thing herein contained, or any Bye-Law, Rule or Order to be made by the said Commissioners, for the Time being, for any of the Purposes aforesaid, shall not extend or be construed to extend to prohibit or hinder any Person or Persons from having or using his, her, or their own Chair within the said Town and Port and Parishes respectively, so as the same be not used for Hire or plying for Hire.

Inflicting a Penalty on Persons not

LXXXI. And be it further enacted, That if any Person or Persons shall refuse or neglect to pay on Demand any licenced Chairman, Porter

or

of Carman the Money justly due to him for the Fare, Hire or Service done under or in pursuance of any Licence or Bye-law made in pursuance of this Act; or shall wilfully cut, deface, break or injure any such licensed Chair or any Cart; it shall be lawful for any one Justice of the Peace for the said Town and Port, upon Complaint thereof made to him, to grant his Summons against the Person or Persons complained of, to appear before him at some Time and Place to be mentioned in such Summons, to answer the Matter of the said Complaint, and upon Proof, on Oath, of the Service thereof, to proceed in and hear the Matter of the said Complaint on Oath, whether the Person summoned shall appear or not, and to make such Order therein as to the said Justice shall appear to be just; and if the Person or Persons against whom such Order shall be made, do not immediately pay down or cause to be paid down the Money (if any) which shall be ordered as a Satisfaction to the Person or Persons for the Service or Injury done, it shall be lawful for the said Justice to grant a Warrant of Distress against the Goods and Chattels of the Person or Persons so refusing or declining to pay, to be taken in any Place wherever found within the said Town and Port and Parishes respectively, and the same to sell and dispose of; and out of the Monies arising by or from such Sale, to pay the Monies so awarded to the Person or Persons intitled; together with such Costs as the said Justice shall think reasonable, returning the Overplus, if any, to the Owner of the Goods and Chattels so distrained; and if no Distress can be found, then to commit the Person or Persons against whom such Order shall be made to the common Gaol of the said Town and Port of *Dover*, for any Time not exceeding One Calendar Month, there to remain without Bail or Mainprize unless the Money be sooner paid.

paying Chairmen or Porters, or injuring any Chair.

LXXXII. And be it further enacted, That all Offences, Penalties, and Forfeitures which may be committed or done or arise, happen or be incurred by any Carrier or Carriers of any Sedan-chair, or any Porter or Carman, whether licensed or not, against any of the Provisions of this Act for licensing or regulating all or any of the Persons, Matters and Things aforesaid, or against any Bye-Law to be made by the said Commissioners for the Purposes of licensing and regulating the several Persons aforesaid, shall be tried, heard and determined by any one Justice of the Peace for the said Town and Port in Manner hereinbefore directed; and in case the Person or Persons against whom any Order shall be made for the Payment of any Penalty or Forfeiture shall not have any Goods or Chattels to distrain upon, or not sufficient to answer and pay the same, or in case of any Disobedience to such Order, it shall in either Case be lawful for the said Justice to commit such Person or Persons so convicted to the Common Goal of the Town and Port of *Dover* for any Time not exceeding One Calendar Month, there to remain without Bail or Mainprize, unless, in case of such Order being for the Payment of any Money, the Money shall be sooner paid; and the said Justice may, if he thinks proper, transmit a Copy of the Conviction of such Person or Persons to the said Commissioners, who may thereupon suspend such Person or Persons from using or exercising his or their License or Licences for the Purposes aforesaid, for all or any Part of the Remainder of the Time for which such License or Licences shall have been granted, or wholly to take away such License or Licences at the Option of the said Commissioners.

Prescribing the Mode of punishing Offenders.

[Loc. & Per.]

7 C

LXXXIII. And

Former Act  
to continue  
in force, ex-  
cept where  
altered, &c.

LXXXIII. And be it further enacted, That the said recited Act of the Eighteenth Year of His present Majesty, and all and every the Clauses, Powers, Provisions, Regulations, Matters and Things therein contained (except so much thereof as relates to Exemptions from Stamp Duties, and except so far as the same are hereby varied, altered or repealed,) shall be and continue in full Force and Effect to all Intents and Purposes, as if the same were repeated or re-enacted in the Body of this Act.

Commission-  
ers may order  
Indictments  
for Nuisances.

LXXXIV. And be it further enacted, That it shall and may be lawful for the said Commissioners to direct their Clerk for the Time being to prefer Indictments against any Person or Persons for any Nuisance committed within the said Town and Port, and Parishes respectively, and to pay the Expences thereof out of the Monies arising by the said Act and this Act.

Recovery of  
Penalties.

LXXXV. And be it further enacted, That all Penalties and Forfeitures by the said Act or this Act imposed, the Manner of levying and recovering whereof is not otherwise particularly directed; and the Costs and Charges of levying the same, shall be levied and recovered by Distress and Sale of the Goods and Chattels of the Offender or Offenders, rendering the Overplus, if any, on such Distress, to such Offender or Offenders, by Warrant of any Justice of the Peace for the said Town and Port, or other Place or County where the Offender shall reside, which Warrant such Justice is hereby empowered to grant, upon the Confession of the Party or Parties, or upon the Information of any credible Witness, upon Oath; and all such Penalties and Forfeitures, when recovered, shall, if not otherwise directed to be applied by this Act, be paid One-half to the Informer or Informers, and the other Half to the Treasurer to the said Commissioners, and in case of there being no Informer, or such Informer being a Commissioner appointed under the said Act or this Act, then the whole shall be paid to the said Treasurer, such Payments to the said Treasurer to be applied for the Purposes of the said Act or this Act; and in case sufficient Distress shall not be found, or such Penalties and Forfeitures shall not be paid forthwith, it shall be lawful for such Justice, and he is hereby authorized and required, by Warrant under his Hand and Seal, to cause the Offender or Offenders to be committed to the common Gaol or House of Correction for the County, Town or Place, there to remain without Bail or Mainprize, for any Time not exceeding Three Calendar Months, unless such Penalties and Forfeitures, and all reasonable Charges attending the Recovery thereof, shall be sooner paid and satisfied.

Commis-  
sioners and  
Justices to  
administer  
Oaths.

LXXXVI. And be it further enacted, That in all Cases in the Execution of the said Act and this Act, where any Matter or Thing is directed to be done, enquired of or examined into, upon the Oath of any Witness or Witnesses, or other Person or Persons before the said Commissioners, or any of them, or any Justice of the Peace, such Commissioners or Justice are or is hereby authorized to administer such Oath to such Witness or Witnesses, or other Person or Persons; and that in case of the Party or Parties, from whom such Oath may be required, being of the People commonly called Quakers, an Affirmation may be made and taken instead of such Oath.

LXXXVII.

LXXXVII. And be it further enacted, That any Person or Persons, who shall be convicted of wilfully taking a false Oath or Affirmation, in any of the Cases in which an Oath or Affirmation is by the said Act or this Act directed or required to be taken, shall be liable to the Pains and Penalties to which Persons are liable for wilful and corrupt Perjury. Penalty on taking false Oaths.

LXXXVIII. And be it further enacted, That if any Person or Persons shall think himself, herself, or themselves aggrieved by any Rate or Assessment made in pursuance of the said Act or this Act, after an Appeal made to the said Commissioners in Manner hereinbefore directed, or if any Person or Persons shall think himself, herself, or themselves aggrieved, by reason of any Judgement, Conviction or Determination of any Justice or Justices of the Peace acting in Execution of the said Act or this Act, or by reason of any of the Bye-laws, Rules, Orders and Regulations of the said Commissioners by this Act authorized to be made, he, she or they may appeal to the next General or Quarter Sessions of the Peace to be holden for the Eastern Division of the said County, which shall happen next after the Expiration of Fourteen Days after the Cause of Complaint shall have arisen, in every or either of such Cases such Appellant or Appellants first giving or causing to be given Eight Days Notice, at least, in Writing, of his, her or their Intention to bring such Appeal, and of the Matter thereof, to the Clerk or Clerks to the said Commissioners, and within Two Days after such Notice, entering into a Recognizance in the Sum of Twenty Pounds with Two Sureties in the Sum of Ten Pounds each, before some Justice of the Peace for the said Eastern Division, or the said Town and Port, conditioned for prosecuting such Appeal, and to abide the Order of, and to pay such Costs as shall be awarded by the Justices at such General or Quarter Sessions; and the said Justices, at such General or Quarter Sessions, upon due Proof of such Notice given as aforesaid, and of entering into such Recognizance, shall hear and determine the Cause and Matters of such Appeal in a summary Way, and award such Satisfaction and Costs to the Party or Parties appealing or appealed against, as they, the said Justices, shall think proper, and the Determination of such Justices shall be final, binding and conclusive. General Appeal to Sessions.

LXXXIX. And be it further enacted, That where Notices or Summonses are directed or required to be given by the said Act or this Act, or where the same shall or may be necessary for carrying into Execution any of the Powers thereof (except where otherwise directed), the Delivery of any such Notice or Summons, or a true Copy thereof, to the Person or Persons to whom the same shall be directed, or to whom Notice ought to be given, or the leaving the same, or a true Copy thereof, at his, her or their Dwelling-house or Dwelling-houses, or usual or last Place or Places of Abode, shall be a good and sufficient Service of every such Notice or Summons. Directing the Manner of serving Notices.

XC. And be it further enacted, That all and every Justice or Justices of the Peace, before whom any Person or Persons shall be convicted of any Offence against the said Act or this Act, shall and may cause the Conviction to be drawn up in the following Form, or to the like Effect; that is to say, Form of Conviction.

BE it remembered, that on the \_\_\_\_\_ Day of \_\_\_\_\_ in the \_\_\_\_\_ Year of the Reign of His Majesty \_\_\_\_\_ A. B. is convicted, before \_\_\_\_\_ of His Majesty's Justices of the Peace for the \_\_\_\_\_ by virtue of an Act of Parliament made in the Eighteenth [or Fiftieth, as the Case may be] Year of the Reign of His Majesty King George the Third, intituled [Here insert the Title of the Act, and specify the Offence and the Evidence thereof, and the Time and Place when and where the same was committed, as the Case shall be.] Given under my Hand and Seal the Day and Year aforesaid.

Inhabitants may be Witnesses.

XCI. And be it further enacted, That in all Actions, Prosecutions, Informations, Causes, and Proceedings whatsoever, relating to or concerning the Execution of the said Act or this Act, none of the said Commissioners, nor any Inhabitant within the said Town and Port and Parishes aforesaid, shall be deemed incompetent by reason of his being rated and assessed, to or paying any Rate or Assessment by virtue of the said Act or this Act, and every Justice as aforesaid, on any Complaint as aforesaid, may summon before him any competent Witness, under a Penalty not exceeding Forty Shillings, to be paid by any such Witness so summoned and making Default, without sufficient Excuse to be allowed by such Justice, and shall give reasonable Costs to the Plaintiff or Defendant on the Determination of every such Complaint, which Costs shall be levied and paid as in Cases of Distress for Non-payment of any Penalty imposed by this Act.

Distress not unlawful for Want of Form.

XCI. And be it further enacted, That when any Distress shall be made for any Sum or Sums of Money to be levied by virtue of the said Act or this Act, the Distress itself shall not be deemed unlawful, nor the Party or Parties making the same be deemed a Trespasser or Trespassers on account of any Defect or Want of Form in the Summons, Conviction, Warrant of Distress or other Proceedings relating thereunto, nor shall the Party or Parties distraining be deemed a Trespasser or Trespassers *ab initio*, on account of any Irregularity which shall afterwards be done by the Party or Parties distraining, but the Person or Persons aggrieved by such Irregularity shall and may recover full Satisfaction for the special Damage in an Action upon the Case.

Orders not to be quashed for Want of Form.

XCIII. And be it further enacted, That no Order, Judgement, or other Proceeding made, touching or concerning any of the Matters aforesaid, or touching or concerning the Conviction or Convictions of any Offender or Offenders against the said Act or this Act, shall be quashed or vacated for Want of Form only, or be removed or removeable by *Certiorari*, or any other Writ or Process whatsoever, into any of His Majesty's Courts of Record, any Law or Statute to the contrary thereof in anywise notwithstanding.

Tender of Amends before Action brought.

XCIV. Provided always, and be it enacted, That no Plaintiff or Plaintiffs shall recover in any Action or Actions for such Irregularity, unless Notice in Writing shall be given Eight Days before such Action shall be commenced, of such intended Action, signed by the Attorney for the Plaintiff, specifying the Cause of such Action, nor shall the Plaintiff recover in such Action



Action, if sufficient Tender of Amends hath been made to him, her or them, or his, her or their Attorney, by or on Behalf of the Defendant or Defendants, before such Action brought; and in case no such Tender shall have been made, it shall and may be lawful to and for the Defendant or Defendants, in any such Action, by Leave of the Court, after such Action shall have been brought, at any Time before Issue joined, to pay into Court such Sum or Sums of Money as he, she or they shall think fit, whereupon such Proceedings, Order and Judgement shall be made and given in and by such Court as in other Actions where the Defendant is allowed to pay Money into Court.

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

Limitation of  
Actions.

XCVI. Provided always, and be it further enacted, That nothing in this Act contained shall extend or be construed to extend in any Way to lessen; prejudice or destroy any Rights, Privileges, Jurisdictions, Immunities, Rents, Tolls or lawful Customs belonging, due, or in anywise appertaining to the Mayor, Jurats and Common Council-men of *Dover*, or to any of their Officers, or to any Porters, Coal Meters, or other Persons appointed by or acting under the said Mayor, Jurats and Common Council-men.

This Act not  
to injure  
Rights.

XCVII. And be it further enacted, That this Act shall be deemed and taken to be a Publick Act, and shall be judicially taken Notice of as such by all Judges, Justices and others, without being specially pleaded.

[Loc. & Per.]

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SCHEDULE

## SCHEDULE to which this Act refers.

- I. Part of a small Building adjoining the Dwelling-house of *George Stringer*, Esquire, on the South-East Side thereof, situate near the Top of *Saint James's Street* in *Dover*, and now used by the said *George Stringer* as a Counting-house or Study, belonging to the Churchwardens of the Parish of *Saint James the Apostle* in *Dover*, and by them leased to the said *George Stringer*.
- II. A Dwelling-house adjoining the said small Building, with the Garden Ground and Appurtenances belonging thereto, situate at the Corner of *Saint James's Street* in *Dover*, belonging to the Churchwardens for the Time being of the said Parish of *Saint James the Apostle*, by them leased to *Elizabeth Mercer*, and now in the Occupation of *Ann Horn*, Widow.
- III. Part of the Land or Ground of the said *George Stringer*, Esquire, situate opposite his Dwelling-house aforesaid, on the South Side of the Road leading up *Dover Castle Hill*; and Part of the Dwelling-house adjoining the said Land or Ground belonging to the said *George Stringer*, and now in the Occupation of *Richard Amos*.
- IV. Part of a Stable and Stable-yard, and Part of the Garden Wall and Garden adjoining thereto, situate near *Saint James's Street* aforesaid, in the said Parish of *Saint James the Apostle* in *Dover*, belonging to *John Bazely*, Esquire, and now in the Occupation of Brigadier-General *Nightingale*.
- V. Part of a Piece of Meadow or Pasture Land belonging to *James Gunman*, Esquire, situate near the *Red Cow Alehouse*, in the Parish of *Saint Mary the Virgin* in *Dover*, and now or late in the Occupation of *Samuel Collett*.
- VI. A Dwelling-house and small Garden in *Biggin Street* in *Dover*, belonging to *Daniel Pain*, and now in the Occupation of *Thomas Marsh*.
- VII. A Dwelling-house and small Garden in *Biggin Street* aforesaid, adjoining the one last-mentioned also belonging to the said *Daniel Pain*, and now in the Occupation of *Alice Stunt*.
- VIII. A Messuage (in Two Dwellings), with the small Garden and Appurtenances belonging thereto, in *Biggin Street* aforesaid, adjoining the Dwelling-house last-mentioned, belonging to *Thomas Tapply*, and now in the Occupations of the said *Thomas Tapply* and *Mary Sutton*.
- IX. Part

- IX. Part of a Dwelling-house belonging to and in the Occupation of *John Corbett*, Patten-maker, situate at a Corner of *Bench Street* in *Dover*, turning round from *King-Street*.
- X. Part of a Dwelling-house belonging to and in the Occupation of *Thomas Huntley*, Baker, situate at the Corner of *Bench Street* aforesaid and *Snargate Street* in *Dover*.
- XI. Part of the Front of a Dwelling-house in *Bench Street*, in *Dover* aforesaid, known by the Sign of the *Bull*, belonging to Messrs. *Robert* and *Nathaniel Walker*, and now in the Occupation of *Charles Elve*.
- XII. Part of the Front of a Dwelling-house in *Bench Street* aforesaid, belonging to the Churchwardens for the Time being of the Parish of *Saint Mary the Virgin*, in *Dover* aforesaid, and now in the Occupation of the Reverend *John Lyon*, Clerk.
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