



ANNO QUINQUAGESIMO PRIMO

GEORGII III. REGIS.

Cap. 168.

An Act to vary and alter the Line of a Cut authorised to be made by an Act of the Thirty-sixth Year of His present Majesty, for making a Canal from the River *Exe*, near *Topsham*, in the County of *Devon*, to the River *Tone*, near *Taunton*, in the County of *Somerset*; and to amend the said Act.

[15th June 1811.]

WHEREAS an Act was passed in the Thirty-sixth Year of the Reign of His present Majesty, intituled, *An Act for making a Navigable Canal from the River Exe, near the Town of Topsham, in the County of Devon, to the River Tone near the Town of Taunton, in the County of Somerset; and for cleansing and making navigable a certain Part of the said River Tone, and for making certain Cuts from the said Canal*; the several Persons therein named, and their respective Successors, Executors, Administrators and Assigns, together with such Person or Persons as they or the major Part of them at any General Meeting, to be held as therein mentioned, should nominate and appoint in Manner therein mentioned, and their several and respective Successors, Executors, Administrators and Assigns, being Proprietors of any Share or Shares in the Undertaking thereby authorized to be made and carried on, were united into a Company for making and keeping navigable the said Canal and Cuts, and for doing and performing all other Works, Matters and Things directed, meant and intended to be done and performed by virtue of and according to

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the Rules, Orders and Directions in the same Act contained, and for that Purpose were created a Body Politic and Corporate, by the Name of "The Company of Proprietors of the Grand Western Canal," in perpetual Succession, with a Common Seal: And whereas the said Company of Proprietors are by the said recited Act, authorized to make a certain Cut, from the Line of the said Canal in a Field then or late in the Possession or Occupation of *Richard Corner*, in the Parish of *Burlescombe*, into another Field, then or late in the Possession or Occupation of *Robert Hawks*, in the Parish of *Tiverton* in the said County of *Devon*; but find upon the Examination of the Country through which they are by the said recited Act empowered to make and complete the said Cut, that it will be more beneficial to the said Company, and also more convenient and useful to the Public, if instead of making the said Cut in the Course or Line directed to be pursued by the said Act, they were empowered to vary the same, and to make and carry the same from and out of the said Canal in a certain Mead called *Mear Wood Great Meadow* otherwise *Clist Meadow*, in the Parish of *Burlescombe*, in the said County of *Devon*, belonging to *William Aysford Sanford* Esquire, into and through the Villages of *Ashford* and *Sampford Peverell*, to a certain Lane called *Little Silver Lane* in the Parish of *Tiverton* aforesaid, whereby the Level might be preserved and carried on through the whole Length of the said Cut, and a great Expence and Inconvenience in Lockage and Consumption of Water would be avoided: And whereas it would tend to the better carrying the Purposes of the said recited Act into Execution, if some of the Powers and Provisions thereof, were altered and amended: 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 from and immediately after the passing of this Act the said Company of Proprietors of the said *Grand Western Canal* and their Successors, shall and may have Power and Authority and they are authorized and empowered by themselves, their Deputies, Agents, Officers, Workmen, and Servants, to vary and alter the Line and Course of the said Cut, authorized to be made by the said recited Act, from the said Canal in the Parish of *Burlescombe*, to the Parish of *Tiverton* as aforesaid, and instead of pursuing the Line in which the same is authorized to be made by the said Act, to carry and make the same from the said Meadow, called *Mear Wood Great Meadow*, otherwise *Clist Meadow*, in the Parish of *Burlescombe* in the County of *Devon* aforesaid, to a certain Lane called *Little Silver Lane* in the Parish of *Tiverton* aforesaid.

Power to vary the Line of one of the Cuts.

Levels and Surveys have been taken, and Book of Reference made and Map and Plan;

II. And whereas Levels and Surveys have been taken to ascertain the Practicability of making the said Variation or Alteration, and a Map or Plan, and Book of Reference thereto has been made in consequence of such Levels and Surveys through, across or over the several Estates, Lands or Grounds now or late belonging or reputed to belong to the several and respective Persons particularly mentioned in the said Book of Reference; and the said Map or Plan, and Book of Reference has been deposited at the Office of the Clerk of the Peace for the County of *Devon*: Be it therefore enacted, That the said Map or Plan, and

Book

Book of Reference shall remain in the Custody of the Clerk of the Peace for the said County, to the End that all Persons may at all reasonable Times have liberty to inspect and peruse, and to take Copies or Extracts thereof at their Will and Pleasure, paying the Clerk of the Peace the Sum of One Shilling for every such Inspection, and after the Rate of Sixpence for every Two hundred Words of such Copies or Extracts of the said Book of Reference: and that the said Company of Proprietors in making the said Variation or Alteration, hereby authorized to be made, shall not deviate more than One hundred Yards from the Lines or Courses thereof described in the said Map or Plan, without the Consent in Writing of the Person or Persons through whose Lands or Grounds such Deviation shall be made; nor shall any such Deviation be made into or carried through the Lands of any Person not named in the said Book of Reference, without the Consent in Writing of such Person: Provided always, That no Advantage shall be taken of or against the said Company of Proprietors, or any Interruption be given to the making of the said Variation or Alteration on Account of any Error or Omission in the said Book of Reference, in case it shall appear to any Five or more of the Commissioners appointed by the said recited Act, and be certified by Writing under their Hands, that such Error or Omission proceeded from Mistake.

Not to deviate more than One hundred Yards.

III. Provided always, and be it further enacted, That nothing in this Act contained shall extend to authorize or empower the said Company of Proprietors or any other Person or Persons to take, use, injure or damage any House or other Building, or any Ground which upon the First Day of *August* One thousand Eight hundred and ten was the Site of any House or other Building, or a Garden, Orchard, Yard, Park or planted Walk, or Avenue to a House, or a Lawn or Pleasure Ground inclosed or adjoining to a Dwelling House, without the Consent of the respective Owners and Occupiers thereof, other than and except such as are specified in the Schedule hereunto annexed.

Houses and Grounds not to be damaged.

IV. And be it further enacted, That from and after the passing of this Act the said Company of Proprietors shall be and are hereby authorized and empowered to make, erect, build, execute, do and perform all such Works, Matters and Things as shall be requisite and convenient for making, completing, repairing, preserving, maintaining and using the Variation and Cut hereby authorized to be made, and the Navigation thereof, and for making and setting up Bridges, Locks, Reservoirs, Feeders, Aqueducts, Wharfs, Quays, Landing-Places, Weigh Beams, Cranes, Engines, Machines and other Matters and Things requisite or convenient for the said Navigation and Works, in as full, ample and beneficial a Manner to all Intents and Purposes, as the said Company of Proprietors are authorized and empowered to do, execute and perform under and by virtue of the said recited Act, with respect to the Canal and Works thereby authorized to be made; and the said Company of Proprietors, their Agents, Servants, Workmen and Labourers, and all and every Person and Persons, Bodies Politic, Corporate and Collegiate, Corporations Aggregate and Sole, Tenants for Life or in Tail, or for any other partial Estate or Interest, Husbonds seized or entitled in Right of their Wives, Guardians, Trustees, Feoffees in Trust for Charities and other Purposes, Committees, Executors

Company to execute the Works necessary for making the Variations.

cutors and Administrators, and all other Trustees whatsoever, shall have and be seized and possessed of, and is and are hereby invested with such and the like Estates, Authorities, Powers, Abilities, Interests, Privileges and Advantages, and shall be and is and are hereby made subject and liable to such and the like Rules, Conditions, Directions, Regulations, Limitations, Restrictions, Controls, Payments, Penalties, Forfeitures, Punishments and Benefit of Appeal in relation to the making, executing, completing, using and governing the said Variation, Cut and Works by this Act authorized to be made, completed, maintained and used, as are mentioned, given, granted, prescribed, established and inflicted in and by the said recited Act, to every Intent and Purpose whatsoever, and that the said recited Act, and all the Clauses, Provisoes, Powers, Authorities, Orders, Rules, Regulations, Tolls, Duties, Limitations, Restrictions, Prohibitions, Directions, Exemptions, Indemnities, Penalties, Forfeitures, Punishments, Matters and Things therein contained, (save and except such as are hereby repealed, and also save and except such as are hereby altered, so far only as the same are hereby altered, and no further,) for making, completing, repairing, preserving, maintaining and using the said Canal, and other Works thereby authorized to be made, so far as the Nature and Circumstances of the Case will admit, shall extend and are hereby extended to, and shall take effect, operate and be put in Execution, and shall be used and exercised by the said Company of Proprietors, and shall be applied and enforced in, by, and for, and in respect of making, completing, repairing, preserving, maintaining and using the said Variation and Cut, and the several Works, Matters and Things by this Act authorized to be made, done and performed, and for supplying the same whilst making and when made with Water, and for the Punishment of Offences in relation thereto; and for the selling and conveying of Lands, Tenements and Hereditaments, and ascertaining the Value thereof, and for the determining and assessing of Damages, and all other Matters and Things which relate to, or happen or arise by or in consequence of the making, completing, repairing, preserving, maintaining and using the said Variation Cut and Works hereby authorized to be made, done and executed; and that the Persons who are appointed Commissioners, for putting the said recited Act in Execution shall be Commissioners for the Purposes of this Act in the same Manner, and as fully and effectually to all Intents and Purposes, as if the said Clauses, Provisoes, Powers, Authorities, Orders, Regulations, Limitations, Restrictions, Prohibitions, Directions, Exemptions, Indemnities, Penalties, Forfeitures, Punishments, Matters and Things contained in the said recited Act, were herein repeated and re-enacted, (save and except as aforesaid) and as if the Variation and Cut and other Works by this Act authorized to be made, completed, maintained, and used had been Part of the Canal and other Works, by the said recited Act authorized to be made, completed, maintained and used.

Directing
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V. And whereas the said Company of Proprietors in and by the said recited Act were authorized to dig, take and carry away any Soil, Clay, Gravel or Stone, which should be proper, requisite and convenient for the carrying on, repairing and maintaining of the several Works in the said Act before mentioned, or any of them, in or from the Grounds of
any

any Person or Persons adjoining or lying contiguous thereto; Now for avoiding all Doubts and Questions what Grounds shall be deemed to be adjoining or lying contiguous to the several Works in the said recited Act mentioned, or any of them, be it enacted that all Lands lying within the Distance of Two thousand Yards from the said Canal, Cuts and Reservoirs, or any or either of them, or from any Part or Parts of the same, any or either of them shall be deemed and taken to be adjoining or lying contiguous to the several Works in the said recited Act mentioned, within the true Intent and Meaning thereof.

VI. And whereas in and by the said recited Act it was further enacted, That if in making the said Canal, Cuts and Reservoirs, any Pieces of Land should be cut through and divided, so that what should be left on each or either Side of the said Canal, Cuts and Reservoirs, should be less than one Acre in Quantity, or less than Fifty Yards in Breadth, throughout the whole Length thereof, and if the Owner or Owners of any such Pieces or Parcels of Land should not have any other Land adjoining or contiguous to what should be so left on each or either Side of the said Canal, Cuts and Reservoirs, then and in every such Case the said Company of Proprietors should and were thereby required to take and purchase the Piece or Parcel, or Pieces or Parcels of Land so to be left on either Side of the said Canal, Cuts and Reservoirs, being less than One Acre in Quantity, or less than Fifty Yards in Breadth, throughout the whole Length thereof as aforesaid, and should pay for the same after the same Rate, and in the same Manner as they should pay for the Land adjoining thereto, which should be taken and used for making the said Canal, Cuts and Reservoirs, provided the Owner or Owners or the Person or Persons entitled to the Possession or to the Rents and Profits of such small Pieces or Parcels of Land respectively, should by Writing under their Hands, to be delivered to the Clerk or Treasurer to the said Company of Proprietors, require the said Company of Proprietors to take and purchase the same, and provided the said Commissioners should, by Writing under their Hands and Seals, consent thereto, but not otherwise: And whereas the obtaining the Consent of the said Commissioners has been found inconvenient: Be it therefore enacted, That in all Cases where the Owner or Owners, or the Person or Persons entitled to the Possession or to the Rents and Profits of such small Pieces or Parcels of Land respectively, shall, in Manner directed by the said Act, require the said Company to take and purchase the same, the said Company shall and are hereby required to take and purchase such small Pieces or Parcels of Land, without applying for or obtaining the Consent of the said Commissioners, any Thing in the said Act to the contrary notwithstanding.

VII. And whereas the Line of the said Canal by this Act authorized to be made, will pass so near to the Rectory House of the said Parish of *Sampford Peverell*, as to render the same inconvenient for the Residence of the Rector of the said Parish: Be it therefore enacted, That the said Company of Proprietors shall within Three Years after the passing of this Act, either purchase for, and grant and convey to the Rector for the Time being of the said Parish, for the Use of himself and his Successors, Rectors of the said Parish, in lieu of the present Rectory House, *Providing a House for Rector of Sampford Peverell.*

Garden, and Appurtenances, some other Dwelling House with fit and convenient Out-houses, Gardens and Appurtenances, to the Satisfaction of the Bishop of the Diocese of *Exeter* and the Patron of the said Rectory for the Time being respectively, to be expressed by Writing under their Hands, or otherwise shall erect and build in lieu of the present Rectory House, Garden, and Appurtenances upon some other Part of the Glebe Lands belonging to the said Rectory or upon some other Lands contiguous thereto, another Parsonage House, with fit and convenient Out-houses, Garden, and Appurtenances, to the Satisfaction of the said Bishop and Patron, to be expressed as aforesaid, which said new erected, or other House, and all Out-houses, Garden, and Appurtenances so to be purchased or built as aforesaid (as the Case may be) shall be, and shall be deemed and taken to be the Parsonage House, Out-houses, Garden, and Appurtenances of the said Rectory of the said Parish of *Sampford Peverell*, to all Intents and Purposes whatsoever, and the present Rectory House of the said Parish, and the Garden and Appurtenances thereto belonging, shall from thenceforth belong to and become vested in the said Company of Proprietors, their Successors and Assigns.

Canal not to be nearer Rectory House of Tidcombe than One hundred Yards.

VIII. Provided also, and be it further enacted, That nothing in this Act contained shall extend to authorize or empower the said Company of Proprietors, or any other Person or Persons, in making or cutting the said Canal in and through the Lands or Grounds belonging to the Rectory of the Portion of *Tidcombe*, in the Parish of *Tiverton* aforesaid, to approach or come in any Part or Bearing of the said Line of Canal nearer than the Distance of One hundred Yards of Three Feet each, from the Parsonage House and Garden Wall of and belonging to the said Rectory of *Tidcombe*, without the Consent of the Patron and Rector for the Time being, and of the Bishop of the Diocese of *Exeter* for the Time being, under their respective Hands, first thereto obtained, any thing herein contained to the contrary notwithstanding; and in case the said Company of Proprietors shall apply for such Consent to such Patron, Rector and Bishop for the Time being respectively, and shall obtain the same, and in consequence thereof, shall approach nearer to the said Parsonage House and Garden than the Space or Distance above mentioned, by reason whereof it may be necessary in the Opinion of the said Patron, Bishop and Rector, to be expressed by Notice in Writing under their respective Hands, to be delivered to the principal Clerk or Treasurer of the said Company of Proprietors, within one Year next after the said Canal shall be completed, through the Lands belonging to the said Rectory to take down and remove the said Parsonage House and Out-Buildings, and to rebuild the same upon some other Part of the said Glebe Lands, near or contiguous to the Scite thereof, then and in such case it shall and may be lawful to and for the said Company of Proprietors, by and with the Consent and Approbation of the said Patron, Bishop and Rector for the Time being, but not otherwise, to take down and remove the said Parsonage House and the Out-Buildings to the same belonging, or any Part thereof, and to erect and build one other good and substantial House and Out-Buildings in lieu thereof, to be approved of by the said Patron, Bishop and Rector for the Time being, upon some other Part of the said Glebe Lands, which new erected House and Out-Buildings when erected and built as aforesaid, shall be,
and

and shall be deemed and taken to be the Parsonage House of the said Rectory of the said Portion of *Tidcombe*, to all Intents and Purposes whatsoever.

IX. And be it further enacted, That full Recompence and Satisfaction shall be made by the said Company of Proprietors for all the Tithes, both Great and Small, of the Lands which shall be taken or made Use of by them for the Purposes of this Act, to the several Persons who are now entitled, or at any Time hereafter might become entitled to such Tithes according to their respective Interests therein, such Tithes to be estimated at the average Value of the Four Years commencing at *Michaelmas* One thousand eight hundred and six, and ending at *Michaelmas* One thousand eight hundred and ten, such Value to be ascertained in case of any Difference in like Manner as the Value of any Lands or Hereditaments are herein directed to be ascertained, provided that the Recompence and Satisfaction to be made to Spiritual Persons shall be made by an annual Rent.

Compen-
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Tithes.

X. And whereas it was in and by the said recited Act enacted, That the first General Assembly of the said Company of Proprietors should be held at the Place and Time therein mentioned, at which General Assembly the said Company of Proprietors assembled together with such Proxies as should then be present, should chuse Twenty-one Persons who should then be Proprietors of Five or more Shares in the said Undertaking to manage the Affairs of the said Company of Proprietors in Manner as thereafter was intended, with Power for selecting out of the said Committee such Sub-Committees as should be thought expedient, and with such Clerk or Clerks as such General Assembly should allow, and to continue in their Office until another Committee should be chosen as thereafter directed, unless they or any of them should be removed by the said Company of Proprietors as thereafter mentioned: And whereas it is not in the said Act directed in what Manner the future Committees of Management shall be chosen; therefore and for avoiding all Doubts whether the Acts heretofore done by Persons acting as such Committees have been duly performed, and also all Doubts in whom is vested the Power of selecting such Sub-Committees, and choosing such Clerks as aforesaid: Be it further enacted, That all Persons who have acted as a Committee of Management of the said Company of Proprietors, and who have been chosen at any General Assembly of the said Company of Proprietors, or any Adjournment thereof, heretofore held, are hereby declared to have been duly elected and chosen, and that the several Persons now acting as a Committee of Management of the said Company of Proprietors who have been chosen at some such General Assembly or Adjournment thereof as aforesaid, shall be and hereby are deemed and declared to have been, and to be duly elected, and to be competent to act in all Things as a Committee of Management of the said Company of Proprietors until another Committee shall be chosen in Manner hereinafter directed, unless they or any of them shall be sooner removed by the said Company of Proprietors in Manner in the said recited Act directed, and that all Proceedings of the said Committees of Management shall be, and are hereby declared to have been, as valid and effectual as if the same had been done by the first Committee of Management appointed under

Appointment
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under the Provisions of the said Act, and are hereby ratified and confirmed; and that the said Company of Proprietors, at any Annual General Assembly or Adjournment thereof, shall and may from Time to Time choose Twenty-one Persons, who shall then be Proprietors of Five or more Shares in the said Undertaking, to be a Committee to manage the Affairs of the said Company of Proprietors, in Manner directed by the said Act, with Power to the said Committee to select out of their Members such Sub-Committees as shall be deemed expedient and necessary, and to appoint and employ such Clerk or Clerks as shall be allowed from Time to Time, by any such General Assembly or Adjournment thereof, and in case the said Company of Proprietors shall not, at any such Annual General Assembly or Adjournment thereof, elect another Committee of Management, then the Persons formerly chosen, together with such who may have been elected in the Room of those who have died or resigned, or have been removed, shall continue to act until the said Company shall choose another Committee of Management in their Stead.

Increase of Allowance to Members of the Committees.

XI. And whereas it is in and by the said recited Act enacted, that the said Committee of Management should meet once in every Month at the least, and that all reasonable Expences of the Meetings of the said Committees should be paid out of the Stock of the said Company of Proprietors, not exceeding Five Shillings for the Expences of each Person in any one Day: And whereas it may happen that a Meeting of the said Committee may not be necessary so often as once in every Month, and the said Sum of Five Shillings is wholly inadequate to defray the Expences of the Members of the said Committee: Be it therefore further enacted, that it shall and may be lawful to and for the several Persons attending any Meetings of the said Committee or of any Sub-Committee as Members thereof, to adjourn from Time to Time for such Time as they shall think fit, so as no such Adjournment shall be for a longer Space of Time than three Calendar Months; and it shall be lawful for such Person or Persons to receive, and the Treasurer of the said Company for the Time being is hereby authorized and required from Time to Time to pay to the Clerk of the said Company, for the Time being, for the Use of such Person or Persons out of the Stock of the said Company of Proprietors, a reasonable Sum or Sums of Money for the Expences of the several Persons attending at each such Meeting of the said Committee or Sub-Committee: Provided nevertheless, that it shall and may be lawful to and for the said Company of Proprietors in any General Assembly, to be held in such Manner as in the said recited Act is directed, to make such Rules, Orders and Regulations respecting the Amount of the Allowance for such Expences to be hereafter paid to the several Persons attending the Meetings of the said Committee and Sub-Committees, as to them the said Proprietors in such General Assembly shall seem fit and reasonable.

Recovery of Calls for Money.

XII. And whereas it would tend to the more punctual and regular Payment of the Calls for Money to be made in respect of Shares in the said Undertaking if further Provisions were made in regard thereto; be it therefore enacted, That if any Proprietor of any Share or Shares in the said Navigation and Undertaking shall neglect or refuse to pay his, her, or their proportionable Part of the Money so to be called for as in the said

said recited Act is mentioned, at the Time and Place which shall be appointed for that Purpose, in Manner therein mentioned; it shall be lawful for the said Company of Proprietors, in case they shall so think fit, to sue for and recover the same, together with the Penalty hereinafter mentioned, in any of His Majesty's Courts of Record at *Westminster*, by Action of Debt, or on the Case; and the Person or Persons so refusing or neglecting to pay such his, her, or their proportionable Part of such Money in Manner aforesaid, shall forfeit to the said Company of Proprietors, if such Payments shall not be made within Thirty Days next after the Time appointed for Payment of the same, the Sum of Five Shillings per Share; or if such Payment shall not be made within Sixty Days next after the Time appointed for the Payment of the same, the Sum of Ten Shillings per Share for and in respect of every Share of such Person or Persons, in respect whereof such Person or Persons shall so neglect or refuse to pay as aforesaid; and in case any such Person or Persons shall neglect or refuse to pay his, her, or their proportionable Part of the Money so to be called for as aforesaid for the Space of Three Calendar Months after the Time to be appointed for Payment thereof as aforesaid, together with the said Penalty of Ten Shillings per Share as aforesaid, and the same shall not have been sued for by the said Company of Proprietors as aforesaid, or if sued for, shall not have been recovered by them, then, and in such Case, the Person or Persons so neglecting or refusing shall, if the said Company of Proprietors, or the Committee of Management, shall so determine, but not otherwise, absolutely forfeit all his, her, or their Share, Part, and Interest whatsoever in the said Undertaking, and all Profit and Advantage thereof, and all Money theretofore advanced by him, her, or them on account thereof, to and for the Use and Benefit of the other Proprietors of the said Undertaking; and all Shares that shall or may be so forfeited, shall be sold by the said Committee of Management by public Auction, for the most Money that can be gotten for the same, and the said Penalty of Five Shillings per Share, or Ten Shillings per Share, as the Case may be; and the Produce of the Shares so to be forfeited and sold shall be, and the same respectively is and are hereby directed to be paid to the Treasurer of the said Company, and applied in making, finishing, completing, and maintaining the said Navigation: Provided always, that if there shall be no Bidder for such Share or Shares at such Auction for the Sale thereof, the same Share or Shares shall or may be sunk and merged into the rest of the Shares in the said Undertaking, if the said Committee of Management shall think fit; and in that case the Name or Names of such Proprietor or Proprietors, and the Number or Numbers of such Share or Shares shall be expunged and struck out of the Books of the said Company: Provided always nevertheless, that no Advantage shall be taken of such Forfeiture of any Share or Shares in the said Navigation and Undertaking as aforesaid, until after personal Notice shall be given by the Treasurer or principal Clerk of the said Company of Proprietors to the Owner or Owners thereof; or until Notice in Writing shall be left at his, her, or their usual or last Place or Places of Abode; or published three several Times in the *London Gazette*, and also in some Newspaper or Newspapers published and circulated in the said Counties of *Somerset* and *Devon*; nor unless the same shall be declared to be forfeited at some General Meeting of the said Company of Proprietors, or of the Committee of Management: Provided also, that every such Forfeiture, after

The Persons making Default to forfeit for every Share;

and if Calls not answered in Three Months, Shares to be forfeited.

But Shares not to be forfeited without Notice, nor without being declared forfeited at a General Meeting of Committee.

Forfeiture of
Shares to be
an Indemnity
to Persons
forfeiting.

the same shall be taken Advantage of by the rest of the said Company of Proprietors as aforesaid, shall be an absolute Indemnification and Discharge to and for the Proprietor or Proprietors so forfeiting, against all Actions, Suits, and Prosecutions for any Breach of Contract or other Agreement between such Proprietor or Proprietors so forfeiting and the rest of the said Company, with regard to the future carrying on and Management of the said intended Navigation and Undertaking.

Application
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XIII. And be it further enacted, That if any Money shall be agreed or awarded to be paid for any Lands, Tenements or Hereditaments purchased, taken or used by virtue of the Powers of the said Act and this Act, for the Purposes thereof, which shall belong to any Corporation, Feme Covert, Infant, Lunatic or Person or Persons under any other Disability or Incapacity, such Money shall, in case the same shall amount to 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 recited 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 or Hereditaments in the Purchase of the Land Tax, or Discharge of any Debt or Debts, or such other Incumbrance or Part thereof, as the said Court shall authorize to be paid, affecting the same Lands, Tenements 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 Lands, Tenements or Hereditaments, which shall be conveyed and settled to, for and upon such and the like Uses, Trusts, Intents and Purposes, and in the same Manner as the 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 said 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
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XIV. Provided always, and be it further enacted, That if any Money so agreed or awarded to be paid for any Lands, Tenements, or Hereditaments purchased, taken, or used for the Purposes aforesaid, and belonging
to

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 amount to the Sum of Twenty Pounds, then, and in all such Cases, the same shall, at the Option of the Person or Persons for the Time being entitled to the Rents and Profits of the Lands, Tenements, or Hereditaments so purchased, taken, or used, or of his, her, or their Guardian or Guardians, Committee or Committees, in case of Infancy or Lunacy, to be signified in Writing under their respective Hands, be paid into the Bank, in the Name and with the Privity of the said Accountant General of the High Court of Chancery, and be placed to his Account as aforesaid, in order to be applied in Manner hereinbefore 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 Two 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.

tion does not exceed 200l. nor less than 20l.

XV. Provided also, and be it further enacted, That where such Money so agreed or awarded to be paid as next before mentioned, shall be less than Twenty Pounds, then, and in all such Cases, the same shall be applied to the Use of the Person or Persons who would, for the Time being, have been entitled to the Rents and Profits of the Lands, Tenements or Hereditaments so purchased, taken or used for the Purposes of the said Act and 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 entitled respectively.

Application where the Money is less than 20l.

XVI. And be it further enacted, That in case the Person or Persons to whom any Sum or Sums of Money shall be awarded for the Purchase of any Lands, Tenements or Hereditaments, to be purchased by virtue of the said Act and this Act, shall refuse to accept the same; or shall not be able to make a good Title to the Premises, to the Satisfaction of the said Company of Proprietors, or in case such Person or Persons, to whom such Sum or Sums of Money shall be so awarded as aforesaid, cannot be found, or if the Person or Persons entitled to such Lands, 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, or any Five or more of them, to order the said Sum or Sums of Money so awarded as aforesaid to be paid into the Bank of *England*, in the Name and with the Privity of the Accountant General of the Court of Chancery, to be placed to his Account, to the Credit of the Parties interested in the said Lands, Tenements or Hereditaments, (describing them), subject to the Order, Controul, and Disposition of the Court of Chancery; which said Court of Chancery, 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

In case of not making out Titles.

or if Persons cannot be found, Purchase Money to be paid into the Bank.

subject to the Order of the Court of Chancery, on Motion or Petition.

mary 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, and to order Distribution thereof, or Payment of the Dividends thereof, according to the respective Estate or 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.

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

XVII. Provided always, and be it 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 Lands, Tenements or Hereditaments, or of any Estate, Right or Interest in any Lands, Tenements or Hereditaments, to be purchased in pursuance of the said Act and this Act, or to any Bank Annuities to be purchased with any such Money, or the Dividends or Interest of any such Bank Annuities, the Person or Persons who shall have been in Possession of such 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 entitled to such 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 entitled to such Lands, Tenements or Hereditaments, or to some Estate or Interest therein.

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

XVIII. Provided also, and be it enacted, That where, by reason of any Disability or Incapacity of the Person or Persons, or Corporation, entitled to any Lands, Tenements or Hereditaments, to be purchased under the Authority of the said Act and 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 the said Act and 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 the said Act and this Act, or so much of such Expences as the said Court shall deem reasonable, to be paid by the said Company of Proprietors out of the Monies to be received by virtue of the said Act and this Act, who shall from Time to Time pay such Sums of Money for such Purposes as the said Court shall direct.

Expences of this Act to be paid.

XIX. And be it further enacted, That the Costs and Charges of obtaining and passing this Act, and of making the Surveys, Plans and
timates

Estimates incident thereto, and all other Costs, Charges and Expences concerning the same, shall be borne, paid and defrayed by the said Company of Proprietors, by and out of the first Money that shall come to their Hands after the Day of passing this Act, by virtue of the said recited Act.

XX. 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.

The SCHEDULE to which the foregoing Act refers.

In BURLISCOMBE Parish.

Owners.	Occupiers.	Description of Property.
Thomas Brown, Esq. (Edward Corner, Lessee) }	Edward Corner .	Linney, 2 Orchards and Barn
Wm. Ashford Sandford, Esq.	Henry Baker .	Four Orchards and Garden
Ditto (Richard Corner, Lessee)	William Andrews	Garden, Barton, &c.
Ditto (Ditto)	Richard Corner .	Orchard
Ditto	James Wills .	Two Orchards
Ditto (Joanna Quick, Lessee)	William Andrews	Orchard

In SAMPFORD PEVERELL Parish.

Nicholas Farr . . .	Nicholas Farr . . .	Orchard
William Row . . .	William Row . . .	} Paddock, Orchard, Nursery and Garden
Nicholas Farr . . .	Nicholas Farr . . .	Orchard
Henry Stevens . . .	Henry Stevens . . .	Ditto
James Webber . . .	James Webber . . .	Ditto and Part of Tan Yard
Miss Elizabeth Slee . . .	Miss Elizabeth Slee . . .	Orchards
William Row . . .	John Payne . . .	Garden and Orchard
John Broome Farrant } John Curwood, Lessee }	John Curwood . . .	Orchard and Garden
Rev. Mr. Pidsley } Rev. Dr. Adney, }	Rev. Mr. Shuckburgh	} Out-buildings, Orchard, Garden and Yard.
John Broome Farrant . . .	Nicholas Griffin . . .	Cottage and Garden
Ditto . . .	Nicholas Curwood . . .	Ditto
Sarah Merson . . .	Vacant . . .	Ditto
Ditto . . .	William Merson . . .	Ditto
Ditto . . .	John Hillier . . .	Ditto
John Cowling . . .	William Taylor . . .	} King's Head Inn, Out-build- ings, Yard, &c.
William Merson . . .	William Merson . . .	} House, Out-buildings and Gardens
James Webber } Sarah Blanch Silk, Lessee }	Thomas Warren . . .	} Farm House, Out-buildings, Yard, Orchard, Gardens, &c.
John Broome Farrant } Mary Hitchcock, Lessee }	John Clarke, Francis Hillier, W. Shears	} Three Cottages, Three Gar- dens and Out-buildings
Miss Elizabeth Slee . . .	Thomas Farr, sen.	} House, Out-buildings, Or- chard, Garden, &c.
John Juson Down . . .	Joseph Stevenson . . .	} House, Out-buildings, Gar- den and Orchard
James Webber . . .	William Tucker . . .	Orchard, Garden, &c.
Miss Elizabeth Slee . . .	Thomas Farr . . .	Garden
Dr. John Merson . . .	Dr. John Merson . . .	} House, Out-buildings, Gar- den, &c.
James Surridge . . .	James Surridge . . .	Ditto
John Cowling . . .	William Taylor . . .	Garden
Philip Broadmead . . .	William Mutter . . .	} House, Out-buildings, Bar- ton, Cottage and Garden
Ditto . . .	William Rawlins . . .	Cottage

SAMPFORD PEVERELL Parish continued.

Owners.	Occupiers.	Description of Property.
William Brice	Robert Webber	Cottage and Garden
Ditto	John Marland	Ditto
Richard Thomas	Richard Thomas	House, Out-buildings, &c.
William Row	John Goffin	Cottage and Garden
Ditto	John Pearce	Ditto

In HALBERTON Parish.

James Salter	James Salter	Orchard
John Binford	Robert Carter	Garden and Orchards
Richard Finnimore	William Hussey	Garden and Orchard
James Coles	Thomas Harwood	Ditto
(Hopkins, Lessee)	William Thomas	Garden
Richard Phillips	Henry Upton	Orchard
Henry Upton	Abraham Manley	Paddock or Orchard
Dean and Chapter of Bristol } (Abraham Manley, Lessee) }	John Manley	Ditto
Ditto (John Manley, Lessee) }	Thomas Baker	Ditto
Ditto (Mrs. Mary Saunders } Pugh Lessee) }	William Harwood	Orchard
John Martyn, Esq.		

In TIVERTON Parish.

King's College Cambridge } (Trustees of late John } Weech Esq. Lessees)	William Munday	Orchard
Rev. Dr. Vivian	Misses Charlotte and } Louisa Carolina } Poole	Paddock, Orchards, Barton, Garden, &c.
Thomas Cooke	Thomas Cooke	Garden
Rev. Dr. Benjamin Heath and } Miss Elizabeth Heath }	Widow Arthur	Orchards, Paddock, &c.
John Dickinson Esq.	James Quick	Garden
Philip Blundel Esq.	Philip Blundell, Esq.	Part of Lawn
Mrs. Hamilton	Richard Hawkes	Old Garden
Mrs. Hewitt	William Hayden, Senr.	Small Garden, Barn, &c.

1958

Annual Report of the Board of Directors

The Board of Directors has the honor to present to you the Annual Report of the Corporation for the year ending December 31, 1958. This report contains a summary of the activities of the Corporation during the year and a statement of the financial results. The Board is pleased to report that the Corporation has achieved significant progress in its operations and has maintained a strong financial position.

The Corporation's operations during the year were characterized by a steady increase in sales and a corresponding increase in production. This was achieved through the implementation of a comprehensive marketing program and the expansion of the production facilities. The Corporation's financial performance was also strong, with a significant increase in net income and a decrease in working capital requirements.

The Board of Directors is confident that the Corporation is well-positioned to continue its growth and success in the future. The Board is grateful to the management and the employees of the Corporation for their hard work and dedication during the year.

Very truly yours,
 Chairman of the Board